

TWENTY-FIRST DAY - FEBRUARY 2, 2017

LEGISLATIVE JOURNAL

**ONE HUNDRED FIFTH LEGISLATURE
FIRST SESSION**

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 2, 2017

PRAYER

The prayer was offered by Senator Geist.

ROLL CALL

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

The roll was called and all members were present except Senators Bolz, Hansen, Linehan, and McCollister who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twentieth day was approved.

COMMITTEE REPORT(S)

Banking, Commerce and Insurance

LEGISLATIVE BILL 137. Placed on General File.

LEGISLATIVE BILL 148. Placed on General File.

LEGISLATIVE BILL 187. Placed on General File.

LEGISLATIVE BILL 231. Placed on General File.

LEGISLATIVE BILL 239. Placed on General File.

LEGISLATIVE BILL 306. Placed on General File.

LEGISLATIVE BILL 241. Placed on General File with amendment.

AM100

1 1. On page 2, line 14, strike "44-914, 44-915, and 44-916" and

2 insert "44-913 to 44-915".

(Signed) Brett Lindstrom, Chairperson

Business and Labor

LEGISLATIVE BILL 273. Placed on General File.

LEGISLATIVE BILL 301. Placed on General File.

LEGISLATIVE BILL 519. Placed on General File.

(Signed) Joni Albrecht, Chairperson

NOTICE OF COMMITTEE HEARING(S)
Banking, Commerce and Insurance

Room 1507

Tuesday, February 21, 2017 1:30 p.m.

LB194
LB286
LB386

Monday, February 27, 2017 1:30 p.m.

LB324
LB604

Tuesday, February 28, 2017 1:30 p.m.

LB116
LB66
LB213
LB643

Monday, March 6, 2017 1:30 p.m.

LB141
LB345
LB641

Tuesday, March 7, 2017 1:30 p.m.

LB550
LB559
LB582

Monday, March 13, 2017 1:30 p.m.

LB292
LB551
LB594

(Signed) Brett Lindstrom, Chairperson

Business and Labor

Room 2102

Monday, February 13, 2017 1:30 p.m.

LB639
LB515
LB518
LB261

Monday, February 27, 2017 1:30 p.m.

LB354
LB211
LB244
LB553
LB507

(Signed) Joni Albrecht, Chairperson

GENERAL FILE

LEGISLATIVE BILL 22. Senator Chambers asked unanimous consent to withdraw his motion, MO29, found on page 394, to reconsider the vote taken to bracket. No objections. So ordered.

Senator Krist renewed his motion, MO27, found on page 390, to recommit to the Appropriations Committee.

SENATOR WATERMEIER PRESIDING

Pending.

AMENDMENT(S) - Print in Journal

Senator Krist filed the following amendment to LB22:
AM151

(Amendments to Standing Committee amendments, AM13)

- 1 1. Strike sections 17, 18, 19, 20, 21, 22, 23, and 122.
- 2 2. On page 111, line 30, strike "11, 12, 13, 14, 15, 16, 17,".
- 3 3. On page 112, line 7, strike "Laws 2016, LB746A, section 3;".
- 4 4. Renumber the remaining sections and correct internal references
- 5 accordingly.

NOTICE OF COMMITTEE HEARING(S)
Transportation and Telecommunications

Room 1113

Monday, February 13, 2017 1:30 p.m.

LB157
LB522
LB523
LB573
LB654

Tuesday, February 14, 2017 1:30 p.m.

LB618
LB70
LB410
LB459
LB460

Tuesday, February 21, 2017 2:00 p.m.

LB156
LB43
LB483
LB389
LB472
LB612

Monday, February 27, 2017 1:30 p.m.

LB40
LB41
LB42
LB279
LB471

Tuesday, February 28, 2017 1:30 p.m.

LB627
LB629
LB587
LB82
LB357

(Signed) Curt Friesen, Chairperson

Business and Labor

Room 2102

Monday, March 6, 2017 1:30 p.m.

LB609
LB408
LB319
LB147

Monday, March 13, 2017 1:30 p.m.

LB420
LB473
LB436

Monday, March 20, 2017 1:30 p.m.

LB171
LB170
LB503
LB598

(Signed) Joni Albrecht, Chairperson

COMMITTEE REPORT(S)
Executive Board

LEGISLATIVE BILL 210. Placed on General File with amendment.
AM113

1 1. On page 2, after line 14, insert the following new subdivision:
2 "(4) At the beginning of each biennial legislative session, the
3 Legislative Auditor shall create a plan for meeting such standards and
4 provide the plan to the chairperson of the Legislative Performance Audit
5 Committee.".

LEGISLATIVE BILL 230. Placed on General File with amendment.
AM129

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. (1) The Legislature finds and declares that economic
4 development is vitally important to the well-being of the State of
5 Nebraska, and that the Legislature and the state would benefit from a
6 more coordinated approach to legislation addressing economic development.
7 (2) The Nebraska Economic Development Task Force is created. The
8 task force shall collaborate with the Department of Economic Development
9 and the Department of Labor to gather input on issues pertaining to
10 economic development and discuss proactive approaches on economic

11 development. The task force shall monitor analysis and policy development
 12 in all aspects of economic development in Nebraska. The task force shall
 13 also discuss long-range strategic plans to improve economic development
 14 within the state.

15 (3) The Nebraska Economic Development Task Force shall be composed
 16 of three members of the Legislature appointed by the Executive Board of
 17 the Legislative Council, one from each congressional district, and the
 18 following six members: The chairperson of the Appropriations Committee of
 19 the Legislature or his or her designee, the chairperson of the Banking,
 20 Commerce and Insurance Committee of the Legislature or his or her
 21 designee, the chairperson of the Business and Labor Committee of the
 22 Legislature or his or her designee, the chairperson of the Education
 23 Committee of the Legislature or his or her designee, the chairperson of
 24 the Revenue Committee of the Legislature or his or her designee, and the
 25 chairperson of the Urban Affairs Committee of the Legislature or his or
 26 her designee. The task force members shall choose a chairperson and vice-
 27 chairperson from among the task force members.

1 (4)(a) The Nebraska Economic Development Task Force shall meet on or
 2 before June 15, 2017, and on or before each June 15 thereafter.

3 (b) Following the meeting required by subdivision (4)(a) of this
 4 section, the task force shall meet not less than once every three months,
 5 but shall not be required to meet while the Legislature is in session.

6 (c) Meetings of the task force shall be called by the chairperson.

7 (d) The task force may ask other persons or entities to attend its
 8 meetings or present information at such meetings.

9 (e) The task force shall annually identify economic development
 10 priorities and electronically submit a report to the Legislature on or
 11 before December 31, 2017, and on or before each December 31 thereafter.

12 (5) This section shall terminate on January 1, 2021.

13 Sec. 2. Since an emergency exists, this act takes effect when
 14 passed and approved according to law.

(Signed) Dan Watermeier, Chairperson

Government, Military and Veterans Affairs

LEGISLATIVE BILL 89. Placed on General File with amendment.
 AM63

1 1. Insert the following new section:

2 Sec. 3. Section 35-507, Reissue Revised Statutes of Nebraska, is

3 amended to read:

4 35-507 A regular meeting of the registered voters who are residing
 5 within the boundaries of a district shall be held at the time of the
 6 budget hearing as provided by the Nebraska Budget Act, and special
 7 meetings may be called by the board of directors at any time. Notice of a
 8 meeting shall be given by the secretary-treasurer by one publication in a
 9 legal newspaper of general circulation in each county in which such
 10 district is situated. Notice of the place and time of a meeting shall be
 11 published at least four calendar ~~five~~ days prior to the date set for

12 meeting. For purposes of such notice, the four calendar days shall
13 include the day of publication but not the day of the meeting.
14 2. Renumber the remaining section and correct the repealer
15 accordingly.

(Signed) John Murante, Chairperson

Revenue

LEGISLATIVE BILL 161. Placed on General File with amendment.
AM141

1 1. On page 4, line 15, strike "twenty" and insert "sixteen".

LEGISLATIVE BILL 233. Placed on General File with amendment.
AM127

1 1. Strike original sections 3, 4, 12, 16, and 17.
2 2. On page 30, lines 19 and 20, strike "77-2503, 77-2506,".
3 3. Renumber the remaining sections accordingly.

(Signed) Jim Smith, Chairperson

GENERAL FILE

LEGISLATIVE BILL 22. Senator Chambers offered the following
motion:

MO30

Bracket until April 1, 2017.

SPEAKER SCHEER PRESIDING

Senator Chambers moved for a call of the house. The motion prevailed with
27 ayes, 1 nay, and 20 not voting.

Senator Chambers requested a roll call vote on the motion to bracket.

Voting in the affirmative, 1:

Chambers

Voting in the negative, 46:

Albrecht	Ebke	Howard	McCollister	Vargas
Baker	Erdman	Hughes	McDonnell	Walz
Blood	Friesen	Kolowski	Morfeld	Watermeier
Bolz	Geist	Kolterman	Murante	Wayne
Bostelman	Groene	Krist	Quick	Williams
Brasch	Halloran	Kuehn	Riepe	Wishart
Brewer	Hansen	Larson	Scheer	
Briese	Harr	Lindstrom	Schumacher	
Craighead	Hilgers	Linehan	Smith	
Crawford	Hilkemann	Lowe	Stinner	

Excused and not voting, 1:

Pansing Brooks

The Chambers motion to bracket failed with 1 aye, 46 nays, and 1 excused and not voting.

The Chair declared the call raised.

Pending.

COMMITTEE REPORT(S)

Executive Board

LEGISLATIVE BILL 464. Placed on General File with amendment.
AM99

- 1 1. Strike original sections 1 and 2.
- 2 2. On page 4, strike beginning with the comma in line 27 through the
- 3 comma in line 29 and show the old matter as stricken.
- 4 3. Amend the repealer and renumber the remaining sections
- 5 accordingly.

(Signed) Dan Watermeier, Chairperson

Business and Labor

LEGISLATIVE BILL 264. Placed on General File with amendment.
AM57

- 1 1. Strike the original sections and all amendments thereto and
- 2 insert the following new sections:
- 3 Section 1. Section 48-721, Reissue Revised Statutes of Nebraska, is
- 4 amended to read:
- 5 48-721 (1) The commissioner shall employ ~~appoint~~ a state boiler
- 6 inspector who shall work under the direct supervision of the commissioner
- 7 or his or her designee and devote his or her full time to the duties of
- 8 the office. The person so appointed shall:
- 9 (a) Be ~~(1) be~~ a practical boilermaker, technical engineer, operating
- 10 engineer, or boiler inspector;

11 ~~(b) Hold an "AI" or "IS" Commission and hold a commission~~ from the
 12 National Board of Boiler and Pressure Vessel Inspectors ~~with an "A"~~
 13 ~~endorsement.~~ The state boiler inspector shall also either hold a "B" ~~and~~
 14 "R" ~~endorsements~~ ~~endorsement~~ to his or her commission at the time of hire
 15 or acquire such endorsements a "B" endorsement within eighteen months of
 16 employment.

17 ~~(c) Be appointment, (2) be~~ qualified by not less than ten years'
 18 experience in the construction, installation, repair, inspection, or
 19 operation of boilers, steam generators, and superheaters;

20 ~~(d) Have, (3) have~~ a knowledge of ~~the their~~ operation and use of
 21 boilers, steam generators, and superheaters for the generating of steam
 22 for power, heating, or other purposes; ; and

23 ~~(e) Neither (4) neither~~ directly nor indirectly be interested in the
 24 manufacture, ownership, or agency of boilers, steam generators, and
 25 superheaters the same.

26 (2) The commissioner may hire ~~appoint~~ deputy inspectors as necessary
 27 to carry out the Boiler Inspection Act. Deputy inspectors shall hold an
 1 "IS" ~~Commission a commission~~ from the National Board of Boiler and
 2 Pressure Vessel Inspectors or acquire the same within twelve months of
 3 hire ~~appointment~~. Such deputy inspectors shall otherwise be subject to
 4 and governed by the same rules and regulations applicable to and
 5 governing the acts and conduct of the state boiler inspector.

6 (3) Before entering upon his or her duties under the Boiler
 7 Inspection Act, the state boiler inspector and each deputy inspector
 8 shall be bonded or insured as required by section 11-201.

9 Sec. 2. Original section 48-721, Reissue Revised Statutes of
 10 Nebraska, is repealed.

(Signed) Joni Albrecht, Chairperson

VISITOR(S)

Visitors to the Chamber were 75 Physical Therapy students with the
 Nebraska Physical Therapy Association, Omaha.

ADJOURNMENT

At 11:54 a.m., on a motion by Senator Baker, the Legislature adjourned
 until 9:00 a.m., Friday, February 3, 2017.

Patrick J. O'Donnell
 Clerk of the Legislature

