

FORTIETH DAY - MARCH 10, 2025**LEGISLATIVE JOURNAL****ONE HUNDRED NINTH LEGISLATURE
FIRST SESSION****FORTIETH DAY**

Legislative Chamber, Lincoln, Nebraska
Monday, March 10, 2025

PRAYER

The prayer was offered by Tom Starkjohn, Louisville Evangelical Free Church, Louisville.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Clouse.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Arch presiding.

The roll was called and all members were present except Senators Bostar, Fredrickson, Guereca, and Hunt who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the thirty-ninth day was approved.

COMMITTEE REPORT(S)**Natural Resources**

The Natural Resources Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Nebraska Oil and Gas Conservation Commission:
Steve Mattoon

Aye: 8. Brandt, Clouse, Conrad, DeKay, Hughes, Juarez, Moser, Raybould.
Nay: 0. Absent: 0. Present and not voting: 0.

(Signed) Tom Brandt, Chairperson

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 58 and 59 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 58 and 59.

ANNOUNCEMENT(S)

Priority designation(s) received:

Agriculture - LB245

MOTION(S) - Return LB229 to Select File

Senator Conrad renewed her motion, found and considered on page 689, to return LB229 to Select File for her specific amendment, [FA28](#), found on page 689.

Senator Hallstrom offered the following motion:

[MO61](#)

Invoke cloture pursuant to Rule 7, Sec. 10.

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

Voting in the affirmative, 33:

Andersen	Clouse	Holdcroft	McKeon	Sorrentino
Arch	DeKay	Hughes	Meyer	Storer
Armendariz	Dorn	Ibach	Moser	Storm
Ballard	Dover	Jacobson	Murman	Strommen
Bosn	Hallstrom	Kauth	Raybould	von Gillern
Brandt	Hansen	Lippincott	Riepe	
Clements	Hardin	Lonowski	Sanders	

Voting in the negative, 15:

Bostar	Conrad	Fredrickson	McKinney	Rountree
Cavanaugh, J.	DeBoer	Guereca	Prokop	Spivey
Cavanaugh, M.	Dungan	Juarez	Quick	Wordekemper

Excused and not voting, 1:

Hunt

The Hallstrom motion to invoke cloture prevailed with 33 ayes, 15 nays, and 1 excused and not voting.

The Conrad motion to return to Select File failed with 11 ayes, 34 nays, 3 present and not voting, and 1 excused and not voting.

BILL ON FINAL READING

Dispense With Reading at Large

Pursuant to Rule 6, Sec. 8, the Legislature approved the dispensing of the reading at large of LB229 with 45 ayes, 2 nays, 1 present and not voting, and 1 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 229.

A BILL FOR AN ACT relating to the Employment Security Law; to amend section 48-604, Reissue Revised Statutes of Nebraska; to provide that employment does not include service by a marketplace network contractor for a marketplace network platform; to define terms; 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, 33:

Andersen	Clouse	Holdcroft	McKeon	Sorrentino
Arch	DeKay	Hughes	Meyer	Storer
Armendariz	Dorn	Ibach	Moser	Storm
Ballard	Dover	Jacobson	Murman	Strommen
Bosn	Hallstrom	Kauth	Raybould	von Gillern
Brandt	Hansen	Lippincott	Riepe	
Clements	Hardin	Lonowski	Sanders	

Voting in the negative, 15:

Bostar	Conrad	Fredrickson	McKinney	Rountree
Cavanaugh, J.	DeBoer	Guereca	Prokop	Spivey
Cavanaugh, M.	Dungan	Juarez	Quick	Wordekemper

Excused and not voting, 1:

Hunt

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

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 241. Placed on Final Reading.**LEGISLATIVE BILL 247.** Placed on Final Reading.**LEGISLATIVE BILL 377.** Placed on Final Reading.**LEGISLATIVE BILL 396.** Placed on Final Reading.**LEGISLATIVE BILL 527.** Placed on Final Reading.**LEGISLATIVE BILL 593.** Placed on Final Reading with the attached statement.**ST9**

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

1. On page 1, line 2, "update references" has been struck and "adopt updated standards" inserted; and in line 3 "spark ignition engine fuels" has been struck and "spark-ignition engine fuel" inserted.

2. On page 2, lines 10 and 17, "spark ignition" has been struck, shown as stricken, and "spark-ignition" inserted; and in lines 10 and 18 "fuels" has been struck, shown as stricken, and "fuel" inserted.

(Signed) Dunixi Guereca, Chairperson

General Affairs

LEGISLATIVE BILL 9. Placed on General File with amendment.**AM549** is available in the Bill Room.

(Signed) Rick Holdcroft, Chairperson

Revenue

LEGISLATIVE BILL 78. Placed on General File.**LEGISLATIVE BILL 212.** Placed on General File with amendment.**AM319**

1 1. Strike the original sections and insert the following new

2 sections:

3 Section 1. Section 77-4004, Reissue Revised Statutes of Nebraska, is

4 amended to read:

5 77-4004 (1) First owner shall mean any person:6 (a)(1) Engaged in the business of selling tobacco products in this

7 state who brings or causes to be brought into this state from outside

8 this state any tobacco products for sale in this state, including a

9 retailer who purchases directly from suppliers outside this state who are

10 not licensed pursuant to subsection (2) of section 77-4009;

11 (b)(2) Who makes, manufactures, or fabricates tobacco products in12 this state for sale in this state; ~~or~~13 (c)(3) Engaged in business outside this state who ships or

14 transports tobacco products to retailers in this state and who becomes

15 licensed pursuant to subsection (2) of section 77-4009; ~~or~~16 (d) Who is a remote retail seller.17 (2) For purposes of this section, remote retail seller means a

18 retail seller that:

19 (a) Is located outside this state;

20 (b) Sells cigars, cheroots, or stogies directly to consumers within
21 this state; and
22 (c) For purposes of sales and use taxes imposed under the Nebraska
23 Revenue Act of 1967, is engaged in business in this state as defined in
24 section 77-2701.13.
25 Sec. 2. Original section 77-4004, Reissue Revised Statutes of
26 Nebraska, is repealed.

(Signed) R. Brad von Gillern, Chairperson

Agriculture

LEGISLATIVE BILL 245. Placed on General File with amendment.
[AM501](#) is available in the Bill Room.

(Signed) Barry DeKay, Chairperson

Banking, Commerce and Insurance

LEGISLATIVE BILL 474. Placed on General File with amendment.
[AM307](#)

1 1. On page 21, after line 20 insert the following new subsection:
2 "(6) Loans made by financial institutions that are serviced by or
3 purchased by a licensee shall not be subject to the interest rate
4 limitations of the Nebraska Installment Loan and Sales Act."

(Signed) Mike Jacobson, Chairperson

NOTICE OF COMMITTEE HEARING(S)
Government, Military and Veterans Affairs
Room 1507 1:30 PM

Wednesday, March 19, 2025

LB237
LB218
LB672
LB615

Room 1507 1:30 PM

Thursday, March 20, 2025

LR33
LB243

(Signed) Rita Sanders, Chairperson

Education
Room 1525 1:30 PM

Tuesday, March 18, 2025

Duane Kime - Board of Educational Lands and Funds
 LB605
 LB671
 LB681
 LB680

(Signed) Dave Murman, Chairperson

Natural Resources
 Room 1023 1:30 PM

Thursday, March 20, 2025
 Lisa Roskens - Game and Parks Commission

(Signed) Tom Brandt, Chairperson

AMENDMENT(S) - Print in Journal

Senator Murman filed the following amendment to LB682:

[AM566](#)

1 1. Strike the original sections and insert the following new
 2 sections:
 3 Section 1. Section 49-1493, Reissue Revised Statutes of Nebraska, is
 4 amended to read:
 5 49-1493 The individuals listed in subdivisions (1) through ~~(14)~~(13)
 6 of this section shall file with the commission a statement of financial
 7 interests as provided in sections 49-1496 and 49-1497 for the preceding
 8 calendar year on or before March 1 of each year in which such individual
 9 holds such a position. An individual who leaves office shall, within
 10 thirty days after leaving office, file a statement covering the period
 11 since the previous statement was filed. Disclosure of the interest named
 12 in sections 49-1496 to 49-1498 shall be made by:
 13 (1) An individual holding a state executive office as provided in
 14 Article IV of the Constitution of Nebraska, including the Governor,
 15 Lieutenant Governor, Secretary of State, Auditor of Public Accounts,
 16 State Treasurer, Attorney General, Tax Commissioner, and heads of such
 17 other executive departments as set forth in the Constitution or as may be
 18 established by law;
 19 (2) An individual holding the office of Commissioner of Education,
 20 member of the State Board of Education, member of the Board of Regents of
 21 the University of Nebraska with the exception of student members, or
 22 member of the Coordinating Commission for Postsecondary Education;
 23 (3) A member of the Board of Parole;
 24 (4) A member of the Public Service Commission;
 25 (5) A member of the Legislature;
 26 (6) A member of the board of directors or an officer of a district
 27 organized under the provisions of Chapter 70;
 1 (7) A member of any board or commission of the state or any county
 2 which examines or licenses a business or which determines rates for or
 3 otherwise regulates a business;
 4 (8) A member of a land-use planning commission, zoning commission,
 5 or authority of the state or any county with a population of more than
 6 one hundred thousand inhabitants;
 7 (9) An elected official of a city of the primary or metropolitan
 8 class;
 9 (10) An elected county official;
 10 (11) A member of the Nebraska Environmental Trust Board;

11 (12) An individual employed at the University of Nebraska-Lincoln in
 12 the position of Head Football Coach, Men's Basketball Coach, or Women's
 13 Basketball Coach; ~~and~~

14 (13) An official or employee of the state designated by rules and
 15 regulations of the commission who is responsible for taking or
 16 recommending official action of a nonministerial nature with regard to:

17 (a) Contracting or procurement;

18 (b) Administering or monitoring grants or subsidies;

19 (c) Land-use planning or zoning;

20 (d) Inspecting, licensing, regulating, or auditing any person; or

21 (e) Any similar action; ~~and~~.

22 (14) An individual employed by a school board as a superintendent

23 for a school district.

24 Sec. 2. (1) Any contract for employment as a superintendent of a

25 school district entered into or renewed on or after the effective date of

26 this act shall include a provision prohibiting the superintendent from

27 receiving employment income other than such individual's employment

28 income from the school district for employment as the superintendent and

29 any income specifically stipulated in the contract during such contract

30 term.

31 (2) For purposes of this section:

1 (a) Employment income means income paid or otherwise provided to an

2 employee by an employer in the education field resulting from the

3 employer-employee relationship or income resulting from a contract as an

4 independent contractor for certain contracted education-related work,

5 such as (i) work on any education-related foundation, board, commission,

6 or similar entity or (ii) consulting or advising on education-related

7 matters; and

8 (b) Employment income does not include income arising from (i) an

9 employer-employee relationship if such employer is not engaged in the

10 education field, (ii) a contract as an independent contractor for non-

11 education-related work, (iii) a farming and ranching operation, (iv)

12 leasing real estate, (v) stocks, bonds, or other investments, or (vi) any

13 other source as specifically stipulated in the contract for employment as

14 a superintendent.

15 Sec. 3. Section 79-566, Reissue Revised Statutes of Nebraska, is

16 amended to read:

17 79-566 The board of education of a Class IV school district shall at

18 a regular meeting elect from outside its own members a superintendent, an

19 associate superintendent of instruction, an associate superintendent of

20 business affairs, a school district treasurer, and the number of

21 employees the board of education may deem necessary for the proper

22 conduct of the affairs of the school district at such salaries as the

23 board of education may determine. The board may contract with them for

24 terms not to exceed three years. A contract for employment as a

25 superintendent shall comply with section 2 of this act. The election of

26 all officers of the board of education and all elections for filling

27 vacancies on the board of education shall be by ballot. No person shall

28 be declared elected unless he or she receives the vote of a majority of

29 all the members of the board of education.

30 Sec. 4. Section 79-567, Reissue Revised Statutes of Nebraska, is

31 amended to read:

1 79-567 The members of the board of education of a Class V school

2 district, at their regular meeting in January each year, shall elect a

3 president and vice president from their own members, who shall serve for

4 terms of one year or until their successors are elected and qualified.

5 The members of the board of education may also select from outside their

6 own members one superintendent of public schools, one secretary, one

7 treasurer, and such other officers as the board may deem necessary for

8 the administration of the affairs of the school district, at such salary

9 as the board may deem just, and in their discretion they may enter into

10 contracts with such officers for terms of not to exceed three years. A

11 contract for employment as a superintendent shall comply with section 2
 12 of this act. The board shall have the power to elect its president and
 13 vice president and to select its officers and employees in accordance
 14 with rules adopted by the board.
 15 Sec. 5. Section 79-594, Reissue Revised Statutes of Nebraska, is
 16 amended to read:
 17 79-594 The school board in a Class I, II, III, or IV school district
 18 may also elect at any regular meeting one superintendent of public
 19 instruction with such salary as the board deems best and may enter into
 20 contract with him or her at its discretion, for a term not to exceed
 21 three years. Such contract shall comply with section 2 of this act.
 22 Sec. 6. Original sections 49-1493, 79-566, 79-567, and 79-594,
 23 Reissue Revised Statutes of Nebraska, are repealed.

ANNOUNCEMENT(S)

Priority designation(s) received:

Rountree - LB319

GENERAL FILE

LEGISLATIVE BILL 248. Title read. Considered.

Advanced to Enrollment and Review Initial with 42 ayes, 0 nays, 6 present and not voting, and 1 excused and not voting.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LB229.

GENERAL FILE

LEGISLATIVE BILL 105. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 10 present and not voting, and 1 excused and not voting.

LEGISLATIVE BILL 266. Title read. Considered.

Advanced to Enrollment and Review Initial with 32 ayes, 5 nays, 10 present and not voting, and 2 excused and not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor on March 10, 2025, at 11:35 a.m. was the following: LB229.

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

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 290. Placed on Select File.

LEGISLATIVE BILL 428. Placed on Select File.

LEGISLATIVE BILL 140. Placed on Select File.

LEGISLATIVE BILL 144. Placed on Select File.

LEGISLATIVE BILL 478. Placed on Select File.

LEGISLATIVE BILL 113. Placed on Select File.

LEGISLATIVE BILL 177. Placed on Select File with amendment.

[ER24](#)

1 1. On page 1, strike beginning with "cash" in line 1 through line 7
2 and insert "the Mechanical Amusement Device Tax Act; to amend sections
3 77-3001, 77-3002, 77-3003, and 77-3003.03, Revised Statutes Cumulative
4 Supplement, 2024; to redefine terms; to change provisions relating to
5 certain licenses; and to repeal the original sections."

(Signed) Dunixi Guereca, Chairperson

AMENDMENT(S) - Print in Journal

Senator Hansen filed the following amendment to [LB652](#):

[AM149](#)

1 1. Strike the original sections and insert the following new
2 section:
3 Section 1. (1) If a constitutional amendment is adopted by the
4 voters at the general election in November 2026 to require the sale of
5 school lands and the investment of the funds received from such sales for
6 the support of the common schools, then the following shall apply:
7 (a) The Board of Educational Lands and Funds shall terminate on July
8 1, 2027;
9 (b) On July 1, 2027, the Department of Administrative Services shall
10 assume control of all school lands that had been under the general
11 management and control of the board immediately prior to the board's
12 termination. The department shall sell such lands as the leases for the
13 lands expire. The person who was leasing the land most recently shall
14 have the right of first refusal to purchase the land. If such person does
15 not purchase the land, the department shall sell the land at public
16 auction. The proceeds of the sales of such lands shall be remitted to the
17 State Treasurer for credit to the permanent school fund; and
18 (c) Any funds placed into the temporary school fund by the board
19 that remain in such fund on July 1, 2027, shall be distributed to the
20 school districts of the state in accordance with section 79-1035.02.
21 (2) For purposes of this section:
22 (a) Permanent school fund means the fund described in section
23 79-1035.01;
24 (b) School lands means those lands owned or acquired by the state in
25 trust for the support of its common schools; and
26 (c) Temporary school fund means the fund described in section
27 79-1035.02.

Senator Hansen filed the following amendment to [LR28CA](#):
[AM295](#) is available in the Bill Room.

NOTICE OF COMMITTEE HEARING(S)

Education
Room 1525 1:30 PM

Monday, March 17, 2025

LB551

LB552

LB149

Note: LBs 149 and 430 will have a combined hearing.

LB430

LB682

AM566 Amending LB682

Note: LB 682 and AM566 will have a combined hearing.

(Signed) Dave Murman, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 66. Introduced by Bostar, 29; Ballard, 21; Bosn, 25; Brandt, 32; Clements, 2; Conrad, 46; Dorn, 30; Dungan, 26; Prokop, 27; Raybould, 28.

WHEREAS, Patrica "Pat" Lopez, public health director, advocate, wife, mother, and nana passed away on March 2, 2025, at the age of seventy-two; and

WHEREAS, Pat was born on May 8, 1952, in Omaha, Nebraska; and

WHEREAS, Pat graduated from Marian High School in Omaha, received a nursing degree from Mount Marty University in Yankton, South Dakota, and earned a master's degree in public health nursing and administration from the University of Nebraska Medical Center; and

WHEREAS, Pat joined the Lincoln-Lancaster County Health Department in 1975 as a public health nurse, dedicating nearly fifty years to improving the health and well-being of our state, city, and county residents, with a special emphasis on those most vulnerable; and

WHEREAS, Pat used her vast public health knowledge and experience to enhance the quality of local health departments across the country by guiding them through the national accreditation process; and

WHEREAS, Pat worked tirelessly with Senator Jim Jensen and Senator Dennis Byars in 2001 to create a statewide local health department system that remains today; and

WHEREAS, Pat was a fierce advocate and supporter of public health, local public health departments, public health staff, and public health infrastructure in Nebraska.

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

1. That the Legislature offers its condolences to the family, friends, and colleagues of Pat Lopez.
2. That a copy of this resolution be sent to the family of Pat Lopez.

Laid over.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Bostar name added to LB256.
Senator Clements name added to LR21.

VISITOR(S)

Visitors to the Chamber were students from Lindsay Academy, Lindsay; providers of Child Welfare from across the state; students and teachers from Heartland Community School.

The Doctor of the Day was Dr. Dave Hoelting, Pender.

ADJOURNMENT

At 12:04 p.m., on a motion by Senator Kauth, the Legislature adjourned until 9:00 a.m., Tuesday, March 11, 2025.

Brandon Metzler
Clerk of the Legislature

