

SIXTIETH DAY - APRIL 18, 2024

LEGISLATIVE JOURNAL

**ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION**

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, April 18, 2024

PRAYER

The prayer was offered by Senator Arch.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Brewer.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Kelly presiding.

The roll was called and all members were present except Senators Bosn, Hunt, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifty-ninth day was approved.

PRESENTED TO THE GOVERNOR

Presented to the Governor on April 11, 2024, at 4:50 p.m. were the following: LBs 1073e, 1074e, 1074Ae, 1088, 1092, 1108e, 1120, 1169, 1195, 1197, 1200e, 1200Ae, 1284e, 1284Ae, 1288, 1300e, 1300Ae, 1306, 1306Ae, 1329, 1329A, 1335, 1344, 1344A, 1355e, 1355Ae, 1368, 1368A, 1370e, 1393e, 1394, and 1394A.

(Signed) Jamie Leishman
Clerk of the Legislature's Office

MESSAGE(S) FROM THE GOVERNOR

April 15, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

Dear Clerk Metzler:

Engrossed Legislative Bills 1027, 1029, 1030e, 1031e/1031Ae, 1035/1035A, 1051, 1069e, 1073e, 1085, 1088, 1095, 1108e, 1167, 1195, 1200e/1200Ae, 1214, 1270, 1326, 1370e, 484/484A, 685/685A, 686, 71/71A, 829/829A, 852, 856, 867e/867Ae, 870/870A, 874, 876/876A, 880, 903, 904/904A, 926, 932, 934e were received in my office on April 11, 2024, and signed on April 15, 2024.

These bills were delivered to the Secretary of State on April 15, 2024.

Sincerely,
(Signed) Jim Pillen
Governor

April 16, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

Dear Clerk Metzler:

Engrossed Legislative Bills 52/52A, 164e/164Ae, 196e/196Ae, 204/204Ae, 253, 287e/287Ae, 358e/358Ae, 399, 600e/600Ae, 631/631A, 1017, 1070e, 1092, 1120, 1169, 1284e/1284Ae, 1288, 1300e/1300Ae, 1301/1301A, 1306/1306Ae, 1329/1329A, 1335, 1344/1344A, 1355e/1355Ae, 1368/1368A, 1393e, 1394/1394A were received in my office on April 11, 2024, and signed on April 16, 2024.

These bills were delivered to the Secretary of State on April 16, 2024.

Sincerely,
(Signed) Jim Pillen
Governor

April 17, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

Dear Clerk Metzler:

Engrossed Legislative Bills 1197, 262/262A, 910 were received in my office on April 11, 2024, and signed on April 16, 2024.

These bills were delivered to the Secretary of State on April 17, 2024.

Sincerely,
(Signed) Jim Pillen
Governor

April 17, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
Lincoln, NE 68509

Dear Clerk Metzler:

Engrossed Legislative Bills 62/62A, 233, 840, 1074e/1074Ae were received in my office on April 11, 2024, and signed on April 17, 2024.

These bills were delivered to the Secretary of State on April 17, 2024.

Sincerely,
(Signed) Jim Pillen
Governor

EXPLANATION(S) OF VOTE(S)

Had I been present, I would have voted "aye" on final passage of LBs 1214, 1270, 52e, 52Ae, 71, 71A, 196e, 196Ae, 204e, 204Ae, 233, 358e, 358Ae, 399, 600e, 600Ae, 685, 685A, 867e, 867Ae, 874, 876, 876A, 904, 904A, 932, 934e, 1030e, 1031e, 1031Ae, 1035, 1035A, 1069, 1092, 1108e, 1120, 1200e, 1200Ae, 1288, 1300e, 1300Ae, 1306, 1306Ae, 1329, 1329A, 1335, 1368, 1368A, 1370e, 1394, and 1394A.

(Signed) Barry DeKay

ANNOUNCEMENT(S)

The LR298 Legislative Oversight Review Special Committee elected Senator Arch as Chairperson.

The LR298 Legislative Oversight Review Special Committee elected Senator Wayne as Vice Chairperson.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR **Committee**
LR495 Judiciary

(Signed) Raymond Aguilar, Chairperson
Executive Board

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of April 17, 2024, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Brandon Metzler
Clerk of the Legislature

Bromm, Curt
Bromm & Associates
Bromm, Jason
Bromm & Associates
Huber, Eli
Heritage Action for America (Withdrawn 04/12/2024)
Keener, Chris
U.S. Term Limits (Withdrawn 04/17/2024)

REPORTS

Agency reports electronically filed with the Legislature can be found on the [Nebraska Legislature's website](#).

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 466, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 486, 487, 488, 489, 490, 491, 492, 493, and 494 were adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 466, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 486, 487, 488, 489, 490, 491, 492, 493, and 494.

WITHDRAW - Motion(s) to LB25

Senator Bosn asked unanimous consent to withdraw [MO1287](#), found on page 1156, to recommit to committee.

No objections. So ordered.

MOTION(S) - Return LB25 to Select File

Senator Wayne moved to return LB25 to Select File for his specific amendment, [FA388](#), found on page 1532.

Senator Wayne withdrew his motion to return.

The Wayne amendment was withdrawn.

BILLS ON FINAL READING

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB25 with 37 ayes, 7 nays, and 5 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 25.

A BILL FOR AN ACT relating to the Political Subdivisions Tort Claims Act; to amend section 13-910, Reissue Revised Statutes of Nebraska; to allow tort claims involving child abuse or sexual assault of a child under the act; to harmonize provisions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Blood	Day	Fredrickson	McKinney	von Gillern
Bostar	DeBoer	Halloran	Murman	Walz
Brewer	Dorn	Hansen	Raybould	Wayne
Cavanaugh, J.	Dover	Hunt	Sanders	Wishart
Cavanaugh, M.	Dungan	Linehan	Slama	
Conrad	Erdman	McDonnell	Vargas	

Voting in the negative, 17:

Albrecht	Brandt	Hughes	Lippincott	Riepe
Armendariz	Clements	Ibach	Lowe	
Bosn	Hardin	Jacobson	Meyer	
Bostelman	Holdcroft	Kauth	Moser	

Present and not voting, 4:

Aguilar	Arch	Ballard	DeKay
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB126 with 38 ayes, 5 nays, and 6 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 126.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1613.02, 77-3501, 77-3506.03, 77-3511, 77-3521, and 77-3529, Reissue Revised Statutes of Nebraska, sections 77-3517 and 77-3523, Revised Statutes Cumulative Supplement, 2022, and sections 77-3522 and 77-4212, Revised Statutes Supplement, 2023; to change provisions relating to property assessment and tax rolls; to define a term; to change provisions relating to homestead exemptions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

LEGISLATIVE BILL 126A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 126, One Hundred Eighth Legislature, Second Session, 2024.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 496. Introduced by Education Committee: Murman, 38, Chairperson; Albrecht, 17; Conrad, 46; Linehan, 39; Meyer, 41; Sanders, 45; Walz, 15; Wayne, 13.

PURPOSE: The purpose of this resolution is to propose an interim study to examine issues relating to the State Department of Education.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Education Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

MOTION(S) - Return LB388 to Select File

Senator Slama moved to return LB388 to Select File for the following specific amendment:

[FA451](#)

Strike the enacting clause.

Pending.

ANNOUNCEMENT

Speaker Arch requested LB388 be passed over on Final Reading.

WITHDRAW - Motion(s) to LB937

Senator M. Cavanaugh asked unanimous consent to withdraw the following motions:

[MO1397](#), found on page 1595, to recommit to committee.

[MO1405](#), found on page 1604, to recommit to committee.

No objections. So ordered.

BILLS ON FINAL READING**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB937 with 39 ayes, 4 nays, 5 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 937.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 66-489, Reissue Revised Statutes of Nebraska, sections 66-482, 77-908, 77-3806, and 81-1220, Revised Statutes Cumulative Supplement, 2022, and sections 77-2701, 77-2701.04, 77-2701.41, 77-2704.12, 77-2711, 77-2713, 77-2715.07, 77-2716, 77-2717, 77-2734.03, 77-27,223, 77-27,241, 77-7012, and 77-7015, Revised Statutes Supplement, 2023; to adopt the Cast and Crew Nebraska Act, the Nebraska Shortline Rail Modernization Act, the Nebraska Pregnancy Help Act, the Individuals with Intellectual and Developmental Disabilities Support Act, the Medical Debt Relief Act, the Sustainable Aviation Fuel Tax Credit Act, the Caregiver Tax Credit Act, and the Reverse Osmosis System Tax Credit Act; to change provisions relating to fuel tax; to provide for sales and use tax exemptions; to change provisions relating to tax credits; to provide for grant programs for the film industry; to define and redefine terms; to eliminate obsolete provisions; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal section 66-4,146.01, Reissue Revised Statutes of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Aguilar	Brandt	Erdman	Jacobson	Murman
Albrecht	Brewer	Fredrickson	Kauth	Riepe
Arch	Cavanaugh, J.	Halloran	Linehan	Sanders
Armendariz	Cavanaugh, M.	Hansen	Lippincott	Slama
Ballard	Clements	Hardin	Lowe	Vargas
Blood	DeKay	Holdcroft	McDonnell	von Gillern
Bosn	Dorn	Hughes	McKinney	Walz
Bostar	Dover	Hunt	Meyer	Wayne
Bostelman	Dungan	Ibach	Moser	Wishart

Voting in the negative, 0.

Present and not voting, 4:

Conrad	Day	DeBoer	Raybould
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

LEGISLATIVE BILL 937A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 937, One Hundred Eighth Legislature, Second Session, 2024.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Aguilar	Brewer	Erdman	Jacobson	Murman
Albrecht	Cavanaugh, J.	Fredrickson	Kauth	Riepe
Arch	Cavanaugh, M.	Halloran	Linehan	Sanders
Armendariz	Clements	Hansen	Lippincott	Slama
Ballard	Conrad	Hardin	Lowe	Vargas
Bosn	DeKay	Holdcroft	McDonnell	von Gillern
Bostar	Dorn	Hughes	McKinney	Walz
Bostelman	Dover	Hunt	Meyer	Wayne
Brandt	Dungan	Ibach	Moser	Wishart

Voting in the negative, 0.

Present and not voting, 4:

Blood Day DeBoer Raybould

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1023 with 40 ayes, 3 nays, and 6 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1023.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2733 and 86-704, Reissue Revised Statutes of Nebraska, sections 77-908, 77-3806, 77-6831, and 81-523, Revised Statutes Cumulative Supplement, 2022, and sections 77-2701, 77-2715.07, 77-2716, 77-2717, and 77-2734.03, Revised Statutes Supplement, 2023; to adopt the Relocation Incentive Act; to provide for adjustments to federal adjusted gross income for nonresidents and for certain businesses for research or experimental expenditures and the cost of certain property; to change provisions relating to the taxation of nonresident income; to provide for additional incentives under the ImagiNE Nebraska Act; to change the occupation tax relating to telecommunications services; to harmonize provisions; to provide operative dates; to provide severability; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1023A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1023, One Hundred Eighth Legislature, Second Session, 2024.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

WITHDRAW - Motion(s) to LB1317

Senator M. Cavanaugh asked unanimous consent to withdraw [MO1398](#), found on page 1604, to recommit to committee.

No objections. So ordered.

BILLS ON FINAL READING

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1317 with 41 ayes, 6 nays, and 2 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1317. With Emergency Clause.

A BILL FOR AN ACT relating to law; to amend sections 2-1207, 9-810, 9-1104, 13-520, 18-1208, 18-2103, 44-314, 60-301, 60-302, 60-3191, 66-4105, 70-1002.02, 77-101, 77-106, 77-1333, 77-1359, 77-2704.66, 77-3002, 77-3003, 77-5005, 77-5017, and 77-5018, Reissue Revised Statutes of Nebraska, sections 43-512.12, 66-482, 77-202, 77-202.01, 77-202.03, 77-3011, 77-5601, and 77-6831, Revised Statutes Cumulative Supplement, 2022, and sections 9-1110, 13-3102, 13-3103, 13-3104, 13-3108, 70-1001.01, 77-2015, 77-2701, 77-2701.02, 77-2701.04, 77-2716, 77-4405, 77-4406, 85-2601, 85-2602, 85-2603, 85-2603.01, and 85-2605, Revised Statutes Supplement, 2023; to adopt the Good Life District Economic Development Act, the Financial Institution Data Match Act, and the Gambling Winnings Setoff for Outstanding Debt Act; to require certain actions relating to underutilized tax-exempt property and certain parimutuel, lottery, gaming, and gambling winnings; to redefine a term under the Community Development Law; to change provisions and define and redefine terms relating to health insurance coverage for first responders and dependents; to change provisions and define terms under the Motor Vehicle Registration Act; to change provisions and define and redefine terms relating to motor fuel taxation; to change and provide provisions relating to electric energy, electric suppliers, and electric and hybrid motor vehicles and charging stations; to change provisions relating to occupation taxes and property taxation; to restate legislative findings and change provisions relating to rent-restricted housing projects; to state legislative findings, define terms, and provide provisions relating to sales-restricted houses; to change provisions relating to inheritance taxes; to change provisions relating to the Nebraska Revenue Act of 1967, the Good Life Transformational Projects Act, the Sports Arena Facility Financing Assistance Act, the Tax Equalization and Review Commission Act, and the First Responder Recruitment and Retention Act; to provide and change sales and use tax rates, exemptions, and incentives; to state intent relating to appropriations for nitrate sensors; to harmonize provisions; to provide operative dates; to provide severability; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1317A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1317, One Hundred Eighth Legislature, Second Session, 2024; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 49:

Aguilar	Brewer	Dungan	Jacobson	Raybould
Albrecht	Cavanaugh, J.	Erdman	Kauth	Riepe
Arch	Cavanaugh, M.	Fredrickson	Linehan	Sanders
Armendariz	Clements	Halloran	Lippincott	Slama
Ballard	Conrad	Hansen	Lowe	Vargas
Blood	Day	Hardin	McDonnell	von Gillern
Bosn	DeBoer	Holdcroft	McKinney	Walz
Bostar	DeKay	Hughes	Meyer	Wayne
Bostelman	Dorn	Hunt	Moser	Wishart
Brandt	Dover	Ibach	Murman	

Voting in the negative, 0.

Not voting, 0.

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

WITHDRAW - Motion(s) to LB1363

Senator M. Cavanaugh asked unanimous consent to withdraw [MO1393](#), found on page 1594, to recommit to committee.

No objections. So ordered.

MOTION(S) - Return LB1363 to Select File

Senator Dover moved to return LB1363 to Select File for the following specific amendment:

[FA449](#)

Strike the enacting clause.

Pending.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 25, 126, 126A, 937, 937A, 1023, 1023A, 1317e, and 1317Ae.

MOTION(S) - Return LB1363 to Select File

Senator Dover renewed his motion, found and considered in this day's Journal, to return LB1363 to Select File for his specific amendment, [FA449](#), found in this day's Journal.

Pending.

MESSAGE(S) FROM THE GOVERNOR

April 17, 2024

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Mr. Speaker, and Members of the Legislature:

Pursuant to Article IV, Section 15, of the Nebraska Constitution, I have allowed LB20 & LB20A to become law without my signature. The Attorney General and Secretary of State have identified significant potential infirmities regarding the bill. These issues relate to LB20's compliance with several provisions of the Nebraska Constitution, including, but not limited to, Article II, Section 1, Article IV, Section 13, and Article VI, Section 2.

Although there are potential constitutional issues with LB20 and related provisions of existing law, I will allow LB20 and LB20A to become law with neither my signature nor my endorsement of LB20's constitutional validity. I encourage the Attorney General and the Secretary of State to promptly take such measures as are appropriate in light of the constitutional infirmities referenced above.

Sincerely,
(Signed) Jim Pillen
Governor

MESSAGE(S) FROM THE SECRETARY OF STATE

April 18, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
P.O. Box 94604
Lincoln, NE 68509-4604

Dear Mr. Metzler:

This letter is to inform you and also place in the Legislative Journal the fact that Engrossed Legislative Bill 20 was filed in the Office of the Secretary of State at 5:36 P.M. on April 17, 2024. Please be advised that Governor Jim Pillen did not sign Engrossed Legislative Bill 20 nor did he veto said measure. The Governor allowed Engrossed Legislative Bill 20 to become law without his signature pursuant to Article IV, Section 15 of the Nebraska Constitution.

Respectfully submitted,
(Signed) Robert B. Evnen
Nebraska Secretary of State

Enclosure

CERTIFICATE

State of Nebraska

United States of America,)
State of Nebraska) ss.

Secretary of State
State Capitol
Lincoln, Nebraska

I, Robert B. Evnen, Secretary of State of the State of Nebraska, do hereby certify that Engrossed Legislative Bill 20 was filed in the Office of the Secretary of State at 5:36 P.M. on April 17, 2024.

Further I hereby certify that Governor Jim Pillen attached to the bill and delivered to my office a letter dated April 17, 2024, the contents of which

included the following, "Pursuant to Article IV, Section 15, of the Nebraska Constitution, I have allowed LB 20 to become law without my signature".

Therefore, this bill having remained with the Governor five days, Sunday excepted, the Legislature being in session, the Governor having failed to sign it, and having to return it to the Legislature with his objections, it has thereby become a law.

Nothing further is considered.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska on this date of April 18, 2024.

(SEAL) (Signed) Robert B. Evnen
Secretary of State

MESSAGE(S) FROM THE SECRETARY OF STATE

April 18, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
P.O. Box 94604
Lincoln, NE 68509-4604

Dear Mr. Metzler:

This letter is to inform you and also place in the Legislative Journal the fact that Engrossed Legislative Bill 20A was filed in the Office of the Secretary of State at 5:36 P.M. on April 17, 2024. Please be advised that Governor Jim Pillen did not sign Engrossed Legislative Bill 20A nor did he veto said measure. The Governor allowed Engrossed Legislative Bill 20A to become law without his signature pursuant to Article IV, Section 15 of the Nebraska Constitution.

Respectfully submitted,
(Signed) Robert B. Evnen
Nebraska Secretary of State

Enclosure

CERTIFICATE

State of Nebraska

United States of America,)
State of Nebraska) ss. Secretary of State
State Capitol
Lincoln, Nebraska

I, Robert B. Evnen, Secretary of State of the State of Nebraska, do hereby certify that Engrossed Legislative Bill 20A was filed in the Office of the Secretary of State at 5:36 P.M. on April 17, 2024.

Further I hereby certify that Governor Jim Pillen attached to the bill and delivered to my office a letter dated April 17, 2024, the contents of which included the following, "Pursuant to Article IV, Section 15, of the Nebraska Constitution, I have allowed LB 20A to become law without my signature".

Therefore, this bill having remained with the Governor five days, Sunday excepted, the Legislature being in session, the Governor having failed to sign it, and having to return it to the Legislature with his objections, it has thereby become a law.

Nothing further is considered.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska on this date of April 18, 2024.

(SEAL) (Signed) Robert B. Evnen
Secretary of State

EXECUTIVE BOARD COMMUNICATION

April 18, 2024

Brandon Metzler
Clerk of the Legislature
State Capitol, Room 2018
PO Box 94604
Lincoln, NE 68509

Dear Mr. Clerk,

Under the *Legislature's Workplace Harassment Policy*, training on the subject of workplace harassment is required at least once each biennium for all members and employees of the Legislature, and a report of all who have not taken the training must be published in the legislative journal at the end of each biennium. As required under the *Policy*, in-person workplace harassment training was held on January 13, 2023, and all members and employees who did not attend the in-person training were provided with the opportunity to watch a video of the training.

Pursuant to the *Policy*, this letter is to inform you that all members and employees of the 108th Legislature either attended the in-person training or watched a video of the training during the current biennium.

Should you have any questions, please contact my office.

(Signed) Sincerely,
Ray Aguilar, Chairperson
Executive Board

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR **Committee**
LR496 Education

(Signed) Raymond Aguilar, Chairperson
Executive Board

VISITOR(S)

Visitors to the Chamber were students and teachers from St. Pius X and St. Leo School, Omaha; members of Urban League of Nebraska; students, teachers and sponsor from North Star High School, Lincoln; students and teachers from Karen Western, Omaha.

RECESS

At 11:59 a.m., on a motion by Senator M. Cavanaugh, the Legislature recessed until 1:00 p.m.

AFTER RECESS

The Legislature reconvened at 1:00 p.m., President Kelly presiding.

ROLL CALL

The roll was called and all members were present except Senators Blood, Bosn, Brewer, Conrad, Dorn, Hansen, Hunt, Raybould, Slama, and Wayne who were excused until they arrive.

MOTION(S) - Return LB1363 to Select File

Senator Dover renewed his motion, found and considered in this day's Journal, to return LB1363 to Select File for his specific amendment, [FA449](#), found in this day's Journal.

Pending.

ANNOUNCEMENT

Speaker Arch requested LB1363 and LB1363A be passed over on Final Reading.

MOTION(S) - Recommit LB1402 to Committee

Senator DeBoer offered [MO1388](#), found on page 1604, recommit to the Appropriations Committee.

SPEAKER ARCH PRESIDING**PRESIDENT KELLY PRESIDING**

Senator Linehan offered the following motion:

[MO1418](#)

Invoke cloture pursuant to Rule 7, Sec. 10.

Senator Linehan requested a roll call vote on the motion to invoke cloture.

The Linehan motion to invoke cloture prevailed with 33 ayes, 14 nays, and 2 present and not voting.

The DeBoer motion to recommit to committee failed with 12 ayes, 33 nays, and 4 present and not voting.

Senator DeBoer motion [MO1389](#), found on page 1604, to indefinitely postpone, was not considered.

The Linehan amendment [AM2590](#), found on page 734, was not considered.

The Linehan amendment [FA220](#), found on page 734, was not considered.

The Linehan amendment [FA221](#), found on page 734, was not considered.

The Linehan amendment [FA222](#), found on page 734, was not considered.

The Linehan amendment [FA223](#), found on page 734, was not considered.

The Linehan amendment [FA224](#), found on page 734, was not considered.

The M. Cavanaugh amendment [FA421](#), found on page 1603, was not considered.

The M. Cavanaugh amendment [FA422](#), found on page 1603, was not considered.

The DeBoer amendment [AM3476](#), found on page 1684, was not considered.

The DeBoer amendment [AM3459](#), found on page 1684, was not considered.

BILLS ON FINAL READING**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB1402 with 41 ayes, 4 nays, and 4 present and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 1402. With Emergency Clause.

A BILL FOR AN ACT relating to education scholarships; to amend sections 77-2715.07, 77-2717, and 77-2734.03, Revised Statutes Supplement, 2023; to provide for education scholarships; to repeal the Opportunity Scholarships Act; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal sections 77-7101, 77-7102, 77-7103, 77-7104, 77-7105, 77-7106, 77-7107, 77-7108, 77-7109, 77-7110, 77-7111, 77-7112, and 77-7113, Revised Statutes Supplement, 2023; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 32:

Aguilar	Brewer	Hardin	Lippincott	Sanders
Albrecht	Clements	Holdcroft	Lowe	Slama
Arch	DeKay	Hughes	McDonnell	von Gillern
Armendariz	Dover	Ibach	Meyer	Wayne
Ballard	Erdman	Jacobson	Moser	
Bosn	Halloran	Kauth	Murman	
Bostelman	Hansen	Linehan	Riepe	

Voting in the negative, 15:

Blood	Cavanaugh, J.	Day	Dungan	Raybould
Bostar	Cavanaugh, M.	DeBoer	Fredrickson	Vargas
Brandt	Conrad	Dorn	Hunt	Wishart

Present and not voting, 2:

McKinney Walz

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the bill failed to pass with the emergency clause attached. The question is, "Shall the bill pass with the emergency clause stricken?"

Voting in the affirmative, 32:

Albrecht	Clements	Hardin	Lippincott	Sanders
Arch	DeKay	Holdcroft	Lowe	Slama
Armendariz	Dorn	Hughes	McDonnell	von Gillern
Ballard	Dover	Ibach	Meyer	Wayne
Bosn	Erdman	Jacobson	Moser	
Bostelman	Halloran	Kauth	Murman	
Brewer	Hansen	Linehan	Riepe	

Voting in the negative, 14:

Blood	Cavanaugh, J.	Day	Fredrickson	Vargas
Bostar	Cavanaugh, M.	DeBoer	Hunt	Wishart
Brandt	Conrad	Dungan	Raybould	

Present and not voting, 3:

Aguilar	McKinney	Walz
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A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause stricken.

COMMITTEE REPORT(S)

Enrollment and Review

Correctly Enrolled

The following bill was correctly enrolled: LB1402.

(Signed) Beau Ballard, Chairperson

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LB1402.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1402A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1402, One Hundred Eighth Legislature, Second Session, 2024; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Aguilar	Brewer	Hansen	Linehan	Riepe
Albrecht	Clements	Hardin	Lippincott	Sanders
Arch	DeKay	Holdcroft	Lowe	Slama
Armendariz	Dorn	Hughes	McDonnell	Vargas
Ballard	Dover	Ibach	Meyer	von Gillern
Bosn	Erdman	Jacobson	Moser	Wayne
Bostelman	Halloran	Kauth	Murman	

Voting in the negative, 8:

Blood	Cavanaugh, M.	DeBoer	Hunt
Brandt	Day	Fredrickson	Raybould

Present and not voting, 7:

Bostar	Conrad	McKinney	Wishart
Cavanaugh, J.	Dungan	Walz	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LB1402Ae.

PRESENTED TO THE GOVERNOR

Presented to the Governor on April 18, 2024, at 2:58 p.m. were the following: LBs 25, 126, 126A, 937, 937A, 1023, 1023A, 1317e, and 1317Ae.

(Signed) Jamie Leishman
Clerk of the Legislature's Office

MOTION - Notify Governor

Senator Brewer moved that a committee of six be appointed to notify the Governor that the One Hundred Eighth Legislature, Second Session, 2024, of the Nebraska Legislature, is about to complete its work, and to return with any message the Governor may have for the Legislature.

The motion prevailed.

The Chair appointed Senators Albrecht, Halloran, Lowe, McDonnell, Walz, and Vargas to serve on said committee.

The committee returned and escorted Governor Pillen to the rostrum where he delivered a message to the members.

The committee escorted Governor Pillen from the Chamber.

PRESENTED TO THE GOVERNOR

Presented to the Governor on April 18, 2024, at 4:23 p.m. were the following: LBs 1402 and 1402Ae.

(Signed) Jamie Leishman
Clerk of the Legislature's Office

MOTION - Disposition of Bills

Senator Erdman moved that all bills not otherwise disposed of, excluding bills on Final Reading and vetoed or line-item vetoed bills on this date, be indefinitely postponed.

The motion prevailed.

MOTION - Committee Records

Senator Blood moved that the chairpersons of all standing committees file with the Clerk of the Legislature all standing committee records so that a proper record may be made of the final disposition of all bills.

The motion prevailed.

MOTION - Legislative Journal, Session Laws, and Indexes

Senator Wishart moved that the Legislature approve the preparation and printing of the permanent Legislative Journal, Session Laws, and Indexes by Brandon Metzler and that he be directed to send to each member of the Legislature a copy of the permanent Legislative Journal and Session Laws.

The motion prevailed.

MOTION - Sixtieth Day Journal

Senator Linehan moved that the Journal for the Sixtieth Day, as prepared by the Clerk of the Legislature, be approved.

The motion prevailed.

VISITOR(S)

Visitors to the Chamber were Joe Coleman, David Wishart, Sarah Disbrow, Lincoln; Kara Acino, Zoey, Nora and Lucca Drew, Cathy Erdman; students from Bryan Elementary, Lexington; students from Emerson Hubbard Elementary, Emerson; Isaac and Lisa Albrecht; Craig and Lois Padgett, Omaha; Mark Dahlheim, Omaha; Ann Dover, Norfolk.

MOTION - Adjourn Sine Die

Senator Wayne moved that the One Hundred Eighth Legislature, Second Session, 2024 Session of the Nebraska Legislature, having finished all business before it, now at 6:35 p.m., adjourn sine die.

The motion prevailed.

Brandon Metzler
Clerk of the Legislature