

ELEVENTH DAY - JANUARY 23, 2025**LEGISLATIVE JOURNAL****ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION****ELEVENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, January 23, 2025

PRAYER

The prayer was offered by Clint Chiles, Grace Bible Fellowship, Central City.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Dorn.

ROLL CALL

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

The roll was called and all members were present except Senator Bostar who was excused until he arrived.

CORRECTIONS FOR THE JOURNAL

The Journal for the tenth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB433	Nebraska Retirement Systems
LB434	Government, Military and Veterans Affairs
LB435	Business and Labor
LB436	Health and Human Services
LB437	Health and Human Services
LB438	General Affairs
LB439	Revenue
LB440	Education
LB441	Urban Affairs

LB442	Health and Human Services
LB443	Judiciary
LB444	Transportation and Telecommunications
LB445	Government, Military and Veterans Affairs
LB446	Health and Human Services
LB447	Urban Affairs
LB448	Judiciary
LB449	Transportation and Telecommunications
LB450	Urban Affairs
LB451	Appropriations
LB452	Appropriations
LB453	Judiciary
LB454	Health and Human Services
LB455	Business and Labor
LB456	Business and Labor
LB457	Banking, Commerce and Insurance
LB458	Revenue
LB459	Natural Resources
LB460	Appropriations
LB461	Nebraska Retirement Systems
LB462	Judiciary
LB463	Health and Human Services
LB464	Judiciary
LB465	Transportation and Telecommunications
LB466	Judiciary
LB467	Banking, Commerce and Insurance
LB468	Revenue
LB469	Judiciary
LB470	Judiciary
LB471	Natural Resources
LB472	Government, Military and Veterans Affairs
LB473	Banking, Commerce and Insurance
LB474	Banking, Commerce and Insurance
LB475	Judiciary
LB476	Agriculture
LB477	Business and Labor
LB478	General Affairs
LB479	Revenue
LB480	Natural Resources
LB481	Health and Human Services
LB482	Banking, Commerce and Insurance
LB483	Judiciary
LB484	Revenue
LB485	Transportation and Telecommunications
LB486	Health and Human Services
LB487	Government, Military and Veterans Affairs
LB488	Judiciary
LB489	Natural Resources
LB490	Transportation and Telecommunications

LB491 Appropriations
 LB492 Judiciary
 LB493 Judiciary
 LB494 Revenue
 LB495 Revenue
 LB496 Transportation and Telecommunications
 LB497 Education
 LB498 Education
 LB499 Judiciary
 LB500 Education
 LB501 Revenue
 LB502 Agriculture
 LB503 Revenue
 LB504 Banking, Commerce and Insurance
 LB505 Appropriations
 LB506 Judiciary
 LB507 Education
 LB508 Government, Military and Veterans Affairs
 LB509 Revenue
 LB510 Revenue
 LB511 Judiciary
 LB512 Health and Human Services
 LB513 Judiciary
 LB514 Urban Affairs
 LB515 Health and Human Services
 LB516 Health and Human Services
 LB517 Education
 LB518 Judiciary
 LB519 Judiciary
 LB520 Urban Affairs
 LB521 Government, Military and Veterans Affairs
 LB522 Business and Labor
 LB523 Education
 LB524 Education
 LR22CA Natural Resources
 LR23CA Government, Military and Veterans Affairs
 LR24CA Government, Military and Veterans Affairs
 LR25CA Executive Board

(Signed) Ben Hansen, Chairperson
Executive Board

AMENDMENT(S) - Print in Journal

Senator Ballard filed the following amendments to [LB295](#):

[AM18](#)

- 1 1. On page 37, line 5, strike "one hundred twenty", show as
2 stricken, and insert "two hundred seventy".
- 3 2. On page 51, line 3, strike "creditable", show as stricken, and
4 insert "membership".

PROPOSED RULES CHANGE(S)

Senator Kauth withdrew her proposed rule change (Rule 6, Sec. 9), found on page 298 and considered on page 308.

Senator Kauth offered the following proposed rule change:

Rule 6, Sec. 9. Question on Final Reading. The question after the Final Reading of a bill shall be: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' " If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question. A vote of present and not voting on final passage of a bill shall be both displayed on the voting board and recorded in the Journal as having voted "nay", except that in cases where a member has properly filed a conflict of interest statement indicating that the member will abstain from voting on the proposed legislation, that member may vote present and not voting and both the voting board and the Journal shall indicate the vote as such.

...

Rule 7, Sec. 10. Cloture. (a) At any stage of consideration the principal introducer of the bill, resolution, or main motion under consideration, a cointroducer with the consent of the principal introducer, or the chairperson of the committee, or the vice chair of the committee in the absence of the committee chair, if the bill, resolution, or main motion is introduced by that committee, may move for cloture to the presiding officer, except that motions to adopt permanent or temporary rules or amendments to the permanent or temporary rules may not be subject to cloture. The presiding officer may rule a motion for cloture out of order if, in the presiding officer's opinion, a full and fair debate has not been afforded. Such ruling by the presiding officer shall not be subject to challenge. Whenever a motion for cloture is offered, the presiding officer shall immediately recognize such introducer or chairperson and shall then order debate on the pending amendment or motion to cease. A vote on the cloture motion shall be taken immediately.

(b) A two-thirds majority of the elected members shall be required for the cloture motion to be successful. On Final Reading, a vote of present and not voting to invoke cloture shall be both displayed on the voting board and recorded in the Journal as having voted "nay", except that in cases where a member has properly filed a conflict of interest statement indicating that the member will abstain from voting on the proposed legislation, that member may vote present and not voting on the motion to invoke cloture and both the voting board and the Journal shall indicate the vote as such.

(c) A motion for cloture shall be in order except while a member is speaking, and a motion for cloture is not debatable. If the motion for cloture is successful, a vote on the pending matter shall be taken immediately, without debate. If the pending matter is an amendment to an amendment,

following a vote on the amendment to the amendment, a vote shall be taken on the original amendment. If the original amendment has been divided, then the vote shall be on the original undivided amendment being considered. Finally, a vote on the advancement of the bill shall be taken.

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

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

Senator Kauth moved for a call of the house. The motion prevailed with 34 ayes, 1 nay, 13 present not voting, and 1 excused.

The Kauth motion to adopt her proposed rule change prevailed with 31 ayes, 17 nays, and 1 excused and not voting.

The Chair declared the call raised.

AMENDMENT(S) - Print in Journal

Senator Sorrentino filed the following amendments to LB509:

FA14

Strike the enacting clause.

FA15

Strike the enacting clause.

Senator Moser filed the following amendment to LB323:

AM20

1 1. On page 3, line 28, strike the second underscored period and
2 insert an underscored comma; and in line 29 reinstate the stricken
3 "without the consent of the Legislature."

Senator DeKay filed the following amendment to LB184:

AM21

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Section 28-1418.01, Revised Statutes Cumulative
4 Supplement, 2024, is amended to read:
5 28-1418.01 For purposes of sections 28-1418 to 28-1429.07 and
6 sections 4 and 5 of this act:
7 (1) Alternative nicotine product means any noncombustible product
8 containing nicotine that is intended for human consumption, whether
9 chewed, absorbed, dissolved, or ingested by any other means. Alternative
10 nicotine product does not include any electronic nicotine delivery
11 system, cigarette, cigar, or other tobacco product, or any product
12 regulated as a drug or device by the United States Food and Drug

13 Administration under Chapter V of the Federal Food, Drug, and Cosmetic
14 Act;

15 (2) Cigarette means any product that contains nicotine, is intended
16 to be burned or heated under ordinary conditions of use, and consists of
17 or contains (a) any roll of tobacco wrapped in paper or in any substance
18 not containing tobacco, (b) tobacco, in any form, that is functional in
19 the product which, because of its appearance, the type of tobacco used in
20 the filler, or its packaging and labeling, is likely to be offered to, or
21 purchased by, consumers as a cigarette, or (c) any roll of tobacco
22 wrapped in any substance containing tobacco which, because of its
23 appearance, the type of tobacco used in the filler, or its packaging and
24 labeling, is likely to be offered to, or purchased by, consumers as a
25 cigarette described in subdivision (2)(a) of this section;

26 (3) Delivery sale means to sell, give, or furnish products (a) by
27 mail or delivery service, (b) through the Internet or a computer network,
1 (c) by telephone, or (d) through any other electronic method;

2 (4)(a) Electronic nicotine delivery system means any product or
3 device containing nicotine, tobacco, or tobacco derivatives that employs
4 a heating element, power source, electronic circuit, or other electronic,
5 chemical, or mechanical means, regardless of shape or size, to simulate
6 smoking by delivering the nicotine, tobacco, or tobacco derivatives in
7 vapor, fog, mist, gas, or aerosol form to a person inhaling from the
8 product or device.

9 (b) Electronic nicotine delivery system includes, but is not limited
10 to, the following:

11 (i) Any substance containing nicotine, tobacco, or tobacco
12 derivatives, whether sold separately or sold in combination with a
13 product or device that is intended to deliver to a person nicotine,
14 tobacco, or tobacco derivatives in vapor, fog, mist, gas, or aerosol
15 form;

16 (ii) Any product or device marketed, manufactured, distributed, or
17 sold as an electronic cigarette, electronic cigar, electronic cigarillo,
18 electronic pipe, electronic hookah, or similar products, names,
19 descriptors, or devices; and

20 (iii) Any component, part, or accessory of such a product or device
21 that is used during operation of the product or device when sold in
22 combination with any substance containing nicotine, tobacco, or tobacco
23 derivatives.

24 (c) Electronic nicotine delivery system does not include the
25 following:

26 (i) An alternative nicotine product, cigarette, cigar, or other
27 tobacco product, or any product regulated as a drug or device by the
28 United States Food and Drug Administration under Chapter V of the Federal
29 Food, Drug, and Cosmetic Act; or

30 (ii) Any component, part, or accessory of such a product or device
31 that is used during operation of the product or device when not sold in
1 combination with any substance containing nicotine, tobacco, or tobacco
2 derivatives;

3 (5) Self-service display means a retail display that contains a
4 tobacco product, a tobacco-derived product, an electronic nicotine
5 delivery system, or an alternative nicotine product and is located in an
6 area openly accessible to a retailer's customers and from which such
7 customers can readily access the product without the assistance of a
8 salesperson. Self-service display does not include a display case that
9 holds tobacco products, tobacco-derived products, electronic nicotine
10 delivery systems, or alternative nicotine products behind locked doors;
11 and

12 (6) Tobacco specialty store means a retail store that (a) derives at
13 least seventy-five percent of its revenue from tobacco products, tobacco-
14 derived products, electronic nicotine delivery systems, or alternative

15 nicotine products and (b) does not permit persons under the age of
16 twenty-one years to enter the premises unless accompanied by a parent or
17 legal guardian.

18 Sec. 2. Section 28-1425, Revised Statutes Cumulative Supplement,
19 2024, is amended to read:

20 28-1425 Any licensee who shall sell, give, or furnish in any way to
21 any person under the age of twenty-one years, or who shall willingly
22 allow to be taken from his or her place of business by any person under
23 the age of twenty-one years, any cigars, tobacco, cigarettes, cigarette
24 material, electronic nicotine delivery systems, or alternative nicotine
25 products is guilty of a Class III misdemeanor. Any officer, director, or
26 manager having charge or control, either separately or jointly with
27 others, of the business of any corporation which violates sections
28 28-1419, 28-1420 to 28-1429, and 28-1429.03 to 28-1429.07 and sections 4
29 and 5 of this act, if he or she has knowledge of such violation, shall be
30 subject to the penalties provided in this section. In addition to the
31 penalties provided in this section, such licensee shall be subject to the
1 additional penalty of a revocation and forfeiture of his, her, their, or
2 its license, at the discretion of the court before whom the complaint for
3 violation of such sections may be heard. If such license is revoked and
4 forfeited, all rights under such license shall at once cease and
5 terminate and a new license shall not be issued until the expiration of
6 the period provided for in section 28-1429.

7 Sec. 3. Section 28-1429, Revised Statutes Cumulative Supplement,
8 2024, is amended to read:

9 28-1429 (1) If a license issued under sections 28-1420 to 28-1429 is
10 revoked and forfeited as provided in section 28-1425 or section 4 of this
11 act for a violation of section 28-1429.04, ~~or 28-1429.05~~, or section 4 of
12 this act, no new license shall be issued to such licensee until the
13 expiration of five years after the date of such revocation and
14 forfeiture.

15 (2) If a license issued under sections 28-1420 to 28-1429 is revoked
16 and forfeited as provided in section 28-1425 for any other violation of
17 sections 28-1418 to 28-1429.03, 28-1429.06, and 28-1429.07 and section 5
18 of this act, no new license shall be issued to such licensee until the
19 expiration of one year after the date of such revocation and forfeiture
20 except as otherwise provided in section 28-1423.

21 Sec. 4. (1) No tobacco specialty store shall sell, including by
22 delivery sale, offer for sale, give, furnish, or distribute to any
23 consumer in this state any object containing nitrous oxide in any form or
24 willingly allow such an object to be taken from such store by any person.
25 A person holding a license for a tobacco specialty store under sections
26 28-1420 to 28-1429 who violates this subsection shall:

27 (a) Be guilty of a Class II misdemeanor for the first offense;

28 (b) Be guilty of a Class I misdemeanor for any second or subsequent
29 offense; and

30 (c) Be subject to the additional penalty of revocation and
31 forfeiture of such license, at the discretion of the court before whom
1 the complaint for a violation of this subsection may be heard. If such
2 license is revoked and forfeited, all rights under such license shall at
3 once cease and terminate and a new license shall not be issued until the
4 expiration of the period provided for in section 28-1429.

5 (2) All objects containing nitrous oxide that are sold, offered for
6 sale, given, or furnished in violation of this section are subject to
7 seizure, forfeiture, and destruction. The cost of such seizure,
8 forfeiture, and destruction shall be borne by the person from whom the
9 objects are seized.

10 (3) Any common carrier that knowingly transports any object
11 containing nitrous oxide in any form for a person who is in violation of
12 subsection (1) of this section is guilty of a Class I misdemeanor.

13 (4) In addition to any other penalty, a violation of this section
 14 shall constitute a deceptive trade practice under the Uniform Deceptive
 15 Trade Practices Act and shall be subject to any remedies or penalties
 16 available for a violation of such act.
 17 (5) This section does not apply to the following:
 18 (a) The shipment of an object containing nitrous oxide to a foreign
 19 trade zone that is established under 19 U.S.C. 81a et seq., and that is
 20 located in this state if the products are from outside of this country,
 21 were ordered by a distributor in another state, and are not distributed
 22 in this state; or
 23 (b) A government employee who is acting in the course of the
 24 employee's official duties.
 25 Sec. 5. (1) A person shall not sell, offer for sale, or distribute
 26 an object that is specifically designed for inhaling nitrous oxide for
 27 recreational purposes or that the person knows will be used to inhale
 28 nitrous oxide for recreational purposes.
 29 (2) Any person who violates subsection (1) of this section shall:
 30 (a) For the first offense, be guilty of a Class III misdemeanor; and
 31 (b) For the second and all subsequent offenses, be guilty of a Class
 1 II misdemeanor.
 2 (3) All objects containing nitrous oxide that are sold, offered for
 3 sale, given, or furnished in violation of this section are subject to
 4 seizure, forfeiture, and destruction. The cost of such seizure,
 5 forfeiture, and destruction shall be borne by the person from whom the
 6 objects are seized.
 7 Sec. 6. Section 59-1523, Revised Statutes Cumulative Supplement,
 8 2024, is amended to read:
 9 59-1523 (1) The cigarette tax division of the Tax Commissioner may,
 10 after notice and hearing, revoke or suspend for any violation of section
 11 59-1520 the:
 12 (a) License or licenses of any person licensed under sections
 13 28-1418 to 28-1429.07 and sections 4 and 5 of this act or sections
 14 77-2601 to 77-2622; or
 15 (b) License or certification of any person licensed or certified
 16 under the Tobacco Products Tax Act.
 17 (2) Cigarettes that are acquired, held, owned, possessed,
 18 transported, sold, or distributed in or imported into this state in
 19 violation of section 59-1520 are declared to be contraband goods and are
 20 subject to seizure and forfeiture. Any cigarettes so seized and forfeited
 21 shall be destroyed. Such cigarettes shall be declared to be contraband
 22 goods whether the violation of section 59-1520 is knowing or otherwise.
 23 Sec. 7. Original sections 28-1418.01, 28-1425, 28-1429, and
 24 59-1523, Revised Statutes Cumulative Supplement, 2024, are repealed.

NOTICE OF COMMITTEE HEARING(S)

Natural Resources
 Room 1023 1:30 PM

Thursday, January 30, 2025

LB121

LB163

(Signed) Tom Brandt, Chairperson

Government, Military and Veterans Affairs
 Room 1507 1:30 PM

Thursday, January 30, 2025

LB3

Note: LB3 will be a combined hearing with LR24CA

LR24CA

Note: LR24CA will be a combined hearing with LB3

The hearing will operate under annotated committee guidelines.

(Signed) Rita Sanders, Chairperson

Revenue
Room 1524 1:30 PM

Thursday, January 30, 2025

LB305

LB391

LB458

Room 1524 1:30 PM

Friday, January 31, 2025

LB314

LB117

LB212

(Signed) R. Brad von Gillern, Chairperson

PROPOSED RULES CHANGE(S)

Senator McKinney offered Proposed Rule Change 1, found on page 19.

Pending.

AMENDMENT(S) - Print in Journal

Senator Hunt filed the following amendment to LB33:

[AM23](#)

1 1. On page 2, line 4, strike "alcohol," show as stricken, and
2 insert "one-half of one percent or more alcohol by volume"; and in line 5
3 strike "spirits, wine, or beer" and show as stricken.

Senator Hunt filed the following amendment to LB432:

[AM28](#)

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. For purposes of sections 1 to 11 of this act:
4 (1) Department means the Department of Correctional Services;
5 (2) Director means the Director of Correctional Services;
6 (3) Legislative firing squad means a firing squad composed of all
7 members of the Legislature, who shall use firearms to shoot the convicted
8 person; and

9 (4) Lethal injection means intravenous injection of a substance or
 10 substances in a quantity sufficient to cause death.

11 Sec. 2. Section 83-964, Reissue Revised Statutes of Nebraska, is
 12 amended to read:

13 ~~83-964~~ A sentence of death shall be enforced by either lethal
 14 injection or legislative firing squad, with the method to be determined
 15 by the department the intravenous injection of a substance or substances
 16 in a quantity sufficient to cause death. The execution shall be carried
 17 out lethal substance or substances shall be administered in compliance
 18 with an execution protocol created and maintained by the
 19 department Department of Correctional Services.

20 Sec. 3. Section 83-965, Reissue Revised Statutes of Nebraska, is
 21 amended to read:

22 ~~83-965~~ (1) A sentence of death shall be enforced by the
 23 ~~director Director of Correctional Services.~~ Upon receipt of an execution
 24 warrant, the director shall proceed at the time named in the warrant to
 25 enforce the sentence, unless the director is informed that enforcement of
 26 the sentence has been stayed by competent judicial authority, the
 27 sentence has been commuted, or the conviction has been pardoned.

1 (2) The director shall create, modify, and maintain a written
 2 execution protocol describing the process and procedures by which an
 3 execution will be carried out consistent with this section. The director
 4 shall (a) select the substance or substances to be employed in an
 5 execution by lethal injection, (b) select the equipment, methods, and any
 6 nonlegislative personnel to be employed in an execution by legislative
 7 firing squad, (c) create a documented process for obtaining the necessary
 8 substances or equipment, (d) for executions by lethal injection, (e)
 9 designate an execution team composed of one or more executioners and any
 10 other personnel deemed necessary to effectively and securely conduct an
 11 execution, (e)(d) describe the respective responsibilities of each member
 12 of the execution team, (f)(e) describe the training required of each
 13 member of the execution team, and (g)(f) perform or authorize any other
 14 details deemed necessary and appropriate by the director.

15 (3) ~~For an execution by lethal injection, the~~ The execution protocol
 16 shall require that the first or only substance injected be capable of
 17 rendering the convicted person unconscious and that a determination
 18 sufficient to reasonably verify that the convicted person is unconscious
 19 be made before the administration of any additional substances, if any.

20 Sec. 4. Section 83-966, Reissue Revised Statutes of Nebraska, is
 21 amended to read:

22 ~~83-966~~ Notwithstanding any other provision of law:
 23 (1) Any prescription, preparation, compounding, dispensing,
 24 obtaining, or administration of the substances or equipment deemed
 25 necessary to perform an execution by a lethal injection shall not
 26 constitute the practice of medicine or any other profession relating to
 27 health care which is subject by law to regulation, licensure, or
 28 certification;

29 (2) A pharmacist or pharmaceutical supplier may dispense the
 30 designated substances, without a prescription, to the ~~director~~ Director of
 31 ~~Correctional Services~~ or the director's designee upon production of a
 1 written request from the director for the designated substances necessary
 2 to conduct an execution;

3 (3) Obtaining, preparing, compounding, dispensing, and administering
 4 the substance or substances designated by the execution protocol does not
 5 violate the Uniform Controlled Substances Act or sections 71-2501 to
 6 71-2512; and

7 (4) If a person who is a member of the execution team is licensed by
 8 a board or department, the licensing board or department shall not
 9 censure, reprimand, suspend, revoke, or take any other disciplinary
 10 action against that person's license as a result of that person's
 11 participation in a court-ordered execution.

12 Sec. 5. For an execution by lethal injection, the director may
 13 designate any person qualified under the terms of the execution protocol
 14 to administer to the convicted person the substances necessary to comply
 15 with the execution protocol.

16 Sec. 6. Section 83-967, Reissue Revised Statutes of Nebraska, is
 17 amended to read:

18 ~~83-967 (1) The Director of Correctional Services may designate any~~
 19 ~~person qualified under the terms of the execution protocol to administer~~
 20 ~~to the convicted person the substances necessary to comply with the~~
 21 ~~execution protocol.~~

22 Except for the members of a legislative firing squad, the(2)The
 23 identity of all members of the execution team, and any information
 24 reasonably calculated to lead to the identity of such members, shall be
 25 confidential and exempt from disclosure pursuant to sections 84-712 to
 26 84-712.09 and shall not be subject to discovery or introduction as
 27 evidence in any civil proceeding unless extraordinary good cause is shown
 28 and a protective order is issued by a district court limiting
 29 dissemination of such information.

30 Sec. 7. Section 83-968, Reissue Revised Statutes of Nebraska, is
 31 amended to read:

1 ~~83-968~~ No death sentence shall be voided or reduced as a result of a
 2 determination that a method of execution was declared unconstitutional
 3 under the Constitution of Nebraska or the Constitution of the United
 4 States. In any case in which an execution method is declared
 5 unconstitutional, the death sentence shall remain in force until the
 6 sentence can be lawfully executed by any valid method of execution.

7 Sec. 8. Section 83-969, Reissue Revised Statutes of Nebraska, is
 8 amended to read:

9 ~~83-969~~ When any convicted person is sentenced to death, such
 10 punishment shall be inflicted at a ~~department~~ Department of Correctional
 11 Services facility under the supervision of the ~~director~~ Director of
 12 Correctional Services and in such a manner as to exclude the view of all
 13 persons except those permitted to be present as provided in sections 9
 14 and 10 of this act~~83-970 and 83-971.~~

15 Sec. 9. Section 83-970, Reissue Revised Statutes of Nebraska, is
 16 amended to read:

17 ~~83-970~~ Besides the ~~director~~ Director of Correctional Services and
 18 those persons required to be present under the execution protocol, the
 19 following persons, and no others, except as provided in section 10 of
 20 this act~~83-971~~, may be present at the execution: (1) The member of the
 21 clergy in attendance upon the convicted person; (2) no more than three
 22 persons selected by the convicted person; (3) no more than three persons
 23 representing the victim or victims of the crime; and (4) such other
 24 persons, not exceeding six in number, as the director may designate. At
 25 least two persons designated by the director shall be professional
 26 members of the Nebraska news media.

27 Sec. 10. Section 83-971, Reissue Revised Statutes of Nebraska, is
 28 amended to read:

29 ~~83-971~~ Whenever the ~~director~~ Director of Correctional Services shall
 30 deem the presence of a military force necessary to carry into effect the
 31 provisions of sections 2 and 8 of this act~~83-964 and 83-969~~, he or she
 1 shall make the fact known to the Governor ~~of the state, who may~~ hereby
 2 authorized to call out so much of the military force of the state as in
 3 his or her judgment may be necessary for the purpose.

4 Sec. 11. Section 83-972, Reissue Revised Statutes of Nebraska, is
 5 amended to read:

6 ~~83-972~~ Whenever the ~~director inflicts~~ Director of Correctional
 7 Services shall inflict the punishment of death upon a convicted person,
 8 in obedience to the command of the court, he or she shall make return of
 9 his or her proceedings as soon as may be to the clerk of the court where
 10 the conviction was had, and the clerk shall subjoin the return to the
 11 record of conviction and sentence.

12 Sec. 12. Original sections 83-964, 83-965, 83-966, 83-967, 83-968, 13 83-969, 83-970, 83-971, and 83-972, Reissue Revised Statutes of Nebraska, 14 are repealed.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 30. Introduced by Clouse, 37.

WHEREAS, the Shelton High School girls' volleyball team won the 2024 Class D-2 State Volleyball Championship, giving the team its first state title; and

WHEREAS, Shelton defeated the Leyton High School team to win the championship on November 9, 2024; and

WHEREAS, the Shelton girls' volleyball team is coached by Misti Potter; and

WHEREAS, Shelton's victory was a sweep, with Shelton winning each set; and

WHEREAS, such a team achievement is made possible through the support of teachers, administrators, parents, and the community; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of Nebraska.

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

1. That the Legislature congratulates the Shelton High School girls' volleyball team on winning the 2024 Class D-2 State Volleyball Championship.

2. That copies of this resolution be sent to the Shelton volleyball team and to Coach Misti Potter.

Laid over.

ANNOUNCEMENT(S)

The Building and Maintenance Committee elected Senator Wordekemper as Vice Chairperson.

PROPOSED RULES CHANGE(S)

Senator McKinney renewed Proposed Rule Change 1, found on page 19 and considered in this day's Journal.

Senator Hughes offered the following motion to amend Proposed Rule Change 1:

Strike the last sentence and replace with "Bills introduced under Rule 5, Sec. 3(a) and Rule 5, Sec. 4(c)(3) shall not be included in the limitation. Bills introduced at the request of the Governor shall be included in the limitation."

Pending.

COMMITTEE REPORT(S)

Revenue

LEGISLATIVE BILL 194. Placed on General File.

(Signed) R. Brad von Gillern, Chairperson

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Andersen name added to LB3.
Senator Rountree name added to LB12.
Senator Fredrickson name added to LB27.
Senator Prokop name added to LB383.
Senator Murman name added to LB550.
Senator Dorn name added to LB550.
Senator McKeon name added to LB550.
Senator Holdcroft name added to LB550.

WITHDRAW - Cointroducer(s)

Senator Rountree name withdrawn from LB669.
Senator Ibach name withdrawn from LB689.

VISITOR(S)

Visitors to the Chamber were members of Nebraska Cattlemen YCC; Raúl Torrez, New Mexico Attorney General; Nasha Torrez, Dean of Students at University of New Mexico.

ADJOURNMENT

At 12:01 p.m., on a motion by Senator Storer, the Legislature adjourned until 9:00 a.m., Friday, January 24, 2025.

Brandon Metzler
Clerk of the Legislature

