

Transcript Prepared by Clerk of the Legislature Transcribers Office  
Floor Debate  
January 9, 2020  
Rough Draft

**SCHEER:** Morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the second day of the One Hundred Sixth Legislature, Second Session. Our chaplain for the day is Father Chris Kubat from St. Cecelia Catholic Church in Hastings, Nebraska, Senator Halloran's district. Would you please rise.

**FATHER KUBAT:** In the name of the Father and of the Son and of the Holy Spirit, Heavenly Father, we thank you for the gift of today. We ask you to bless these sons and daughters of yours gathered here today. We ask you to send them wisdom into their hearts, guide them, inspire them, and strengthen them to know and do your holy will today. We asked this through our Lord Jesus Christ, your son, who lives and reigns in the unity of the Holy Spirit, one God, forever and ever, amen. In the name of the Father and of the Son, of the Holy Spirit, amen. Thank you very much, everyone, and have a blessed, holy day.

**SCHEER:** Thank you very much, Father. I call to order the second day of the One Hundred Sixth Legislature, Second Session. Senators, please record your presence. Roll call. Mr. Clerk, please record.

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

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

**ASSISTANT CLERK:** There are no corrections.

**SCHEER:** Thank you again. And are there any messages, reports, or announcements?

**ASSISTANT CLERK:** There are, Mr. President. First, a report on the disposition of interim study resolutions from the committees. Additionally, a communication from the Speaker referring LR288 to the Reference Committee for referral to the appropriate standing committee. It's all I have at this time, Mr. President.

**SCHEER:** Thank you. We will proceed to bill introductions this-- this morning, colleagues. I anticipate being here for about the next hour. While we are still assembled, Senator Albrecht would like to recognize Dr. David Hoelting from Pender, who is serving as our physician of the day. He is under the north balcony. Please stand and be recognized by

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your Nebraska Legislature. Thank you so much for your service. We are now open for bill introduction.

**ASSISTANT CLERK:** New bills, Mr. President: LB852, introduced by Senator Williams, is a bill for an act relating to secured transactions, change provisions relating to farm product liens and actions relating to termination statements, repeals the original section. LB853, introduced by Senator Williams, it's a bill for an act relating to banks and banking, authorizes financial institutions to place a hold on certain customer transactions in the case of financial-- financial exploitation. LB854, introduced by Senator Williams, is a bill for an act relating to the Public Funds Deposit Security Act, changes provisions relating to secured deposits and pooled collateral, changes reporting requirements as prescribed, repeals the original section and declares an emergency. LB855, introduced by Senator Moser, is a bill for an act relating to the-- to the Niobrara Scenic River Act, eliminates a requirement for the confirmation by the Legislature for certain Niobrara Council members and repeals the original section. LB856, introduced by Senator Moser, is a bill for an act relating to the Petroleum Release Remedial Action Act, extends the use of the Petroleum Release Remedial Action Cash Fund as prescribed, harmonize provisions and repeals the original section, declares an emergency. LB857, introduced by Senator Lowe, is a bill for an act relating to state government, requires agency review of rules and regulations as prescribed, harmonizes provisions, and repeals the original section. LB858, introduced by Senator Hughes, is a bill for an act relating to the Municipal Cooperative Financing Act, redefines terms, changes provisions relating to qualifications, removal of terms, and votes by directors, provisions relating to municipality participation, term-- termination, expulsion, and suspension, and provisions relating to bonds, changes as an audit-filing deadline, changes agency restrictions as prescribed, harmonize provisions and repeals the original section. LB859, introduced by Senator Hughes, is a bill for an act relating to the Game and Parks Commission, changes provisions relating to the qualifications and terms of office of commission members as prescribed, harmonize provisions, and repeals the original section. LB860, introduced by Senator Hughes, is a bill for an act relating to the Game and Park-- Parks Commission, changes provisions relating to the term and appointment of commission members, changes commission

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districts and district assignments as prescribed, and repeals the original section. It's all I have at this time, Mr. President. Additional new bills, Mr. President: LB861, introduced by Senator Hughes, is a bill for an act relating to the Integrated Solid Waste Management Act, changes provisions relating to state policy and to the regulation of the sale and marketing of consumer merchandise and containers by a country-- county, municipality, or agency, harmonizes provisions, and repeals original section. LB862, introduced by Senator Hughes, is a bill for an act relating to tobacco, prohibits possession by minors of tobacco, electronic nicotine delivery systems, or alternative nicotine products as prescribed, redefines the term and repeals the original section. LB863, introduced by Senator Hughes, is a bill for an act relating to the Game and Parks Commission, limits the amount of property owned by the commission and repeals the original section. It's all I have at this time, Mr. President. Additional new bills, Mr. President: LB864, introduced by Senator Wayne, is a bill for an act relating to cities of the metropolitan class, adopts the Bedbug Detection and Treatment Act. LB865, introduced by Senator Wayne, is a bill for an act relating to the Nebraska Educational Savings Plan Trust, authorizes and provides an income tax deduction for employer contributions as prescribed, provides for the contributions of income tax refunds, defines terms, requires that employers' contributions not be recognized as income for certain purposes, harmonize provisions, provides an operative date, and repeals the original section. LB866, introduced by Senator Wayne, is a bill for an act relating to cities, adopt the Density Bonus and Inclusionary Housing Act and provides a duty for the Revisor of Statutes. LB867, introduced by Senator Hansen, is a bill for an act relating to the cities and villages, adopts the 876Option Municipal Childcare Financing Act. LB868, introduced by Senator Lathrop, is a bill for an act relating to the Parenting Act, changes provisions relating to mediator duties and repeals the original section. LB869, introduced by Senator Lathrop, it's a bill for an act relating to civil procedure, provides for issuance of subpoenas and civil proceedings pending in foreign jurisdictions, authorizes the Supreme Court to promulgate rules, changes provisions relating to the issuance of and scope of subpoenas and witness fees, harmonize provisions, provides a duty for the Revisor of Statutes and repeals the original section. LB870, introduced by Senator Crawford, is a bill for an act relating to cities and villages, changes provisions relating to direct

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borrowing and repeals the original section. LB871, introduced by Senator Crawford, it's a bill for an act relating to the Uniform Deceptive Trade Practices Act, changes provisions relating to unconscionability and repeals the original section. LB872, introduced by Senator Hunt, is a bill for an act relating to new crimes and offenses, eliminates requirements for the provision of information and materials regarding finding medical assistance and continuing a viable pregnancy after taking mifepristone, for the confidential reporting forms, eliminates duties to the Department of Health and Human Services, and repeals the original section. LB873, introduced by Senator Hunt, is a bill for an act relating to government documents, changes provisions relating to the issuance and renewal of motor vehicle operator's licenses and state identification cards and the issuance of commercial learner's permits, provides for a procedure for amendment of a birth certificate and repeals the original section. LB874, introduced by Senator Howard, is a bill for an act relating to the Nebraska Health Care Cash Fund, changes and eliminates provisions relating to the funding of programs, repeals the original section and declares an emergency. LB875, introduced by Senator Howard, is a bill for an act relating to the Medical Assistance Act, requires submission of a state plan amendment for outpatient assisted therapy and repeals the original sections. LB877, introduced by Senator Walz, is a bill for an act relating to appropriations, states intent regarding appropriations for aging and disability research centers. LB878, introduced by Senator Walz, is a bill for an act relating to the Nebraska Political Accountability and Disclosure Act, changes and eliminates provisions related to an interest in contracts and repeals the original section. LB879, introduced by Senator Geist, is a bill for an act relating to the Nebraska Advantage Microenterprise Tax Credit Act, changes provisions regarding performance audits and termination of tax incentives as prescribed, states intent regarding the use of funds, harmonize provisions, and repeals the original section. LB880, introduced by Senator Groene, is a bill for an act relating to the Tax Equity and Educational Opportunity Support Act, changes 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, eliminates obsolete provisions, harmonizes provisions, repeals the original section and declares an emergency. LB881, introduced by Senator Matt Hansen, is a bill for an act relating to

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criminal procedure, changes provisions relating to collection of fines and costs and repeals the original section. LB86-- LB876, introduced by Senator Walz, is a bill for an act relating to the Community Development Law, changes provisions relating to limitations on blighted areas and repeals the original section. LB882, introduced by Senator Hansen, is a bill for an act relating to marriage, changes and eliminates provisions relating to qualifications for marriage and annulment and repeals the original section. LB883, introduced by Senator Matt Hansen, is a bill for an act relating to children and families, requires notice of obligee remedies in child support orders, makes certain obligors and obligees parties to certain child support enforcement proceedings, harmonize provisions and repeals the original section. LB884, introduced by Senator Lindstrom, is a bill for an act relating to insurance, provides for the legal effect of certain publications concerning liability insurance and declares an emergency. LB885, introduced by Senator Bolz, is a bill for an act relating to the Civic and Community Center Financing Act, changes requirements for grant and assistance applications and repeals the original section. LB886, introduced by Senator Arch, is a bill for an act relating to insurance, states intent, defines terms, prohibits certain activities by facilities as prescribed, list a deceptive trade practice, provides a duty for the Revisor of Statutes and repeals the original section. LB887, introduced by Senator Arch, is a bill for an act relating to prescription drugs, authorizes pharmacists to adapt prescriptions as prescribed and repeals the original section. It's all I have at this time, Mr. President. Additional new bills, Mr. President: LB888, introduced by Senator Hilgers, is a bill for an act relating to the State Tort Claims Act, changes provisions relating to the authority of the Risk Manager and State Claims Board and repeals the original section. LB889, introduced by Senator Hilgers, is a bill for an act relating to administrative law, changes provisions relating to appeals under the Administrative Procedure Act, eliminates obsolete provisions and repeals the original section. LB890, introduced by Senator Hilgers, is a bill for an act relating to the Political Subdivisions Construction Alternatives Act, provides for water, wastewater, utility, and sewer construction projects, and repeals the original section. LB891, introduced by Senator Hilgers, is a bill for an act relating to revenue and taxation, provides an income tax credit for overtime pay as prescribed and repeals the original section. LB892, introduced by Senator Hilgers, is a bill for an act relating to

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revenue and taxation, changes individual income tax brackets as prescribed, harmonize provisions and repeals the original section. LB893, introduced by Senator Bostelman, is a bill for an act relating to emergency medical services, defines and redefines terms, provides for community paramedic and critical care paramedic practice and discipline of training agencies, changes the scope practice of emergency care providers, changes provisions relating to the State Trauma Advisory Board, eliminates powers and duties, harmonize provisions, eliminates obsolete provisions and repeals the original section. LB894, introduced by Senator Stinner, is a bill for an act relating to appropriations, appropriates funds for the aid of community colleges. LB895, introduced by Senator Morfeld, is a bill for an act relating to the Nebraska Probate Code, changes provisions relating to decedents' estates and harmonize provisions and repeals the original section. LB896, introduced by Senator Erdman, is a bill for an act relating to military installations, requires notice of construction expansion of certain structures. LB897, introduced by Senator Cavanaugh, is a bill for an act relating to appropriations, appropriates funds to the Department of Health and Human Services for behavioral health aid as prescribed. LB898, introduced by Senator Friesen, is a bill for an act relating to telecommunications and technology, defines terms, provides for applications for the collocation of certain wireless facilities. LB899, introduced by Senator Hughes, is a bill for an act relating to public power districts, provides certain powers relating to biofuels and biofuel byproducts, harmonize provisions and repeals the original section. That's all I have at this time, Mr. President.

**SCHEER:** Senators, a 15-minute reminder that at 11:00 we will be adjourning.

**CHUCK HUBKA:** Testing the sound for the press box feed. Testing one, two, three out of west Chamber. Joe, one, two, three, four, five, west Chamber press feeds, five, four, three, two, one.

**SCHEER:** Mr. Clerk for an announcement.

**ASSISTANT CLERK:** Thank you, Mr. President. The Judiciary Committee will be hosting a briefing in Room 1113 at 11:00 a.m. Judiciary Committee, Room 1113, 11:00 a.m. That's all I have at this time.

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**SCHEER:** Mr. Clerk for announcements.

**ASSISTANT CLERK:** Thank you, Mr. President. Quickly, Referencing will meet in Room 1507 upon adjournment, Referencing Committee, Room 1507, upon adjournment. Additional bills to be read in: LB900, introduced by Senator Cavanaugh, is a bill for an act relating to property, provides for the ownership of an unfertilized human ovum. LB901, introduced by Senator Cavanaugh, is a bill for an act relating to appropriations, appropriates funds to the Department of Health and Human Services. LB902, introduced by Senator DeBoer [SIC] is a bill for an act relating to trusts, adopts the Uniform Trust Decanting Act, change provisions for the property transferred under the act, provides for severability and repeals the original section. LB903, introduced by Senator Kolowski, is a bill for an act relating to motor vehicle, provides for the Down Syndrome Awareness License Plate, harmonize provisions and repeals the original section. LR289, introduced by Senator Blood, LR290, introduced by Senator Hughes, and LR291, introduced by Senator Hughes, those will all be read and laid over. Finally, an amendment to LB450A from Senator Wishart to be printed in the Journal. Finally, a series of name adds: Senator La Grone to LB153; Senator Hilkemann to LB187; Senator McCollister, LB369; Senator Wayne, LB401; Senator Walz, LB752; Lindstrom to LB814; and Senator Hughes to LB814 as well. Finally, Mr. President, a priority motion. Senator Albrecht would move to adjourn the body until Friday, January 10, at 10:00 a.m.

**SCHEER:** Thank you, Mr. Clerk. Colleagues, you've heard the motion. All those in favor please say aye. All opposed say nay. We are adjourned.