

SIXTY-SECOND DAY - APRIL 12, 2011**LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE
FIRST SESSION****SIXTY-SECOND DAY**

Legislative Chamber, Lincoln, Nebraska
Tuesday, April 12, 2011

PRAYER

The prayer was offered by Senator Council.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Flood presiding.

The roll was called and all members were present except Senator Wightman who was excused; and Senators Coash, Louden, Pirsch, Price, and Schilz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-first day was approved.

MOTIONS - Approve Appointments

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1089:

Foster Care Review Board
Thomas Incontro

Voting in the affirmative, 31:

Adams	Cook	Harms	McGill	Smith
Ashford	Cornett	Heidemann	Mello	Sullivan
Bloomfield	Dubas	Karpisek	Nelson	Utter
Brasch	Flood	Langemeier	Nordquist	
Campbell	Fulton	Larson	Pahls	
Carlson	Haar, K.	Lathrop	Pankonin	
Christensen	Hansen	Lautenbaugh	Schumacher	

Voting in the negative, 0.

Present and not voting, 13:

Avery	Fischer	Harr, B.	Krist	Wallman
Conrad	Gloor	Howard	Louden	
Council	Hadley	Janssen	McCoy	

Excused and not voting, 5:

Coash	Pirsch	Price	Schilz	Wightman
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The appointment was confirmed with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1089:

Foster Care Review Board
Mark Zimmerer

Voting in the affirmative, 35:

Adams	Christensen	Hansen	Langemeier	Pahls
Ashford	Cook	Harms	Larson	Pankonin
Avery	Council	Harr, B.	Lautenbaugh	Schumacher
Bloomfield	Dubas	Heidemann	McGill	Smith
Brasch	Fischer	Howard	Mello	Sullivan
Campbell	Flood	Karpisek	Nelson	Utter
Carlson	Fulton	Krist	Nordquist	Wallman

Voting in the negative, 0.

Present and not voting, 9:

Conrad	Gloor	Hadley	Lathrop	McCoy
Cornett	Haar, K.	Janssen	Louden	

Excused and not voting, 5:

Coash	Pirsch	Price	Schilz	Wightman
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The appointment was confirmed with 35 ayes, 0 nays, 9 present and not voting, and 5 excused and not voting.

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 145, 146, 147, and 148 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 145, 146, 147, and 148.

MOTIONS - Approve Appointments

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1089:

Nebraska Child Abuse Prevention Fund Board
Martha Parker

Voting in the affirmative, 34:

Adams	Cook	Hansen	Lautenbaugh	Pirsch
Avery	Cornett	Harms	McGill	Schumacher
Bloomfield	Council	Heidemann	Mello	Smith
Brasch	Dubas	Howard	Nelson	Sullivan
Campbell	Fischer	Karpisek	Nordquist	Utter
Carlson	Flood	Krist	Pahls	Wallman
Christensen	Haar, K.	Larson	Pankonin	

Voting in the negative, 0.

Present and not voting, 11:

Ashford	Gloor	Janssen	Louden
Conrad	Hadley	Langemeier	McCoy
Fulton	Harr, B.	Lathrop	

Excused and not voting, 4:

Coash	Price	Schilz	Wightman
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The appointment was confirmed with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1089:

Nebraska Rural Health Advisory Commission
Shawn Kralik

Voting in the affirmative, 31:

Adams	Cook	Heidemann	Mello	Sullivan
Avery	Council	Howard	Nelson	Utter
Bloomfield	Fischer	Karpisek	Nordquist	Wallman
Brasch	Flood	Krist	Pahls	
Campbell	Haar, K.	Langemeier	Pirsch	
Carlson	Hansen	Larson	Schumacher	
Christensen	Harms	Lautenbaugh	Smith	

Voting in the negative, 0.

Present and not voting, 14:

Ashford	Dubas	Hadley	Lathrop	McGill
Conrad	Fulton	Harr, B.	Louden	Pankonin
Cornett	Gloor	Janssen	McCoy	

Excused and not voting, 4:

Coash	Price	Schilz	Wightman
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The appointment was confirmed with 31 ayes, 0 nays, 14 present and not voting, and 4 excused and not voting.

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1089:

State Board of Health
Debra Parsow
Wayne Stuberg
Daryl Wills

Voting in the affirmative, 34:

Adams	Christensen	Hansen	Larson	Pirsch
Ashford	Cook	Harms	Lautenbaugh	Schumacher
Avery	Cornett	Heidemann	McGill	Smith
Bloomfield	Dubas	Howard	Mello	Sullivan
Brasch	Fischer	Karpisek	Nelson	Utter
Campbell	Flood	Krist	Nordquist	Wallman
Carlson	Haar, K.	Langemeier	Pahls	

Voting in the negative, 0.

Present and not voting, 11:

Conrad	Gloor	Janssen	McCoy
Council	Hadley	Lathrop	Pankonin
Fulton	Harr, B.	Louden	

Excused and not voting, 4:

Coash	Price	Schilz	Wightman
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The appointments were confirmed with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Senator Langemeier moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 1093:

Nebraska Environmental Trust Board
 Paul Dunn
 Gloria Erickson
 James Stuart Jr.

Voting in the affirmative, 35:

Adams	Christensen	Hansen	Larson	Pankonin
Ashford	Cook	Harms	Lautenbaugh	Pirsch
Avery	Council	Heidemann	McGill	Schumacher
Bloomfield	Dubas	Howard	Mello	Smith
Brasch	Fischer	Karpisek	Nelson	Sullivan
Campbell	Flood	Krist	Nordquist	Utter
Carlson	Haar, K.	Langemeier	Pahls	Wallman

Voting in the negative, 0.

Present and not voting, 10:

Conrad	Fulton	Hadley	Janssen	Louden
Cornett	Gloor	Harr, B.	Lathrop	McCoy

Excused and not voting, 4:

Coash	Price	Schilz	Wightman
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The appointments were confirmed with 35 ayes, 0 nays, 10 present and not voting, and 4 excused and not voting.

SENATOR LANGEMEIER PRESIDING

Senator Campbell moved the adoption of the Health and Human Services Committee report for the confirmation of the following appointment(s) found on page 1128:

Commission for the Deaf and Hard of Hearing
Carol Lomicky

Voting in the affirmative, 33:

Adams	Cook	Harms	Lautenbaugh	Schumacher
Avery	Cornett	Heidemann	McGill	Smith
Bloomfield	Council	Howard	Mello	Sullivan
Brasch	Dubas	Karpisek	Nelson	Utter
Campbell	Fischer	Krist	Nordquist	Wallman
Carlson	Haar, K.	Langemeier	Pahls	
Christensen	Hansen	Larson	Pirsch	

Voting in the negative, 0.

Present and not voting, 12:

Ashford	Fulton	Harr, B.	Louden
Conrad	Gloor	Janssen	McCoy
Flood	Hadley	Lathrop	Pankonin

Excused and not voting, 4:

Coash	Price	Schilz	Wightman
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The appointment was confirmed with 33 ayes, 0 nays, 12 present and not voting, and 4 excused and not voting.

GENERAL FILE

LEGISLATIVE BILL 600A. Title read. Considered.

Advanced to Enrollment and Review Initial with 36 ayes, 0 nays, 9 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 357. Senator Heidemann renewed his amendment, AM1147, found on page 1138.

SENATOR LATHROP PRESIDING

SENATOR LANGEMEIER PRESIDING

Senator K. Haar moved the previous question. The question is, "Shall the debate now close?" The motion failed with 16 ayes, 14 nays, and 19 not voting.

SENATOR CARLSON PRESIDING

Pending.

COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 463. Placed on Select File with amendment.
ER88

- 1 1. In the Ashford amendment, AM1131:
- 2 a. On page 28, line 5, strike "not" and insert "no"; in
- 3 line 14 after "percent" insert an underscored comma; and in line 15
- 4 after "dollars" insert an underscored comma; and
- 5 b. On page 35, line 3, strike the comma and insert "and".
- 6 2. On page 1, strike beginning with "juveniles" in line
- 7 1 through line 8 and insert "government; to amend sections 43-286
- 8 and 43-3701, Reissue Revised Statutes of Nebraska, and sections
- 9 28-416, 29-2258, 29-2262.08, 29-3921, 43-2,108.05, 43-2,129,
- 10 79-209, 79-2104, and 79-2104.02, Revised Statutes Cumulative
- 11 Supplement, 2010; to change and transfer provisions relating
- 12 to certain violations of the Uniform Controlled Substances Act
- 13 by minors, powers and duties of probation officers relating to
- 14 juveniles, revocation of probation of a juvenile, sealed juvenile
- 15 records, and policies regarding excessive absenteeism; to provide
- 16 for and eliminate transfers from the Commission on Public Advocacy
- 17 Operations Cash Fund; to eliminate provisions relating to a study
- 18 and assessment; to state intent and provide for grants for court
- 19 appointed special advocate programs; to create a fund; to require
- 20 reports; to provide for funding for and a plan regarding excessive
- 21 absenteeism; to harmonize provisions; to repeal the original
- 22 sections; and to declare an emergency.".

LEGISLATIVE BILL 463A. Placed on Select File with amendment.
ER87

- 1 1. On page 1, strike beginning with "to" in line 3
- 2 through the second semicolon in line 4.

LEGISLATIVE BILL 500. Placed on Select File.

(Signed) Tyson Larson, Chairperson

AMENDMENT - Print in Journal

Senator Carlson filed the following amendment to LB698:
AM1002

(Amendments to E & R amendments, ER58)

- 1 1. Strike section 1 and all amendments thereto and insert
- 2 the following new sections:
- 3 Section 1. Section 66-1214, Reissue Revised Statutes of

4 Nebraska, is amended to read:

5 66-1214 Commencing January 1, ~~1986~~, 2012, motor fuel
 6 dispensers shall be labeled on both faces with the product identity
 7 using the most descriptive terms commercially practicable. In
 8 addition, ~~all alcohol-blended motor fuel dispensers that dispense~~
 9 motor fuel containing less than one percent of alcohol shall have a
 10 label stating: ~~With or containing ethanol, methanol, or ethanol and~~
 11 ~~methanol or with similar wording if the motor fuel being dispensed~~
 12 ~~contains one percent or more by volume of alcohol. This fuel does~~
 13 ~~not contain ethanol, methanol, or ethanol and methanol.~~ Any person
 14 who owns or controls such a motor fuel dispenser and does not
 15 attach the notice required by this section shall be guilty of an
 16 infraction.
 17 Sec. 3. This act becomes operative on January 1, 2012.
 18 2. Renumber the remaining section accordingly.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 637A. Introduced by Adams, 24.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 637, One Hundred Second Legislature, First Session, 2011; and to declare an emergency.

RESOLUTION

LEGISLATIVE RESOLUTION 161. Introduced by Mello, 5; Ashford, 20; Conrad, 46; Cook, 13; Council, 11; Dubas, 34; Fischer, 43; K. Haar, 21; Harms, 48; Krist, 10; Langemeier, 23; Nordquist, 7; Pirsch, 4; Utter, 33.

WHEREAS, Earth Day is April 22, 2011; and

WHEREAS, Earth Day was founded by United States Senator Gaylord Nelson as an environmental teach-in held on April 22, 1970; and

WHEREAS, Earth Day has evolved into the largest civic observance in the world, with more than one billion people participating in Earth Day activities; and

WHEREAS, the Earth Day Network works with over twenty-two thousand partners in one hundred ninety-two countries to broaden, diversify, and mobilize the global environmental movement to encourage citizens to remember the importance of protecting and conserving our natural resources and environment.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature designates April 22, 2011, as Earth Day in the State of Nebraska.

2. That on this day Nebraskans are encouraged to join the millions of other Earth Day participants in recycling, volunteering, and taking part in minimum-waste and sustainable initiatives.

3. That Nebraskans are also encouraged to continue to take part in activities that promote ecological sustainability in their communities year-round to ensure healthy environments for future generations.

Laid over.

SPEAKER'S MAJOR PROPOSAL

April 12, 2011

Patrick O'Donnell
Clerk of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. O'Donnell:

Please be advised that pursuant to Rule 1, Section 17, the Executive Board met and approved Speaker Flood's request that LB84 and LB397 be designated as 2011 Speaker Major Proposals.

Sincerely,
(Signed) John Nelson, Vice Chairperson
Executive Board

C: Speaker Mike Flood

CONFLICT OF INTEREST STATEMENT

Pursuant to Rule 1, Sec. 19, Senator Hansen has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

GENERAL FILE

LEGISLATIVE BILL 357. The Heidemann amendment, AM1147, found on page 1138 and considered in this day's Journal, was renewed.

Senator Wallman moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 31 ayes, 0 nays, and 18 not voting.

The Heidemann amendment lost with 10 ayes, 25 nays, 10 present and not voting, and 4 excused and not voting.

Senator Mello offered the following amendment:

AM1176

- 1 1. On page 4, line 21, after the period insert "If the
- 2 change includes an increase in the sales and use tax rate to
- 3 two percent, the ordinance imposing the increase shall create a
- 4 property tax relief fund to be used to reduce property taxes and
- 5 five percent of the revenue generated by a sales and use tax rate
- 6 of one-half percent shall be credited to the fund. The creation of
- 7 a property tax relief fund shall be included in the question in the
- 8 description of the proposed use of the revenue to be collected from
- 9 the increase.".

Pending.

SELECT FILE

LEGISLATIVE BILL 95. Senator Campbell offered the following motion:

MO27

Bracket until January 4, 2012.

Pending.

COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 600A. Placed on Select File.

(Signed) Tyson Larson, Chairperson

AMENDMENT - Print in Journal

Senator Council filed the following amendment to LB190:

AM680

(Amendments to Standing Committee amendments, AM376)

- 1 1. On page 1, line 6, strike beginning with "and" through
- 2 the period and insert "and strike beginning with 'At' in line 15
- 3 through line 21 and insert 'At the general election in November
- 4 2012, the members representing election districts 1 and 5 shall be
- 5 elected for initial terms of two years and until their successors
- 6 are elected and qualified. At the general election in November
- 7 2014, the members representing election districts 2, 4, and 6
- 8 shall be elected for initial terms of four years and until their
- 9 successors are elected and qualified. At the general election in
- 10 November 2016, the members representing election districts 3 and 7
- 11 shall be elected for initial terms of six years and until their
- 12 successors are elected and qualified. Thereafter, all members shall
- 13 be elected for terms of six years and until their successors are
- 14 elected and qualified. Any member of the board elected before the

15 effective date of this act shall remain on the board until the
16 expiration of the term to which he or she was elected unless
17 removed for cause other than failure to reside in his or her
18 assigned election district.'."

UNANIMOUS CONSENT - Room Change

Senator Lathrop asked unanimous consent that the Business and Labor Committee conduct its hearing on Wednesday, April 13, 2011, in Room 1524 instead of Room 2102. No objections. So ordered.

VISITORS

Visitors to the Chamber were 25 fourth-grade students, teacher, and sponsors from Plainview; 53 fourth-grade students from Westridge Elementary, Elkhorn; participants in the Nebraska Federation of Women's Clubs Sophomore Pilgrimage from across the state; and 4 fourth- through eighth-grade students and teachers from Papillion Home School Association, Papillion.

RECESS

At 11:59 a.m., on a motion by Senator Adams, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., Speaker Flood presiding.

ROLL CALL

The roll was called and all members were present except Senators B. Harr and Wightman who were excused; and Senators Gloor, Lautenbaugh, and Schilz who were excused until they arrive.

GENERAL FILE

LEGISLATIVE BILL 357. The Mello amendment, AM1176, found in this day's Journal, was renewed.

Senator Mello withdrew his amendment.

Senator Ashford moved for a call of the house. The motion prevailed with 42 ayes, 0 nays, and 7 not voting.

Senator Ashford requested a roll call vote, in reverse order, on the advancement of the bill.

Voting in the affirmative, 27:

Adams	Cook	Haar, K.	McGill	Smith
Ashford	Cornett	Hadley	Nelson	Sullivan
Avery	Council	Howard	Nordquist	Wallman
Campbell	Dubas	Krist	Pankonin	
Carlson	Fischer	Lathrop	Schilz	
Conrad	Gloor	Louden	Schumacher	

Voting in the negative, 14:

Bloomfield	Fulton	Janssen	Larson	Price
Brasch	Hansen	Karpisek	McCoy	Utter
Flood	Heidemann	Langemeier	Pahls	

Present and not voting, 6:

Christensen	Harms	Mello
Coash	Lautenbaugh	Pirsch

Excused and not voting, 2:

Harr, B.	Wightman
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Advanced to Enrollment and Review Initial with 27 ayes, 14 nays, 6 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

RESOLUTION

LEGISLATIVE RESOLUTION 162. Introduced by Janssen, 15.

WHEREAS, the Fremont Cadet Squadron of the Civil Air Patrol provides search and rescue services, offers disaster response training, and supplies highly trained personnel to aid and comfort the citizens of Nebraska in times of need; and

WHEREAS, the Fremont Cadet Squadron of the Civil Air Patrol provides aerospace education and technology-based training to Fremont area youth in the Civil Air Patrol Cadet Program; and

WHEREAS, the Fremont Cadet Squadron of the Civil Air Patrol develops cadets into responsible young adults through character development and leadership training; and

WHEREAS, the Fremont Cadet Squadron of the Civil Air Patrol has been recognized two of the last three years as the best cadet squadron out of over one thousand four hundred squadrons in a seven-state area.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED SECOND LEGISLATURE OF NEBRASKA, FIRST SESSION:

1. That the Legislature commends the Fremont Cadet Squadron of the Civil Air Patrol for their service to the State of Nebraska.

2. That a copy of this resolution to sent to the members of the Fremont Cadet Squadron of the Civil Air Patrol.

Laid over.

COMMITTEE REPORTS

Transportation and Telecommunications

LEGISLATIVE BILL 353. Placed on General File.

LEGISLATIVE BILL 216. Placed on General File with amendment.
AM878

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 60-301, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 60-301 Sections 60-301 to 60-3,222 and section 4 of
6 this act shall be known and may be cited as the Motor Vehicle
7 Registration Act.

8 Sec. 2. Section 60-3,100, Reissue Revised Statutes of
9 Nebraska, is amended to read:

10 60-3,100 (1) The department shall issue to every person
11 whose motor vehicle or trailer is registered fully reflectorized
12 license plates upon which shall be displayed (a) the registration
13 number consisting of letters and numerals assigned to such motor
14 vehicle or trailer in figures not less than two and one-half inches
15 nor more than three inches in height and (b) also the word Nebraska
16 suitably lettered so as to be attractive. Two license plates shall
17 be issued for every motor vehicle, except that one plate shall
18 be issued for dealers, motorcycles, minitrucks, truck-tractors,
19 trailers, buses, ~~and~~ apportionable vehicles, and special interest
20 motor vehicles that use the special interest motor vehicle license
21 plate authorized by and issued under section 4 of this act. The
22 license plates shall be of a color designated by the director. The
23 color of the plates shall be changed each time the license plates
1 are changed. Each time the license plates are changed, the director
2 shall secure competitive bids for materials pursuant to sections
3 81-145 to 81-162. Motorcycle, minitruck, and trailer license plate
4 letters and numerals may be one-half the size of those required in
5 this section.

6 (2) When two license plates are issued, one shall be
7 prominently displayed at all times on the front and one on the
8 rear of the registered motor vehicle or trailer. When only one
9 plate is issued, it shall be prominently displayed on the rear of
10 the registered motor vehicle or trailer. When only one plate is
11 issued for motor vehicles registered pursuant to section 60-3,198
12 and truck-tractors, it shall be prominently displayed on the front

13 of the apportionable vehicle.

14 Sec. 3. Section 60-3,104, Reissue Revised Statutes of
15 Nebraska, is amended to read:

16 60-3,104 The department shall issue the following types
17 of license plates:

18 (1) Amateur radio station license plates issued pursuant
19 to section 60-3,126;

20 (2) Apportionable vehicle license plates issued pursuant
21 to section 60-3,203;

22 (3) Boat dealer license plates issued pursuant to section
23 60-379;

24 (4) Bus license plates issued pursuant to section
25 60-3,144;

26 (5) Commercial motor vehicle license plates issued
27 pursuant to section 60-3,147;

1 (6) Dealer or manufacturer license plates issued pursuant
2 to sections 60-3,114 and 60-3,115;

3 (7) Disabled veteran license plates issued pursuant to
4 section 60-3,124;

5 (8) Farm trailer license plates issued pursuant to
6 section 60-3,151;

7 (9) Farm truck license plates issued pursuant to section
8 60-3,146;

9 (10) Farm trucks with a gross weight of over sixteen tons
10 license plates issued pursuant to section 60-3,146;

11 (11) Fertilizer trailer license plates issued pursuant to
12 section 60-3,151;

13 (12) Film vehicle license plates issued pursuant to
14 section 60-383;

15 (13) Gold Star Family license plates issued pursuant to
16 sections 60-3,122.01 and 60-3,122.02;

17 (14) Handicapped or disabled person license plates issued
18 pursuant to section 60-3,113;

19 (15) Historical vehicle license plates issued pursuant to
20 sections 60-3,130 to 60-3,134;

21 (16) Local truck license plates issued pursuant to
22 section 60-3,145;

23 (17) Minitruck license plates issued pursuant to section
24 60-3,100;

25 (18) Motor vehicle license plates for motor vehicles
26 owned or operated by the state, counties, municipalities, or school
27 districts issued pursuant to section 60-3,105;

1 (19) Motor vehicles exempt pursuant to section 60-3,107;

2 (20) Motorcycle license plates issued pursuant to section
3 60-3,100;

4 (21) Nebraska Cornhusker Spirit Plates issued pursuant to
5 sections 60-3,127 to 60-3,129;

6 (22) Nonresident owner thirty-day license plates issued
7 pursuant to section 60-382;

- 8 (23) Passenger car having a seating capacity of ten
 9 persons or less and not used for hire issued pursuant to section
 10 60-3,143;
- 11 (24) Passenger car having a seating capacity of ten
 12 persons or less and used for hire issued pursuant to section
 13 60-3,143;
- 14 (25) Pearl Harbor license plates issued pursuant to
 15 section 60-3,122;
- 16 (26) Personal-use dealer license plates issued pursuant
 17 to section 60-3,116;
- 18 (27) Personalized message license plates for motor
 19 vehicles and cabin trailers, except commercial motor vehicles
 20 registered for over ten tons gross weight, issued pursuant to
 21 sections 60-3,118 to 60-3,121;
- 22 (28) Prisoner-of-war license plates issued pursuant to
 23 section 60-3,123;
- 24 (29) Purple Heart license plates issued pursuant to
 25 section 60-3,125;
- 26 (30) Recreational vehicle license plates issued pursuant
 27 to section 60-3,151;
- 1 (31) Repossession license plates issued pursuant to
 2 section 60-375;
- 3 (32) Special interest motor vehicle license plates issued
 4 pursuant to section 4 of this act;
- 5 ~~(32)~~(33) Specialty license plates issued pursuant to
 6 sections 60-3,104.01 and 60-3,104.02;
- 7 ~~(33)~~(34) Trailer license plates issued for trailers
 8 owned or operated by the state, counties, municipalities, or school
 9 districts issued pursuant to section 60-3,106;
- 10 ~~(34)~~(35) Trailer license plates issued pursuant to
 11 section 60-3,100;
- 12 ~~(35)~~(36) Trailers exempt pursuant to section 60-3,108;
- 13 ~~(36)~~(37) Transporter license plates issued pursuant to
 14 section 60-378;
- 15 ~~(37)~~(38) Trucks or combinations of trucks,
 16 truck-tractors, or trailers which are not for hire and
 17 engaged in soil and water conservation work and used for the
 18 purpose of transporting pipe and equipment exclusively used by such
 19 contractors for soil and water conservation construction license
 20 plates issued pursuant to section 60-3,149;
- 21 ~~(38)~~(39) Utility trailer license plates issued pursuant
 22 to section 60-3,151; and
- 23 ~~(39)~~(40) Well-boring apparatus and well-servicing
 24 equipment license plates issued pursuant to section 60-3,109.
- 25 Sec. 4. (1) The department shall either modify an
 26 existing plate design or design license plates to identify special
 27 interest motor vehicles, to be known as special interest motor
 1 vehicle license plates. The department, in designing such special
 2 interest motor vehicle license plates, shall include the words

3 special interest and limit the manufacturing cost of each plate
4 to an amount less than or equal to the amount charged for license
5 plates pursuant to section 60-3,102. The Department of Motor
6 Vehicles shall choose the design of the plate. The department shall
7 make applications available for this type of plate when it is
8 designed.

9 (2) One type of special interest motor vehicle license
10 plate shall be alphanumeric plates. The department shall:

11 (a) Assign a designation up to seven characters; and

12 (b) Not use a county designation.

13 (3) One type of special interest motor vehicle license
14 plate shall be personalized message plates. Such plates shall be
15 issued subject to the same conditions specified for personalized
16 message license plates in section 60-3,118.

17 (4) A person may apply to the department for a special
18 interest motor vehicle license plate in lieu of regular license
19 plates on an application prescribed and provided by the department
20 for any special interest motor vehicle, except for a motor vehicle
21 registered under section 60-3,198, motorcycle, or trailer. The
22 department shall make forms available for such applications through
23 the county treasurers or designated county officials.

24 (5) The form shall contain a description of the special
25 interest motor vehicle owned and sought to be registered, including
26 the make, body type, model, serial number, and year of manufacture.

27 (6)(a) In addition to all other fees required to register
1 a motor vehicle, each application for initial issuance or renewal
2 of a special interest motor vehicle license plate shall be
3 accompanied by a special interest motor vehicle license plate fee
4 of fifty dollars. Twenty-five dollars of the special interest motor
5 vehicle fee shall be remitted to the State Treasurer for credit to
6 the Department of Motor Vehicles Cash Fund and twenty-five dollars
7 of the special interest motor vehicle fee shall be remitted to the
8 State Treasurer for credit to the Highway Trust Fund.

9 (b) If a special interest motor vehicle license plate is
10 lost, stolen, or mutilated the owner shall be issued a replacement
11 license plate pursuant to section 60-3,157.

12 (7) When the department receives an application for a
13 special interest motor vehicle license plate, the department shall
14 deliver the plate to the county treasurer or designated county
15 official of the county in which the special interest motor vehicle
16 is registered. The county treasurer or designated county official
17 shall issue the special interest motor vehicle license plate in
18 lieu of regular license plates when the applicant complies with
19 the other provisions of the Motor Vehicle Registration Act for
20 registration of the special interest motor vehicle.

21 (8) If the cost of manufacturing special interest motor
22 vehicle license plates at any time exceeds the amount charged
23 for license plates pursuant to section 60-3,102, any money to
24 be credited to the Department of Motor Vehicles Cash Fund under

25 this section shall instead be credited first to the Highway
 26 Trust Fund in an amount equal to the difference between the
 27 manufacturing costs of special interest motor vehicle license
 1 plates and the amount charged pursuant to section 60-3,102 with
 2 respect to such license plates and the remainder shall be credited
 3 to the Department of Motor Vehicles Cash Fund.

4 (9) The special interest motor vehicle license plate
 5 shall be affixed to the rear of the special interest motor vehicle.

6 (10) A special interest motor vehicle shall not be used
 7 for the same purposes and under the same conditions as other motor
 8 vehicles of the same type and shall not be used for business or
 9 occupation or regularly for transportation to and from work. A
 10 special interest motor vehicle may be driven on the public streets
 11 and roads only for occasional transportation, public displays,
 12 parades, and related pleasure or hobby activities.

13 (11) It shall be unlawful to own or operate a motor
 14 vehicle with special interest motor vehicle license plates in
 15 violation of this section. Upon conviction of a violation of any
 16 provision of this section, a person shall be guilty of a Class V
 17 misdemeanor.

18 (12) For purposes of this section, special interest motor
 19 vehicle means a motor vehicle of any age which is being collected,
 20 preserved, restored, or maintained by the owner as a leisure
 21 pursuit and not used for general transportation of persons or
 22 cargo.

23 Sec. 5. This act becomes operative on January 1, 2012.

24 Sec. 6. Original sections 60-301, 60-3,100, and 60-3,104,
 25 Reissue Revised Statutes of Nebraska, are repealed.

(Signed) Deb Fischer, Chairperson

SELECT FILE

LEGISLATIVE BILL 70. ER70, found on page 1039, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 286. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 477. ER71, found on page 1039, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 499. ER74, found on page 1039, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 407. ER61, found on page 962, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 112. ER72, found on page 1039, was adopted.

Senator Lautenbaugh withdrew his amendment, AM908, found on page 932 and considered on page 1001.

Senator Coash renewed his amendment, AM1141, found on page 1133.

The Coash amendment was adopted with 37 ayes, 0 nays, 8 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 305. ER75, found on page 1039, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 385. Senator Mello renewed his amendment, AM865, found on page 902.

SENATOR ADAMS PRESIDING

Senator Mello withdrew his amendment.

Senator Mello offered the following amendment:

AM1184

- 1 1. Strike the original sections and all amendments
- 2 thereto and insert the following new sections:
- 3 Section 1. Section 66-1012, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 66-1012 Sections 66-1012 to 66-1019 and section 5 of this
- 6 act shall be known and may be cited as the Low-Income Home Energy
- 7 Conservation Act.
- 8 Sec. 2. Section 66-1014, Reissue Revised Statutes of
- 9 Nebraska, is amended to read:
- 10 66-1014 For purposes of the Low-Income Home Energy
- 11 Conservation Act:
- 12 (1) Department means the Department of Revenue;
- 13 (2) Eligible energy conservation grant means a grant
- 14 paid to an eligible person for an eligible energy conservation
- 15 improvement;
- 16 (3) Eligible energy conservation improvement means a
- 17 device, a method, equipment, or material that reduces consumption
- 18 of or increases efficiency in the use of electricity or natural gas
- 19 for a residence owned by an eligible person, including, but not

20 limited to, insulation and ventilation, storm or thermal doors or
 21 windows, awnings, caulking and weatherstripping, furnace efficiency
 22 modifications, thermostat or lighting controls, replacement or
 23 modification of lighting fixtures or bulbs to increase the energy
 1 efficiency of the home's lighting system, and systems to turn off
 2 or vary the delivery of energy;

3 (4) Eligible entity means an entity providing ~~matching~~
 4 funds pursuant to section 66-1015 and which is a public power
 5 district organized under Chapter 70, article 6, a rural public
 6 power district organized under Chapter 70, article 8, an electric
 7 cooperative corporation organized under the Electric Cooperative
 8 Corporation Act, a nonprofit corporation organized for the purpose
 9 of furnishing electric service, a joint entity organized under the
 10 Interlocal Cooperation Act, or a municipality; ~~and~~

11 (5) Eligible person means any resident of Nebraska who
 12 owns his or her residence and whose household income is at or
 13 below one hundred fifty percent of the federal poverty level,
 14 as determined in accordance with the Low-Income Home Energy
 15 Conservation Act; ~~and-~~

16 (6) Fiscal year means the state fiscal year which is the
 17 period July 1 to the following June 30.

18 Sec. 3. Section 66-1015, Reissue Revised Statutes of
 19 Nebraska, is amended to read:

20 66-1015 (1) The Energy Conservation Improvement Fund is
 21 created. There shall be a separate subaccount within the fund for
 22 each eligible entity remitting ~~matching~~ funds and administering
 23 a program of eligible energy conservation improvements. The fund
 24 shall be administered by the department. Funds shall be remitted
 25 by the department to the State Treasurer for deposit in the
 26 proper subaccount of the fund from ~~state sales taxes and matching~~
 27 funds remitted by the eligible entity and state matching funds as
 1 provided in subsection (2) of this section.

2 (2)(a) No later than September 1, 2012, and no later than
 3 September 1 of each even-numbered year thereafter, any eligible
 4 entity planning on administering a program of eligible energy
 5 conservation improvements shall notify the department of the amount
 6 the entity plans to remit pursuant to subdivision (2)(b) of this
 7 section for each of the next two fiscal years.

8 (b) Commencing July 1, 2009, 2014, any eligible entity
 9 may designate state sales taxes collected from customers remit
 10 up to fifty thousand dollars per fiscal year for deposit in
 11 the subaccount of the fund for that eligible entity. Any such
 12 designation shall be accompanied by an equal amount of matching
 13 funds from the eligible entity. The total amount designated in
 14 any calendar year shall not exceed five percent of the total
 15 state sales tax collected in the prior calendar year. The amount
 16 deposited shall be matched from the amount transferred by the state
 17 to the fund as provided in subsection (3) of this section and
 18 deposited in the subaccount of the eligible entity. Amounts for

19 deposit shall be accepted on a first-come, first-served basis, and
 20 when a total of two hundred fifty thousand dollars of deposits from
 21 eligible entities has been received in a fiscal year, no further
 22 deposits shall be accepted. Any deposits received from eligible
 23 entities after the dollar limit has been reached shall be returned
 24 to the eligible entity. Any nonencumbered amount remaining in the
 25 fund at the end of the fiscal year shall be transferred to the
 26 General Fund.

27 (3) ~~The department shall adopt a form to (a) designate~~
 1 ~~part of the state sales tax to be remitted for administering a~~
 2 ~~program of eligible energy conservation improvements and (b) remit~~
 3 ~~the matching funds.~~

4 (3) Commencing July 1, 2014, and each fiscal year
 5 thereafter, it is the intent of the Legislature to transfer two
 6 hundred fifty thousand dollars from the General Fund to the Energy
 7 Conservation Improvement Fund for the purposes of this section.

8 (4) Any money in the fund available for investment
 9 shall be invested by the state investment officer pursuant to
 10 the Nebraska Capital Expansion Act and the Nebraska State Funds
 11 Investment Act.

12 Sec. 4. Section 66-1016, Reissue Revised Statutes of
 13 Nebraska, is amended to read:

14 66-1016 (1) An eligible entity that has remitted ~~matching~~
 15 funds to the department as provided in section 66-1015 may
 16 establish and administer a program of eligible energy conservation
 17 grants.

18 (2) The program shall provide for an eligible energy
 19 conservation grant from the Energy Conservation Improvement Fund to
 20 an eligible person for installing an eligible energy conservation
 21 improvement upon certification by the eligible entity that it
 22 has approved an eligible energy conservation improvement for the
 23 residence of the eligible person. The eligible entity shall verify
 24 the purchase and installation of the eligible energy conservation
 25 improvement at the eligible person's residence.

26 (3) The eligible entity may require the eligible person
 27 to pay for a share of the cost of the eligible energy conservation
 1 improvement, not to exceed twenty percent of the total cost. The
 2 share of the cost to be paid by the eligible person may be
 3 recovered by the eligible entity in monthly installments after
 4 completion of the eligible energy conservation improvement by
 5 adding an amount to the eligible person's electrical bill.

6 (4) The eligible entity shall certify to the department
 7 the amount of money to be distributed from the applicable
 8 subaccount of the Energy Conservation Improvement Fund for payments
 9 of the energy conservation grants approved in subsection (2) of
 10 this section. Requests for distribution may be filed no more
 11 frequently than monthly. The department shall distribute money only
 12 to the eligible entity.

13 Sec. 5. The Low-Income Home Energy Conservation Act

14 terminates on July 1, 2019.

15 Sec. 6. Original sections 66-1012, 66-1014, 66-1015, and
16 66-1016, Reissue Revised Statutes of Nebraska, are repealed.

17 Sec. 7. Since an emergency exists, this act takes effect
18 when passed and approved according to law.

The Mello amendment was adopted with 29 ayes, 1 nay, 15 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrrossment.

LEGISLATIVE BILL 35. Senator Lautenbaugh offered the following amendment:

AM1154

1 1. Insert the following new section:

2 Section 1. Section 60-6,297, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 ~~60-6,297 The provisions of subdivision (1)(b) of section~~
5 ~~60-6,290 and subsections (2) and (3) of section 60-6,294 shall~~
6 ~~not apply when a disabled combination of vehicles is towed if the~~
7 ~~combination of vehicles, together with the wrecker or tow truck,~~
8 ~~does not exceed one hundred fifty feet, inclusive of front and~~
9 ~~rear bumpers including load. Such exception shall apply only if~~
10 ~~the disabled combination of vehicles is being towed directly to~~
11 ~~the nearest place of secure safekeeping. The towing vehicle shall~~
12 ~~be connected with the air brakes and brake lights of the towed~~
13 ~~vehicle. For purposes of this section, place of secure safekeeping~~
14 ~~means a place off the traveled portion of the highway that can~~
15 ~~accommodate the parking of such vehicles in order for the vehicles~~
16 ~~to be (1) repaired or (2) dismantled and operated in compliance~~
17 ~~with subdivision (1)(b) of section 60-6,290 and subsections (2) and~~
18 ~~(3) of section 60-6,294.~~

19 (1) Subdivision (1)(b) of section 60-6,290 and
20 subsections (2) and (3) of section 60-6,294 shall not apply to a
21 vehicle or combination of vehicles disabled or wrecked on a highway
22 or right-of-way when the vehicle or combination of vehicles is
23 towed to a place of secure safekeeping by any wrecker or tow truck
1 performing a wrecker or towing service.

2 (2) Subdivision (1)(b) of section 60-6,290 and
3 subsections (2) and (3) of section 60-6,294 shall not apply to a
4 single vehicle that is disabled or wrecked when the single vehicle
5 is towed by any wrecker or tow truck to a place for repair or to a
6 point of storage.

7 (3)(a) Section 60-6,288, subsection (1) of section
8 60-6,289, subdivision (1)(b) of section 60-6,290, and subsections
9 (2) and (3) of section 60-6,294 shall not apply to a vehicle or
10 combination of vehicles permitted by the Department of Roads for
11 overwidth, overheight, overlength, or overweight operation that is
12 disabled or wrecked on a highway or right-of-way when the vehicle

13 or combination of vehicles is towed if the vehicle or combination
14 of vehicles is towed by any wrecker or tow truck performing a
15 wrecker or towing service to the first or nearest place of secure
16 safekeeping off the traveled portion of the highway that can
17 accommodate the parking of such disabled vehicle or combination of
18 vehicles.

19 (b) After the vehicle or combination of vehicles has
20 been towed to a place of secure safekeeping, such vehicle or
21 combination of vehicles shall then be operated in compliance with
22 section 60-6,288, subsection (1) of section 60-6,289, subdivision
23 (1)(b) of section 60-6,290, and subsections (2) and (3) of section
24 60-6,294, or the vehicle or combination of vehicles shall acquire
25 a special single trip permit from the department for the movement
26 of the overwidth, overheight, overlength, or overweight vehicle or
27 combination of vehicles beyond the first or nearest place of secure
1 safekeeping to its intended destination.

2 (4) The owners, lessees, and operators of any wrecker
3 or tow truck exceeding the width, height, length, or weight
4 restrictions while towing a disabled or wrecked vehicle or
5 combination of vehicles shall be jointly and severally liable
6 for any injury or damages that result from the operation of the
7 wrecker or tow truck while exceeding such restrictions.

8 (5) If a disabled or wrecked vehicle or combination of
9 vehicles is towed, the wrecker or tow truck shall be connected with
10 the air brakes and brake lights of the towed vehicle or combination
11 of vehicles.

12 (6) For purposes of this section:

13 (a) Place of secure safekeeping means a location off the
14 traveled portion of the highway that can accommodate the parking of
15 the disabled or wrecked vehicle or combination of vehicles in order
16 for the vehicle or combination of vehicles to be repaired or moved
17 to a point of storage; and

18 (b) Wrecker or tow truck means an emergency commercial
19 vehicle equipped, designed, and used to assist or render aid and
20 transport or tow a disabled vehicle or combination of vehicles from
21 a highway or right-of-way to a place of secure safekeeping.

22 2. Renumber the remaining section and correct the
23 repealer section accordingly.

The Lautenbaugh amendment was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 204. ER64, found on page 999, was adopted.

Senator Karpisek renewed his amendment, AM1071, found on page 1090.

Senator Karpisek withdrew his amendment.

Senator Council offered the following amendment:
AM1177

(Amendments to E & R amendments, ER64)

1 1. Strike the original sections and all amendments
2 thereto and insert the following new sections:
3 Section 1. Section 79-217, Revised Statutes Cumulative
4 Supplement, 2010, is amended to read:
5 79-217 (1) Except as provided in sections 79-221
6 and 79-222, the school board or board of education of each
7 school district and the governing authority of each private,
8 denominational, or parochial school in this state shall require
9 each student to be protected against measles, mumps, rubella,
10 poliomyelitis, diphtheria, pertussis, and tetanus by immunization
11 prior to enrollment. ~~Any student who does not comply with this~~
12 ~~section shall not be permitted to continue in school until he or~~
13 ~~she so complies, except as provided by section 79-222.~~ Each school
14 district shall make diligent efforts to inform families prior to
15 the date of school registration of the immunization requirements
16 of this ~~section.~~ subsection.

17 (2) Except as provided in sections 79-221 and 79-222, on
18 and after July 1, 2012, the school board or board of education of
19 each school district and the governing authority of each private,
20 denominational, or parochial school in this state shall require
21 each student entering kindergarten to have undergone blood-lead
22 testing before the age of six years. Parents and guardians are
1 strongly encouraged to have their children tested for elevated
2 blood-lead levels after the age of twelve months and before the age
3 of four years. Each school district shall make diligent efforts to
4 inform families prior to the date of school registration of the
5 blood-lead testing requirements of this subsection, including the
6 desirable age for blood-lead testing.

7 (3) Except as provided in sections 79-221 and 79-222,
8 on and after July 1, 2010, every student entering the seventh
9 grade shall have a booster immunization containing diphtheria and
10 tetanus toxoids and an acellular pertussis vaccine which meets the
11 standards approved by the United States Public Health Service for
12 such biological products, as such standards existed on January 1,
13 2009.

14 (4) Except as otherwise provided in section 79-222,
15 any student who does not comply with this section shall not be
16 permitted to continue in school until he or she so complies.

17 (3)-(5)(a) Except as provided in the Childhood Vaccine
18 Act, the cost of ~~such~~ immunizations under subsection (1) or (3)

19 of this section shall be borne by the parent or guardian of each
 20 student who is immunized or by the Department of Health and Human
 21 Services for those students whose parent or guardian is financially
 22 unable to meet such cost.

23 (b) The cost of such blood-lead testing shall be borne
 24 by the parent or guardian of each student who is tested or, for
 25 those students who are participating in medicaid or CHIP as such
 26 terms are defined in section 68-969, by the Department of Health
 27 and Human Services using funds appropriated by the Legislature from
 1 the Nebraska Health Care Cash Fund.

2 (6) For purposes of this section and sections 79-219 to
 3 79-222:

4 (a) Blood-lead testing means taking a capillary sample of
 5 blood or venous sample of blood and sending it to a laboratory to
 6 determine the level of lead in the blood;

7 (b) Capillary sample of blood means a blood sample taken
 8 from the finger or heel;

9 (c) Laboratory means a clinical laboratory certified
 10 pursuant to the federal Clinical Laboratories Improvement Act of
 11 1967, as such act existed on January 1, 2011; and

12 (d) Venous sample of blood means a blood sample taken
 13 from a vein in the arm.

14 Sec. 2. Section 79-219, Reissue Revised Statutes of
 15 Nebraska, is amended to read:

16 79-219 The Department of Health and Human Services shall
 17 adopt and promulgate rules and regulations relating to the required
 18 levels of protection, blood-lead testing, provisional enrollment
 19 under the provisions of section 79-222, the evidence necessary
 20 to prove that the required examination, blood-lead testing, or
 21 immunization has been received, and the reporting of each student's
 22 immunization and blood-lead testing status. The department may
 23 modify, add to, or delete from the list of required immunizations
 24 set out in section 79-217. The department shall furnish local
 25 school authorities with copies of such rules and regulations and
 26 any other material which will assist in the carrying out of
 27 sections 79-214 and 79-217 to 79-223.

1 Sec. 3. Section 79-220, Reissue Revised Statutes of
 2 Nebraska, is amended to read:

3 79-220 At the time the parent or guardian of any child
 4 is notified that such child must have a physical examination and
 5 a visual evaluation pursuant to section 79-214 or immunizations
 6 and blood-lead testing pursuant to section 79-217, the parent or
 7 guardian shall also be notified in writing of (1) his or her right
 8 to submit a written statement refusing a physical examination, a
 9 visual evaluation, blood-lead testing, or immunization for his or
 10 her child and (2) a telephone number or other contact information
 11 to assist the parent or guardian in receiving information regarding
 12 free or reduced-cost visual evaluations for low-income families who
 13 qualify.

14 Sec. 4. Section 79-221, Reissue Revised Statutes of
15 Nebraska, is amended to read:

16 ~~79-221 Immunization~~ (1) The immunizations required by
17 section 79-217 shall not be required for a student's enrollment in
18 any school in this state if he or she submits to the admitting
19 official either of the following:

20 ~~(1)(a)~~ (a) A statement signed by a physician, a physician
21 assistant, or an advanced practice registered nurse practicing
22 under and in accordance with his or her respective certification
23 act, stating that, in the health care provider's opinion, the
24 immunizations required would be injurious to the health and
25 well-being of the student or any member of the student's family or
26 household; or

27 ~~(2)(b)~~ (b) An affidavit signed by the student or, if he
1 or she is a minor, by a legally authorized representative of the
2 student, stating that the immunization conflicts with the tenets
3 and practice of a recognized religious denomination of which the
4 student is an adherent or member or that immunization conflicts
5 with the personal and sincerely followed religious beliefs of the
6 student.

7 (2) The blood-lead testing required by section 79-217
8 shall not be required for a student's enrollment in any school in
9 this state if he or she submits to the admitting official any of
10 the following:

11 (a) A statement signed by a physician, a physician
12 assistant, or an advanced practice registered nurse practicing
13 under and in accordance with his or her respective certification
14 act, stating that, in the health care provider's opinion, the
15 blood-lead testing required would be injurious to the health and
16 well-being of the student or any member of the student's family or
17 household;

18 (b) An affidavit signed by the student or, if he or she
19 is a minor, by a legally authorized representative of the student,
20 stating that the blood-lead testing conflicts with the tenets
21 and practice of a recognized religious denomination of which the
22 student is an adherent or member or that blood-lead testing
23 conflicts with the personal and sincerely followed religious
24 beliefs of the student; or

25 (c) A statement signed by a physician, a physician
26 assistant, or an advanced practice registered nurse practicing
27 under and in accordance with his or her respective certification
1 act, stating that, in such physician's, physician assistant's, or
2 advanced practice registered nurse's opinion, the child has been
3 assessed as being at very low risk for elevated blood-lead levels,
4 based upon information provided by the parent or guardian. For
5 purposes of this subdivision, very low risk means that the child
6 (i) has not lived in or spent significant time in any building
7 built before 1960, (ii) has not eaten nonfood items, (iii) has
8 not lived with or frequently come in contact with an adult who

9 works with lead on the job or as part of a hobby, (iv) has
 10 not lived near a battery manufacturing plant, battery recycling
 11 plant, lead smelter, or other source of significant lead emissions,
 12 (v) was not born in or has not spent more than three months
 13 in Mexico, Central America, Eastern Europe, or Southeast Asia,
 14 (vi) has not ingested food, candy, or remedies containing lead,
 15 (vii) has not played with toys, jewelry, or other items recalled
 16 by the United States Consumer Product Safety Commission due to
 17 lead contamination, and (viii) has not had significant exposure to
 18 any other product or substance determined to contain lead by the
 19 United States Environmental Protection Agency, the United States
 20 Department of Housing and Urban Development, or the Centers for
 21 Disease Control and Prevention or the Food and Drug Administration
 22 of the United States Department of Health and Human Services.

23 Sec. 5. Section 79-222, Reissue Revised Statutes of
 24 Nebraska, is amended to read:

25 79-222 (1) A student may be provisionally enrolled in
 26 a school in Nebraska if he or she meets either of the following
 27 qualifications:

1 (a)(i) The student, if having not received the
 2 immunizations required by section 79-217, has begun the
 3 immunizations required under such section 79-217 and is receiving
 4 the necessary immunizations as rapidly as is medically feasible;
 5 and ~~or~~

6 (ii) The student, if having not undergone the blood-lead
 7 testing required by section 79-217 for enrollment in any school in
 8 the state, is scheduled to undergo blood-lead testing; or

9 (b) The student is the child or legal ward of an officer
 10 or enlisted person on active duty in any branch of the military
 11 services of the United States or of his or her spouse, enrolling
 12 in a Nebraska school following residence in another state or in a
 13 foreign country.

14 (2) As a condition for the provisional enrollment of a
 15 student qualified for such enrollment under subdivision (1)(b) of
 16 this section, a parent or adult legal guardian of the student
 17 shall provide the school with a signed written statement certifying
 18 (a) that the student has completed the course of immunizations
 19 required by section 79-217 and (b) that the student will undergo
 20 blood-lead testing within fifteen days or the date and results of
 21 the student's blood-lead testing.

22 (3) The provisional enrollment of a student qualified for
 23 such enrollment under subdivision (1)(b) of this section shall not
 24 continue beyond sixty days from the date of such enrollment. At
 25 such time the school shall be provided, with regard to the student,
 26 written evidence of compliance with section 79-217. The student
 27 shall not be permitted to continue in school until such evidence of
 1 compliance is provided.

2 Sec. 6. If a child's blood-lead level is ten micrograms
 3 or more of lead per deciliter of blood, the Department of Health

4 and Human Services shall notify such child's parent or guardian
5 of (1) the availability of special education services pursuant to
6 the Special Education Act for children with lead poisoning who
7 are classified as other health impaired as defined in section
8 79-1118.01 and the criteria necessary for a child to be classified
9 as other health impaired and (2) the contact information for and
10 resources available through a program operated by the State of
11 Nebraska that provides information to parents on child development
12 and special education for children from birth or date of diagnosis
13 to age twenty-one and helps parents access information on rights
14 and resources to help them advocate for an appropriate education
15 for their child.
16 Sec. 7. Original sections 79-219, 79-220, 79-221, and
17 79-222, Reissue Revised Statutes of Nebraska, and section 79-217,
18 Revised Statutes Cumulative Supplement, 2010, are repealed.

Senator Council offered the following amendment to her amendment:

FA16

Amend AM1177

Strike the phrase "before the age of six years" in line 22 on page 1.

Senator Council moved for a call of the house. The motion prevailed with 36 ayes, 0 nays, and 13 not voting.

The Council amendment was adopted with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

The Council amendment, AM1177, as amended, was adopted with 28 ayes, 0 nays, 15 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 204A. ER63, found on page 1000, was adopted.

Senator Council offered the following amendment:

AM1053

1. On page 2, in lines 2, 3, and 4, strike "Health and Human Services" and insert "Nebraska Health Care".

The Council amendment was adopted with 28 ayes, 0 nays, 15 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 431. Senator Hadley offered the following amendment:

AM1169

- 1 1. Insert the following new section:
- 2 Sec. 18. Since an emergency exists, this act takes effect
- 3 when passed and approved according to law.

The Hadley amendment was adopted with 30 ayes, 0 nays, 13 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 558. ER65, found on page 1005, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 156. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 512. ER68, found on page 1007, was adopted.

Senator Lautenbaugh offered the following amendment:

AM1179

(Amendments to E & R amendments, ER68)

- 1 1. Insert the following new sections:
- 2 Sec. 4. Section 69-2441, Reissue Revised Statutes of
- 3 Nebraska, is amended to read:
- 4 69-2441 (1)(a) A permissholder may carry a concealed
- 5 handgun anywhere in Nebraska, except any: Police, sheriff, or
- 6 Nebraska State Patrol station or office; detention facility,
- 7 prison, or jail; courtroom or building which contains a courtroom;
- 8 polling place during a bona fide election; meeting of the governing
- 9 body of a county, public school district, municipality, or
- 10 other political subdivision; meeting of the Legislature or a
- 11 committee of the Legislature; financial institution; professional
- 12 or semiprofessional athletic event; building, grounds, vehicle,
- 13 or sponsored activity or athletic event of any public, private,
- 14 denominational, or parochial elementary, vocational, or secondary
- 15 school, a private postsecondary career school as defined in
- 16 section 85-1603, a community college, or a public or private
- 17 college, junior college, or university; place of worship; hospital,
- 18 emergency room, or trauma center; political rally or fundraiser;
- 19 establishment having a license issued under the Nebraska Liquor
- 20 Control Act that derives over one-half of its total income from the
- 21 sale of alcoholic liquor; place where the possession or carrying
- 22 of a firearm is prohibited by state or federal law; a place
- 1 of premises where the person, persons, entity, or entities in
- 2 control of the property or employer in control of the property has

3 prohibited permitholders from carrying concealed handguns into or
4 onto the place or premises; or into or onto any other place or
5 premises where handguns are prohibited by state law.

6 (b) A financial institution may authorize its security
7 personnel to carry concealed handguns in the financial institution
8 while on duty so long as each member of the security personnel, as
9 authorized, is in compliance with the Concealed Handgun Permit Act
10 and possesses a permit to carry a concealed handgun issued pursuant
11 to the act.

12 (c) A place of worship may authorize its security
13 personnel to carry concealed handguns on its property so long
14 as each member of the security personnel, as authorized, is in
15 compliance with the Concealed Handgun Permit Act and possesses a
16 permit to carry a concealed handgun issued pursuant to the act and
17 written notice is given to the congregation and, if the property is
18 leased, the carrying of concealed handguns on the property does not
19 violate the terms of any real property lease agreement between the
20 place of worship and the lessor.

21 (2) If a person, persons, entity, or entities in control
22 of the property or an employer in control of the property prohibits
23 a permitholder from carrying a concealed handgun into or onto the
24 place or premises and such place or premises are open to the
25 public, a permitholder does not violate this section unless (a) the
26 person, persons, entity, or entities in control of the property
27 or employer in control of the property has posted conspicuous
1 notice that carrying a concealed handgun is prohibited in or on
2 the place or premises ~~or~~ and has made a request, directly or
3 through an authorized representative or management personnel, that
4 the permitholder remove the concealed handgun from the place or
5 premises and (b) the permitholder has refused to comply with the
6 request to remove the concealed handgun from the place or premises.

7 (3) A permitholder carrying a concealed handgun in a
8 vehicle or on his or her person while riding in or on a vehicle
9 into or onto any parking area, which is open to the public, used by
10 any location listed in subdivision (1)(a) of this section, does not
11 violate this section if, prior to exiting the vehicle, the handgun
12 is locked inside the glove box, trunk, or other compartment of the
13 vehicle, a storage box securely attached to the vehicle, or, if the
14 vehicle is a motorcycle, a hardened compartment securely attached
15 to the motorcycle. This subsection does not apply to any parking
16 area used by such location when the carrying of a concealed handgun
17 into or onto such parking area is prohibited by federal law.

18 (4) An employer may prohibit employees or other persons
19 who are permitholders from carrying concealed handguns in vehicles
20 owned by the employer.

21 (5) A permitholder shall not carry a concealed handgun
22 while he or she is consuming alcohol or while the permitholder
23 has remaining in his or her blood, urine, or breath any previously
24 consumed alcohol or any controlled substance as defined in section

25 28-401. A permitholder does not violate this subsection if the
 26 controlled substance in his or her blood, urine, or breath was
 27 lawfully obtained and was taken in therapeutically prescribed
 1 amounts.

2 Sec. 5. Section 69-2443, Reissue Revised Statutes of
 3 Nebraska, is amended to read:

4 69-2443 (1) A permitholder who violates subsection (1)
 5 or (2) of section 69-2440, subsection (1), (3), (4), or (5) of
 6 ~~or~~ section 69-2441, or section 69-2442 is guilty of a Class III
 7 misdemeanor for the first violation and a Class I misdemeanor for
 8 any second or subsequent violation.

9 (2) A permitholder who violates subsection (3) of section
 10 69-2440 is guilty of a Class I misdemeanor.

11 (3) A permitholder who violates subsection (2) of section
 12 69-2441 is guilty of a Class IV misdemeanor.

13 ~~(3)-(4)~~ A permitholder convicted of a violation described
 14 in subsection (1) or (2) of this section may also have his or her
 15 permit revoked.

16 2. Renumber the remaining sections and correct internal
 17 references and the repealer section accordingly.

Senator Lautenbaugh withdrew his amendment.

Senator Christensen offered the following amendment:
 AM1186

(Amendments to E & R amendments, ER68)

1 1. Insert the following new section:

2 Section 1. Section 28-1204.04, Revised Statutes
 3 Cumulative Supplement, 2010, is amended to read:

4 28-1204.04 (1) Any person who possesses a firearm in
 5 a school, on school grounds, in a school-owned vehicle, or at
 6 a school-sponsored activity or athletic event is guilty of the
 7 offense of unlawful possession of a firearm at a school. Unlawful
 8 possession of a firearm at a school is a Class IV felony. This
 9 subsection shall not apply to (a) the issuance of firearms to
 10 or possession by members of the armed forces of the United
 11 States, active or reserve, National Guard of this state, or

12 Reserve Officers Training Corps or peace officers or other duly
 13 authorized law enforcement officers when on duty or training,
 14 (b) the possession of firearms by peace officers or other duly
 15 authorized law enforcement officers when contracted by a school
 16 to provide school security or school event control services, (c)

17 firearms which may lawfully be possessed by the person receiving
 18 instruction, for instruction under the immediate supervision of an
 19 adult instructor, ~~(e)-(d)~~ firearms which may lawfully be possessed
 20 by a member of a college or university rifle team, within the scope
 21 of such person's duties as a member of the team, ~~(d)-(e)~~ firearms
 22 which may lawfully be possessed by a person employed by a college
 1 or university in this state as part of an agriculture or a natural

2 resources program of such college or university, within the scope
3 of such person's employment, ~~(e)~~(f) firearms contained within a
4 private vehicle operated by a nonstudent adult which are not loaded
5 and (i) are encased or (ii) are in a locked firearm rack that is
6 on a motor vehicle, or ~~(f)~~(g) a handgun carried as a concealed
7 handgun by a valid holder of a permit issued under the Concealed
8 Handgun Permit Act in a vehicle or on his or her person while
9 riding in or on a vehicle into or onto any parking area, which
10 is open to the public and used by a school if, prior to exiting
11 the vehicle, the handgun is locked inside the glove box, trunk, or
12 other compartment of the vehicle, a storage box securely attached
13 to the vehicle, or, if the vehicle is a motorcycle, a hardened
14 compartment securely attached to the motorcycle while the vehicle
15 is in or on such parking area, except as prohibited by federal
16 law. For purposes of this subsection, encased means enclosed in a
17 case that is expressly made for the purpose of containing a firearm
18 and that is completely zipped, snapped, buckled, tied, or otherwise
19 fastened with no part of the firearm exposed.

20 (2) Any firearm possessed in violation of subsection
21 (1) of this section shall be confiscated without warrant by a
22 peace officer or may be confiscated without warrant by school
23 administrative or teaching personnel. Any firearm confiscated by
24 school administrative or teaching personnel shall be delivered to a
25 peace officer as soon as practicable.

26 (3) Any firearm confiscated by or given to a peace
27 officer pursuant to subsection (2) of this section shall be
1 declared a common nuisance and shall be held by the peace officer
2 prior to his or her delivery of the firearm to the property
3 division of the law enforcement agency which employs the peace
4 officer. The property division of such law enforcement agency shall
5 hold such firearm for as long as the firearm is needed as evidence.
6 After the firearm is no longer needed as evidence, it shall be
7 destroyed in such manner as the court may direct.

8 (4) Whenever a firearm is confiscated and held pursuant
9 to this section or section 28-1204.02, the peace officer who
10 received such firearm shall cause to be filed within ten days after
11 the confiscation a petition for destruction of such firearm. The
12 petition shall be filed in the district court of the county in
13 which the confiscation is made. The petition shall describe the
14 firearm held, state the name of the owner, if known, allege the
15 essential elements of the violation which caused the confiscation,
16 and conclude with a prayer for disposition and destruction in such
17 manner as the court may direct. At any time after the confiscation
18 of the firearm and prior to court disposition, the owner of the
19 firearm seized may petition the district court of the county in
20 which the confiscation was made for possession of the firearm. The
21 court shall release the firearm to such owner only if the claim
22 of ownership can reasonably be shown to be true and either (a)
23 the owner of the firearm can show that the firearm was taken from

24 his or her property or place of business unlawfully or without
 25 the knowledge and consent of the owner and that such property or
 26 place of business is different from that of the person from whom
 27 the firearm was confiscated or (b) the owner of the firearm is
 1 acquitted of the charge of unlawful possession of a handgun in
 2 violation of section 28-1204, unlawful transfer of a firearm to
 3 a juvenile, or unlawful possession of a firearm at a school. No
 4 firearm having significant antique value or historical significance
 5 as determined by the Nebraska State Historical Society shall be
 6 destroyed. If a firearm has significant antique value or historical
 7 significance, it shall be sold at auction and the proceeds shall be
 8 remitted to the State Treasurer for distribution in accordance with
 9 Article VII, section 5, of the Constitution of Nebraska.
 10 2. Renumber the remaining sections and correct internal
 11 references and the repealer section accordingly.

SENATOR SULLIVAN PRESIDING

The Christensen amendment was adopted with 29 ayes, 0 nays, 13 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 337. ER66, found on page 1011, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 628. ER67, found on page 1011, was adopted.

Senator Bloomfield renewed his amendment, AM1049, found on page 1026.

Senator Bloomfield moved for a call of the house. The motion prevailed with 30 ayes, 0 nays, and 19 not voting.

Senator Bloomfield requested a roll call vote on his amendment.

Voting in the affirmative, 25:

Adams	Coash	Harms	Lautenbaugh	Pirsch
Bloomfield	Fischer	Janssen	Louden	Price
Brasch	Flood	Karpisek	McCoy	Schilz
Carlson	Fulton	Krist	Nelson	Schumacher
Christensen	Hansen	Larson	Pankonin	Utter

Voting in the negative, 9:

Avery	Conrad	Council	Howard	Wallman
Campbell	Cook	Haar, K.	Sullivan	

Present and not voting, 6:

Ashford	Hadley	Mello
Cornett	McGill	Pahls

Excused and not voting, 9:

Dubas	Harr, B.	Langemeier	Nordquist	Wightman
Gloor	Heidemann	Lathrop	Smith	

The Bloomfield amendment was adopted with 25 ayes, 9 nays, 6 present and not voting, and 9 excused and not voting.

The Chair declared the call raised.

Senator Bloomfield renewed his amendment, AM1048, found on page 1026.

Senator Bloomfield moved for a call of the house. The motion prevailed with 31 ayes, 0 nays, and 18 not voting.

Senator Bloomfield requested a roll call vote on his amendment.

Voting in the affirmative, 12:

Bloomfield	Coash	Krist	Nelson
Brasch	Hansen	Larson	Pirsch
Christensen	Heidemann	Louden	Schumacher

Voting in the negative, 26:

Adams	Cook	Haar, K.	Langemeier	Sullivan
Ashford	Cornett	Hadley	McCoy	Wallman
Avery	Council	Harms	McGill	
Campbell	Fischer	Howard	Pahls	
Carlson	Flood	Janssen	Pankonin	
Conrad	Fulton	Karpisek	Schilz	

Present and not voting, 2:

Mello	Utter
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Excused and not voting, 9:

Dubas	Harr, B.	Lautenbaugh	Price	Wightman
Gloor	Lathrop	Nordquist	Smith	

The Bloomfield amendment lost with 12 ayes, 26 nays, 2 present and not voting, and 9 excused and not voting.

The Chair declared the call raised.

Pending.

AMENDMENTS - Print in Journal

Senator Krist filed the following amendment to LB628:
AM1073

(Amendments to E & R amendments, ER67)

- 1 1. On page 4, line 23, before the comma insert "and has a
- 2 value of no more than one thousand five hundred dollars".

Senator Karpisek filed the following amendment to LB279:
AM1173

- 1 1. In the Standing Committee amendments, AM694, on page
- 2 1, line 9, strike beginning with "otherwise" through "section"
- 3 and insert "in a beer wholesaler"; and in lines 11 and 12 before
- 4 "wholesaler" insert "beer".
- 5 2. On page 2, line 12, strike "alcoholic liquor" and
- 6 show as stricken; in line 14 after "53-123.02" insert "or a beer
- 7 wholesale license under section 53-123.03"; in line 23 strike "an
- 8 alcoholic liquor", show as stricken, and insert "a"; and in line 24
- 9 after "53-123.02" insert "or a beer wholesale license under section
- 10 53-123.03".

Senator Flood filed the following amendment to LB463:
AM1174 is available in the Bill Room.

Senator Krist filed the following amendment to LB606:
AM1032

- 1 1. On page 3, strike beginning with "when" in line 4
- 2 through "member" in line 6.

Senator Christensen filed the following amendment to LB648:
AM1164

(Amendments to E & R amendments, ER80)

- 1 1. On page 5, line 21, strike "five" and insert "seven";
- 2 in line 26 after the period insert "After a foster child has been
- 3 placed in the foster parents' home for at least six months, the
- 4 foster parents shall have standing as interested parties in the
- 5 context of a hearing regarding placement change of a foster child
- 6 from the home of the foster parent for placement in another foster
- 7 care facility. Such standing entitles the foster parents to call
- 8 and cross-examine witnesses at the hearing and appeal an adverse
- 9 decision."; and in line 27 strike "inquire", show as stricken, and
- 10 insert "make inquiry".
- 11 2. On page 6, line 2, strike "willing".

Senator Christensen filed the following amendment to LB648:
AM1165

(Amendments to E & R amendments, ER80)

1 1. On page 5, line 26, after the period strike any
2 amendment thereto and insert "After a foster child has been placed
3 in the foster parents' home for at least six months, the foster
4 parents shall have standing as interested parties in the context
5 of a hearing regarding placement change of a foster child from
6 the home of the foster parent for placement in another foster
7 care facility. Such standing entitles the foster parents to call
8 and cross-examine witnesses at the hearing and appeal an adverse
9 decision. Such standing shall be retained enabling foster parents
10 to file an objection to the court pursuant to subsection (3) of
11 section 43-285 within seven full days after the placement change
12 if such change of placement from the foster parents' home occurred
13 without the due process provided pursuant to this section and
14 subsection (3) of section 43-285."

Senator Christensen filed the following amendment to LB648:
AM1166

(Amendments to E & R amendments, ER80)

1 1. On page 3, line 18, after the period insert "Any
2 person or agency who or which shall knowingly violate any of
3 the provisions of this subsection shall be guilty of a Class III
4 misdemeanor, and this penalty shall apply to officers and employees
5 of agencies.".
6 2. On page 6, after line 3 insert
7 "(4) Any person or agency who or which shall knowingly
8 violate any of the provisions of this section shall be guilty of a
9 Class III misdemeanor, and this penalty shall apply to officers and
10 employees of agencies.".

Senator Schilz filed the following amendment to LB684:
AM1190

(Amendments to Standing Committee amendments, AM375)

1 1. Insert the following new sections:
2 Section 1. Section 13-2705, Revised Statutes Cumulative
3 Supplement, 2010, is amended to read:
4 13-2705 (1) The department may conditionally approve
5 grants of assistance from the fund to eligible and competitive
6 applicants within the following limits: if the award has been
7 approved by the Travel and Tourism Division Advisory Committee as
8 provided in subsection (2) of this section and if the following
9 conditions are met:
10 ~~(4)~~(a) A grant request shall be at least twenty thousand
11 dollars but no more than:
12 ~~(a)~~(i) For a city of the primary class, one million five
13 hundred thousand dollars;

14 ~~(b)~~(ii) For a municipality with a population of forty
 15 thousand but less than one hundred thousand, seven hundred fifty
 16 thousand dollars;

17 ~~(e)~~(iii) For a municipality with a population of twenty
 18 thousand but less than forty thousand, five hundred thousand
 19 dollars;

20 ~~(d)~~(iv) For a municipality with a population of ten
 21 thousand but less than twenty thousand, four hundred thousand
 22 dollars; and

1 ~~(e)~~(v) For a municipality with a population of less than
 2 ten thousand, two hundred fifty thousand dollars;

3 ~~(2)~~(b) Assistance from the fund shall not amount to
 4 more than fifty percent of the cost of construction, renovation, or
 5 expansion; and

6 ~~(3)~~(c) A municipality shall not be awarded more than one
 7 grant in any five-year period.

8 (2) The Travel and Tourism Division Advisory Committee
 9 created under section 81-1201.13 shall approve or reject an
 10 application by majority vote of the advisory committee. If an
 11 application is rejected by the advisory committee, the department
 12 may submit additional applications for consideration by the
 13 advisory committee.

14 Sec. 2. Section 13-2708, Reissue Revised Statutes of
 15 Nebraska, is amended to read:

16 13-2708 If a grant of assistance is approved by the
 17 Travel and Tourism Division Advisory Committee and the department,
 18 the applicant shall receive conditional approval of the level
 19 of assistance. Projects shall receive funding from the fund in
 20 the order conditional approval is received and whenever there is
 21 sufficient money in the fund to provide the assistance. It is
 22 the intent of the Legislature to appropriate funds to support
 23 projects which have received conditional approval from the advisory
 24 committee and the department. A grant of assistance shall be
 25 finally approved when funds for the project are appropriated by the
 26 Legislature.

27 2. On page 2, after line 22 insert the following new
 1 subdivision:

2 "(d) The Travel and Tourism Division Advisory Committee
 3 shall approve or reject applications for grants of assistance under
 4 the Local Civic, Cultural, and Convention Center Financing Act as
 5 provided in section 13-2705."

6 3. Renumber the remaining sections and correct the
 7 repealer accordingly.

Senator Langemeier filed the following amendment to LB229:
 AM1188 is available in the Bill Room.

VISITORS

Visitors to the Chamber were 9 seventh- and eighth-grade students, teachers, and sponsors from Golden Plains Christian School, Madrid.

The Doctor of the Day was Dr. Roger Meyer from Utica.

ADJOURNMENT

At 5:01 p.m., on a motion by Speaker Flood, the Legislature adjourned until 9:00 a.m., Wednesday, April 13, 2011.

Patrick J. O'Donnell
Clerk of the Legislature

