

**TWENTY-FIRST DAY - FEBRUARY 6, 2025**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED NINTH LEGISLATURE  
FIRST SESSION**

**TWENTY-FIRST DAY**

Legislative Chamber, Lincoln, Nebraska  
Thursday, February 6, 2025

**PRAYER**

The prayer was offered by Pastor John Schnell, Encounter Life Church, Mead.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Lonowski.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Kelly presiding.

The roll was called and all members were present except Senator Juarez who was excused; and Senators Bostar and McKinney who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twentieth day was approved.

**COMMITTEE REPORT(S)**

Urban Affairs

**LEGISLATIVE BILL 240.** Placed on General File.  
**LEGISLATIVE BILL 286.** Placed on General File.  
**LEGISLATIVE BILL 289.** Placed on General File.  
**LEGISLATIVE BILL 290.** Placed on General File.

(Signed) Terrell McKinney, Chairperson

## Banking, Commerce and Insurance

**LEGISLATIVE BILL 241.** Placed on General File.

**LEGISLATIVE BILL 293.** Placed on General File with amendment.

[AM148](#)

1 1. On page 7, line 8, strike "director on an annual" and insert  
 2 "department on a quarterly"; and strike lines 18 and 19 and insert the  
 3 following new subdivision:  
 4 "(iii) Confirmation of a stop-loss insurance policy that provides  
 5 coverage in excess of the health benefit plan's retention of one hundred  
 6 twenty-five percent of the health benefit plan's expected health claims  
 7 costs as determined on an aggregate basis listing the professional  
 8 employer organization as a named insured. A policy issued to satisfy the  
 9 requirements of this subdivision (8)(b)(iii) shall be evidenced in a  
 10 binder or policy by an insurer licensed to transact the business of  
 11 insurance in this state and contain a provision that the coverage shall  
 12 not be terminated by the insurer unless the professional employer  
 13 organization and the Commissioner of Labor receive a written notice of  
 14 termination from the insurer at least thirty days before the effective  
 15 date of the termination; and".

**LEGISLATIVE BILL 527.** Placed on General File with amendment.

[AM137](#)

1 1. Strike original section 8.  
 2 2. On page 3, line 17, after the period insert "The tax established  
 3 by this section shall not apply to a premium received during calendar  
 4 year 2025 that is attributable to an individual contract or policy held  
 5 by an entity not offering that contract or policy in calendar year  
 6 2026."  
 7 3. Renumber the remaining sections and correct the repealer  
 8 accordingly.

**LEGISLATIVE BILL 609.** Placed on General File with amendment.

[AM157](#)

1 1. Strike original sections 13, 14, 15, 16, 17, 18, 19, 20, 21, and  
 2 22 and insert the following new section:  
 3 Sec. 13. Section 29-817, Reissue Revised Statutes of Nebraska, is  
 4 amended to read:  
 5 29-817 Sections 29-812 to 29-821 do not modify any act inconsistent  
 6 with it relating to search warrants, their issuance, and the execution of  
 7 search warrants and acts relating to disposition of seized property in  
 8 circumstances for which special provision is made. The term property is  
 9 used in sections 29-812 to 29-821 to include documents, books, papers,  
 10 and any other tangible objects, and controllable electronic records as  
 11 defined in section 8-3003. Nothing in sections 29-812 to 29-821 shall be  
 12 construed as restricting or in any way affecting the constitutional right  
 13 of any officer to make reasonable searches and seizures as an incident to  
 14 a lawful arrest nor to restrict or in any way affect reasonable searches  
 15 and seizures authorized or consented to by the person being searched or  
 16 in charge of the premises being searched, or in any other manner or way  
 17 authorized or permitted to be made under the Constitution of the United  
 18 States and the Constitution of the State of Nebraska.  
 19 All search warrants shall be issued with all practicable secrecy and  
 20 the complaint, affidavit, or testimony upon which it is based shall not  
 21 be filed with the clerk of the court or made public in any way until the

22 warrant is executed. Whoever discloses, prior to its execution, that a  
 23 warrant has been applied for or issued, except so far as may be necessary  
 24 to its execution, shall be guilty of a Class III misdemeanor, or he or  
 25 she may be punished as for a criminal contempt of court.  
 26 2. On page 2, strike lines 15 through 18 and insert the following  
 27 new subdivision:  
 1 "(4) Controllable electronic record has the same meaning as in  
 2 section 8-3003;"; and in line 29 after "person" insert ". or a third  
 3 party acting on behalf of another person.".  
 4 3. On page 3, line 18, strike "thirty" and insert "fourteen"; and in  
 5 lines 19 and 23 strike "thirty-day" and insert "fourteen-day".  
 6 4. On page 4, strike beginning with "pursuant" in line 1 through  
 7 "Act" in line 2 and insert "under the Nebraska Money Transmitters Act  
 8 pursuant to section 8-2725"; and strike lines 3 through 18 and insert the  
 9 following new subsections:  
 10 "(2) A controllable electronic record kiosk operator shall report  
 11 each controllable electronic record kiosk as an authorized delegate under  
 12 the Nebraska Money Transmitters Act pursuant to section 8-2730.  
 13 (3) In addition to the required reporting of authorized delegates  
 14 pursuant to section 8-2730, each controllable electronic record kiosk  
 15 operator shall submit to the department within forty-five days after the  
 16 end of each calendar quarter a list of all associated controllable  
 17 electronic record addresses utilized by each controllable electronic  
 18 record kiosk, on a form as prescribed by the department.".  
 19 5. On page 6, line 28; and page 9, line 19, strike "five thousand"  
 20 and insert "ten thousand five hundred".  
 21 6. On page 10, line 7, strike "and regulatory agencies"; and strike  
 22 lines 25 through 28 and insert the following new subsection:  
 23 "(3) The Consumer Protection Division of the Office of the Attorney  
 24 General shall release model notice language. Entities listed in  
 25 subsection (2) of this section may use the model notice or a notice  
 26 substantially in the same form to comply with such subsection.".  
 27 7. Renumber the remaining sections and correct the repealer  
 28 accordingly.

(Signed) Mike Jacobson, Chairperson

### NOTICE OF COMMITTEE HEARING(S)

Judiciary  
 Room 1525 1:30 PM

Wednesday, February 19, 2025

LB219  
 LB585  
 LB327  
 LB488  
 LB404

Room 1525 1:30 PM

Thursday, February 20, 2025

LB17  
 LB469  
 LB506

LB587  
LB267

Room 1525 1:30 PM

Friday, February 21, 2025

LB412  
LB340  
LB388  
LB513

Room 1525 1:30 PM

Wednesday, February 26, 2025

LB601  
LB215  
LB226  
LB704

Room 1525 1:30 PM

Thursday, February 27, 2025

LB493  
LB360  
LB416  
LB137  
LB422

Room 1525 1:30 PM

Friday, February 28, 2025

LB475  
LB684  
LB530  
LB519

Room 1525 1:30 PM

Wednesday, March 5, 2025

LB443  
LB518  
LB464  
LB559  
LB127  
LB271

Room 1525 1:30 PM

Thursday, March 6, 2025

LB641  
LB385  
LB453  
LB499  
LB669  
LB53

Room 1525 1:30 PM

Wednesday, March 12, 2025

LB578  
LB103  
LB159  
LB606  
LB511

Room 1525 1:30 PM

Thursday, March 13, 2025

LB556  
LB584  
LB407  
LB694  
LB470

Room 1525 1:30 PM

Friday, March 14, 2025

LB155  
LB539  
LB448  
LB44

Room 1525 1:30 PM

Wednesday, March 19, 2025

LB620  
LB56  
LB273  
LB66  
LB545

Room 1525 1:30 PM

Thursday, March 20, 2025

LB73  
LB301  
LB222  
LB276  
LB277

Room 1525 1:30 PM

Wednesday, March 26, 2025

LB329  
LB12  
LB156  
LB236

Room 1525 1:30 PM

Thursday, March 27, 2025

LB395  
LB466  
LB492  
LB706  
LB700

Room 1525 1:30 PM

Friday, March 28, 2025

LB350  
LB351  
LB386  
LB616  
LB600

(Signed) Carolyn Bosn, Chairperson

**MESSAGE(S) FROM THE GOVERNOR**

January 24, 2025

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

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

Contingent upon your approval, the following individual is being appointed  
as a member of the Game and Parks Commission-District 6-Republican:

Kurt Arganbright, 808 Desirae Drive-PO Box 117, Valentine, NE 69201, 6th  
District

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Jim Pillen  
Governor

Enclosures

January 30, 2025

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

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

Contingent upon your approval, the following individual is being appointed as a member of the Nebraska Power Review Board:

Chuck Hutchison, 13904 Rahn Blvd, Bellevue, NE 68123, Engineer

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Jim Pillen  
Governor

Enclosures

January 30, 2025

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

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

Contingent upon your approval, the following individual is being reappointed as a member of the Board of Educational Lands and Funds:

Duane Kime, 36323 N Falls Road, Mullen, NE 69152, District 4

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Jim Pillen  
Governor

Enclosures

January 30, 2025

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

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

Contingent upon your approval, the following individual is being appointed as a member of the Nebraska Oil and Gas Conservation Commission:

Steve Mattoon, 907 Jackson Street, Sidney, NE 69162, Oil and Gas  
Production Experience

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Jim Pillen  
Governor

Enclosures

#### **AMENDMENT(S) - Print in Journal**

Senator Hardin filed the following amendment to LB118:

AM179

1 1. Strike the original sections and insert the following new  
2 sections:  
3 Section 1. Section 38-2866.01, Revised Statutes Cumulative  
4 Supplement, 2024, is amended to read:  
5 38-2866.01 (1) A pharmacist may supervise any combination of  
6 pharmacy technicians and pharmacist interns at any time up to a total of  
7 ~~four~~three people.  
8 (2) A pharmacist intern shall be supervised at all times while  
9 performing the functions of a pharmacist intern which may include all  
10 aspects of the practice of pharmacy unless otherwise restricted. This  
11 ~~subsection~~section does not apply to a pharmacist intern who is receiving  
12 experiential training directed by the accredited pharmacy program in  
13 which he or she is enrolled.  
14 (3) For any pharmacist supervising four pharmacy technicians or  
15 pharmacy interns, at least one person shall be a certified pharmacy

16 technician pursuant to section 38-2890.

17 Sec. 2. Original section 38-2866.01, Revised Statutes Cumulative

18 Supplement, 2024, is repealed.

### MOTION(S) - Print in Journal

Senator Rountree filed the following motion to LB574:

MO31

Withdraw LB574.

### RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LR34 was adopted.

### PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LR34.

### EASE

The Legislature was at ease from 10:19 a.m. until 10:33 a.m.

### COMMITTEE REPORT(S)

Enrollment and Review

**LEGISLATIVE BILL 208.** Placed on Select File.

**LEGISLATIVE BILL 108.** Placed on Select File.

**LEGISLATIVE BILL 21.** Placed on Select File.

**LEGISLATIVE BILL 187.** Placed on Select File.

**LEGISLATIVE BILL 197.** Placed on Select File.

**LEGISLATIVE BILL 229.** Placed on Select File.

(Signed) Dunixi Guereca, Chairperson

### AMENDMENT(S) - Print in Journal

Senator Bostar filed the following amendment to LB182:

AM106

1 1. On page 3, after line 20 insert the following new subdivision:

2 "(6) Pass-through entity means (a) a partnership, (b) a limited

3 liability company, or (c) a corporation having an election in effect

4 under subchapter S of the Internal Revenue Code of 1986, as amended;" in

5 line 21 strike "(6)", show as stricken, and insert "(7)"; and in line 26

6 strike the new matter and reinstate the stricken matter.

7 2. On page 4, strike beginning with "A" in line 6 through the period

8 in line 8, show as stricken, and insert "An owner shall be allowed a

9 nonrefundable tax credit if the authority determines that (a) the project

10 for which tax credits are sought is a qualified project and (b) tax

11 credits are available."; and strike lines 22 through 31, show as

12 stricken, and insert the following new subsection:

13 "(3) If the owner of the qualified project is a pass-through entity,

14 the Nebraska affordable housing tax credit shall be allocated among some  
 15 or all of the partners, members, or shareholders of the owner of the  
 16 qualified project. Any pass-through entity that receives an allocation of  
 17 the Nebraska affordable housing tax credit, either from the owner of the  
 18 qualified project or from another pass-through entity, may (a) further  
 19 allocate the tax credit among some or all of the partners, members, or  
 20 shareholders, or (b) transfer, sell, or assign all or a portion of the  
 21 tax credit to a taxpayer. A pass-through entity may allocate the tax  
 22 credit in any manner agreed to by its partners, members, or shareholders.  
 23 A partner, member, or shareholder allocated a tax credit must have been  
 24 admitted as a partner or member, or have acquired his or her shares, on  
 25 or prior to February 15 of the year in which the tax return, or amended  
 26 return, claiming the tax credit is filed. A partner, member, or  
 27 shareholder of a pass-through entity may transfer, sell, or assign all or  
 1 part of his or her ownership interest, including his or her interest in  
 2 the tax credits authorized in this section. A taxpayer may transfer,  
 3 sell, or assign all or a portion of the tax credit to another taxpayer. A  
 4 taxpayer must have received a transfer or assignment of a tax credit  
 5 prior to the date a tax return, or amended return, claiming the tax  
 6 credit is filed. For any tax year in which a credit is allocated,  
 7 transferred, sold, or assigned pursuant to this subsection, the pass-  
 8 through entity allocating the tax credit, or taxpayer transferring,  
 9 selling, or assigning the tax credit, as applicable, shall notify the  
 10 Department of Revenue of the allocation, transfer, sale, or assignment  
 11 and provide the tax identification number of the allocatee or transferee  
 12 at least thirty days prior to the taxpayer claiming the tax credit. The  
 13 notification shall be in the manner prescribed by the department."  
 14 3. On page 5, strike lines 1 through 10 and show the old matter as  
 15 stricken.  
 16 4. On page 6, strike lines 17 through 20 and insert the following  
 17 new subsection:  
 18 "(2) The changes made in sections 77-2502, 77-2503, and 77-2506 by  
 19 this legislative bill shall apply to taxable years beginning or deemed to  
 20 begin on or after January 1, 2024."

#### NOTICE OF COMMITTEE HEARING(S)

Natural Resources  
 Room 1023 1:30 PM

Thursday, February 13, 2025  
 LB317  
 LB344

(Signed) Tom Brandt, Chairperson

#### ANNOUNCEMENT(S)

Speaker Arch announced the Business and Labor Committee will conduct its hearing on Monday, February 10, 2025, in Room 1524 instead of Room 2102.

#### VISITOR(S)

Visitors to the Chamber were physicians, residents, and student members of the Nebraska Medical Association.

The Doctor of the Day was Dr. Marlon Weiss, Lincoln.

**ADJOURNMENT**

At 10:35 a.m., on a motion by Senator Dorn, the Legislature adjourned until 10:00 a.m., Friday, February 7, 2025.

Brandon Metzler  
Clerk of the Legislature

