

TWENTY-SEVENTH DAY - FEBRUARY 18, 2025

LEGISLATIVE JOURNAL

**ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION**

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 18, 2025

PRAYER

The prayer was offered by Jim Keck, First Plymouth, Lincoln.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Sorrentino.

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 Senators Bostar, M. Cavanaugh, DeBoer, DeKay, Guereca, Hunt, and McKinney who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-sixth day was approved.

COMMITTEE REPORT(S)
Natural Resources

LEGISLATIVE BILL 105. Placed on General File.

(Signed) Tom Brandt, Chairperson

NOTICE OF COMMITTEE HEARING(S)
Appropriations
Room 1524 1:30 PM

Tuesday, March 4, 2025
Agency 28 - Veterans' Affairs, Department of (cancel)

Room 1003 1:30 PM

Thursday, March 20, 2025
Agency 28 - Veterans' Affairs, Department of

(Signed) Robert Clements, Chairperson

MESSAGE(S) FROM THE GOVERNOR

February 13, 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 3-Independent:

Lisa Roskens, 4359 Far Hills Lane, Omaha, NE 68152, 3rd 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

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 41, 42, 43, and 44 were adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 41, 42, 43, and 44.

MOTION(S) - Withdraw LB708

Senator Ibach offered [MO36](#), found on page 514, to withdraw LB708.

Senator Holdcroft moved the previous question. The question is, "Shall the debate now close?"

Senator Holdcroft moved for a call of the house. The motion prevailed with 17 ayes, 3 nays, and 29 not voting.

The motion to cease debate prevailed with 31 ayes, 11 nays, and 7 not voting.

The Ibach motion to withdraw prevailed with 44 ayes, 0 nays, 2 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

COMMITTEE REPORT(S)
Government, Military and Veterans Affairs

LEGISLATIVE BILL 266. Placed on General File.

LEGISLATIVE BILL 135. Placed on General File with amendment.

[AM99](#)

1 1. On page 11, strike lines 23 through 30 and insert the following
2 new subdivision:
3 "**(b)(i) Except as otherwise provided in subdivision (c) of this**
4 **subsection, the election shall be held:**
5 **(A) In conjunction with a statewide primary or general election;**
6 **(B) In an odd-numbered year, in conjunction with a regularly**
7 **scheduled general election of a political subdivision;**
8 **(C) In an odd-numbered year, on the first Tuesday after the second**
9 **Monday in May; or**
10 **(D) In an odd-numbered year, on the first Tuesday after the first**
11 **Monday in November.**
12 **(ii) The school board shall file the order or certify the question**
13 **for the issue to be on the ballot by March 1 for a statewide primary**
14 **election, September 1 for a statewide general election, the eighth Friday**
15 **prior to the general election of a political subdivision, March 1 for an**
16 **election held in May of an odd-numbered year pursuant to subdivision (b)**
17 **(i)(C) of this subsection, or September 1 for an election in November of**
18 **an odd-numbered year.";** and in line 31 strike "**(ii)**" and insert "**(iii)**".

LEGISLATIVE BILL 529. Placed on General File with amendment.

[AM27](#)

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Section 73-803, Revised Statutes Cumulative Supplement,
4 2024, is amended to read:
5 73-803 For purposes of the State Procurement Act:
6 (1) Contract includes any contract for services and contract for
7 personal property;
8 (2) Contract for personal property means any contract entered into
9 by the state with another party for a stated consideration, which
10 provides that the state agency is to receive the personal property or use
11 of such personal property furnished by the other party. Contract for
12 personal property includes leases;
13 (3) Contract for services means any contract that directly engages
14 the time or effort of an independent contractor whose purpose is to
15 perform an identifiable task, study, or report rather than to furnish an
16 end item of supply, goods, equipment, or material;
17 (4) Cooperative agreement means a legal instrument reflecting a
18 relationship between the State of Nebraska and any other entity where (a)
19 the principal purpose of the relationship is to transfer a thing of value

20 to the entity to carry out a public purpose of support or stimulation by
 21 law instead of acquiring property or services for the direct benefit of
 22 the State of Nebraska and (b) substantial involvement is expected between
 23 the State of Nebraska and the entity when carrying out the activity
 24 contemplated in the agreement;
 25 (5) Division means the materiel division of the Department of
 26 Administrative Services;
 27 (6) Emergency means necessary to meet an urgent or unexpected
 1 requirement or when health and public safety or the conservation of
 2 public resources is at risk;
 3 (7) Grant agreement means a legal instrument reflecting a
 4 relationship between the State of Nebraska and any other entity where (a)
 5 the principal purpose of the relationship is to transfer a thing of value
 6 to the entity to carry out a public purpose of support or stimulation by
 7 law instead of acquiring property or services for the direct benefit of
 8 the State of Nebraska and (b) substantial involvement is not expected
 9 between the State of Nebraska and the entity when carrying out the
 10 activity contemplated in the agreement;
 11 (8) Occasional means seasonal, irregular, or fluctuating in nature;
 12 (9) Personal property includes all materials, supplies, furniture,
 13 equipment, printing, stationery, automotive and road equipment, and other
 14 chattels, goods, wares, and merchandise;
 15 (10) Sole source means of such a unique nature that the contractor
 16 selected is clearly and justifiably the only practicable source to
 17 provide the service or personal property. Determination that the
 18 contractor selected is justifiably the sole source is based on either the
 19 uniqueness of the service or personal property or sole availability at
 20 the location required;
 21 (11) State agency means any agency, board, or commission of this
 22 state, except for the University of Nebraska or the Nebraska state
 23 colleges. For purposes of procurement of services, state agency does not
 24 include the University of Nebraska, the Nebraska state colleges, the
 25 Nebraska Investment Council, the courts, the Legislature, or any officer
 26 or state agency established by the Constitution of Nebraska. Changes made
 27 to this subdivision by this legislative bill shall be construed to apply
 28 to any action taken on or after July 19, 2024; and
 29 (12) Temporary means a finite period of time with respect to a
 30 specific task or result relating to a contract for services.
 31 Sec. 2. Original section 73-803, Revised Statutes Cumulative
 1 Supplement, 2024, is repealed.
 2 Sec. 3. Since an emergency exists, this act takes effect when
 3 passed and approved according to law.

(Signed) Rita Sanders, Chairperson

Banking, Commerce and Insurance

LEGISLATIVE BILL 326. Placed on General File.

LEGISLATIVE BILL 457. Placed on General File.

(Signed) Mike Jacobson, Chairperson

Health and Human Services

LEGISLATIVE BILL 84. Placed on General File.

(Signed) Brian Hardin, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Education
Room 1525 1:30 PM

Tuesday, February 25, 2025

LB557
LB633
LB427
LB14

(Signed) Dave Murman, Chairperson

Business and Labor
Room 1510 1:30 PM

Monday, March 3, 2025

LB532
LB423
LB537
LB544
LB435

(Signed) Kathleen Kauth, Chairperson

MOTION(S) - Withdraw LB708

Senator Conrad offered the following motion to [LB708](#):

[MO38](#)

Reconsider the vote taken on MO36.

Pending.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 38. Placed on Final Reading with the attached statement.

[ST4](#)

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Jacobson amendment, AM141, on page 1, lines 11 and 14, "or" has been inserted before "section".

LEGISLATIVE BILL 51. Placed on Final Reading.

LEGISLATIVE BILL 52. Placed on Final Reading.

LEGISLATIVE BILL 72. Placed on Final Reading.

LEGISLATIVE BILL 85. Placed on Final Reading.

LEGISLATIVE BILL 91. Placed on Final Reading.

LEGISLATIVE BILL 167. Placed on Final Reading with the attached statement.

[ST3](#)

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, line 1, the first occurrence of "relating to" has been struck.

LEGISLATIVE BILL 182. Placed on Final Reading with the attached statement.

[ST2](#)

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, line 4, "redefine" has been struck and "define, redefine," inserted; and in line 5 "allocation," has been inserted after "the".

LEGISLATIVE BILL 118. Placed on Select File with amendment.

[ER10](#)

1. Strike the original sections and all amendments thereto and
- 2 insert the following new 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 ~~pharmacist 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.
- 19 2. On page 1, strike beginning with "the" in line 3 through
- 20 "pharmacist" in line 4 and insert "provisions relating to supervision of
- 21 pharmacy technicians and pharmacist interns".

LEGISLATIVE BILL 148. Placed on Select File.

LEGISLATIVE BILL 98. Placed on Select File.

LEGISLATIVE BILL 196. Placed on Select File.

LEGISLATIVE BILL 22. Placed on Select File.

LEGISLATIVE BILL 41. Placed on Select File with amendment.

[ER11](#)

1. On page 1, line 3, strike "requirements" and insert "provisions".

LEGISLATIVE BILL 160. Placed on Select File.

(Signed) Dunixi Guereca, Chairperson

Revenue

LEGISLATIVE BILL 355. Placed on General File.

(Signed) R. Brad von Gillern, Chairperson

AMENDMENT(S) - Print in Journal

Senator Hallstrom filed the following amendment to LB229:

AM303

1 1. On page 12, strike beginning with "Marketplace" in line 23
2 through "compensation" in line 26 and insert "Marketplace network
3 contractor does not include a person transporting, for compensation, any
4 of the following to which postage is affixed: Freight, sealed or closed
5 envelopes, boxes, parcels, or other similar sealed or closed containers".

NOTICE OF COMMITTEE HEARING(S)

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

Wednesday, February 26, 2025

LB662

LR14

LR21

LB259

Room 1507 1:30 PM

Thursday, February 27, 2025

LB636

LR18CA

Note: *This will be a combined hearing with LR16CA

LR16CA

Note: *This will be a combined hearing with LR18CA

Room 1507 1:30 PM

Friday, February 28, 2025

LB334

LB663

(Signed) Rita Sanders, Chairperson

Urban Affairs
Room 2102 1:30 PM

Tuesday, February 25, 2025

LB321

LB614

LB626

LB702

(Signed) Terrell McKinney, Chairperson

Revenue
Room 1524 1:30 PM

Wednesday, February 26, 2025

LB81
LB354
LB495
LB679

(Signed) R. Brad von Gillern, Chairperson

ANNOUNCEMENT(S)

Pursuant to Rule 8, Sec. 3, the Appropriations Committee presented its preliminary report on February 18, 2025, summarizing the recommended appropriations for the following biennium.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Conrad name added to LB42.
Senator Conrad name added to LB108.
Senator Conrad name added to LB117.
Senator Conrad name added to LB140.
Senator Conrad name added to LB174.
Senator Conrad name added to LB192.
Senator Ballard name added to LB193.
Senator Conrad name added to LB303.
Senator Conrad name added to LB319.
Senator Conrad name added to LB547.
Senator Conrad name added to LB710.

The Doctor of the Day was Dr. Steve Williams, Omaha.

ADJOURNMENT

At 11:55 a.m., on a motion by Senator von Gillern, the Legislature adjourned until 9:00 a.m., Wednesday, February 19, 2025.

Brandon Metzler
Clerk of the Legislature