

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

[]

FOLEY: Good morning, ladies and gentlemen. Welcome to George W. Norris Legislative Chamber for the thirty-fourth day of the One Hundred Sixth Legislature, First Session. Our chaplain for today is Pastor Bob Rice of Lincoln Berean Church, Lincoln, Nebraska, Senator Geist's district. Please rise.

PASTOR RICE: (Prayer offered.)

FOLEY: Thank you, Pastor Rice. I call to order the thirty-fourth day of One Hundred Sixth Legislature, First Session. Senators, please record your presence. Roll call. Mr. Clerk, please record.

ASSISTANT CLERK: There is a quorum present, Mr. President.

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

ASSISTANT CLERK: Mr. President, on page 638, after line 15, insert MO18.

FOLEY: Thank you, sir. Are there any messages, reports, or announcements?

ASSISTANT CLERK: Mr. President, a series of notice of committee hearings from the Appropriations Committee for March 12, 13, 14 and 15. LB1, LB2, LB3, LB12, LB49, LB67, LB77, LB33, LB33A and LB79 had been presented to the Governor on February 28 at 12:15. Communication from the Governor, LB430, was received in his office on February 27th and signed and delivered to the Secretary of State on February 28. Announcement that various agency reports had been filed with the Legislature and are available through the legislative Web site. And finally, a list of registered lobbyists for the current week. That will also be inserted in the Journal. That's all I have.

FOLEY: Thank you, Mr. Clerk. (Visitors introduced.) Speaker Scheer, you're recognized for an announcement.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

SCHEER: Thank you, Mr. President. Just a Friday note to you folks to let you know what we might be doing next week. Could I have a gavel, Mr. President, please.

FOLEY: Come to order.

SCHEER: Thank you. On Monday, we will be scheduling Senator McCollister's priority bill, LB284, which is to adopt the remote Seller and Marketplace Facilitator Act. The sales tax act will be up first thing Monday. Following the advancement of LB284, we will continue debating on General File in regular order. On Thursday we will, again, be doing some Final Reading and Select perhaps, whatever we might have available to try to keep us up-to-date, and as well if we have additional time work on General File at that point as well. But, again, Monday will be LB284, the rest of the week will be General File other than Thursday, and we will pick up some Final Reading and Select. If time permits, then we will do some more General, but that is next week. Remembering next week will be a short week, and we will have a long weekend, so enjoy this weekend, look forward to next week. Thank you.

FOLEY: Thank you, Mr. Speaker. Members, we're going to move into Final Reading, so if you've not yet had the opportunity, wish you would go back and say hello to Commander Baerg and his wife, Nicole, as we move into Final Reading. Members, if you could please move to your desk, we're going to commence Final Reading. We've got a long list of Final Reading to get through this morning. Like to get right to it. We'll now begin Final Reading. Mr. Clerk, the first vote is to dispense with the at-large reading for LB82E. Those in favor of dispensing with the at-large reading please vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: 37 ayes, 3 nays to dispense with the at-large reading, Mr. President.

FOLEY: The at-large reading has been dispensed with. Mr. Clerk, please read the title.

ASSISTANT CLERK: (Read title of LB82.)

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB82E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

FOLEY: LB82E passes with the emergency clause attached. (Visitors introduced.) Back on Final Reading. Next bill is LB117. Mr. Clerk.

ASSISTANT CLERK: (Read LB117 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB117 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting.

FOLEY: Thank you, Mr. Clerk. LB117 passes. Members, in addition to today March 1 being the Statehood Day, the birthday of our state, it's also the birthday of Senator Kate Bolz. Happy birthday to Senator Bolz. Proceeding to LB190. Mr. Clerk.

ASSISTANT CLERK: (Read LB190 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB190 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

FOLEY: LB190 passes. Proceeding to LB11. Mr. Clerk.

ASSISTANT CLERK: (Read LB11 on Final Reading.)

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB11 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 2 present and not voting, 3 excused and not voting, Mr. President.

FOLEY: LB11 passes. LB32, Mr. Clerk.

ASSISTANT CLERK: (Read LB32 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB32 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

FOLEY: LB32 passes. LB42. Mr. Clerk.

ASSISTANT CLERK: (Read LB42 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB42 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 40 ayes, 4 nays, 2 present and not voting, 3 excused and not voting, Mr. President.

FOLEY: LB42 passes. Proceeding to LB56. Mr. Clerk.

ASSISTANT CLERK: (Read LB56 on Final Reading.)

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB56 pass. Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting.

FOLEY: LB56 passes. Proceeding to LB57.

ASSISTANT CLERK: (Read LB57 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB57 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

FOLEY: LB57 passes. Proceeding to LB61.

ASSISTANT CLERK: (Read LB61 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB61 pass? Those in favor vote aye; those opposed vote nay. Have you all voted? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 45 ayes, 0 nays, 1 present and not voting, 3 excused and not voting, Mr. President.

FOLEY: LB61 passes. Proceeding now to LB63E. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 39 ayes, 3 nays, Mr. President, to dispense with the at-large reading.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB63.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB63E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting, Mr. President.

FOLEY: LB63E passes with the emergency clause attached. Next bill is LB65. Mr. Clerk.

CLERK: (Read LB65 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB65 pass? Those in favor vote aye; those opposed vote nay. Have you all voted? Record, please.

CLERK: (Record vote read.) 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting.

FOLEY: LB65 passes. We'll proceed now to LB70. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 37 ayes, 4 nays, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB70.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB70 pass? Those in favor vote aye; those opposed vote nay. Record, please.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting.

FOLEY: LB70 passes. Proceeding now to LB75. Mr. Clerk.

CLERK: (Read LB75 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB75 pass? Those in favor vote aye; those opposed vote nay. Have you all voted? Record, please.

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting.

FOLEY: LB75 passes. Proceeding to LB78. Mr. Clerk, the first vote is dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 42 ayes, 1 nay, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB78.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB78 pass? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting, Mr. President.

FOLEY: LB78 passes. Proceeding now to LB102.

ASSISTANT CLERK: (Read LB102 on Final Reading.)

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB102 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 45 ayes, 0 nays, 4 excused and not voting.

FOLEY: LB102 passes. Proceed now to LB115.

ASSISTANT CLERK: (Read LB115 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB115 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting.

FOLEY: LB115 passes. Next bill is LB121. Mr. Clerk.

ASSISTANT CLERK: (Read LB121 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB121 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 43 ayes, 0 nays, 2 present and not voting, 4 excused and not voting.

FOLEY: LB121 passes. We'll proceed now to LB193. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

ASSISTANT CLERK: 38 ayes, 2 nays to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

ASSISTANT CLERK: (Read title of LB193.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB193 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting.

FOLEY: LB193 passes. We'll proceed to LB194. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: 36 ayes, 4 nays to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

ASSISTANT CLERK: (Read title of LB194.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB194 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting.

FOLEY: LB194 passes. Proceeding to LB196. Mr. Clerk.

CLERK: (Read LB196 on Final Reading.)

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB196 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: (Record vote read.) 44 ayes, 0 nays, 1 present and not voting, 4 excused and not voting, Mr. President.

FOLEY: LB196 passes. Proceeding now to LB258E. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 37 ayes, 2 nays, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB258.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB258E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 43 ayes, 0 nays, 2 present and not voting, 4 excused and not voting, Mr. President.

FOLEY: LB258E passes with the emergency clause attached. We'll proceed to LB259E. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 38 ayes, 0 nays, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: (Read title of LB259.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB259E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting, Mr. President.

FOLEY: LB259E passes with the emergency clause attached. We'll proceed to LB355. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 41 ayes, 2 nays, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB355.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB355 pass? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 45 ayes, 0 nays, 4 excused and not voting, Mr. President.

FOLEY: LB355 passes. (Visitors introduced.) Next bill is LB71. Mr. Clerk.

CLERK: (Read LB71 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB71 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: (Record vote read.) 38 ayes, 0 nays, 6 present and not voting, 5 excused and not voting, Mr. President.

FOLEY: LB71 passes. Proceeding now to LB122E.

CLERK: (Read LB122 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB122E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: (Record vote read.) 41 ayes, 0 nays, 2 present and not voting, and 6 excused and not voting, Mr. President.

FOLEY: LB122E passes with the emergency clause attached. We'll proceed to LB301E. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Record, please.

CLERK: 37 ayes, 3 nays, Mr. President, to dispense with the at-large reading.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

CLERK: (Read title of LB301.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB301E pass with the emergency clause attached? Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: (Record vote read.) 44 ayes, 0 nays, 5 excused and not voting, Mr. President.

FOLEY: LB301E passes with the emergency clause attached. We'll proceed to LB306. Mr. Clerk.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: (Read LB306 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB306 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Members, we're going to do a check-in, please. If you can clear the board and just do a check-in. Just check-in and record your presence, please. All unexcused members are checked in, Mr. Clerk. Senator Crawford, for what purpose do you rise? Roll call vote in regular order has been requested. Mr. Clerk, please call the roll.

CLERK: Thank you, Mr. President. (Roll call vote taken.) 21 ayes--

CRAWFORD: Change my vote to not voting, please.

CLERK: Senator Crawford would like to change her vote from yes to not voting. 20 ayes, 15 nays, Mr. President, on the Final Reading of LB306.

FOLEY: LB306 does not pass. Proceed to LB359. Mr. Clerk, the first vote is to dispense with the at-large reading. Those in favor of dispensing with the reading vote aye; those opposed vote nay. Members, the vote before you is to dispense with the at-large reading. Record, please. Members, the question before you is whether or not to dispense with the at-large reading. You can vote aye to dispense with the reading, or nay. Record, please.

ASSISTANT CLERK: 30 ayes, 3 nays to dispense with the at-large reading, Mr. President.

FOLEY: The at-large reading is dispensed with. Mr. Clerk, please read the title.

ASSISTANT CLERK: (Read title of LB359.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB359 pass? Those in favor vote aye; those opposed vote nay. Record, please.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 5 excused and not voting, Mr. President.

FOLEY: LB359 passes. Proceeding now to LB7. Mr. Clerk.

ASSISTANT CLERK: (Read LB7 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB7 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 5 excused and not voting.

FOLEY: LB7 passes. (Visitors introduced.) Next bill is LB55. Mr. Clerk.

ASSISTANT CLERK: (Read LB55 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB55 pass? Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 43 ayes, 0 nays, 2 present and not voting, 4 excused and not voting, Mr. President.

FOLEY: LB55 passes. Proceeding now to LB146. Mr. Clerk.

ASSISTANT CLERK: (Read LB146 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB146 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 44 ayes, 0 nays, 5 excused and not voting.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: LB146 passes. LB154. Mr. Clerk.

ASSISTANT CLERK: (Read LB154 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB154 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 45 ayes, 0 nays, 4 excused and not voting.

FOLEY: LB154 passes. LB264. Mr. Clerk.

ASSISTANT CLERK: (Read LB264 on Final Reading.)

FOLEY: All provisions of law relative to procedure having been complied with, the question is, shall LB264 pass? Those in favor vote aye; those opposed vote nay. Record, please.

ASSISTANT CLERK: (Record vote read.) The vote is 45 ayes, 0 nays, 4 excused and not voting.

FOLEY: LB264 passes. That will conclude Final Reading for the day. We'll move on to the eleven o'clock agenda, but first while the Legislature is in session and capable of transacting business, I propose to sign and do hereby sign the following legislative bills: LB82E, LB117, LB190, LB11, LB32, LB42, LB56, LB57, LB61, LB63E, LB65, LB70, LB75, LB78, LB102, LB115, LB121, LB193, LB194, LB196, LB258E, LB259E, LB355, LB71, LB122E, LB301E, LB359, LB7, LB55, LB146, LB154, and LB264. Mr. Clerk, you're recognized for an announcement.

CLERK: Mr. President, the Transportation Committee will meet now in Room 2022 for an Executive Session; the Transportation Committee now in 2022. Thank you, Mr. President.

FOLEY: Thank you, Mr. Clerk. Members, we'll now proceed to Select File. The first bill is LB214. Mr. Clerk.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: Mr. President, Senator Slama, LB214, I have no amendments to the bill.

FOLEY: Senator Slama for a motion.

SLAMA: Mr. President, I move that LB214 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB214 advances. Next bill is LB52. Mr. Clerk.

CLERK: Mr. President, LB52, Senator, I have E&R amendments pending.

FOLEY: Senator Slama for a motion.

SLAMA: Mr. President, I move that the E&R amendments to LB52 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: I have nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB52 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB52 advances. Next bill is LB152. Mr. Clerk.

CLERK: LB152, Senator, I have no amendments.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB152 be advanced to E&R for engrossing.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB152 advances. Proceeding to LB186. Mr. Clerk.

CLERK: LB186, Senator, does have Enrollment and Review amendments.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB186 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB186 be advanced to E&R for engrossing.

FOLEY: You've heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB186 advances. Proceeding to LB186A. Mr. Clerk.

CLERK: Mr. President, LB186A, no E&R. Senator Lindstrom would move to amend with AM538.

FOLEY: Senator Lindstrom, you're recognized to open on AM538.

LINDSTROM: Thank you, Mr. President. AM538 reflects what we did on the underlining bill. The Secretary of State wished to move the date to implement this to 2020. So with the original A bill there was a \$3,000 administrative fund in 2019 and a \$2,000 administrative fund in 2020. What this does is simply move the total of \$5,000 to 2020 to reflect that in the new amendment following the underlining LB186. Thank you, Mr. President.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Thank you, Senator Lindstrom. Is there any discussion on the amendment, AM538? I see none. Senator Lindstrom, you're recognized to close. He waives closing. The question for the body is the adoption of the AM538. Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: 30 ayes, 0 nays, Mr. President, on the adoption of Senator Lindstrom's amendment.

FOLEY: AM538 is adopted.

CLERK: I have nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB186A be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB186A advances. LB223. Mr. Clerk.

CLERK: LB223, Senator, I do have E&R amendments pending.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB223 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB223 be advanced to E&R for engrossing.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB223 advances. Next bill is LB442. Mr. Clerk.

CLERK: LB442, Senator, does have Enrollment and Review amendments pending.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB442 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB442 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB442 advances. LB536. Mr. Clerk.

CLERK: Mr. President, LB536, no E&Rs. Senator Pansing Brooks would move to amend with AM316.

FOLEY: Senator Pansing Brooks, you're recognized to open on your amendment.

PANSING BROOKS: Thank you, Mr. Lieutenant Governor, members of the body. AM316 makes a couple of adjustments to the bill that were identified by the Bill Drafting Office during their review between General and Select File. First, it simply fixes a reference on page 3, line 13, to a section that is otherwise repealed by the bill elsewhere. Second, the amendment corrects an error on page 8, line 4, to refer to a trust director instead of a trustee. This technical amendment corrects some minor errors and were unfortunately overlooked when the bill was drafted and I

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

ask that you-- for your green vote on AM316 and the underlining bill, LB536. Thank you, Mr. Lieutenant Governor.

FOLEY: Thank you, Senator Pansing Brooks. Is there any discussion on AM316? I see none. Senator Pansing Brooks you're recognized to close on your amendment. She waives closing. The question for the body is the adoption of AM316. Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: 26 ayes, 0 nays, Mr. President, on the adoption of Senator Pansing Brooks's amendment.

FOLEY: The amendment is adopted.

CLERK: Nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB536 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB536 advances. The next bill is LB622. Mr. Clerk.

CLERK: LB622, Senator, I have E&Rs first of all.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB622 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: Mr. President, Senator Williams, AM340, I understand you wish to withdraw that, Senator.

WILLIAMS: That's correct.

CLERK: Mr. President, Senator Williams would move to amend the bill with AM406.

FOLEY: Senator Williams, you're recognized to open on AM406.

WILLIAMS: Thank you, Mr. President. AM406 represents the final set of technical cleanup amendments for LB622. These amendments were prepared in response to suggestions offered by the State Department of Banking. By way of review, LB622 would allow a depository financial institution to secure deposits of public funds in excess of FDIC coverage by providing a deposit guarantee bond, or through a pool of eligible securities established by the depository financial institution with a qualified trustee. That is what we now call the single bank pooled method. For many depository institutions, it will be a major improvement over what we call the dedicated method under which a depository financial institution secures the deposits of public funds of each governmental unit separately by furnishing securities. First, the amendment would streamline provisions related to the substitution of securities by a depository financial institution under the dedicated method. These provisions, as they are currently found in statute, provide only for the substitution of securities. This was expanded on General File to become substitution exchange or release of securities. However, upon further reflection, it is now agreed that the concept of release of these securities does not fit within the existing requirements. Accordingly, these cleanup amendments remove references to the release of securities and provide only for the substitution or exchange of securities. Secondly, AM406 would specify that the deposit guarantee bond must run in favor of the director of banking for the benefit of the governmental units making the deposits with the institution. Additionally, the bill in its present form would provide that the director of banking is authorized to take actions necessary to take title to or effect a first-perfected security interest in the securities deposited, pledged, or in which a security interest is granted. AM406 would specify further that in so doing, the director would be acting for the benefit of the governmental units, having public funds on deposit with the depository institution. This change makes it clear that the claims of the governmental units against the

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

securities furnished for the protection of their public funds deposit are superior to any claims of the FDIC on behalf of other depositors. I would urge adoption of AM406. Thank you, Mr. President.

FOLEY: Thank you, Senator Williams. Debate is now open on AM406. Senator Clements.

CLEMENTS: Thank you, Mr. President. This bill is an improvement for procedures, especially for a small bank like mine. We're able to pool some of our bonds that we have to pledge with municipalities when their deposits exceed the FDIC limit. And it is going to be helpful, especially in my circumstance, in a small town bank. and I support the amendment and support the bill. Would appreciate your green vote. Thank you.

FOLEY: Thank you, Senator Clements. Is there any further discussion on the amendment? I see none. Senator Williams, you're recognized to close on your amendment. He waives closing. The question for the body is the adoption of AM406. Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: 31 ayes, 0 nays, Mr. President, on the adoption of Senator Williams' amendment.

FOLEY: AM406 is adopted. Mr. Clerk.

CLERK: I have nothing further on the bill, Mr. President.

FOLEY: Senator Williams for a motion.

WILLIAMS: I move that LB622 be moved to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB622 advances. Proceeding to LB4. Mr. Clerk.

CLERK: Mr. President, LB4, Senator Slama, I have no amendments to the bill.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB4 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB4 advances. Proceeding to LB4A. Mr. Clerk.

CLERK: Mr. President, LB4A, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB4A be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB4A advances. LB185. Mr. Clerk.

CLERK: Mr. President, LB185, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB185 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB185 advances. LB372. Mr. Clerk.

CLERK: Senator, LB372, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB372 be advanced to E&R for engrossing.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB372 advances. Proceeding to LB103. Mr. Clerk.

CLERK: Senator, with respect to LB103, I have Enrollment and Review amendments, first of all.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB103 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Senator Linehan would move to amend with AM296.

FOLEY: Senator Linehan, you're recognized to open on AM196.

LINEHAN: Good morning. I'm caught off guard here a little bit here.

CLERK: It adds the emergency clause.

LINEHAN: Okay. Thank you. This is an emergency clause and I would ask that you vote green on AM296 so it goes into effect immediately, or upon our adjournment. I want to-- if we get passed, the Governor signs it. Thank you.

FOLEY: Thank you, Senator Linehan. Is there any discussion on AM296? Senator Erdman.

ERDMAN: Thank you, Lieutenant Governor. Good morning. Senator Linehan, I appreciate your amendment to this. I think it's important that we put the emergency clause on this because if it passes, in the last day of the Legislature is June 6th this would not go into effect until September, the 6th, and most local units of government, their fiscal year ends July 1st and they're setting their budgets in July and August and finalizing them in September. And if this is not in place

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

before that, we may miss a whole budget cycle. So, I think it's very important that we adopt the emergency clause on this bill and I'd encourage you to vote for AM296. Thank you.

FOLEY: Thank you, Senator Erdman. Is there any further discussion on AM296? I see none. Senator Linehan, you're recognized to close on your amendment. She waives closing. The question for the body is the adoption of AM296. Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: 27 ayes, 0 nays on adoption of Senator Linehan's amendment.

FOLEY: AM296 is adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB103 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB103 advances. Next bill is LB450. Mr. Clerk.

CLERK: LB450, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB450 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB450 advances. Next bill is LB450A. Mr. Clerk.

CLERK: LB450A, Senator, I have no amendments to the bill.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB450A be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB450A advances. LB406. Mr. Clerk.

CLERK: Mr. President, LB406, there are E&Rs first of all, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB406 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Mr. President, Senator Gragert would move to amend with AM315.

FOLEY: Senator Gragert, you're recognized to open on AM315.

GRAGERT: Thank you, Mr. President. AM315 is an emergency clause. LB406 is a bill focused on government efficiency. The emergency clause will assist the treasurers office in more efficiency, efficiently administering the unclaimed property program. Thank you, Mr. President.

FOLEY: Thank you, Senator Gragert. Is there any discussion on AM315? I see none. Senator Gragert, you're recognized to close on your amendment. He waives closing. The question for the body is the adoption of AM315. Those in favor vote aye; those opposed vote nay. Record, please.

CLERK: 30 ayes, 0 nays, Mr. President, on the adoption of Senator Gragert's amendment.

FOLEY: AM315 is adopted. Mr. Clerk.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: Nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB406 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB406 advances. LB159. Mr. Clerk.

CLERK: LB159, Senator, does have Enrollment and Review amendments pending.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB159 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted.

CLERK: I have nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB159 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB159 advances. LB380. Mr. Clerk.

CLERK: LB380, Senator, does have Enrollment and Review amendments pending.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB380 be adopted.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: I have nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB380 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB380 advances. Proceeding to LB469. Mr. Clerk.

CLERK: LB469, Senator, does have Enrollment and Review amendments.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB469 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on that bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB469 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB469 advances. LB25. Mr. Clerk.

CLERK: LB25, Senator, I have no amendments to the bill.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB25 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB25 advances. Proceeding to LB25A. Mr. Clerk.

CLERK: LB25A, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB25A be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB25A advances. Proceeding to LB119. Mr. Clerk.

CLERK: LB119, Senator, does have Enrollment and Review amendments pending.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB119 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Thank you Mr. President. Senator, I have nothing further to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB119 be advanced to E&R for engrossing.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to advance LB119 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB119 advances. Proceeding to LB333.

CLERK: Senator, I have nothing pending to LB333.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB333 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB333 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB333 advances. Proceeding to LB203. Mr. Clerk.

CLERK: LB203, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB203 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB203 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB203 advances. (Visitors introduced.) Our next bill LB235. Mr. Clerk.

CLERK: Mr. President, Senator Slama, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB235 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB235 advances. LB624. Mr. Clerk.

CLERK: LB624, Senator, does have Enrollment and Review amendments.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB624 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB624 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB624 advances. LB160. Mr. Clerk.

CLERK: First of all, I have E&R amendments pending, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB160 be adopted.

FOLEY: Members, you heard the motion to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Mr. President, Senator Wayne had an amendment but I understand he wishes to withdraw.

FOLEY: Amendment is withdrawn.

CLERK: Senator Groene would move to amend with AM407.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Groene, you're recognized to open on AM407.

GROENE: Thank you, Mr. President. As many of you remember on a debate on LB160 on General File, there was concern about wordy language, restrictions put in place to detail descriptions of what the community would do if they wanted to help a business that was in their early childhood infrastructure, with their infrastructure. Senator Quick, off the mike, discussed it and came to an agreement. Prior to that Senator Wayne had dropped the amendment while we were discussing it. And my amendment, AM407, is exactly what we discussed between Senator Quick and I and then we just talked again and he's fine with it. What it does is just gives a general description of-- which is language already in the bill. It will say for cities of the first class citizens, cities of the second class, and villages and economic development program may also include grants, loans, or funds for early childhood infrastructure development. It doesn't specify education or childcare. It doesn't specify government, religious, or free enterprise. It just says if a business comes to the community and the community believes that is a business that is worthwhile that would help the community with their economic development because workers would have a place for their childcare, that they can help them. But on the infrastructure, not on the operations, not on the acquiring, but on the infrastructure. So it strikes all the rest of the language about quality. The language fits better with the other descriptions of what LB840 money can be used for. For example, the one right above it says, for cities of the first class, cities of the second class, and village and economic development program also includes grants and loans for construction or rehabilitation for sale or lease of housing as part of the work force housing plan. Pretty general. Gives them an area that's a small town. Fits all communities. Small and big. So anyway, I would encourage acceptance of AM407. And I agreed with Senator Quick, I'd vote green on the bill because it does allow another part of our economy, another branch of it, of childhood care, those business owners to also partake in LB840 money. Thank you.

FOLEY: Thank you, Senator Groene. Discussion is now open on AM407. Senator Quick.

QUICK: Thank you, Mr. President. I'd just want to thank Senator Groene for working with me on this bill, and the amendment is a good compromise and I have no objection to the amendment. So, I would urge you to vote green on AM407 and then pass LB160 as amended. Thank you.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Thank you, Senator Quick. Senator Clements.

CLEMENTS: Thank you, Mr. President. Would Senator Quick yield to a question?

FOLEY: Senator Quick, would you yield, please?

QUICK: Yes, I would.

CLEMENTS: Thank you, Senator Quick. I had a concern with childcare being required to be a certain quality level, these different steps that some of the home-based childcare providers. Now a childcare provider that would be receiving these funds, will they have to-- will this eliminate the need for those specific requirements?

QUICK: Yes, it strikes all the references to quality and also to the description of the facilities, and strictly says early childhood infrastructure.

CLEMENTS: And so, would the individual community, city or village be able to set what they want for standards?

QUICK: Yes.

CLEMENTS: Okay. I was hoping that we would have local control over that issue and I appreciate you accepting this amendment. Thank you, and I'll be able to support it with that change. Thank you, Mr. President.

FOLEY: Thank you, Senator Clements and Senator Quick. I see no further discussion on the amendment. Senator Groene, you're recognized to close on your amendment. He waives closing. The question for the body is the adoption of AM407. Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: 28 ayes, 0 nays, Mr. President, on the adoption of Senator Groene's amendment.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: AM407 is adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB160 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB160 advances. LB195. Mr. Clerk.

CLERK: LB195, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB195 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB195 advances. LB124. Mr. Clerk.

CLERK: Mr. President, with respect to LB124, no Enrollment and Review. Senator Crawford would move to amend with AM405.

FOLEY: Senator Crawford, you're recognized to open on AM405.

CRAWFORD: Thank you, Mr. President. Colleagues, it has come to my attention there are a number of municipalities which would like to move forward with utilizing the provisions of LB124 to create joint PACE districts to fund projects beginning as early as this summer. For this reason, I have drafted an amendment to add an E-clause to the bill to ensure that it takes effect in time for those cities and villages who would like to join resources to create joint PACE districts to begin development of their projects. Please vote green on the AM405. Thank you.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Thank you, Senator Crawford. Is there any discussion on AM405? I see none. Senator Crawford, you're recognized to close on your amendment. She waives closing. The question for the body is the adoption of AM405. Those in favor vote aye; those opposed vote nay. Have you all voted who care to? Record, please.

CLERK: 28 ayes, 0 nays on the adoption of Senator Crawford's amendment.

FOLEY: AM405 is adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Mr. President.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB124 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB124 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB124 advances. LB127. Mr. Clerk.

CLERK: Senator, LB127, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB127 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB127 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB127 advances. LB139. Mr. Clerk.

CLERK: LB139, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB139 be advanced to E&R for engrossing.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Members, you heard the motion to advance LB139 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB139 advances. LB319. Mr. Clerk.

CLERK: Senator, I have no amendments to LB319.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB319 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB319 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB319 advances. LB699. Mr. Clerk.

CLERK: LB699, Senator, I have no amendments to the bill.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB699 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB699 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB699 advances. LB8. Mr. Clerk.

CLERK: Senator, I have no amendments to LB8.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB8 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance the bill. Those in favor say aye. Those opposed say nay. LB8 advances. LB156. Mr. Clerk.

CLERK: LB156, Senator, I have E&R amendments pending.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that the E&R amendments to LB156 be adopted.

FOLEY: Members, the motion before you is to adopt the E&R amendments. Those in favor say aye. Those opposed say nay. The E&R amendments are adopted. Mr. Clerk.

CLERK: Nothing further on the bill, Senator.

FOLEY: Senator Slama.

SLAMA: Mr. President, I move that LB156 be advanced to E&R for engrossing.

FOLEY: Members, you heard the motion to advance LB156 to E&R for engrossing. Those in favor say aye. Those opposed say nay. LB156 advances. That will conclude Select File for the day. We'll now move on to General File. LB318. Mr. Clerk.

CLERK: Mr. President, LB318 was a bill introduced originally by Senator McCollister. It relates to liens, it changes provisionally petroleum product liens. Introduced on January 16. Senator McCollister presented his bill yesterday, Mr. President. I do have--

FOLEY: Senator McCollister, why don't you take a minute or two to just refresh us on the discussion of yesterday on LB318. Senator McCollister.

McCOLLISTER: Thank you, Mr. President. Good morning, colleagues. You heard the opening of my bill, this bill, LB318 here a day or two ago, with regard to petroleum liens. Very standard thing. What we're simply doing is harmonizing the statutes for petroleum liens with all the other farm inputs. So it's-- we discussed it thoroughly when we last spoke, so I think we can move forward with this bill and I'd encourage your green vote for LB318.

FOLEY: Thank you, Senator McCollister. Mr. Clerk.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

CLERK: Mr. President, Senator Brewer would move to indefinitely postpone LB318.

FOLEY: Senator McCollister, we can take up this motion or you can pass over the bill.

McCOLLISTER: No, it's an unfriendly motion. Thank you, Mr. President.

FOLEY: Take up the motion?

McCOLLISTER: Pardon me?

FOLEY: Your option is to take up the motion now or to pass over the bill.

McCOLLISTER: Take up the motion now.

FOLEY: We'll take up the motion. Senator Brewer, you're recognized to open on your motion.

BREWER: Thank you Mr. President. Well, we're talking about petroleum, we're talking about a bill that changes one sentence. And it just happens that the whole one sentence issue was exactly what LB155 did. And since Senator McCollister was Johnny-on-the-spot to want to talk about LB155, I will do the same for him. We'll start by asking some questions. First one is, I'd like to ask a question of Senator McCollister.

FOLEY: Senator McCollister, would you yield, please?

McCOLLISTER: Yes.

BREWER: When we were discussing LB155 you said that you would provide me a copy of a decommissioning agreement so I could see what was in that. Do you have such a thing?

McCOLLISTER: I do not.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

BREWER: All right. Well, that lends our discussion back to the lack of transparency with wind energy. Now, I've had discussions this morning with some individuals who said, well, we could come up with a compromise. What we do is, we mirror the requirements for the XL pipeline. I said you know what, I'd be willing to listen to that. I'd be willing to take a look at that. But there's some things we need to come to understand. Careful what you ask for, because you may get it. If you haven't bothered to follow the sequence of events with the XL pipeline, there was a special session just to discuss the pipeline. What came out of that special session was a number of requirements. I have Bill Drafters preparing an amendment that will mirror those requirements, only what we're going to do is we're going to make that for wind energy. Obviously with that, we will change the PSC to the Power Review Board, but other than that we're going to keep all those requirements the same. Mr. President, I would like to ask a question to Senator McCollister again.

FOLEY: Senator McCollister, would you yield further?

McCOLLISTER: Yes, I will.

BREWER: Would you be in support of this?

McCOLLISTER: I haven't seen the amendment. I can't give an indication of whether I'd support it or not until I actually see the amendment.

BREWER: Do you think the requirements for wind energy should be the same as for the XL pipeline?

McCOLLISTER: I'd need to see the amendment before I could make a decision.

BREWER: All right. Well, we'll see if we can't be a little more transparent for you there. All right. Some things that need to be understood is that there are some things that will be looked at. One of them will be the public necessity. Well, if we take a look at wind energy and the public necessity, we would need electricity in order for that to be true. We have said that right now we have 900-plus megawatts of excess power, enough to light Lincoln. And we're going to go for

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

more. Matter of fact, if the forecasts are accurate for the number of towers and the volume, we'll be in excess of 3,000 more megawatts. Keep in mind, we're selling the 900 now. So to paint that picture a little clearer for folks, that 3,000 will be wind towers at your expense because it's your subsidized tax dollars that will build them and then they will be scattered all over beautiful Nebraska. We'll produce power and then what we'll do with the power is, we'll give it, well, sell it at public power rates to other states. So, just pause and think about it 3,000 on top of the 900 megawatts we have now. So I think the first issue of public necessity will be pretty easy to answer. The next question is, is it redundant? Well, let's take a look at what we have available right now, nuclear, coal, natural gas. So the need for that and whether or not it's redundant is a pretty easy question to answer. The third one is, is it the most efficient? Well, let's go to the numbers. We know that our cheapest is probably going to be natural gas, close in with coal, and as Senator Bostelman pointed out, the absolute cheapest is nuclear. The most expensive, by far, is wind energy. So for us to answer these questions, the way we just have, it's obvious that if you want to go with those standards, I welcome it because the end state of this is going to be that wind energy is not only expensive, not only is it inefficient, but is unnecessary. So the discussions that we're having on LB155, we'll continue to have on your bills until we get some answers. The first one will be this issue of decommissioning. Why am I so big on decommissioning? Well, let's pause for a moment and think about it. We have 800-plus towers, we're projecting to build thousands more, and we have no clue what's going to happen when these towers cease to be able to do the job that we put them there to do and they just become these monuments to greed and stupidity. Now, it may not be this current body that has to deal with that, but it will be the next generation that will get a look at them and will get to figure out how to bring them down and pay for it. And we're talking about local control. Well, guess what? It will be those local bodies that are going to have to figure out how to pay for that cost of not only bring down the tower but then get rid of the massive amount of concrete that goes at the base. So as we're getting ready to look into the future and call things green, at some point we have to be honest about it. Because if we don't address decommissioning, if we don't address the fact that the green part today is really the destruction of our landscape, it's a killing of a lot of species of birds. Nobody wants to talk about that because it's a feel good, green thing. Well, the shine has gone off that. The body a few years ago was gullible enough to buy into that. But I plan to continue this fight and continue to bring facts to light because this is an issue that we're going to either deal with or we're going to live with the consequences. And to just automatically call it

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

green and feel good about it, is a sad way of dealing with this problem right now. And again, it is those who do not have them in their district, do not have them on their property, they're hand-jamming them down everyone else's throats. Now, as we talked earlier, you can't use that power unless once it's made, you bring it to another place and that goes back to LB155. Without that right of eminent domain to force landowners who are getting nothing from that power to give up their right to their property, that is the only way they can get their power to where they want it. I'm opposed to the R-Line. It's expensive, it's unnecessary, it takes the wrong route, and it's doing it for the sole purpose of bringing the wind energy unnecessarily back to the grid so that we can sell it to the Southwest Power Pool. I think Senator Wayne had an absolutely amazing point when he said we have to stop for a second and ask ourselves. The idea of public power was the correct thing. And I think public power has been a wonderful asset for Nebraska for a lot of years. But at the point that public power only becomes this conduit to take power that someone else is producing and sell it to another state at a cheaper price, we missed it. We missed the reason for public power. So that has to be part of the discussion and I'm very open to have any type--

FOLEY: One minute.

BREWER: --of a review of public power and how it's used and then with that needs to be a review. How did we get into the Southwest Power Pool and have we lost our ability to control our destiny? Southwest Power Pool when we sold our soles to the devil with it, we bought into wind and with that come the inability for us to control because these wind energy companies can go to the counties that do not have local control because there is no zoning, and they can force the building of wind towers on nonresident landowners land and everybody gets to look at it and deal with the results that comes from having a wind tower in your backyard. When the wind tower they build reduces the value of your home, you will start to then understand why people are upset about wind energy in Nebraska.

FOLEY: Time, Senator.

BREWER: Thank you, Mr. President.

Transcript Prepared By the Clerk of the Legislature
Transcriber's Office
Rough Draft

Floor Debate
March 01, 2019

FOLEY: Thank you, Senator Brewer. (Visitors introduced.) Senator McCollister, because the acting motion is filed against your bill, pursuant to the rules, you may speak first. Senator McCollister, if you care to speak? I do not see Senator McCollister on the floor. Items for the record, Mr. Clerk.

CLERK: I do, Mr. President, I do have some items, thank you. I have a series of hearing notices from the Business and Labor Committee, those signed by Senator Hansen as Chair of the committee. I also have acknowledgment that bills were presented to the Governor this morning that were read on Final Reading at 11:15 a.m. (Re LB82E, LB117, LB190, LB11, LB32, LB42, LB56, LB57, LB61, LB63E, LB65, LB70, LB75, LB78, LB102, LB115, LB121, LB193, LB194, LB196, LB258E, LB259E, LB355, LB71, LB122E, LB301E, LB359, LB7, LB55, LB146, LB154, and LB264.) New resolutions: LR35, by Senator Hughes; LR36, by Senator Bolz, both will be laid over. Hearing notice from the Education Committee. Senator Howard would like to print an amendment to LB112. Select File reports LB183 to Select File. And, Mr. President, Senator Crawford would move to reconsider the Final Reading vote with respect to LB306. That will be laid over. A series of name adds: Senator Kolowski to LB15; Linehan, LB352; Briese, LB556; Groene, LB569.

And Mr. President, Senator Dorn would move to adjourn the body until Monday, March 4, at 9:00 a.m.

FOLEY: Members, you heard the motion to adjourn. Those in favor say aye. Those opposed say nay. We are adjourned.