

**EIGHTH DAY - JANUARY 18, 2019**  
**LEGISLATIVE JOURNAL**  
**ONE HUNDRED SIXTH LEGISLATURE**  
**FIRST SESSION**

**EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, January 18, 2019

**PRAYER**

The prayer was offered by Pastor Ben Meyer, Freedom Baptist Church, Stamford.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Lindstrom presiding.

The roll was called and all members were present except Senator Linehan who was excused; and Senators Brewer, La Grone, McCollister, Morfeld, and Vargas who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the seventh day was approved.

**REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB41	General Affairs (rereferred)
LB283	Executive Board
LB307	Natural Resources
LB313	Executive Board
LB314	Revenue
LB315	Revenue
LB316	Banking, Commerce and Insurance
LB317	Urban Affairs
LB318	Judiciary
LB319	Natural Resources
LB320	Agriculture
LB321	Agriculture
LB322	Judiciary
LB323	Health and Human Services

LB324	Judiciary
LB325	Transportation and Telecommunications
LB326	Appropriations
LB327	Appropriations
LB328	Health and Human Services
LB329	Health and Human Services
LB330	Health and Human Services
LB331	Judiciary
LB332	Health and Human Services
LB333	Agriculture
LB334	Appropriations
LB335	Judiciary
LB336	Government, Military and Veterans Affairs
LB337	Government, Military and Veterans Affairs
LB338	Revenue
LB339	Judiciary
LB340	Judiciary
LB341	Health and Human Services
LB342	Government, Military and Veterans Affairs
LB343	Judiciary
LB344	Agriculture
LB345	Business and Labor
LB346	Education
LB347	Health and Human Services
LB348	Urban Affairs
LB349	Revenue
LB350	Education
LB351	Education
LB352	Judiciary
LB353	Judiciary
LB354	Judiciary
LB355	Banking, Commerce and Insurance
LB356	Transportation and Telecommunications
LB357	Revenue
LB358	Education
LB359	Business and Labor
LB360	Business and Labor
LB361	Business and Labor
LB362	Business and Labor
LB363	Business and Labor
LB364	Business and Labor
LB365	Judiciary
LB366	Transportation and Telecommunications
LB367	Natural Resources
LB368	Natural Resources
LB369	Judiciary
LB370	Banking, Commerce and Insurance
LB371	Transportation and Telecommunications
LB372	Revenue

LB373 Government, Military and Veterans Affairs  
 LB374 Natural Resources  
 LB375 Government, Military and Veterans Affairs  
 LB376 Judiciary  
 LB377 Judiciary  
 LR9 Government, Military and Veterans Affairs

(Signed) Mike Hilgers, Chairperson  
 Executive Board

### PROPOSED RULES CHANGES

The Rules Committee offered the following proposed rules changes:

**Proposed Rule Change 1 - Amend Rule 5, Sec. 5, add sec. 5(d) and renumber the following sections:**

**Rule 5**

**Sec. 5. Scheduling of Bills, Priority Bills.** (a) Each senator may designate one bill as a priority bill. Such priority bill need not be the designator's bill, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(b) Each chairperson of those committees which are authorized to hold public hearings on bills may designate as priority bills two of the bills referenced to that committee and on which the committee has held a public hearing, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(c) The Legislative Performance Audit Committee may designate as priority bills two bills resulting from a performance audit or involving the performance audit process, but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

(d) The Legislature's Planning Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

~~(e)~~(d) The State-Tribal Relations Committee may designate one bill consistent with the committee's jurisdiction as a priority bill but the principal introducer must concur with the designation as a priority bill and with the withdrawal of the designation once made.

~~(f)~~(e) The Speaker may designate up to 25 additional priority bills.

~~(g)~~(f) Priority bill designations may be made at any time prior to the annual designation deadline which shall be set each year by the Speaker. The designation deadline shall be prior to the 45th legislative day in the ninety-day session and prior to the 30th legislative day in the sixty-day session.

~~(h)~~(g) A senator or committee may withdraw a priority designation at any time, but will not be allowed to designate another bill as a priority bill in its place. The Speaker may withdraw a priority designation made by the Speaker.

~~(i)~~(h) All committees shall schedule priority bills for public hearing ahead of all unscheduled, nonpriority bills unless the person or committee making the priority designation shall otherwise agree.

~~(j)~~(i) All bills not designated as priority bills shall be heard on General File in the order in which they are reported to the floor by the committees, unless the introducer of the bill and the Speaker agree to delay the hearing of a particular bill. This provision shall not be construed to prevent the Speaker from placing bills reported out of committee with no dissenting votes on a consent calendar.

~~(k)~~(j) Priority bills shall generally be considered ahead of all other bills at each stage of debate, except as provided for in Rule 1, Section 17. Priority bills requiring the expenditure of appropriated funds shall be held on Final Reading until such time as the annual appropriations bills have been passed. A priority bill which fails to advance after two votes on General File, or after one vote on Select File, shall return to nonpriority status.

~~(l)~~(k) No priority bill designated under this rule shall have priority over appropriations bills.

#### **Proposed Rule Change 2 - Amend Rule 7, Sec. 10**

##### **Rule 7**

**Sec. 10. Cloture.** At any stage of consideration the principal introducer of the bill under consideration, a cointroducer with the consent of the principal introducer, or the chairperson of the committee, if the bill is introduced by that committee, may move for cloture to the presiding officer; however, the presiding officer may rule such motion for cloture out of order if, in the presiding officer's opinion, a full and fair debate has not been afforded. For purposes of this rule, full and fair debate shall mean not less than six hours on the General File stage of consideration, not less than 3 hours on the

Select File stage of consideration and not less than one and a half hours on the Final Reading stage of consideration. Such ruling by the presiding officer shall not be subject to challenge. Whenever a motion for cloture is offered, the presiding officer shall immediately recognize such introducer or chairperson and shall then order debate on the pending amendment or motion to cease. A vote on the cloture motion shall be taken immediately. A two-thirds majority of the elected members shall be required for the cloture motion to be successful. A motion for cloture shall be in order except while a member is speaking, and a motion for cloture is not debatable. If the motion for cloture is successful, a vote on the pending matter shall be taken immediately, without debate. If the pending matter is an amendment to an amendment, following a vote on the amendment to the amendment, a vote shall be taken on the original amendment. If the original amendment has been divided, then the vote shall be on the original undivided amendment being considered. Finally, a vote on the advancement of the bill shall be taken.

A motion for cloture shall have precedence over all other motions except a motion to recess or adjourn.

A motion for cloture which fails for lack of sufficient votes shall result in the debate on the bill ending for the day. When the Speaker chooses to resume debate on the bill, successive motions for cloture shall not be in order until two additional hours of debate on the bill has occurred. If the presiding officer rejects a motion for cloture on a bill due to lack of full and fair debate, successive motions for cloture on the bill may be offered at any time.

### **Proposed Rule Change 3 - Amend Rule 6, Sec. 2 and Sec. 3**

#### **Rule 6**

**Sec. 2. Objection to Reference of Bills.** (a) Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature by unanimous consent when offered by the primary introducer, or by the vote of a majority of the elected members.

(b) Those bills and resolutions placed on General File by the Reference Committee will be bracketed for five calendar days, and if one senator requests a public hearing on one or more of these matters, they will then be referred to a committee. Bills on General File for which public hearings have not been requested will be handled as all bills on General File.

**Sec. 3. General File.**

(e) At any stage of consideration of a bill, a motion to bracket or to unbracket shall, if made by the primary introducer of the bill, require a majority of those voting. If made by other than the primary introducer, there shall then be required a majority vote of the elected members. A unanimous consent motion to bracket or to unbracket to a date certain may only be offered by the primary introducer or, if a committee bill, by the committee chairperson. ~~In any event, such motions shall alternatively be passed by unanimous consent of the body.~~

**NOTICE OF COMMITTEE HEARING(S)**

General Affairs

Room 1510

Monday, January 28, 2019 1:30 p.m.

- Joyce Hasselbalch - Nebraska Arts Council
- Mike Hunsberger - State Electrical Board
- Jeffrey Bomberger - Nebraska Commission on Problem Gambling
- Sarah Peetz - Nebraska Arts Council
- LB56
- LB75
- LB65

(Signed) Tom Briese, Chairperson

Transportation and Telecommunications

Warner Chamber

Monday, January 28, 2019 1:30 p.m.

- LB8
- LB10
- LB80
- LB81

Tuesday, January 29, 2019 1:30 p.m.

- LB111
- LB142
- LB156
- LB192

(Signed) Curt Friesen, Chairperson

Banking, Commerce and Insurance

Room 1507

Monday, January 28, 2019 1:30 p.m.

LB221  
LB42  
LB78  
LB70

(Signed) Matt Williams, Chairperson

**ANNOUNCEMENT(S)**

The Government, Military and Veterans Affairs Committee elected Senator La Grone as Vice Chairperson.

**CONFLICT OF INTEREST STATEMENT**

Pursuant to Rule 1, Sec. 19, Senator Lowe 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.

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of January 17, 2019, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell  
Clerk of the Legislature

Almy, Jessica  
The Good Food Institute, Inc.  
American Communications Group, Inc.  
Teamsters Local Union 554  
Baird Holm LLP  
The Energy Studio, Inc.  
Benson, Brandon  
Convention of States Action  
Carter, Jennifer  
FBLincoln (Withdrawn 01/14/2019)  
Food Bank of the Heartland (Withdrawn 01/14/2019)  
Dukeshner, James  
Nebraska Rural Electric Association  
Gould, John 'Jack'  
Common Cause Nebraska

Husch Blackwell Strategies  
 American Suntanning Association  
 JUUL Labs  
 Kruse Company  
 Neilan Strategy Group  
 Manu, Nicole  
 The Good Food Institute, Inc.  
 Nartowicz, Nikolas  
 Americans United for Separation of Church and State  
 Neal, John P.  
 Lincoln Public Schools  
 Neilan Strategy Group  
 Wireless Infrastructure Association c/o MultiState Associates Inc.  
 O'Hara Lindsay & Associates, Inc.  
 21st Century Agricultural Opportunities Coalition  
 Potter, Tim  
 AARP Nebraska (Withdrawn 01/15/2019)  
 Radcliffe, Walter H. of Radcliffe and Associates  
 ACLU Nebraska  
 Nebraska New Car & Truck Dealers Association  
 Sanford, Robert A.  
 Nebraska Domestic Violence Sexual Assault Coalition  
 Swatsworth, Abby  
 Outline  
 Zulkoski Weber LLC  
 Nebraska Fuel Retailers

### REPORTS

Agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website at:  
<http://www.nebraskalegislature.gov/agencies/view.php>

### BILLS ON FIRST READING

The following bills were read for the first time by title:

**LEGISLATIVE BILL 406.** Introduced by Gragert, 40.

A BILL FOR AN ACT relating to the Uniform Disposition of Unclaimed Property Act; to amend sections 24-345, 25-2717, 69-1310, 69-1311, 69-1317, and 69-1321, Reissue Revised Statutes of Nebraska; to change provisions relating to abandoned property reports, abandoned property notices, disposition of funds, transfers of funds, and duties of the State Treasurer; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 407.** Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to the Credit Union Act; to amend sections



21-1701 and 21-1725.01, Revised Statutes Cumulative Supplement, 2018; to grant powers of out-of-state credit unions to in-state credit unions as prescribed; to provide powers and duties to the Director of Banking and Finance and the Department of Banking and Finance; to define terms; to eliminate a hearing requirement; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 408.** Introduced by Quick, 35.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-122.01, Reissue Revised Statutes of Nebraska; to change provisions relating to compensation paid upon the death of an employee; and to repeal the original section.

**LEGISLATIVE BILL 409.** Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to the Health Care Facility Licensure Act; to amend section 71-439, Reissue Revised Statutes of Nebraska; to adopt design standards for health care facilities; and to repeal the original section.

**LEGISLATIVE BILL 410.** Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701, 77-2701.04, 77-2701.41, 77-2711, 77-2713, and 77-27,223, Reissue Revised Statutes of Nebraska; to exempt certain sales of clothing and footwear from sales and use taxes as prescribed; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 411.** Introduced by Scheer, 19.

A BILL FOR AN ACT relating to county boards; to amend section 23-149, Reissue Revised Statutes of Nebraska, and section 23-148, Revised Statutes Cumulative Supplement, 2018; to provide an additional method of changing the number of commissioners; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 412.** Introduced by Geist, 25; Lowe, 37; Slama, 1.

A BILL FOR AN ACT relating to the Joint Public Agency Act; to amend sections 13-2501, 13-2504, 13-2509, 13-2510, and 13-2513, Reissue Revised Statutes of Nebraska; to require an election to approve creation of a joint public agency as prescribed; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 413.** Introduced by Brandt, 32; Blood, 3; Brewer, 43; Briese, 41; Chambers, 11; Dorn, 30; Erdman, 47; Friesen, 34; Gragert, 40; Groene, 42; Halloran, 33; Hunt, 8; Pansing Brooks, 28.

A BILL FOR AN ACT relating to the Nebraska Advantage Act; to amend section 77-5725, Reissue Revised Statutes of Nebraska; to change application submission deadlines as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 414.** Introduced by Brandt, 32; Erdman, 47.

A BILL FOR AN ACT relating to county highway superintendents; to amend section 39-1508, Reissue Revised Statutes of Nebraska; to change duties as prescribed; to eliminate an annual report requirement; to repeal the original section; and to outright repeal section 39-1512, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 415.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to recall elections; to amend sections 32-571, 32-628, 32-1206, 49-1405, and 49-1409, Reissue Revised Statutes of Nebraska; to eliminate recall provisions for political subdivisions; to harmonize provisions; to repeal the original sections; and to outright repeal sections 31-786, 31-787, 31-788, 31-789, 31-790, 31-791, 31-792, 31-793, 32-1205, 32-1301, 32-1302, 32-1304, 32-1305, 32-1306, 32-1307, 32-1308, and 32-1309, Reissue Revised Statutes of Nebraska, and section 32-1303, Revised Statutes Cumulative Supplement, 2018.

#### **MOTION(S) - Withdraw LB72**

Senator M. Hansen offered his motion, MO1, found on page 219, to withdraw LB72.

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

The M. Hansen motion to withdraw the bill prevailed with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

#### **BILLS ON FIRST READING**

The following bills were read for the first time by title:

**LEGISLATIVE BILL 416.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to schools; to amend section 79-1037, Reissue Revised Statutes of Nebraska, and section 79-1035, Revised Statutes Cumulative Supplement, 2018; to change the apportionment of funds from the temporary school fund; to change the distribution of county funds to school districts; and to repeal the original sections.

**LEGISLATIVE BILL 417.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1116, 77-27,187.02, 77-2912, 77-5208, and 77-5725, Reissue Revised Statutes of Nebraska; to change application deadlines under the New Markets Job Growth Investment Act, the Nebraska Advantage Rural Development Act, the Nebraska Job Creation and Mainstreet Revitalization Act, the Beginning Farmer Tax Credit Act, and the Nebraska Advantage Act; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 418.** Introduced by Cavanaugh, 6; Bolz, 29; DeBoer, 10; Gragert, 40; Groene, 42; Hunt, 8; McDonnell, 5; Quick, 35.

A BILL FOR AN ACT relating to the Collection Agency Act; to amend section 45-601, Reissue Revised Statutes of Nebraska; to change provisions relating to certain medical debt collection involving workers' compensation; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 419.** Introduced by Bolz, 29.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-5701, 77-5702, 77-5714, 77-5723, 77-5725, 77-5726, and 77-5735, Reissue Revised Statutes of Nebraska; to change the Nebraska Advantage Act as prescribed; to create a fund and a grant program; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 420.** Introduced by Bolz, 29.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2715.07, Reissue Revised Statutes of Nebraska; to adopt the Property Tax Circuit Breaker Act; to harmonize provisions; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 421.** Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to asbestos; to adopt the Asbestos Trust Claims Transparency Act.

**LEGISLATIVE BILL 422.** Introduced by Howard, 9.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-167, Reissue Revised Statutes of Nebraska, and sections 38-101 and 38-121, Revised Statutes Cumulative Supplement, 2018; to adopt the Art Therapy Practice Act; to create a board; to eliminate obsolete provisions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 423.** Introduced by Howard, 9.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend section 68-907, Reissue Revised Statutes of Nebraska; to change and

eliminate definitions; to eliminate School Health Center Advisory Councils for school-based health centers; to repeal the original section; and to outright repeal section 68-968, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 424.** Introduced by Quick, 35; Blood, 3; Bolz, 29; Brandt, 32; Cavanaugh, 6; Chambers, 11; Crawford, 45; Dorn, 30; Hansen, M., 26; Hilkemann, 4; Howard, 9; Hunt, 8; Kolowski, 31; Kolterman, 24; Lathrop, 12; Lindstrom, 18; McCollister, 20; McDonnell, 5; Pansing Brooks, 28; Stinner, 48; Vargas, 7; Walz, 15; Williams, 36; Wishart, 27.

A BILL FOR AN ACT relating to municipalities; to amend sections 77-1736.06, 77-1807, and 77-1810, Reissue Revised Statutes of Nebraska, and sections 19-5201, 19-5202, 19-5203, 19-5204, 19-5205, 19-5206, 19-5207, 19-5208, 19-5209, 19-5210, 19-5211, 19-5212, 19-5213, 19-5214, 19-5215, 19-5216, 19-5217, and 19-5218, Revised Statutes Cumulative Supplement, 2018; to transfer and change provisions of the Nebraska Municipal Land Bank Act; to harmonize provisions; to provide a duty for the Revisor of Statutes; and to repeal the original sections.

**LEGISLATIVE BILL 425.** Introduced by Hilkemann, 4.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Board of Regents of the University of Nebraska.

**LEGISLATIVE BILL 426.** Introduced by DeBoer, 10; Bolz, 29; Cavanaugh, 6; Howard, 9; Hunt, 8; Pansing Brooks, 28.

A BILL FOR AN ACT relating to adoptions; to amend sections 43-101, 43-104.08, 43-104.13, 43-104.15, 43-104.18, 43-104.19, 43-108, and 43-111, Reissue Revised Statutes of Nebraska; to provide for adoption by two adult persons jointly; to update terminology; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 427.** Introduced by Howard, 9; DeBoer, 10.

A BILL FOR AN ACT relating to children; to amend section 42-377, Reissue Revised Statutes of Nebraska; to change terminology relating to legitimacy of children; and to repeal the original section.

**LEGISLATIVE BILL 428.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to the Employment Security Law; to amend section 48-627, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to eligibility for benefits; and to repeal the original section.

**LEGISLATIVE BILL 429.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to the Tobacco Products Tax Act; to amend section 77-4008, Reissue Revised Statutes of Nebraska; to change provisions relating to the tax on cigars, cheroots, and stogies as prescribed; to harmonize provisions; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 430.** Introduced by Groene, 42.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1022, 79-1022.02, 79-1023, 79-1027, and 79-1031.01, Revised Statutes Cumulative Supplement, 2018; to change the determination and certification dates relating to the distribution of aid, certification of certain budget limitations as prescribed, and duties of the Appropriations Committee of the Legislature; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 431.** Introduced by Groene, 42.

A BILL FOR AN ACT relating to school finance; to amend section 77-3446, Reissue Revised Statutes of Nebraska, and sections 79-1015.01, 79-1022, 79-1022.02, 79-1023, 79-1027, and 79-1031.01, Revised Statutes Cumulative Supplement, 2018; to change the base limitation; to change the local effort rate; to change the determination and certification dates relating to the distribution of aid, certification of certain budget limitations as prescribed, and duties of the Appropriations Committee of the Legislature; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 432.** Introduced by Groene, 42.

A BILL FOR AN ACT relating to school finance; to amend section 77-3442, Reissue Revised Statutes of Nebraska, and sections 79-1003 and 79-1016, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to levy authority; to define and redefine terms; to change the calculation of adjusted valuation; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 433.** Introduced by Hansen, M., 26; Linehan, 39.

A BILL FOR AN ACT relating to the Uniform Residential Landlord and Tenant Act; to amend section 76-1416, Reissue Revised Statutes of Nebraska; to change provisions relating to the return of security deposits and damages; and to repeal the original section.

**LEGISLATIVE BILL 434.** Introduced by Hansen, M., 26; Linehan, 39.

A BILL FOR AN ACT relating to the Uniform Residential Landlord and Tenant Act; to amend section 76-1431, Reissue Revised Statutes of

Nebraska; to change provisions relating to the three-day notice to quit and create a right of redemption for the tenant; and to repeal the original section.

**LEGISLATIVE BILL 435.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to the Uniform Residential Landlord and Tenant Act; to amend section 76-1439, Reissue Revised Statutes of Nebraska; to change provisions relating to retaliatory conduct by a landlord; and to repeal the original section.

**LEGISLATIVE BILL 436.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to government; to create the Complete Count Commission; to provide powers and duties; and to require reports.

**LEGISLATIVE BILL 437.** Introduced by Linehan, 39.

A BILL FOR AN ACT relating to the Nebraska Advantage Act; to amend section 77-5725, Reissue Revised Statutes of Nebraska; to change application deadlines; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 438.** Introduced by Wishart, 27.

A BILL FOR AN ACT relating to treatment and corrections; to amend sections 47-908 and 47-918, Revised Statutes Cumulative Supplement, 2018; to provide duties for the Nebraska State Patrol; to require a report by the Inspector General of the Nebraska Correctional System; to designate the Nebraska State Patrol as the agency to investigate criminal activity within correctional facilities operated by the Department of Correctional Services and the Lincoln Regional Center as prescribed; to provide powers and duties for the patrol; to provide for confidentiality of certain records; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 439.** Introduced by Crawford, 45.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend section 68-901, Revised Statutes Supplement, 2017, as amended by section 1, Initiative Law 2018, No. 427; to require certain coverage for chiropractic services; and to repeal the original section.

**LEGISLATIVE BILL 440.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to the State Aeronautics Act; to amend section 3-148, Revised Statutes Cumulative Supplement, 2018; to increase a tax on aviation jet fuel; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 441.** Introduced by McCollister, 20.

A BILL FOR AN ACT relating to sales and use tax; to amend section 77-27,144, Reissue Revised Statutes of Nebraska; to change provisions relating to certain refund deductions and applicability to municipalities as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 442.** Introduced by McCollister, 20; Dorn, 30; Kolterman, 24; Lindstrom, 18.

A BILL FOR AN ACT relating to insurance; to require coverage for filling prescriptions to synchronize the patient's medications.

**LEGISLATIVE BILL 443.** Introduced by McCollister, 20.

A BILL FOR AN ACT relating to the Nebraska Treatment and Corrections Act; to amend section 83-181, Reissue Revised Statutes of Nebraska; to require the Department of Correctional Services to allow committed offenders to communicate with their attorneys as prescribed; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 444.** Introduced by McDonnell, 5; Arch, 14; Blood, 3; Brewer, 43; Clements, 2; Crawford, 45; La Grone, 49.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-3502, 77-3503, and 77-3506, Reissue Revised Statutes of Nebraska; to redefine terms; to provide a homestead exemption for certain dwelling complexes located on military installations as prescribed; to redefine terms; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 445.** Introduced by McDonnell, 5; Cavanaugh, 6; DeBoer, 10; Groene, 42; Halloran, 33; Hilkemann, 4; Hunt, 8; Kolowski, 31; Lathrop, 12; Linehan, 39; Murman, 38; Slama, 1; Vargas, 7; Walz, 15; Wayne, 13; Wishart, 27.

A BILL FOR AN ACT relating to cities of the metropolitan class; to amend section 14-501.01, Reissue Revised Statutes of Nebraska; to require an annual budget report relating to use of any occupation tax levied and collected; and to repeal the original section.

**LEGISLATIVE BILL 446.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to appropriations; to state intent relating to the County Justice Reinvestment Grant Program.

**LEGISLATIVE BILL 447.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the State Personnel System; to amend section 81-1316, Revised Statutes Cumulative Supplement, 2018; to exempt

positions from the Nebraska State Historical Society as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 448.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-122, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to compensation paid for burial expenses; and to repeal the original section.

**LEGISLATIVE BILL 449.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to the Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Practice Act; to amend section 38-1001, Revised Statutes Cumulative Supplement, 2018; to define a term; to prohibit scleral tattooing; to provide a penalty; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 450.** Introduced by Wishart, 27.

A BILL FOR AN ACT relating to postsecondary education; to amend sections 85-505, 85-505.01, 85-506, and 85-507, Reissue Revised Statutes of Nebraska; to change tuition assistance program provisions for National Guard members, spouses, and children; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 451.** Introduced by Halloran, 33; Bostelman, 23; Brewer, 43; Briese, 41; Clements, 2; Dorn, 30; Erdman, 47; Friesen, 34; Gragert, 40; Groene, 42; Hansen, B., 16; Kolterman, 24; Lowe, 37; Murman, 38; Williams, 36.

A BILL FOR AN ACT relating to the Constitution of the United States; to adopt the Faithful Delegate to Federal Article V Convention Act.

**LEGISLATIVE BILL 452.** Introduced by Clements, 2; Arch, 14; Blood, 3; Crawford, 45.

A BILL FOR AN ACT relating to political subdivisions; to amend section 13-1901, Reissue Revised Statutes of Nebraska, and section 13-1907, Revised Statutes Cumulative Supplement, 2018; to change the boundaries of the Nebraska planning and development regions; to provide a process for a county to switch to an adjacent planning and development region; to provide a duty for the Department of Economic Development; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 453.** Introduced by Clements, 2; Stinner, 48.

A BILL FOR AN ACT relating to credit unions; to amend section 21-1725.01, Revised Statutes Cumulative Supplement, 2018; to provide for



hearings on membership expansion applications as prescribed; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 454.** Introduced by Clements, 2.

A BILL FOR AN ACT relating to real estate licenses; to amend section 81-885.13, Revised Statutes Cumulative Supplement, 2018; to eliminate a high school diploma or high school equivalency requirement for issuance of license; and to repeal the original section.

**LEGISLATIVE BILL 455.** Introduced by Arch, 14.

A BILL FOR AN ACT relating to jails; to amend sections 47-701 and 47-703, Revised Statutes Cumulative Supplement, 2018; to redefine a term; to change provisions relating to apportionment of costs of medical services of certain inmates; and to repeal the original sections.

**LEGISLATIVE BILL 456.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2701.47, Reissue Revised Statutes of Nebraska; to redefine a term; to provide a sales and use tax exemption for certain machinery and equipment used to produce electricity; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 457.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to the Uniform Controlled Substances Act; to amend section 28-401, Revised Statutes Cumulative Supplement, 2018; to define and redefine terms relating to industrial hemp; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 458.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to children and families; to amend sections 28-710, 28-710.01, 28-711, 28-713, 28-726, 28-728, 28-729, 28-730, 43-3001, and 43-4407, Reissue Revised Statutes of Nebraska; to define and redefine terms; to restate legislative intent; to change and provide duties of the Department of Health and Human Services and law enforcement agencies relating to reports of child abuse or neglect; to provide duties for child advocacy centers; to state legislative intent regarding appropriations; to provide for access to certain confidential information by child advocacy centers; to change child abuse and neglect investigation teams and child abuse and neglect treatment teams to multidisciplinary investigation teams and multidisciplinary treatment teams; to change and provide duties for county attorneys, multidisciplinary teams, and child advocacy centers; to change training requirements for multidisciplinary team members; to require reports; to require the department, the juvenile courts, and the Nebraska Commission on Law Enforcement and Criminal Justice to provide child

advocacy centers with access to certain records as prescribed; to change and provide duties relating to monthly reports by service area administrators and the department to child advocacy centers; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 459.** Introduced by Health and Human Services Committee: Howard, 9, Chairperson; Arch, 14; Cavanaugh, 6; Hansen, B., 16; Murman, 38; Walz, 15; Williams, 36.

A BILL FOR AN ACT relating to child care; to amend section 71-1912, Reissue Revised Statutes of Nebraska; to change provisions relating to the Child Care Licensing Act; to provide powers and duties for the Department of Health and Human Services and the Nebraska State Patrol and change requirements regarding national criminal history record information checks; to define terms; and to repeal the original section.

**LEGISLATIVE BILL 460.** Introduced by Health and Human Services Committee: Howard, 9, Chairperson; Arch, 14; Cavanaugh, 6; Hansen, B., 16; Murman, 38; Walz, 15; Williams, 36.

A BILL FOR AN ACT relating to child care; to amend section 71-1924, Reissue Revised Statutes of Nebraska; to change provisions relating to the Children's Residential Facilities and Placing Licensure Act; to provide powers and duties for the Division of Public Health of the Department of Health and Human Services and the Nebraska State Patrol regarding national criminal history record information checks; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 461.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to motor carriers; to amend sections 75-301, 75-302, 75-303.01, 75-303.02, 75-303.03, 75-304, 75-304.01, 75-305, 75-307, 75-309, 75-309.01, 75-310, 75-311, 75-315, 75-316, 75-318, 75-319, 75-320, 75-321, 75-322, and 75-324, Reissue Revised Statutes of Nebraska; to change legislative policy relating to motor carrier regulation; to redefine terms; to eliminate certificates of public convenience and necessity and permits for common and contract carriage; to provide a permit application process for regulated motor carriers; to change provisions relating to rates, insurance and bonding requirements, and permit suspension and revocation; to change a sale, transfer, lease, merger, or consolidation application process; to eliminate provisions relating to household goods mover authority and route authority; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 75-304.02, 75-313, and 75-314, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 462.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to the One-Call Notification System Act; to amend sections 76-2301, 76-2303, 76-2305, 76-2319, 76-2322, and

76-2325, Reissue Revised Statutes of Nebraska; to define and redefine terms; to provide duties for the board of directors and the State Fire Marshal; to provide for the licensing of locators and the establishment of minimum training standards and practices; to create a dispute resolution board as prescribed; to provide a penalty; to harmonize provisions; to repeal the original sections; and to outright repeal section 76-2316, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 463.** Introduced by Williams, 36; Brandt, 32; Briese, 41; Chambers, 11; Clements, 2; Dorn, 30; Friesen, 34; Groene, 42; Kolterman, 24; Stinner, 48.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1802, 77-1831, 77-1832, 77-1833, 77-1834, 77-1835, 77-1837, and 77-1837.01, Reissue Revised Statutes of Nebraska; to change and eliminate provisions relating to real property sold for delinquent taxes, the process for issuing treasurer's tax deeds, and tax sale certificates; to harmonize provisions; to repeal the original sections; and to outright repeal section 77-1824.01, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 464.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to declare an emergency.

**LEGISLATIVE BILL 465.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to claims against the state; to disapprove certain claims.

**LEGISLATIVE BILL 466.** Introduced by Howard, 9; DeBoer, 10; Vargas, 7.

A BILL FOR AN ACT relating to redistricting; to adopt the Redistricting Act.

**LEGISLATIVE BILL 467.** Introduced by Vargas, 7; Howard, 9.

A BILL FOR AN ACT relating to the Legislature; to prohibit consideration of certain factors for the purpose of drawing district boundaries as prescribed.

**LEGISLATIVE BILL 468.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend section 68-901, Revised Statutes Supplement, 2017, as amended by section 1, Initiative Law 2018, No. 427; to prohibit additional services and

populations under the medicaid managed care program as prescribed; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 469.** Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to insurance; to amend sections 44-5501, 44-5507, 44-7508.02, 44-7513, and 44-7514, Reissue Revised Statutes of Nebraska, and sections 44-5502 and 44-5508, Revised Statutes Cumulative Supplement, 2018; to amend the Surplus Lines Insurance Act; to define a term; to change requirements for nonadmitted insurers; to change terms; to amend the Property and Casualty Rate and Form Act; to eliminate requirements for the adoption of certain rules and regulations; to change provisions relating to an exemption from policy form approval requirements for certain individual commercial risks; to eliminate a requirement for the adoption of rules and regulations to disapprove subjective rating criteria; to eliminate provisions relating to approval of domestic insurer employee benefit plans; to harmonize provisions; to repeal the original sections; and to outright repeal sections 44-213.01, 44-213.02, 44-213.03, 44-213.04, 44-213.05, 44-213.06, 44-213.07, and 44-7512, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 470.** Introduced by La Grone, 49.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 72-1239.01, 77-2716, 85-1802, 85-1804, 85-1806, 85-1807, 85-1808, 85-1809, 85-1811, 85-1812, 85-1813, and 85-1814, Reissue Revised Statutes of Nebraska; to authorize and provide a tax deduction for contributions to the Nebraska educational savings plan trust made by nonparticipant contributors as prescribed; to remove a tax deduction limit relating to the Nebraska educational savings plan trust and the achieving a better life experience program; to define a term; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 471.** Introduced by La Grone, 49.

A BILL FOR AN ACT relating to civil procedure; to provide a procedure for consolidation of related civil actions in multiple judicial districts.

**LEGISLATIVE BILL 472.** Introduced by Dorn, 30; Brandt, 32; DeBoer, 10; Erdman, 47; Friesen, 34; Groene, 42; McCollister, 20; Murman, 38.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 13-319, 39-2510, 39-2520, 77-2703.01, 77-2703.04, 77-2704.31, 77-2708, 77-2711, 77-2712.05, 77-5725, and 77-5726, Reissue Revised Statutes of Nebraska; to adopt the Qualified Judgment Payment Act; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 473.** Introduced by Dorn, 30.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1619 and 77-1620, Reissue Revised Statutes of Nebraska; to change provisions relating to judgments against public corporations or political subdivisions; to authorize loans as prescribed; to provide powers and duties for the State Treasurer; and to repeal the original sections.

**LEGISLATIVE BILL 474.** Introduced by Dorn, 30.

A BILL FOR AN ACT relating to claims against the state; to amend sections 29-3506, 29-4601, 29-4602, 29-4603, 29-4604, 29-4605, 29-4606, 29-4607, 29-4608, 81-8,210, and 81-8,227, Reissue Revised Statutes of Nebraska; to rename the Nebraska Claims for Wrongful Conviction and Imprisonment Act; to provide for claims against the state by persons wrongfully incarcerated; to change provisions relating to the effect of recovery on a claim under such act; to provide a procedure to seek reimbursement from the State Claims Board for certain judgments against political subdivisions as prescribed; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 475.** Introduced by Geist, 25; Slama, 1.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-367.01 and 29-4003, Reissue Revised Statutes of Nebraska, and section 28-101, Revised Statutes Cumulative Supplement, 2018; to create the offense of sexual extortion; to define terms; to redefine sexual exploitation; to provide for a registrable offense under the Sex Offender Registration Act; to provide penalties; to harmonize a provision; and to repeal the original sections.

**LEGISLATIVE BILL 476.** Introduced by McCollister, 20.

A BILL FOR AN ACT relating to metropolitan utilities districts; to amend sections 14-2138 and 14-2139, Revised Statutes Cumulative Supplement, 2018; to eliminate a sunset provision relating to certain retail sales of natural gas as prescribed; and to repeal the original sections.

**LEGISLATIVE BILL 477.** Introduced by Vargas, 7; Dorn, 30; McCollister, 20.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Reissue Revised Statutes of Nebraska; to provide an income tax exemption for Segal AmeriCorps Education Awards; and to repeal the original section.

**LEGISLATIVE BILL 478.** Introduced by Vargas, 7; Hunt, 8; Lathrop, 12; Wayne, 13.

A BILL FOR AN ACT relating to civil actions; to prohibit use of a minor's consent as a defense or mitigation of damages or liability in civil actions

arising from sexual assaults by adults in positions of authority; and to define terms.

**NOTICE OF COMMITTEE HEARING(S)**  
Business and Labor

Room 1524

Monday, January 28, 2019 1:30 p.m.

LB102  
LB139  
LB301  
LB306  
LB359

(Signed) Matt Hansen, Chairperson

Education

Room 1525

Monday, January 28, 2019 1:30 p.m.

LB241  
LB281  
LB251

(Signed) Mike Groene, Chairperson

**MOTION(S) - Print in Journal**

Senator Chambers filed the following motion to LB72:

MO2

Reconsider the vote taken to withdraw the bill.

**UNANIMOUS CONSENT - Add Cointroducer(s)**

Unanimous consent to add Senator(s) as cointroducer(s). No objections. So ordered.

Senator Hunt name added to LB44.  
Senator Hunt name added to LB66.  
Senator Chambers name added to LB170.  
Senator Murman name added to LB205.  
Senator Hunt name added to LB275.  
Senator Brandt name added to LB314.  
Senator Briese name added to LB316.  
Senator Linehan name added to LB395.

**WITHDRAW - Cointroducer(s)**

Senator Cavanaugh name withdrawn from LB141.  
Senator Hilkemann name withdrawn from LB311.

**VISITOR(S)**

Visitors to the Chamber were students and teachers Creighton University and College of Saint Mary, Omaha; and members of the Occupational Therapy Association from across the state.

**ADJOURNMENT**

At 10:15 a.m., on a motion by Senator Howard, the Legislature adjourned until 9:00 a.m., Tuesday, January 22, 2019.

Patrick J. O'Donnell  
Clerk of the Legislature

