

SIXTH DAY - JANUARY 16, 2019**LEGISLATIVE JOURNAL****ONE HUNDRED SIXTH LEGISLATURE
FIRST SESSION****SIXTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 16, 2019

PRAYER

The prayer was offered by Father Mark Seiker, St. Elizabeth Ann Seton Church, North Platte.

ROLL CALL

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

The roll was called and all members were present except Senator Lowe who was excused; and Senator Hughes who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB11	Urban Affairs (referred)
LB151	Government, Military and Veterans Affairs
LB219	Judiciary
LB220	Health and Human Services
LB221	Banking, Commerce and Insurance
LB222	Revenue
LB223	Government, Military and Veterans Affairs
LB224	Banking, Commerce and Insurance
LB225	Appropriations
LB226	Appropriations
LB227	Agriculture
LB228	Banking, Commerce and Insurance
LB229	Agriculture
LB230	Judiciary
LB231	Judiciary

LB232 Appropriations
LB233 Judiciary
LB234 Urban Affairs
LB235 General Affairs
LB236 Revenue
LB237 Revenue
LB238 Judiciary
LB239 Government, Military and Veterans Affairs
LB240 Judiciary
LB241 Education
LB242 Revenue
LB243 Agriculture
LB244 Health and Human Services
LB245 Health and Human Services
LB246 Government, Military and Veterans Affairs
LB247 Judiciary
LB248 Health and Human Services
LB249 Judiciary
LB250 Revenue
LB251 Education
LB252 General Affairs
LB253 Executive Board
LB254 Business and Labor
LB255 Health and Human Services
LB256 Education
LR7 Government, Military and Veterans Affairs

(Signed) Mike Hilgers, Chairperson
Executive Board

ANNOUNCEMENT(S)

The Education Committee elected Senator Walz as Vice Chairperson.

The Health and Human Services Committee elected Senator Arch as Vice Chairperson.

NOTICE OF COMMITTEE HEARING(S) Health and Human Services

Room 1510

Wednesday, January 23, 2019 1:30 p.m.

LB74
LB22
LB205

Wednesday, January 23, 2019 1:00 p.m.

Credentialing Review (407) Program Briefing

(Signed) Sara Howard, Chairperson

Revenue

Room 1524

Wednesday, January 23, 2019 1:30 p.m.

LB5
LB50
LB69
LB84
LB88

(Signed) Lou Ann Linehan, Chairperson

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 313. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to treatment and corrections; to amend sections 47-901, 47-902, 47-903, 47-904, 47-905, 47-907, 47-908, 47-911, 47-912, 47-913, 47-914, 47-915, 47-916, 47-917, 47-918, 47-920, 81-8,241, 81-8,244, 81-8,245, and 83-1,135.04, Revised Statutes Cumulative Supplement, 2018; to rename the Office of Inspector General of the Nebraska Correctional System Act; to restate intent; to define and redefine terms; to provide the Office of Inspector General of the Nebraska Correctional System with authority to investigate regional centers; to provide duties for the Division of Behavioral Health; to change provisions relating to qualifications of the Inspector General; to require a report; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 314. Introduced by Briese, 41; Friesen, 34.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 76-901, 76-903, 77-202, 77-382, 77-693, 77-801, 77-1116, 77-1238, 77-1248, 77-1327, 77-2602, 77-2701, 77-2701.02, 77-2701.16, 77-2704.24, 77-2715, 77-2715.07, 77-2715.09, 77-2716, 77-2716.01, 77-2717, 77-2734.01, 77-27,132, 77-4001, 77-4002, 77-4007, 77-4025, 79-1142, 79-1145, 81-3706, and 81-3722, Reissue Revised Statutes of Nebraska, and sections 44-1095, 53-160, 53-187, 79-1005.01, and 79-1144, Revised Statutes Cumulative Supplement, 2018; to adopt the Remote Seller Sales Tax Collection Act; to remove a property tax exemption for fraternal benefit

societies; to increase taxes on alcohol; to increase the documentary stamp tax and the cigarette tax; to provide sunset dates for the Personal Property Tax Relief Act and the New Markets Job Growth Investment Act; to impose a surtax on certain individuals; to increase the sales tax rate; to impose sales and use taxes on certain services; to eliminate certain sales and use tax exemptions; to change provisions relating to the alternative minimum tax, the earned income tax credit, the tax on certain extraordinary dividends and capital gains, the tax on certain small business corporation and limited liability company income, and itemized deductions; to provide an income tax credit for certain renters; to change the distribution of certain revenue; to tax vapor products under the Tobacco Products Tax Act; to change provisions relating to allocated income tax funds and special education; to create the School Financing Review Commission and provide duties; to change provisions of the Nebraska Visitors Development Act; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal sections 77-2704.65 and 77-2704.67, Reissue Revised Statutes of Nebraska; and to declare an emergency.

LEGISLATIVE BILL 315. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to taxation; to amend sections 77-2002 and 77-2018.02, Reissue Revised Statutes of Nebraska; to provide an exemption relating to life insurance proceeds; to change provisions relating to certain inheritance tax proceedings; and to repeal the original sections.

LEGISLATIVE BILL 316. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to pharmacy; to adopt the Pharmacy Benefit Fairness and Transparency Act.

LEGISLATIVE BILL 317. Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to modular housing and manufactured homes; to amend sections 14-402, 15-902, 19-902, 23-114, 71-1559, 71-1566, 71-1569, 71-4601, 71-4602, 71-4603, 71-4604, 71-4604.01, 71-4605, 71-4606, 71-4608, 71-4609, 71-4610, 71-4611, 71-4614, 71-4615, 71-4616, 71-4617, 71-4618, 71-4619, 71-4620, 71-4620.01, 71-4621, 71-6405, 75-109.01, 75-156, 75-159, 76-1463, 81-5,138, and 81-1615, Reissue Revised Statutes of Nebraska, and section 60-1901, Revised Statutes Cumulative Supplement, 2018; to eliminate inspection authority of the Public Service Commission under the Nebraska Uniform Standards for Modular Housing Units Act; to eliminate applicability and references to manufactured homes under the Uniform Standard Code for Manufactured Homes and Recreational Vehicles and to rename the code; to redefine terms under the Uniform Standard Code for Mobile Home Parks; to change provisions relating to applicability of the Building Construction Act; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; and to outright repeal section 71-4613, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 318. Introduced by McCollister, 20.

A BILL FOR AN ACT relating to liens; to amend section 52-903, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to petroleum products liens; and to repeal the original section.

LEGISLATIVE BILL 319. Introduced by Moser, 22.

A BILL FOR AN ACT relating to the Department of Natural Resources; to amend sections 31-1017 and 61-206, Reissue Revised Statutes of Nebraska, and section 46-753, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to notice and rules and regulations; and to repeal the original sections.

LEGISLATIVE BILL 320. Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to the Pesticide Act; to amend sections 2-2628, 2-2630, 2-2632, 2-2637, 2-2640, 2-2643, 2-2643.02, 2-2645, and 2-2653, Reissue Revised Statutes of Nebraska, and sections 2-2624, 2-2626, 2-2629, 2-2635, 2-2636, 2-2638, 2-2639, 2-2641, 2-2642, 2-2646, and 2-2656, Revised Statutes Cumulative Supplement, 2018; to redefine terms; to update federal references; to change Department of Agriculture powers and duties; to change provisions relating to registration requirements and applications, service of process, labeling requirements, application fees, pesticide applicator and restricted-use pesticide provisions, commercial, noncommercial, and private applicator licenses, noncertified applicator restrictions, records requirements, license holder duties, violations, claims of damages, inspections, and prohibited acts; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 321. Introduced by Hansen, B., 16.

A BILL FOR AN ACT relating to the Weights and Measures Act; to amend sections 89-186 and 89-187.01, Reissue Revised Statutes of Nebraska, and sections 89-187 and 89-187.02, Revised Statutes Cumulative Supplement, 2018; to update certain standards and regulations; to change provisions relating to Director of Agriculture duties and Department of Agriculture device inspection fees; to remove obsolete provisions; to eliminate a signature requirement on a permit application; and to repeal the original sections.

LEGISLATIVE BILL 322. Introduced by Crawford, 45; Blood, 3.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-1419 and 28-1427, Reissue Revised Statutes of Nebraska; to change provisions relating to enforcement of certain tobacco restriction provisions relating to possession by minors; and to repeal the original sections.

LEGISLATIVE BILL 323. Introduced by Crawford, 45; Linehan, 39.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend section 68-915, Revised Statutes Cumulative Supplement, 2016, as amended by section 3, Initiative Law 2018, No. 427; to change eligibility requirements for certain disabled persons; and to repeal the original section.

LEGISLATIVE BILL 324. Introduced by La Grone, 49; Hilgers, 21.

A BILL FOR AN ACT relating to the 911 Service System Act; to amend section 86-1029.02, Revised Statutes Cumulative Supplement, 2018; to change a provision relating to immunity from liability as prescribed; and to repeal the original section.

LEGISLATIVE BILL 325. Introduced by Bostelman, 23.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend sections 60-3,107 and 60-3,108, Reissue Revised Statutes of Nebraska, and sections 60-3,185 and 60-3,189, Revised Statutes Cumulative Supplement, 2018; to provide motor vehicle tax exemptions for one hundred percent service-connected disability compensation rated veterans and dependency and indemnity compensation recipients; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 326. Introduced by Quick, 35; Bolz, 29; Cavanaugh, 6; Crawford, 45; DeBoer, 10; Hansen, M., 26; Howard, 9; Hunt, 8; McCollister, 20; McDonnell, 5; Morfeld, 46; Pansing Brooks, 28; Vargas, 7; Walz, 15; Wishart, 27.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Department of Health and Human Services.

LEGISLATIVE BILL 327. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to appropriations; to state intent to appropriate funds to increase rates paid for certain behavioral health services; and to earmark appropriations as prescribed.

LEGISLATIVE BILL 328. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to children and families; to amend sections 28-710, 28-713, 28-720, 28-728, 28-729, 43-1301, 43-2201, 43-2203, 43-2204, 43-2205, 43-2209, 68-1207, and 68-1212, Reissue Revised Statutes of Nebraska; to adopt the Nebraska Family First Act; to define and redefine terms; to create, change, and eliminate provisions relating non-court-involved responses to reports of child abuse or neglect, the central registry of child protection cases, and foster care placement; to create the kinship navigator program and the family finding services project; to repeal the original sections; and to outright repeal sections 43-2206, 43-2208, and

81-3136, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 329. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to child care; to amend sections 68-1206 and 71-1912, Reissue Revised Statutes of Nebraska; to change provisions relating to child care assistance provided as part of the provision of social services; to change provisions relating to licensure under the Child Care Licensing Act; and to repeal the original sections.

LEGISLATIVE BILL 330. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to the Nebraska Children's Commission; to amend sections 43-4201, 43-4202, 43-4204, 43-4206, 43-4216, 43-4217, and 68-1212, Reissue Revised Statutes of Nebraska, and sections 43-4203, 43-4207, 43-4218, 43-4513, and 43-4701, Revised Statutes Cumulative Supplement, 2018; to provide, change, and eliminate administration, membership, and duties of the commission; to change and eliminate reporting requirements; to harmonize provisions; to eliminate obsolete provisions; to provide an operative date; to repeal the original sections; to outright repeal sections 43-4205, 43-4208, 43-4209, 43-4210, 43-4211, 43-4213, and 43-4214, Reissue Revised Statutes of Nebraska; and to declare an emergency.

LEGISLATIVE BILL 331. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to treatment and corrections; to amend section 83-901, Reissue Revised Statutes of Nebraska, and sections 83-1,107, 83-903, and 83-904, Revised Statutes Cumulative Supplement, 2018; to require reports from the Board of Parole and the Office of Probation Administration; to change provisions relating to release or reentry plans and obtaining state identification cards or renewing motor vehicle operator's licenses for inmates; to transfer responsibility for the reentry program and the Vocational and Life Skills Program from the Department of Correctional Services to the Board of Parole; to state intent regarding appropriations; to require the Department of Correctional Services and the Board of Parole to develop a plan to transition responsibility for community corrections from the department to the board; to require the Board of Parole to develop a plan to transition responsibility for post-release supervision from the Office of Probation Administration to the board; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 332. Introduced by Bolz, 29.

A BILL FOR AN ACT relating to juveniles; to amend sections 43-1311.03, 43-4504, 43-4505, 43-4508, 43-4511.01, and 43-4514, Reissue Revised Statutes of Nebraska, and sections 43-285 and 43-4513, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to independence hearings; to change eligibility requirements for participation

in the bridge to independence program and to receive foster care maintenance payments under the Young Adult Bridge to Independence Act; to change provisions relating to permanency review hearings; to provide duties for the Department of Health and Human Services; to change provisions relating to the Bridge to Independence Advisory Committee; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 333. Introduced by Slama, 1.

A BILL FOR AN ACT relating to the Nebraska Milk Act; to amend sections 2-3965, 2-3966, and 2-3982, Revised Statutes Cumulative Supplement, 2018; to update federal references; to redefine a term; and to repeal the original sections.

LEGISLATIVE BILL 334. Introduced by Stinner, 48.

A BILL FOR AN ACT relating to economic development; to amend section 77-6306, Reissue Revised Statutes of Nebraska, and sections 13-1907, 13-2103, 13-2112, 81-12,152, 81-12,163, and 81-12,166, Revised Statutes Cumulative Supplement, 2018; to change and eliminate provisions relating to rules and regulations of the Department of Economic Development; to stop granting tax credits under the Angel Investment Tax Credit Act; to eliminate a termination date, state appropriation intent language, require evaluations of programs, and provide a duty for the Appropriations Committee of the Legislature under the Business Innovation Act; to harmonize provisions; to repeal the original sections; and to outright repeal section 81-12,167, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 335. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to bail; to amend sections 29-901, 60-480, 60-498.01, 60-4,115, 60-6,197.05, 60-6,197.06, and 60-6,211.11, Revised Statutes Cumulative Supplement, 2018; to adopt the 24/7 Sobriety Program Act; to authorize a 24/7 sobriety program permit for operating a motor vehicle as a condition of bond as prescribed; to provide penalties; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 336. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to budget limitations; to amend section 77-3446, Reissue Revised Statutes of Nebraska, and section 13-519, Revised Statutes Cumulative Supplement, 2018; to change the vote required to exceed certain budget limitations; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 337. Introduced by Stinner, 48.

A BILL FOR AN ACT relating to state government; to require submission of a compilation of the federal receipts of state agencies as prescribed.

LEGISLATIVE BILL 338. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to the motor vehicle fuel tax; to amend sections 66-489.02 and 66-4,101, Reissue Revised Statutes of Nebraska; to change the calculation of the tax on the average wholesale price of gasoline as prescribed; to provide restrictions on use of tax proceeds as prescribed; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 339. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to judges; to amend section 24-803, Reissue Revised Statutes of Nebraska; to change provisions relating to judicial nominating commissions; to eliminate obsolete provisions; and to repeal the original section.

LEGISLATIVE BILL 340. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to incarceration work camps; to amend section 83-4,144, Reissue Revised Statutes of Nebraska, and section 83-4,143, Revised Statutes Cumulative Supplement, 2018; to exclude female offenders from placement in incarceration work camps; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 341. Introduced by Arch, 14.

A BILL FOR AN ACT relating to social services; to amend sections 68-1206 and 68-1724, Reissue Revised Statutes of Nebraska; to change provisions relating to transitional child care assistance; and to repeal the original sections.

LEGISLATIVE BILL 342. Introduced by La Grone, 49.

A BILL FOR AN ACT relating to metropolitan utilities districts; to amend sections 14-2103 and 32-607, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to election of the board of directors; and to repeal the original sections.

LEGISLATIVE BILL 343. Introduced by Halloran, 33.

A BILL FOR AN ACT relating to firearms; to amend section 69-2441, Reissue Revised Statutes of Nebraska, and section 28-1204.04, Revised Statutes Cumulative Supplement, 2018; to adopt the School Safety Rapid Response Option Act; to authorize schools to allow school employees to carry concealed handguns at school as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 344. Introduced by Agriculture Committee: Halloran, 33, Chairperson; Brandt, 32; Hansen, B., 16; Lathrop, 12; Moser, 22; Slama, 1.

A BILL FOR AN ACT relating to agriculture; to amend sections 37-478, 37-479, 37-505, 37-524, 37-1402, 54-706.12, 54-778, 54-797, 54-2293, 54-2304, 54-2314, 54-2757, and 81-202, Reissue Revised Statutes of Nebraska, and sections 2-3812, 54-626, 54-645, 54-7,105.01, 54-7,107, 54-7,108, 54-1158, and 54-1371, Revised Statutes Cumulative Supplement, 2018; to adopt the Animal Health and Disease Control Act; to eliminate and provide general powers and duties of and for the Department of Agriculture; to eliminate the Nebraska Poultry Disease Control Act, the Bovine Tuberculosis Act, the Anthrax Control Act, the Animal Importation Act, the Nebraska Swine Brucellosis Act, the Nebraska Bovine Brucellosis Act, the Pseudorabies Control and Eradication Act, the Scrapie Control and Eradication Act, and the Bureau of Animal Industry; to terminate the Bovine Tuberculosis Cash Fund, the Anthrax Control Act Cash Fund, the Brucellosis Control Cash Fund, the Pseudorabies Control Cash Fund, and the Scrapie Control Cash Fund and make fund transfers to and create the Animal Health and Disease Control Cash Fund; to provide for criminal and administrative penalties; to harmonize provisions; to provide a duty for the Revisor of Statutes; to repeal the original sections; and to outright repeal sections 2-3001, 2-3002, 2-3003, 2-3004, 2-3005, 2-3006, 2-3007, 2-3008, 54-701, 54-701.01, 54-701.02, 54-702, 54-702.01, 54-706.01, 54-706.02, 54-706.03, 54-706.04, 54-706.05, 54-706.06, 54-706.07, 54-706.08, 54-706.09, 54-706.10, 54-706.11, 54-706.13, 54-706.14, 54-706.15, 54-706.16, 54-706.17, 54-743, 54-744, 54-744.01, 54-745, 54-746, 54-747, 54-764, 54-765, 54-766, 54-767, 54-768, 54-769, 54-770, 54-771, 54-772, 54-773, 54-774, 54-775, 54-776, 54-777, 54-779, 54-780, 54-781, 54-785, 54-786, 54-787, 54-788, 54-790, 54-791, 54-792, 54-793, 54-794, 54-795, 54-796, 54-1348, 54-1349, 54-1350, 54-1351, 54-1352, 54-1353, 54-1354, 54-1355, 54-1356, 54-1357, 54-1358, 54-1359, 54-1360, 54-1361, 54-1362, 54-1363, 54-1364, 54-1365, 54-1366, 54-1367, 54-1368, 54-1369, 54-1370, 54-1372, 54-1373, 54-1374, 54-1375, 54-1376, 54-1377, 54-1378, 54-1379, 54-1380, 54-1381, 54-1383, 54-1384, 54-2235, 54-2236, 54-2237, 54-2238, 54-2239, 54-2240, 54-2241, 54-2242, 54-2243, 54-2244, 54-2245, 54-2246, 54-2247, 54-2248, 54-2249, 54-2250, 54-2251, 54-2252, 54-2253, 54-2254, 54-2255, 54-2256, 54-2257, 54-2258, 54-2259, 54-2260, 54-2262, 54-2262.01, 54-2263, 54-2264, 54-2265, 54-2266, 54-2267, 54-2268, 54-2269, 54-2270, 54-2271, 54-2276, 54-2277, 54-2278, 54-2279, 54-2280, 54-2281, 54-2283, 54-2286, 54-2287, 54-2288, 54-2289, 54-2290, 54-2291, 54-2292, 54-2294, 54-2295, 54-2296, 54-2297, 54-2298, 54-2299, 54-22,100, 54-2701, 54-2702, 54-2703, 54-2704, 54-2705, 54-2706, 54-2707, 54-2708, 54-2709, 54-2710, 54-2711, 54-2712, 54-2713, 54-2714, 54-2715, 54-2716, 54-2717, 54-2718, 54-2719, 54-2720, 54-2721, 54-2722, 54-2723, 54-2724, 54-2725, 54-2726, 54-2727, 54-2728, 54-2729, 54-2730, 54-2731, 54-2732, 54-2733, 54-2734, 54-2735, 54-2736, 54-2737, 54-2738, 54-2739, 54-2740, 54-2741, 54-2742, 54-2743, 54-2744, 54-2745, 54-2746, 54-2747, 54-2748, 54-2749, 54-2750, 54-2751, 54-2752, 54-2753, 54-2754,

54-2755, 54-2756, 54-2758, 54-2759, 54-2760, 54-2761, 81-202.01, and 81-202.02, Reissue Revised Statutes of Nebraska, and sections 54-701.03, 54-703, 54-704, 54-705, 54-742, 54-750, 54-751, 54-752, 54-753, 54-784.01, 54-789, 54-7,110, and 54-1382, Revised Statutes Cumulative Supplement, 2018.

LEGISLATIVE BILL 345. Introduced by Wishart, 27.

A BILL FOR AN ACT relating to state employees; to prohibit mandatory overtime for certain employees as prescribed.

LEGISLATIVE BILL 346. Introduced by Wishart, 27.

A BILL FOR AN ACT relating to the Special Education Act; to amend sections 79-1142 and 79-1145, Reissue Revised Statutes of Nebraska; to change provisions relating to reimbursements; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 347. Introduced by Murman, 38; Briese, 41; Erdman, 47; Friesen, 34; Geist, 25; Halloran, 33; Hansen, B., 16; Lindstrom, 18; Slama, 1.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-1708, Reissue Revised Statutes of Nebraska; to exempt the practice of reflexology from licensure under the Massage Therapy Practice Act; and to repeal the original section.

LEGISLATIVE BILL 348. Introduced by Quick, 35.

A BILL FOR AN ACT relating to the Building Construction Act; to amend sections 71-6403 and 71-6406, Reissue Revised Statutes of Nebraska; to adopt changes to the state building code; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 349. Introduced by Friesen, 34.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2703 and 77-2708, Reissue Revised Statutes of Nebraska; to provide sales and use tax collection duties for certain peer-to-peer rentals of vehicles; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 350. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend section 79-1028.01, Revised Statutes Cumulative Supplement, 2018; to provide a budget exception for expanded learning opportunity programs; and to repeal the original section.

LEGISLATIVE BILL 351. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to school finance; to amend section 79-10,110.02, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to school district levy and bonding authority for certain projects; to authorize school district levy and bonding authority for violence prevention and cybersecurity as prescribed; to define and redefine terms; and to repeal the original section.

LEGISLATIVE BILL 352. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to criminal procedure; to amend section 29-1912, Reissue Revised Statutes of Nebraska; to adopt requirements relating to testimony by jailhouse informants; to state intent; to define terms; to create duties for prosecutors and provide for court orders for failure to comply with such duties; to provide for a hearing to determine reliability; to provide for a jury instruction; to change provisions relating to requests for discovery by criminal defendants; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 353. Introduced by Pansing Brooks, 28; Morfeld, 46.

A BILL FOR AN ACT relating to law enforcement; to amend sections 25-21,303, 28-109, 28-359, 28-710, 28-1008, 29-4103, 49-801, 53-1,121, 60-646, 60-683, 69-2429, 71-507, 71-910, and 86-802, Reissue Revised Statutes of Nebraska, and sections 20-502, 20-504, 28-470, 42-903, 48-202, 54-902, 81-1401, 81-1452, 81-1455, and 85-2602, Revised Statutes Cumulative Supplement, 2018; to provide powers and duties for University of Nebraska police departments and police officers as prescribed; to redefine terms; and to repeal the original sections.

LEGISLATIVE BILL 354. Introduced by Pansing Brooks, 28; Hansen, M., 26.

A BILL FOR AN ACT relating to the Nebraska Juvenile Code; to amend sections 43-260.04, 43-2,108.01, 43-2,108.02, 43-2,108.03, 43-2,108.04, and 43-2,108.05, Reissue Revised Statutes of Nebraska, and section 43-2,108, Revised Statutes Cumulative Supplement, 2018; to protect confidential information in juvenile court case files; to change provisions relating to the sealing of juvenile records; to provide for retroactivity; to increase a penalty; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 355. Introduced by La Grone, 49.

A BILL FOR AN ACT relating to finance; to amend sections 45-340 and 45-705, Reissue Revised Statutes of Nebraska, and sections 8-2737, 45-335, 45-346, 45-346.01, 45-348, 45-727, 45-734, and 45-737, Revised Statutes

Cumulative Supplement, 2018; to change provisions relating to licensee and authorized delegate examinations under the Nebraska Money Transmitters Act; to define a term, update a reference to salespersons, and change certain license and fee provisions under the Nebraska Installment Sales Act; to change mortgage banker license application provisions, provide for temporary powers as a mortgage loan originator licensee as prescribed, change inactive mortgage loan originator licensee provisions, and change certain mortgage banker licensee recordkeeping duties under the Residential Mortgage Licensing Act; to provide operative dates; and to repeal the original sections.

LEGISLATIVE BILL 356. Introduced by Scheer, 19.

A BILL FOR AN ACT relating to motor vehicles; to amend section 60-3,104.01, Revised Statutes Cumulative Supplement, 2018; to change the fee distribution for certain specialty license plates as prescribed; and to repeal the original section.

LEGISLATIVE BILL 357. Introduced by Walz, 15; Cavanaugh, 6; McDonnell, 5; Quick, 35.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2715.07, Reissue Revised Statutes of Nebraska; to adopt the Direct Support Professional Tax Credit Act; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 358. Introduced by Walz, 15; Cavanaugh, 6; Quick, 35.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1001, 79-1003, 79-1007.11, and 79-1017.01, Revised Statutes Cumulative Supplement, 2018; to change provisions related to early childhood education aid; to provide a new allowance; to provide aid; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 359. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to labor; to amend sections 48-618, 48-619, 48-621, 48-622.03, 48-649.03, 48-652, 48-1234, and 48-2213, Revised Statutes Cumulative Supplement, 2018; to change provisions under the Employment Security Law relating to administration of funds, unclaimed benefits, reports, and the employer's combined tax rate; to change provisions relating to service of citations for violations of the Nebraska Wage Payment and Collection Act and the appointment of the meatpacking industry worker rights coordinator; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 360. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-122, Revised Statutes Cumulative Supplement, 2018; to provide for settlement of claims of alien dependents; to provide for applicability of changes; and to repeal the original section.

LEGISLATIVE BILL 361. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to employment; to amend sections 48-1205, 48-1206, 48-1207, 48-1208, and 48-1209, Reissue Revised Statutes of Nebraska, and section 48-1228, Revised Statutes Cumulative Supplement, 2018; to prohibit retaliation under the Nebraska Wage Payment and Collection Act and the Wage and Hour Act as prescribed; to provide for a private right of action; to provide powers for the Commissioner of Labor; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 362. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to the Nebraska Wage Payment and Collection Act; to amend section 48-1234, Revised Statutes Cumulative Supplement, 2018; to require payment of unpaid wages as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 363. Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to benefits for individuals providing public safety services; to amend sections 81-8,297, 81-8,299, 81-8,300.01, and 81-8,301, Reissue Revised Statutes of Nebraska; to adopt the In the Line of Duty Compensation Act; to change the State Miscellaneous Claims Act as prescribed; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 364. Introduced by Quick, 35; McDonnell, 5.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-120, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to a limit on certain fees; and to repeal the original section.

LEGISLATIVE BILL 365. Introduced by Crawford, 45.

A BILL FOR AN ACT relating to public health and welfare; to amend section 20-409, Reissue Revised Statutes of Nebraska; to adopt the Health Care Directives Registry Act; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 366. Introduced by Bostelman, 23.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend section 60-3,191, Revised Statutes Cumulative Supplement, 2018; to

change the registration fee for alternative fuel-powered motor vehicles; and to repeal the original section.

LEGISLATIVE BILL 367. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to the Nebraska Litter Reduction and Recycling Act; to amend section 81-1566, Reissue Revised Statutes of Nebraska, and section 81-1558, Revised Statutes Cumulative Supplement, 2018; to eliminate provisions relating to transfers; to extend a termination date; and to repeal the original sections.

LEGISLATIVE BILL 368. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to water; to amend sections 2-32,115, 46-229.04, 46-703, 46-706, 46-713, 46-714, 46-716, 46-718, 46-720, 46-740, 61-218, and 77-3442, Reissue Revised Statutes of Nebraska, and sections 2-969, 2-3225, 46-290, 46-294, 46-715, 46-753, 46-755, and 81-15,175, Revised Statutes Cumulative Supplement, 2018; to eliminate overappropriated river basins, subbasins, and reaches as prescribed; to change provisions relating to integrated management plans; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 369. Introduced by Vargas, 7; Hunt, 8; Williams, 36.

A BILL FOR AN ACT relating to immigration; to require law enforcement agencies, jails, and the Nebraska State Patrol to provide notice prior to entering into agreements to enforce federal immigration law; to require law enforcement agencies and jails to provide information to the Nebraska Commission on Law Enforcement and Criminal Justice; to provide the Auditor of Public Accounts with authority to conduct audits of noncomplying law enforcement agencies, jails, political subdivisions, and the patrol.

LEGISLATIVE BILL 370. Introduced by McCollister, 20; Kolterman, 24.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 44-6408, 60-346, 60-509, 60-534, and 60-549, Reissue Revised Statutes of Nebraska, and sections 60-310 and 60-501, Revised Statutes Cumulative Supplement, 2018; to change liability insurance and financial responsibility requirements; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 371. Introduced by Erdman, 47; Groene, 42.

A BILL FOR AN ACT relating to motor vehicles; to amend section 60-6,360, Reissue Revised Statutes of Nebraska, and sections 60-305, 60-358.01, 60-6,355, and 60-6,356, Revised Statutes Cumulative Supplement, 2018; to change and eliminate provisions relating to all-terrain

vehicles and utility-type vehicles; to repeal the original sections; and to outright repeal sections 60-6,357 and 60-6,358, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 372. Introduced by Erdman, 47.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-1363, Reissue Revised Statutes of Nebraska; to change provisions relating to classes and subclasses of agricultural land and horticultural land; and to repeal the original section.

LEGISLATIVE BILL 373. Introduced by Brewer, 43.

A BILL FOR AN ACT relating to zoning restrictions; to amend sections 23-114.01, 66-914, and 72-272, Reissue Revised Statutes of Nebraska; to define a term; to require zoning provisions prior to construction of wind energy projects as prescribed; to provide for fees as prescribed; to eliminate provisions relating to variances or exceptions from zoning regulations; to provide limitations on agreements relating to school lands; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 374. Introduced by Brewer, 43.

A BILL FOR AN ACT relating to the Game Law; to amend sections 37-202, 37-497, and 37-498, Reissue Revised Statutes of Nebraska, and section 37-201, Revised Statutes Cumulative Supplement, 2018; to define a term; to provide for raptor permits for wildlife abatement; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 375. Introduced by Brewer, 43.

A BILL FOR AN ACT relating to public records; to amend section 84-712.05, Revised Statutes Cumulative Supplement, 2018; to change provisions relating to documents which may be withheld from the public; and to repeal the original section.

LEGISLATIVE BILL 376. Introduced by Friesen, 34.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-106, 29-1001, and 83-176, Reissue Revised Statutes of Nebraska, and sections 28-105 and 83-171, Revised Statutes Cumulative Supplement, 2018; to provide for the safekeeping of prisoners as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 377. Introduced by DeBoer, 10.

A BILL FOR AN ACT relating to contracts; to provide for the voidability of certain releases from liability; and to provide a duty for the Revisor of Statutes.

RESOLUTION(S)**LEGISLATIVE RESOLUTION 9.** Introduced by Wayne, 13.

WHEREAS, the framers of the Constitution of the United States of America intended that Congress be "dependent on the people alone" (The Federalist No. 52, Alexander Hamilton or James Madison); and

WHEREAS, what was a dependency on the people alone has transformed into a dependency on powerful special interests, through campaigns or third-party groups, which has created a fundamental imbalance in our representative democracy; and

WHEREAS, Americans across the political spectrum agree that elections in the United States of America should be free from the disproportionate influence of special interests and fair enough that any citizen can be elected into office; and

WHEREAS, overreaching decisions such as *Citizens United v. Federal Election Commission*, 558 U.S. 310 (2010) and its progeny have frustrated or prevented reasonable campaign laws. This includes decisions such as *American Tradition Partnership, Inc. v. Bullock*, 567 U.S. 516 (2012), which summarily overturned the Montana Supreme Court without oral argument, throwing out a century of effective campaign laws in that state, and *McCutcheon v. Federal Election Commission*, 572 U.S. 185 (2014), which removed the individual spending limit, allowing for the unprecedented funneling of campaign contributions from all over the nation; and

WHEREAS, the Constitution of Nebraska states that "governments are instituted among people, deriving their just powers from the consent of the governed." (Article I, section 1); and

WHEREAS, Article V of the Constitution of the United States requires Congress to call a convention for proposing amendments to the Constitution on the application of two-thirds of the legislatures of the several states; and

WHEREAS, in order to restore balance and integrity to our nation's elections, the Nebraska Unicameral Legislature perceives the need for an Article V convention limited to proposing an amendment to the Constitution of the United States that would permanently protect free and fair elections in America; and

WHEREAS, the State of Nebraska desires that delegates to the convention be comprised equally of individuals currently elected to state and local office or that such delegates be selected by election in each congressional district for the purpose of serving as delegates, and further desires that all individuals elected or appointed to federal office, now or in the past, be prohibited from serving as delegates to the convention; and

WHEREAS, the State of Nebraska intends this resolution to be a continuing application for an Article V convention to be considered together with the applications calling for a convention passed in the 2013-2014 Vermont General Assembly as J.R.S. 27 (Act R-454), the 2013-2014 California State Legislature as AJR 1 (res. ch. 77), the 2013-2014 Illinois General Assembly as SJR 42, the 2014-2015 New Jersey Legislature as

SCR 132, and the 2016 Rhode Island General Assembly as HR 7670 and SR 2589, and with all other passed, pending, and future applications until such time as two-thirds of the several states have applied for a convention for a similar purpose and such convention is convened by Congress.

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

1. That the people of the State of Nebraska, speaking through their Nebraska Unicameral Legislature, and pursuant to Article V of the Constitution of the United States, hereby apply to the United States Congress to call a convention for the exclusive purpose of proposing an amendment to the Constitution of the United States that would restore free and fair elections as described in this resolution, as soon as two-thirds of the several states have applied for a convention for a similar purpose.

2. That the Nebraska delegates to such convention shall have no discretion beyond that granted by the Nebraska Unicameral Legislature and that the Legislature retains its authority to restrict or expand the power of Nebraska's delegates within the limits expressed in this resolution.

3. That the Nebraska Unicameral Legislature shall not ratify and the Nebraska delegates to a convention authorized by this resolution shall not vote to propose any amendment unless it allows each state to determine the campaign finance laws that will apply to its local and federal officials.

4. That the Clerk of the Legislature transmit copies of this resolution to the President of the United States, the Vice President of the United States in his capacity as presiding officer of the United States Senate, the Speaker of the United States House of Representatives, the minority leader of the United States House of Representatives, the president pro tempore of the United States Senate, the members of the Senate and House of Representatives from this state, the Archivist of the United States, and the respective clerks of the United States House of Representatives and the United States Senate, with the respectful request that the full and complete text of this resolution be printed in the Congressional Record and recorded in the published tally of state applications for an Article V convention.

5. That the Clerk of the Legislature transmit copies of this resolution to the presiding officers of each legislative body of each of the several states, requesting the cooperation of the states in issuing an application compelling Congress to call an Article V convention to propose an amendment to the Constitution of the United States to restore free and fair elections as described in this resolution.

ANNOUNCEMENT(S)

The Natural Resources Committee elected Senator Bostelman as Vice Chairperson.

NOTICE OF COMMITTEE HEARING(S)
Government, Military and Veterans Affairs

Room 1507

Wednesday, January 23, 2019 1:30 p.m.

Christopher Cantrell - Nebraska State Fire Marshal
Jason Jackson - Department of Administrative Services

(Signed) Tom Brewer, Chairperson

Revenue

Room 1524

Thursday, January 24, 2019 1:30 p.m.

LB63
LB103
LB158
LB183

Friday, January 25, 2019 1:30 p.m.

LB86
LB13
LB170

(Signed) Lou Ann Linehan, Chairperson

Judiciary

Warner Chamber

Wednesday, January 23, 2019 1:30 p.m.

LB7
LB71
LB141
LB143
LR1CA

(Signed) Steve Lathrop, Chairperson

Natural Resources

Room 1525

Wednesday, January 23, 2019 2:00 p.m.

LB126

LB127

(Signed) Dan Hughes, Chairperson

ANNOUNCEMENT(S)

The Business and Labor Committee elected Senator B. Hansen as Vice Chairperson.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Arch name added to LB12.
Senator Blood name added to LB59.
Senator Blood name added to LB60.
Senator Pansing Brooks name added to LB153.
Senator Arch name added to LB153.
Senator Blood name added to LB163.
Senator Blood name added to LB170.
Senator Hunt name added to LB205.
Senator Blood name added to LB235.
Senator Hunt name added to LB282.
Senator Blood name added to LB304.

ADJOURNMENT

At 11:12 a.m., on a motion by Senator Blood, the Legislature adjourned until 9:00 a.m., Thursday, January 17, 2019.

Patrick J. O'Donnell
Clerk of the Legislature