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Floor Debate
April 11, 2012

[LB14 LB398 LB599 LB599A LB670 LB715 LB719 LB721 LB722 LB729 LB734 LB737
LB738 LB740 LB742 LB743 LB750 LB761 LB766 LB768 LB772 LB779 LB788 LB795
LB805 LB806 LB819 LB822 LB823 LB830 LB851 LB865 LB869 LB872 LB880 LB881
LB896 LB897 LB898 LB899 LB905A LB905 LB928A LB928 LB936 LB941 LB959
LB970 LB972 LB997 LB1001 LB1005 LB1026 LB1030 LB1035 LB1038 LB1042
LB1049 LB1051 LB1054 LB1054A LB1057A LB1057 LB1058 LB1062 LB1077 LB1080
LB1083 LB1087 LB1087A LB1101 LB1106 LB1114 LB1115 LB1116 LB1121 LB1122
LB1125 LB1126 LB1140 LB1141 LB1148 LB1161 LR625 LR626 LR627 LR629 LR636
LR637 LR638 LR639 LR640 LR641]

SPEAKER FLOOD PRESIDING

SPEAKER FLOOD: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the fifty-ninth day of the One Hundred Second Legislature, Second Session. Our chaplain for today is Reverend Chris Meier of the Grace Evangelical Lutheran Church in West Point, Senator Lydia Brasch's district. Please rise.

REVEREND MEIER: (Prayer offered.)

SPEAKER FLOOD: Thank you, Reverend. I call to order the fifty-ninth day of the One Hundred Second Legislature, Second Session. Senators, please record your presence. Mr. Clerk, please record.

CLERK: I have a quorum present, Mr. President.

SPEAKER FLOOD: Thank you, Mr. Clerk. Are there any corrections for the Journal?

CLERK: I have no corrections, Mr. President.

SPEAKER FLOOD: Thank you. (Gavel) Are there any messages, reports, or announcements?

CLERK: I do. Communications from the Governor. (Read re LB670, LB715, LB750, LB905, LB905A... [LB670 LB715 LB750 LB905 LB905A])

SPEAKER FLOOD: (Gavel)

CLERK: ...LB959, LB972, LB1001, LB1057, LB1057A, LB1058, LB1114, LB1115.) (Read re LB398, LB719, LB721, LB722, LB729, LB734, LB737, LB738, LB740, LB742, LB743, LB761, LB766, LB768, LB772, LB779, LB788, LB795, LB805, LB819, LB822, LB823, LB851, LB865, LB869, LB880, LB881, LB896, LB897, LB898, LB899, LB936, LB941, LB997, LB1005, LB1026, LB1030, LB1035, LB1038, LB1042, LB1049, LB1051,

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LB1054, LB1054A, LB1062, LB1077, LB1083, LB1087, LB1087A, LB1101, LB1106, LB1116, LB1121, LB1122, LB1126, LB1140, LB1141, and 1148.) Second communication. (Read re LB830, LB872, LB970, LB1080.) Senator Lautenbaugh would move that LB806 become law notwithstanding the objections of the Governor and that will be laid over, Mr. President. I have resolutions from Senator Brasch: LR636, LR637. Those will be laid over at this time. And I have a confirmation report from Health and Human Services. That's all that I have, Mr. President. (Legislative Journal pages 1523-1526.) [LB959 LB972 LB1001 LB1057 LB1057A LB1058 LB1114 LB1115 LB398 LB719 LB721 LB722 LB729 LB734 LB737 LB738 LB740 LB742 LB743 LB761 LB766 LB768 LB772 LB779 LB788 LB795 LB805 LB819 LB822 LB823 LB851 LB865 LB869 LB880 LB881 LB896 LB897 LB898 LB899 LB936 LB941 LB997 LB1005 LB1026 LB1030 LB1035 LB1038 LB1042 LB1049 LB1051 LB1054 LB1054A LB1062 LB1077 LB1083 LB1087 LB1087A LB1101 LB1106 LB1116 LB1121 LB1122 LB1126 LB1140 LB1141 LB1148 LB830 LB872 LB970 LB1080 LB806 LR636 LR637]

SPEAKER FLOOD: Thank you, Mr. Clerk. While the Legislature is in session and capable of transacting business, I propose to sign and do hereby sign the following legislative resolutions by number: LR625, LR626, LR627 and LR629. Members, one note on today's agenda. We will be passing over LB924. We will be passing over LB924. It will not be rescheduled. We now turn to the first item on today's agenda. Mr. Clerk, Judiciary Committee confirmation report. [LR625 LR626 LR627 LR629]

CLERK: Mr. President, Senator Ashford, as Chair of Judiciary, would report on the appointment of R.L. Boozer to the Board of Parole. (Legislative Journal page 1463.)

SPEAKER FLOOD: Senator Ashford, you're recognized to open on your legislative confirmation report.

SENATOR ASHFORD: Thank you, Mr. Speaker. And Bob Boozer, as most of us know, is an iconic figure in Nebraska sports and corporate history. He served on the Parole Board since 1997. He is an invaluable member. We've worked with him on the Judiciary Committee and he has been an advocate for so many things on the local and national level, and I urge the adoption of this report and the confirmation of Bob Boozer.

SPEAKER FLOOD: Members, you've heard the opening on the legislative confirmation report. There are no members wishing to speak. Senator Ashford, you're recognized to close on the report. Senator Ashford waives his opportunity. Members, the question is, shall the Judiciary Committee confirmation report be adopted? All those in favor vote aye; all those opposed vote nay. Record please, Mr. Clerk.

CLERK: (Record vote, Legislative Journal pages 1526-1527.) 44 ayes, 0 nays, Mr. President, on the adoption of the confirmation report.

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SPEAKER FLOOD: The confirmation report is adopted. Members, please find your seats in preparation for Final Reading. All unauthorized personnel please leave the floor. Members, we are on Final Reading. Please find your seats. Mr. Clerk, the first bill on Final Reading is LB14. The first vote is to dispense with the at-large reading. All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB14]

CLERK: 43 ayes, 1 nay, to dispense with the at-large reading. [LB14]

SPEAKER FLOOD: The at-large reading is dispensed with. Please read the title. [LB14]

CLERK: (Read title of LB14.) [LB14]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB14 pass? All those in favor vote aye; all those opposed vote nay. Record please, Mr. Clerk. [LB14]

CLERK: (Record vote read, Legislative Journal page 1527.) 39 ayes, 9 nays, 1 present and not voting, Mr. President. [LB14]

SPEAKER FLOOD: LB14 passes. Mr. Clerk, LB599. [LB14 LB599]

CLERK: (Read LB599 on Final Reading.) [LB599]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB599 pass with the emergency clause attached? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB599]

CLERK: (Record vote read, Legislative Journal page 1528.) 31 ayes, 15 nays, 3 present and not voting, Mr. President. [LB599]

SPEAKER FLOOD: LB599 does not pass with the emergency clause attached. Members, the next vote is, shall LB599 pass without the emergency clause? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB599]

CLERK: (Record vote read, Legislative Journal pages 1528-1529.) 31 ayes, 15 nays, 3 present and not voting, Mr. President. [LB599]

SPEAKER FLOOD: LB599 passes. Mr. Clerk, LB599A. [LB599 LB599A]

CLERK: (Read LB599A on Final Reading.) [LB599A]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB599A pass with the emergency clause attached? All those

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in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB599A]

CLERK: (Record vote read, Legislative Journal pages 1529-1530.) 34 ayes, 9 nays, 6 present and not voting, Mr. President. [LB599A]

SPEAKER FLOOD: LB599A passes with the emergency clause attached. Members, we now proceed to LB928. [LB599A LB928]

CLERK: (Read LB928 on Final Reading.) [LB928]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB928 pass with the emergency clause attached? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB928]

CLERK: (Record vote read, Legislative Journal page 1530.) 49 ayes, 0 nays, Mr. President, on the passage of LB928. [LB928]

SPEAKER FLOOD: LB928 passes with the emergency clause attached. Mr. Clerk, LB928A. [LB928 LB928A]

CLERK: (Read LB928A on Final Reading.) [LB928A]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB928A pass with the emergency clause attached? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB928A]

CLERK: (Record vote read, Legislative Journal page 1531.) 49 ayes, 0 nays, Mr. President, on the final passage of LB928A. [LB928A]

SPEAKER FLOOD: LB928A passes. Mr. Clerk, LB1125. [LB928A LB1125]

CLERK: (Read LB1125 on Final Reading.) [LB1125]

SPEAKER FLOOD: All provisions of law relative to procedure having been complied with, the question is, shall LB1125 pass with the emergency clause attached? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB1125]

CLERK: (Record vote read, Legislative Journal page 1531.) 49 ayes, 0 nays, Mr. President, on the passage of LB1125. [LB1125]

SPEAKER FLOOD: LB1125 passes with the emergency clause attached. Mr. Clerk, the next bill is LB1161. The first vote is to determine whether or not the at-large reading shall be dispensed with. All those in favor vote aye; all those opposed vote nay. Mr.

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Clerk, please record. [LB1125 LB1161]

CLERK: 45 ayes, 0 nays, Mr. President, to dispense with the at-large reading. [LB1161]

SPEAKER FLOOD: The at-large reading is dispensed with. Please read the title. [LB1161]

CLERK: (Read title of LB1161.) [LB1161]

SPEAKER FLOOD: All relative provisions of law having been complied with, the question is, shall LB1161 pass with the emergency clause attached? All those in favor vote aye; all those opposed vote nay. Mr. Clerk, please record. [LB1161]

CLERK: (Record vote read, Legislative Journal page 1532.) 44 ayes, 5 nays on the passage of LB1161, Mr. President. [LB1161]

SPEAKER FLOOD: LB1161 passes with the emergency clause attached. Mr. Clerk. [LB1161]

CLERK: Mr. President, your Committee on Enrollment and Review reports LB599 correctly enrolled. (Legislative Journal page 1533.) [LB599]

SPEAKER FLOOD: Members, while the Legislature is in session and capable of transacting business, I propose to sign and do hereby sign the following legislative bills by number: LB14, LB599, LB599A, LB928, LB928A, LB1125, and LB1161. (Doctor of the day introduced.) Mr. Clerk, items for the record. [LB14 LB599 LB599A LB928 LB928A LB1125 LB1161]

CLERK: Mr. President, resolutions: LR638, Senator Heidemann; LR639 and LR640, Senator Pirsch; Senator Langemeier offers LR641. Those will all be laid over. (Legislative Journal pages 1533-1535.) [LR638 LR639 LR640 LR641]

And Mr. President, I have a priority motion. Senator Wightman would move to adjourn the body until Wednesday morning, April 18, at 9:00 a.m.

SPEAKER FLOOD: Members, you have heard the motion. All those in favor say aye. Those opposed say nay. We are adjourned. (Gavel)