

FIFTY-FIFTH DAY - APRIL 4, 2024**LEGISLATIVE JOURNAL****ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION****FIFTY-FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, April 4, 2024

PRAYER

The prayer was offered by Reverend Brenda Peters, Unity of Omaha, Omaha.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Lowe.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Kelly presiding.

The roll was called and all members were present except Senator Slama who was excused; and Senators Bostar, Bostelman, M. Cavanaugh, Conrad, Dover, Hansen, Hunt, McKinney, Raybould, Vargas, Wayne, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the fifty-fifth day was approved.

GENERAL FILE

LEGISLATIVE BILL 686. Title read. Considered.

Committee [AM2984](#), found on page 1181, was offered.

Senator Hughes offered [FA313](#), found on page 1264, to the committee amendment.

The Hughes amendment, to the committee amendment, was withdrawn.

Senator Jacobson offered [AM3229](#), found on page 1393, to the committee amendment.

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

Senator McDonnell moved for a call of the house. The motion prevailed with 22 ayes, 2 nays, and 25 not voting.

The motion to cease debate prevailed with 26 ayes, 4 nays, and 19 not voting.

Senator M. Cavanaugh requested a roll call vote on the Jacobson amendment, to the committee amendment.

Senator Blood requested a roll call vote, in reverse order, on the Jacobson amendment, to the committee amendment.

Voting in the affirmative, 26:

Aguilar	Brewer	Hardin	Lippincott	Sanders
Albrecht	Clements	Holdcroft	Lowe	von Gillern
Arch	DeKay	Hughes	Meyer	
Bosn	Dorn	Ibach	Moser	
Bostelman	Dover	Jacobson	Murman	
Brandt	Halloran	Kauth	Riepe	

Voting in the negative, 16:

Armendariz	Cavanaugh, J.	Dungan	McKinney
Ballard	Conrad	Fredrickson	Vargas
Blood	Day	Hunt	Walz
Bostar	DeBoer	McDonnell	Wishart

Present and not voting, 4:

Cavanaugh, M.	Erdman	Hansen	Linehan
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Excused and not voting, 3:

Raybould	Slama	Wayne
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The Jacobson amendment, to the committee amendment, was adopted with 26 ayes, 16 nays, 4 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO1362](#)

Reconsider the vote taken on AM3229.

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

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 21 ayes, 5 nays, and 23 not voting.

The motion to cease debate prevailed with 25 ayes, 4 nays, and 20 not voting.

The M. Cavanaugh motion to reconsider prevailed with 29 ayes, 11 nays, 5 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Senator Jacobson reoffered [AM3229](#), found on page 1393 and considered on in this day's Journal, to the committee amendment.

SENATOR VON GILLERN PRESIDING

Senator Clements moved for a call of the house. The motion prevailed with 11 ayes, 1 nay, and 37 not voting.

The Jacobson amendment, to the committee amendment, lost with 24 ayes, 17 nays, 3 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator McDonnell moved for a call of the house. The motion prevailed with 23 ayes, 4 nays, and 22 not voting.

Senator McDonnell requested a roll call vote, in reverse order, on the committee amendment.

Voting in the affirmative, 22:

Ballard	Brewer	Dungan	Hunt	Walz
Blood	Cavanaugh, J.	Erdman	McDonnell	Wishart
Bosn	Conrad	Fredrickson	McKinney	
Bostar	Day	Halloran	Vargas	
Brandt	DeBoer	Hardin	von Gillern	

Voting in the negative, 15:

Albrecht	Clements	Holdcroft	Kauth	Moser
Armendariz	Dorn	Ibach	Lowe	Murman
Bostelman	Dover	Jacobson	Meyer	Riepe

Present and not voting, 7:

Aguilar Cavanaugh, M. Hansen Linehan
Arch DeKay Hughes

Excused and not voting, 5:

Lippincott Raybould Sanders Slama Wayne

The committee amendment lost with 22 ayes, 15 nays, 7 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator M. Cavanaugh offered the following motion:

[MO1364](#)

Reconsider the vote taken on AM2984.

Senator M. Cavanaugh asked unanimous consent to withdraw her motion to reconsider.

No objections. So ordered.

Senator McDonnell withdrew [AM2285](#), found on page 673.

Senator Clements offered the following amendment, to the committee amendment:

[FA353](#)

Strike in AM2984 line 21 on page 3.

The Clements amendment, to the committee amendment, was withdrawn.

Senator Clements offered the following amendment to the committee amendment:

[FA355](#)

On page 3, delete lines 22 to 27 from AM2984.

The Clements amendment, to the committee amendment, was withdrawn.

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 30 ayes, 5 nays, and 14 not voting.

Senator M. Cavanaugh requested a roll call vote, in reverse order, on the advancement of the bill.

Voting in the affirmative, 25:

Aguilar	Brandt	Day	Halloran	McDonnell
Ballard	Brewer	DeBoer	Hardin	McKinney
Blood	Cavanaugh, J.	Dungan	Hughes	Vargas
Bosn	Cavanaugh, M.	Erdman	Hunt	Walz
Bostar	Conrad	Fredrickson	Lowe	Wishart

Voting in the negative, 14:

Albrecht	Bostelman	Ibach	Meyer	Riepe
Arch	Clements	Jacobson	Moser	von Gillern
Armendariz	Holdcroft	Kauth	Murman	

Present and not voting, 5:

DeKay	Dorn	Dover	Hansen	Linehan
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Excused and not voting, 5:

Lippincott	Raybould	Sanders	Slama	Wayne
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Advanced to Enrollment and Review Initial with 25 ayes, 14 nays, 5 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

COMMITTEE REPORT(S) Enrollment and Review

LEGISLATIVE BILL 1073. Placed on Select File with amendment.
[ER121](#) is available in the Bill Room.

LEGISLATIVE BILL 1073A. Placed on Select File.

LEGISLATIVE BILL 1085. Placed on Select File with amendment.
[ER123](#)

1 1. On page 1, strike lines 2 through 9 and insert "section 43-2,119,
2 Revised Statutes Cumulative Supplement, 2022; to change population
3 thresholds in determining the number of separate juvenile court judges
4 for counties that have established a separate juvenile court; and to
5 repeal the original section."

LEGISLATIVE BILL 903. Placed on Select File.

LEGISLATIVE BILL 1326. Placed on Select File.

LEGISLATIVE BILL 1214. Placed on Select File.

LEGISLATIVE BILL 1070. Placed on Select File.

LEGISLATIVE BILL 910. Placed on Select File with amendment.
[ER124](#)

1 1. On page 1, line 3, after the semicolon insert "to authorize an

2 emergency medical service to transport an injured law enforcement
 3 canine;"; and in line 5 after the semicolon insert "to provide an
 4 operative date;".

LEGISLATIVE BILL 1029. Placed on Select File.

LEGISLATIVE BILL 196. Placed on Select File with amendment.

[ER125](#)

1 1. Strike the original sections and all amendments thereto and
 2 insert the following new sections:
 3 Section 1. Section 81-8,318, Revised Statutes Cumulative Supplement,
 4 2022, is amended to read:
 5 81-8,318 (1) To receive compensation under the In the Line of Duty
 6 Compensation Act, a claim for the compensation ~~shall~~ **must** be filed with
 7 the Risk Manager within ~~three years~~ **one-year** after the date of death of
 8 the public safety officer who was killed in the line of duty. Such claim
 9 shall be on a form prescribed by the Risk Manager and shall include:
 10 (a) The name, address, and title or position of the public safety
 11 officer who was killed in the line of duty;
 12 (b) A copy of the form filed in accordance with subsection (4) of
 13 section 81-8,317, if any. If no such form has been filed, the claim shall
 14 include the name and address of the person or persons to whom
 15 compensation is payable under subdivision (3)(b) of section 81-8,317;
 16 (c) A sworn statement providing a full factual account of the
 17 circumstances resulting in or the course of events causing the death of
 18 the public safety officer; and
 19 (d) Such other information as the Risk Manager reasonably requires.
 20 (2) The Risk Manager shall send written notice to all claimants
 21 within two weeks after the initiation of a claim indicating whether or
 22 not the claim is complete. For purposes of this subsection, a claim is
 23 complete if a claimant has submitted to the Risk Manager all documents
 24 and information required under subsection (1) of this section. If a claim
 25 is incomplete, the Risk Manager shall include in the written notice a
 26 list of the documents or information which the claimant must submit in
 27 order for the claim to be complete. If a claim is complete, the State
 1 Claims Board shall make an investigation of the claim in the manner
 2 provided in the State Miscellaneous Claims Act. Upon completion of such
 3 investigation, and no later than forty-five days after receipt of a
 4 complete claim, the State Claims Board shall approve or deny such claim
 5 in accordance with section 81-8,300 and the Risk Manager shall send
 6 written notice to the claimant stating whether the claim has been
 7 approved or denied. If a claim is denied, the notice shall include the
 8 reason or reasons for the denial. If a claimant is dissatisfied with a
 9 denial, he or she may file an application for review with the Risk
 10 Manager in accordance with subsection (2) of section 81-8,300. If a claim
 11 is approved, compensation shall be paid to the claimants entitled to such
 12 compensation in accordance with subsection (3) of section 81-8,300.
 13 (3) This section shall apply to any claim arising on or after
 14 January 1, 2022.
 15 Sec. 2. Section 81-2017, Revised Statutes Cumulative Supplement,
 16 2022, is amended to read:
 17 81-2017 ~~(1)(a)(i)~~ ~~(4)~~ Commencing July 1, 2010, and until July 1,
 18 2011, each officer while in the service of the Nebraska State Patrol
 19 shall pay or have paid on such officer's ~~his or her~~ behalf a sum equal to
 20 sixteen percent of such officer's ~~his or her~~ monthly compensation.
 21 ~~(ii)~~ Commencing July 1, 2011, and until July 1, 2013, each officer
 22 while in the service of the Nebraska State Patrol shall pay or have paid
 23 on such officer's ~~his or her~~ behalf a sum equal to nineteen percent of
 24 such officer's ~~his or her~~ monthly compensation.

25 ~~(iii)(A)~~ Commencing July 1, 2013, and until July 1, 2024, each
 26 officer who commenced service prior to July 1, 2016, while in the service
 27 of the Nebraska State Patrol shall pay or have paid on such officer's his
 28 ~~or her~~ behalf a sum equal to sixteen percent of such officer's his or her
 29 monthly compensation.

30 ~~(B)~~ Until July 1, 2024, each ~~Each~~ officer who commenced service on
 31 or after July 1, 2016, while in the service of the Nebraska State Patrol
 1 shall pay or have paid on such officer's his or her behalf a sum equal to
 2 seventeen percent of such officer's his or her monthly compensation.

3 ~~(iv)~~ Commencing July 1, 2024, each officer while in the service of
 4 the Nebraska State Patrol shall pay or have paid on such officer's behalf
 5 a sum equal to ten percent of such officer's monthly compensation.

6 ~~(b)~~ Such amounts shall be deducted monthly by the Director of
 7 Administrative Services who shall draw a warrant monthly in the amount of
 8 the total deductions from the compensation of members of the Nebraska
 9 State Patrol in accordance with subsection (4) of this section, and the
 10 State Treasurer shall credit the amount of such warrant to the State
 11 Patrol Retirement Fund. The director shall cause a detailed report of all
 12 monthly deductions to be made each month to the board.

13 (2) In addition: ~~;~~

14 ~~(a)(i)~~ Commencing commencing July 1, 2010, and until July 1, 2011,
 15 there shall be assessed against the appropriation of the Nebraska State
 16 Patrol a sum equal to the amount of sixteen percent of each officer's
 17 monthly compensation, which shall be credited to the State Patrol
 18 Retirement Fund.

19 ~~(ii)~~ Commencing July 1, 2011, and until July 1, 2013, there shall be
 20 assessed against the appropriation of the Nebraska State Patrol a sum
 21 equal to the amount of nineteen percent of each officer's monthly
 22 compensation, which shall be credited to the State Patrol Retirement
 23 Fund.

24 ~~(iii)(A)~~ Commencing July 1, 2013, and until July 1, 2024, for each
 25 officer who commenced service prior to July 1, 2016, there shall be
 26 assessed against the appropriation of the Nebraska State Patrol a sum
 27 equal to the amount of sixteen percent of each officer's monthly
 28 compensation, which shall be credited to the State Patrol Retirement
 29 Fund.

30 ~~(B)~~ Commencing July 1, 2016, and until July 1, 2024, for each
 31 officer who commenced service on or after July 1, 2016, there shall be
 1 assessed against the appropriation of the Nebraska State Patrol a sum
 2 equal to the amount of seventeen percent of each officer's monthly
 3 compensation, which shall be credited to the State Patrol Retirement
 4 Fund.

5 ~~(iv)~~ Commencing July 1, 2024, there shall be assessed against the
 6 appropriation of the Nebraska State Patrol a sum equal to the amount of
 7 twenty-four percent of each officer's monthly compensation, which shall
 8 be credited to the State Patrol Retirement Fund.

9 ~~(b)~~ This assessment constitutes an employer match and shall be
 10 contingent upon the officer making such officer's his or her
 11 contributions to the retirement system.

12 (3)(a) Prior to July 1, 2021:

13 (i) Beginning July 1, 2002, and each fiscal year thereafter, the
 14 board shall cause an annual actuarial valuation to be performed that will
 15 value the plan assets for the year and ascertain the contributions
 16 required for such fiscal year. The actuary for the board shall perform an
 17 actuarial valuation of the system on the basis of actuarial assumptions
 18 recommended by the actuary, approved by the board, and kept on file with
 19 the board using the entry age actuarial cost method. Under this method,
 20 the actuarially required funding rate is equal to the normal cost rate,
 21 plus the contribution rate necessary to amortize the unfunded actuarial
 22 accrued liability on a level percentage of salary basis. The normal cost

23 under this method shall be determined for each individual member on a
24 level percentage of salary basis. The normal cost amount is then summed
25 for all members;

26 (ii) Beginning July 1, 2006, any existing unfunded liabilities shall
27 be reinitialized and amortized over a thirty-year period, and during each
28 subsequent actuarial valuation through June 30, 2021, changes in the
29 unfunded actuarial accrued liability due to changes in benefits,
30 actuarial assumptions, the asset valuation method, or actuarial gains or
31 losses shall be measured and amortized over a thirty-year period
1 beginning on the valuation date of such change;

2 (iii) If the unfunded actuarial accrued liability under the entry
3 age actuarial cost method is zero or less than zero on an actuarial
4 valuation date, then all prior unfunded actuarial accrued liabilities
5 shall be considered fully funded and the unfunded actuarial accrued
6 liability shall be reinitialized and amortized over a thirty-year period
7 as of the actuarial valuation date; and

8 (iv) If the actuarially required contribution rate exceeds the rate
9 of all contributions required pursuant to the Nebraska State Patrol
10 Retirement Act, there shall be a supplemental appropriation sufficient to
11 pay for the differences between the actuarially required contribution
12 rate and the rate of all contributions required pursuant to the act.

13 (b) Beginning July 1, 2021, and each fiscal year thereafter:

14 (i) The board shall cause an annual actuarial valuation to be
15 performed that will value the plan assets for the year and ascertain the
16 contributions required for such fiscal year. The actuary for the board
17 shall perform an actuarial valuation of the system on the basis of
18 actuarial assumptions recommended by the actuary, approved by the board,
19 and kept on file with the board using the entry age actuarial cost
20 method. Under such method, the actuarially required funding rate is equal
21 to the normal cost rate, plus the contribution rate necessary to amortize
22 the unfunded actuarial accrued liability on a level percentage of salary
23 basis. The normal cost under such method shall be determined for each
24 individual member on a level percentage of salary basis. The normal cost
25 amount is then summed for all members;

26 (ii) Any changes in the unfunded actuarial accrued liability due to
27 changes in benefits, actuarial assumptions, the asset valuation method,
28 or actuarial gains or losses shall be measured and amortized over a
29 twenty-five-year period beginning on the valuation date of such change;

30 (iii) If the unfunded actuarial accrued liability under the entry
31 age actuarial cost method is zero or less than zero on an actuarial
1 valuation date, then all prior unfunded actuarial accrued liabilities
2 shall be considered fully funded and the unfunded actuarial accrued
3 liability shall be reinitialized and amortized over a twenty-five-year
4 period as of the actuarial valuation date; and

5 (iv) If the actuarially required contribution rate exceeds the rate
6 of all contributions required pursuant to the Nebraska State Patrol
7 Retirement Act, there shall be a supplemental appropriation sufficient to
8 pay for the differences between the actuarially required contribution
9 rate and the rate of all contributions required pursuant to the act.

10 (c) Upon the recommendation of the actuary to the board, and after
11 the board notifies the Nebraska Retirement Systems Committee of the
12 Legislature, the board may combine or offset certain amortization bases
13 to reduce future volatility of the actuarial contribution rate. Such
14 notification to the committee shall be in writing and include, at a
15 minimum, the actuary's projection of the contributions to fund the plan
16 if the combination or offset were not implemented, the actuary's
17 projection of the contributions to fund the plan if the combination or
18 offset were implemented, and the actuary's explanation of why the
19 combination or offset is in the best interests of the plan at the
20 proposed time.

21 (4) The state shall pick up the member contributions required by
 22 this section for all compensation paid on or after January 1, 1985, and
 23 the contributions so picked up shall be treated as employer contributions
 24 pursuant to section 414(h)(2) of the Internal Revenue Code in determining
 25 federal tax treatment under the code and shall not be included as gross
 26 income of the member until such time as they are distributed or made
 27 available. The contributions, although designated as member
 28 contributions, shall be paid by the state in lieu of member
 29 contributions. The state shall pay these member contributions from the
 30 same source of funds which is used in paying earnings to the member. The
 31 state shall pick up these contributions by a compensation deduction
 1 through a reduction in the cash compensation of the member. Member
 2 contributions picked up shall be treated for all purposes of the Nebraska
 3 State Patrol Retirement Act in the same manner and to the extent as
 4 member contributions made prior to the date picked up.
 5 Sec. 3. Original sections 81-8,318 and 81-2017, Revised Statutes
 6 Cumulative Supplement, 2022, are repealed.
 7 Sec. 4. Since an emergency exists, this act takes effect when
 8 passed and approved according to law.
 9 2. On page 1, strike beginning with "retirement" in line 1 through
 10 line 7 and insert "public safety officers; to amend sections 81-8,318 and
 11 81-2017, Revised Statutes Cumulative Supplement, 2022; to change
 12 provisions relating to claims under the In the Line of Duty Compensation
 13 Act; to change contributions and assessments under the Nebraska State
 14 Patrol Retirement Act; to harmonize provisions; to repeal the original
 15 sections; and to declare an emergency."

LEGISLATIVE BILL 196A. Placed on Select File.

(Signed) Beau Ballard, Chairperson

AMENDMENT(S) - Print in Journal

Senator McKinney filed the following amendment to LB1344:
AM3301

(Amendments to Final Reading copy)

1 1. Strike section 20 and insert the following new sections:
 2 Sec. 20. Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 15, and 21 of
 3 this act become operative on January 1, 2025. The other sections of this
 4 act become operative on their effective date.
 5 Sec. 21. Original sections 13-201, 13-203, 13-204, 13-205, 13-206,
 6 13-207, 13-208, and 81-1201.12, Reissue Revised Statutes of Nebraska,
 7 sections 77-908 and 77-3806, Revised Statutes Cumulative Supplement,
 8 2022, and sections 77-2715.07 and 77-2734.03, Revised Statutes
 9 Supplement, 2023, are repealed.
 10 Sec. 22. Original sections 81-12,108 and 81-12,112, Revised
 11 Statutes Cumulative Supplement, 2022, and sections 77-4403, 77-4404,
 12 77-4405, 81-12,109, and 81-12,110, Revised Statutes Supplement, 2023, are
 13 repealed.
 14 2. On page 1, line 11, after the semicolon insert "to provide
 15 operative dates;".
 16 3. On page 13, strike the new matter in lines 16 through 23 and
 17 insert "(1) for calendar years 2025 and 2026 shall be nine hundred
 18 thousand dollars per year with a total of three hundred thousand dollars
 19 per year for each congressional district and (2) for calendar year 2027
 20 and each calendar year thereafter shall be three million dollars per year
 21 with a total of one million dollars per year for each congressional
 22 district. Once credits have reached the annual limit for any calendar

23 year, no additional credits shall be allowed for such calendar year. The
24 maximum amount of credits per program or project shall not exceed one
25 hundred fifty thousand dollars per year for the first congressional
26 district and one hundred fifty thousand dollars per year for the third
1 congressional district."
2 4. On page 25, line 20; and page 26, line 1, strike "or village",
3 show as stricken, and insert "village, or sanitary and improvement
4 district".

VISITOR(S)

Visitors to the Chamber were members of Nebraska FFA; FFA students and teachers from Mitchell High School, Mitchell; students, teachers, and sponsor from Lincoln East High School, Lincoln; students from Aldrich Elementary, Omaha; Valerie Buresh, Omaha.

RECESS

At 11:56 a.m., on a motion by Senator DeBoer, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., President Kelly presiding.

ROLL CALL

The roll was called and all members were present except Senators Armendariz, Blood, Bostar, Dover, Hansen, Hunt, Slama, Vargas, Walz, Wayne, and Wishart who were excused until they arrive.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 870. Placed on Select File.

LEGISLATIVE BILL 870A. Placed on Select File.

LEGISLATIVE BILL 1331. Placed on Select File with amendment.

[ER127](#)

1 1. On page 1, strike beginning with "79-201" in line 1 through line
2 23 and insert "79-1003 and 81-12,193, Revised Statutes Cumulative
3 Supplement, 2022, and sections 77-6702, 77-6703, 79-1001, 79-1006,
4 79-1021, 79-1022, 79-1022.02, 79-1023, 79-1027, and 79-1031.01, Revised
5 Statutes Supplement, 2023; to change provisions of the Nebraska Property
6 Tax Incentive Act and the Tax Equity and Educational Opportunities
7 Support Act; to harmonize provisions; to repeal the original sections;
8 and to declare an emergency."

LEGISLATIVE BILL 1331A. Placed on Select File.

LEGISLATIVE BILL 233. Placed on Select File with amendment.

[ER126](#)

1 1. On page 1, line 1, strike "enforcement"; and in line 5 strike
2 "eliminate" and insert "provide for pass through of certain child support
3 payments; to eliminate a portion of".

LEGISLATIVE BILL 233A. Placed on Select File.

(Signed) Beau Ballard, Chairperson

MOTION(S) - Return LB685A to Select File

Senator Lowe moved to return LB685A to Select File for his specific amendment, [AM3277](#), found on page 1451.

The Lowe motion to return prevailed with 35 ayes, 4 nays, 7 present and not voting, and 3 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 685A. The Lowe specific amendment, [AM3277](#), found on page 1451, was adopted with 41 ayes, 0 nays, 7 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

MOTION(S) - Return LB1393 to Select File

Senator Conrad moved to return LB1393 to Select File for her specific amendment, [AM3353](#), found on page 1484.

The Conrad motion to return prevailed with 43 ayes, 0 nays, 5 present and not voting, and 1 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 1393. The Conrad specific amendment, [AM3353](#), found on page 1484, was adopted with 44 ayes, 0 nays, 4 present and not voting, and 1 excused and not voting.

Readvanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 856. Senator Fredrickson withdrew [AM2843](#), found on page 1015.

Senator Fredrickson offered [AM3218](#), found on page 1433.

Senator Fredrickson offered the following amendment to his amendment:

[FA354](#)

On page 3, line 8, insert the following new subsection: "(iv) Sections (2)(b)(ii) and (2)(b)(iii) shall become operative on July 1, 2025. The Department shall promulgate rules and regulations consistent with these sections."

The Fredrickson amendment, to his amendment, was adopted with 38 ayes, 0 nays, 10 present and not voting, and 1 excused and not voting.

The Fredrickson amendment, as amended, was adopted with 35 ayes, 0 nays, 13 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 856A. Senator Fredrickson offered the following motion:

[MO1363](#)

Indefinitely postpone.

The Fredrickson motion to indefinitely postpone prevailed with 31 ayes, 0 nays, 17 present and not voting, and 1 excused and not voting.

LEGISLATIVE BILL 1031. [ER101](#), found on page 1259, was offered.

ER101 was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1031A. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1335. [ER107](#), found on page 1367, was offered.

ER107 was adopted.

Senator Blood offered the following amendment:

[AM3167](#)

(Amendments to Standing Committee amendments, AM2947)

1 1. On page 2, lines 6 and 7, strike ", including any associated
2 right-of-way:".

3 2. On page 3, line 16, after the first comma insert "not"; strike

4 lines 18 through 21; in line 22 strike "(e)" and insert "(c)"; and in

5 line 24 strike "(f)" and insert "(d)".

The Blood amendment lost with 10 ayes, 24 nays, 10 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 71. [ER112](#), found on page 1368, was offered.

ER112 was adopted.

Senator Hunt asked unanimous consent to withdraw the following motions:

[MO232](#), found on page 928, First Session, 2023, to indefinitely postpone.

[MO233](#), found on page 928, First Session, 2023, to recommit to committee.

[MO234](#), found on page 928, First Session, 2023, to bracket.

[MO235](#), found on page 928, First Session, 2023, to recommit to committee.

No objections. So ordered.

Senator Sanders offered [AM3284](#), found on page 1393.

The Sanders amendment was adopted with 34 ayes, 0 nays, 10 present and not voting, and 5 excused and not voting.

Senator Hardin offered the following amendment:

[AM3312](#) is available in the Bill Room.

The Hardin amendment was adopted with 33 ayes, 0 nays, 11 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 71A. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 934. [ER114](#), found on page 1392, was offered.

ER114 was adopted.

Senator Bosn asked unanimous consent to withdraw the following motions:

[MO1298](#), found on page 1196, to recommit to committee.

[MO1299](#), found on page 1196, to bracket.

[MO1300](#), found on page 1196, to indefinitely postpone.

No objections. So ordered.

Senator Bosn withdrew [AM2573](#), found on page 733.

Senator Bosn offered [AM2574](#), found on page 733.

The Bosn amendment was adopted with 28 ayes, 0 nays, 16 present and not voting, and 5 excused and not voting.

Senator Bosn withdrew [FA307](#), found on page 1195.

Senator Bosn withdrew [FA308](#), found on page 1196.

Senator Bosn withdrew [FA309](#), found on page 1196.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1301. [ER104](#), found on page 1322, was offered.

ER104 was adopted.

Senator DeKay withdrew [FA205](#), found on page 458.

Senator DeKay offered [AM3182](#), found on page 1440.

The DeKay amendment was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1301A. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1368. [ER109](#), found on page 1328, was offered.

ER109 was adopted.

Senator Ibach withdrew [AM3202](#), found on page 1305.

Senator Ibach offered [AM3281](#), found on page 1404.

Senator Moser offered the following amendment to the Ibach amendment:

[AM3357](#)

(Amendments to AM3281)

- 1 1. Strike section 9 and insert the following new sections:
- 2 Sec. 8. Section 46-296, Reissue Revised Statutes of Nebraska, is
- 3 amended to read:
- 4 46-296 For purposes of sections 33-105, 46-202, and 46-295 to
- 5 46-2,106, unless the context otherwise requires:
- 6 (1) Department means the Department of Natural Resources;
- 7 (2) Director means the Director of Natural Resources;
- 8 (3) Person means a natural person, partnership, limited liability
- 9 company, association, corporation, municipality, or agency or political
- 10 subdivision of the state or of the federal government;
- 11 (4) Underground water storage means the act of storing or recharging
- 12 water in underground strata. Such water shall be known as water stored
- 13 underground but does not include ground water as defined in section
- 14 46-706 which occurs naturally;
- 15 (5) Intentional underground water storage means underground water
- 16 storage which is an intended purpose or result of a water project or use.
- 17 Such storage may be accomplished by any lawful means such as injection
- 18 wells, infiltration basins, canals, reservoirs, and other reasonable
- 19 methods; and
- 20 (6) Incidental underground water storage means underground water
- 21 storage which occurs as an indirect result, rather than an intended or

22 planned purpose, of a water project or use and includes, but is not
23 limited to, seepage from reservoirs, canals, and laterals, and deep
24 percolation from irrigated lands.
25 Sec. 10. Original section 46-296, Reissue Revised Statutes of
26 Nebraska, and section 61-218, Revised Statutes Supplement, 2023, are
1 repealed.
2 Sec. 11. The following section is outright repealed: Section
3 33-105, Reissue Revised Statutes of Nebraska.
4 2. Renumber the remaining section accordingly.

The Moser amendment, to the Ibach amendment, was adopted with 36 ayes,
0 nays, 10 present and not voting, and 3 excused and not voting.

The Ibach amendment, as amended, was adopted with 42 ayes, 0 nays, 4
present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1368A. Senator Ibach offered [AM3290](#), found on
page 1435.

The Ibach amendment was adopted with 39 ayes, 0 nays, 7 present and not
voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 20. Senator Dungan withdrew [FA336](#), found on
page 1447.

Senator J. Cavanaugh withdrew [FA337](#), found on page 1447.

Senator Dungan withdrew [FA339](#), found on page 1450.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 20A. Advanced to Enrollment and Review for
Engrossment.

GENERAL FILE

LEGISLATIVE BILL 1195. Title read. Considered.

Committee [AM3291](#), found on page 1472, was offered.

Senator Conrad offered the following amendment to the committee
amendment:

[FA364](#)

Amend AM3291 by striking on page 2, line 1, "statewide".

The Conrad amendment, to the committee amendment, was adopted with 31
ayes, 0 nays, 14 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 262A. Placed on Final Reading.

LEGISLATIVE BILL 287A. Placed on Final Reading.

LEGISLATIVE BILL 867A. Placed on Final Reading.

LEGISLATIVE BILL 1200A. Placed on Final Reading.

LEGISLATIVE BILL 1355A. Placed on Final Reading.

[ST61](#)

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

1. On page 1, the matter beginning with "appropriations" in line 1 through line 3 has been struck and "appropriations; to amend Laws 2023, LB227A, section 1; Laws 2023, LB814, sections 80 and 304; and sections 66 and 111, Legislative Bill 1412, One Hundred Eighth Legislature, Second Session, 2024; to transfer funds, appropriate funds, and change appropriations to aid in carrying out the provisions of Legislative Bill 1355, One Hundred Eighth Legislature, Second Session, 2024; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency." inserted.

(Signed) Beau Ballard, Chairperson

Government, Military and Veterans Affairs

LEGISLATIVE BILL 1417. Placed on General File with amendment.

[AM3346](#) is available in the Bill Room.

(Signed) Tom Brewer, Chairperson

AMENDMENT(S) - Print in Journal

Senator J. Cavanaugh filed the following amendment to [LB541](#):

[FA356](#)

Strike Section 1.

Senator J. Cavanaugh filed the following amendment to [LB541](#):

[FA357](#)

Strike Section 2.

Senator J. Cavanaugh filed the following amendment to [LB541](#):

[FA358](#)

Strike Section 3.

Senator J. Cavanaugh filed the following amendment to [LB541](#):

[FA359](#)

Strike Section 4.

Senator J. Cavanaugh filed the following amendment to [LB541](#):
[FA360](#)
 Strike Section 5.

Senator J. Cavanaugh filed the following amendment to [LB541](#):
[FA361](#)
 Strike Section 6.

Senator J. Cavanaugh filed the following amendment to [LB541](#):
[FA362](#)
 Strike Section 7.

Senator M. Cavanaugh filed the following amendment to [LB685A](#):
[FA363](#)
 Strike Section 1.

Senator Bostar filed the following amendment to [LB937A](#):
[AM3322](#)
 1 1. Insert the following new section:
 2 Sec. 2. There is hereby appropriated (1) \$334,330 from the General
 3 Fund for FY2024-25 and (2) \$252,830 from the General Fund for FY2025-26
 4 to the Department of Economic Development, for Program 603, to aid in
 5 carrying out the provisions of Legislative Bill 937, One Hundred Eighth
 6 Legislature, Second Session, 2024.
 7 Total expenditures for permanent and temporary salaries and per
 8 diems from funds appropriated in this section shall not exceed \$124,010
 9 for FY2024-25 or \$141,130 for FY2025-26.
 10 2. On page 2, line 1, strike "\$1" and insert "\$1,030,367"; in line 2
 11 strike "\$1" and insert "\$349,772"; and in lines 7 and 8 strike "\$1" and
 12 insert "\$218,800".

Senator M. Cavanaugh filed the following amendment to [LB20](#):
[FA366](#)
 Strike Section 1.

MOTION(S) - Print in Journal

Senator M. Cavanaugh filed the following motion to [LB20](#):
[MO1367](#)
 Recommit to the Government, Military and Veterans Affairs Committee.

GENERAL FILE

LEGISLATIVE BILL 1317. Senator Erdman offered [MO1180](#), found on page 588, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Senator Linehan opened on her bill, LB1317.

Senator Erdman opened on his motion, MO1180.

SPEAKER ARCH PRESIDING

PRESIDENT KELLY PRESIDING

Senator Erdman asked unanimous consent to withdraw his motion to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

No objections. So ordered.

Title read. Considered.

Committee [AM3246](#), found on page 1448, was offered.

Senator Clements offered the following amendment to the committee amendment:

[AM3314](#)

(Amendments to Standing Committee amendments, AM3246)

1 1. Insert the following new section:

2 Sec. 51. Section 77-2015, Revised Statutes Supplement, 2023, is

3 amended to read:

4 77-2015 ~~(1)(a)~~ ~~(1)~~ Each petitioner in a proceeding to determine

5 inheritance tax shall, upon the entry of an order determining inheritance

6 tax, if any, submit a report regarding inheritance taxes to the county

7 treasurer of each the county in which the inheritance tax is owed

8 ~~determination was conducted. If such reported inheritance taxes are~~

9 ~~changed or amended, the petitioner shall submit an amended report~~

10 ~~regarding such changed or amended inheritance taxes to the county~~

11 ~~treasurer of each county in which the inheritance taxes were changed or~~

12 ~~amended. No inheritance tax may be paid or refunded before the report or~~

13 ~~amended report, if required, is submitted. In the event of noncompliance~~

14 ~~by the petitioner, the county treasurer or county attorney of the county~~

15 ~~in which inheritance tax is owed may complete the form in place of the~~

16 ~~petitioner.~~

17 ~~(b) Until June 30, 2024, the~~ The report or amended report shall be

18 submitted on a form prescribed by the Department of Revenue and shall

19 include the following information:

20 ~~(i) (a)~~ The amount of inheritance tax revenue generated under

21 section 77-2004 and the number of persons receiving property that was

22 subject to tax under section 77-2004 and on which inheritance tax was

23 assessed;

24 ~~(ii) (b)~~ The amount of inheritance tax revenue generated under

25 section 77-2005 and the number of persons receiving property that was

26 subject to tax under section 77-2005 and on which inheritance tax was

1 assessed;

2 ~~(iii) (c)~~ The amount of inheritance tax revenue generated under

3 section 77-2006 and the number of persons receiving property that was

4 subject to tax under section 77-2006 and on which inheritance tax was

5 assessed; and

6 ~~(iv) (d)~~ The number of persons who do not reside in this state and

7 who received any property that was subject to tax under section 77-2004,

8 77-2005, or 77-2006 and on which inheritance tax was assessed.

9 ~~(c) Beginning July 1, 2024, the report or amended report shall be~~

10 ~~submitted on a form prescribed by the Department of Revenue and shall~~

11 ~~include the following information:~~

12 ~~(i) The amount of inheritance tax paid under section 77-2004 and the~~

13 ~~number of persons receiving property that was subject to tax under~~

14 ~~section 77-2004 and on which inheritance tax was assessed;~~

15 ~~(ii) The amount of inheritance tax paid under section 77-2005 and~~

16 the number of persons receiving property that was subject to tax under
 17 section 77-2005 and on which inheritance tax was assessed;
 18 (iii) The amount of inheritance tax paid under section 77-2006 and
 19 the number of persons receiving property that was subject to tax under
 20 section 77-2006 and on which inheritance tax was assessed; and
 21 (iv) The number of persons who do not reside in this state and who
 22 received any property that was subject to tax under section 77-2004,
 23 77-2005, or 77-2006 and on which inheritance tax was assessed.
 24 (2)(a) (2) The county treasurer of each county shall compile and
 25 submit a report regarding inheritance taxes generated from January 1,
 26 2023, through June 30, 2023, to the Department of Revenue on or before
 27 August 1, 2023. ~~The Beginning July 1, 2023,~~ the county treasurer of each
 28 county shall compile and submit a report regarding annual inheritance
 29 taxes generated from July 1, 2023, of each year through June 30, 2024 of
 30 the next year, to the Department of Revenue on or before August 1, 2024.
 31 Beginning July 1, 2024, the county treasurer of each county shall compile
 1 and submit a report regarding annual inheritance taxes paid from July 1
 2 of each year through June 30 of the next year, to the Department of
 3 Revenue on or before August 1, 2025, and on or before August 1 of each
 4 year thereafter.
 5 (b) Until June 30, 2024, the ~~The~~ reports shall be submitted on a
 6 form prescribed by the Department of Revenue and shall include the
 7 following information:
 8 (i) (a) The amount of inheritance tax revenue generated under
 9 section 77-2004 and the number of persons receiving property that was
 10 subject to tax under section 77-2004 and on which inheritance tax was
 11 assessed;
 12 (ii) (b) The amount of inheritance tax revenue generated under
 13 section 77-2005 and the number of persons receiving property that was
 14 subject to tax under section 77-2005 and on which inheritance tax was
 15 assessed;
 16 (iii) (c) The amount of inheritance tax revenue generated under
 17 section 77-2006 and the number of persons receiving property that was
 18 subject to tax under section 77-2006 and on which inheritance tax was
 19 assessed; and
 20 (iv) (d) The number of persons who do not reside in this state and
 21 who received any property that was subject to tax under section 77-2004,
 22 77-2005, or 77-2006 and on which inheritance tax was assessed.
 23 (c) Beginning July 1, 2024, the reports shall be submitted on a form
 24 prescribed by the Department of Revenue and shall include the following
 25 information:
 26 (i) The amount of inheritance tax paid under section 77-2004 and the
 27 number of persons receiving property that was subject to tax under
 28 section 77-2004 and on which inheritance tax was assessed;
 29 (ii) The amount of inheritance tax paid under section 77-2005 and
 30 the number of persons receiving property that was subject to tax under
 31 section 77-2005 and on which inheritance tax was assessed;
 1 (iii) The amount of inheritance tax paid under section 77-2006 and
 2 the number of persons receiving property that was subject to tax under
 3 section 77-2006 and on which inheritance tax was assessed; and
 4 (iv) The number of persons who do not reside in this state and who
 5 received any property that was subject to tax under section 77-2004,
 6 77-2005, or 77-2006 and on which inheritance tax was assessed.
 7 (3) On or before September 1, 2023, and on or before September 1 of
 8 each year thereafter, the Department of Revenue shall compile and
 9 aggregate such treasurer reports received from each county and make each
 10 county report and a statewide aggregate of such county reports available
 11 to the public on the Department of Revenue's website.
 12 2. Renumber the remaining sections and correct internal references
 13 accordingly.

14 3. Correct the operative date and repealer sections so that the
15 section added by this amendment becomes operative on its effective date.

The Clements amendment, to the committee amendment, was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Senator Erdman offered the following amendment to the committee amendment:

[AM3358](#)

(Amendments to Standing Committee amendments, AM3246)

1 1. Insert the following new section:

2 Sec. 45. (1) For purposes of this section, program means the
3 National Electric Vehicle Infrastructure Formula Program of the Federal
4 Highway Administration of the United States Department of Transportation.
5 (2) All component parts of a commercial electric vehicle charging
6 station or a direct-current, fast-charging station shall be produced,
7 manufactured, and assembled within the United States in order to be
8 eligible for program funds administered by the State of Nebraska. As a
9 requirement before receiving any funds from the program, an eligible
10 recipient of program funds shall first submit documentation to the
11 Nebraska Department of Transportation, in a manner prescribed by the
12 department, certifying the national origin of all component parts for
13 each commercial electric vehicle charging station or direct-current,
14 fast-charging station operated by the recipient of such funds.

15 2. Renumber the remaining sections and correct internal references
16 accordingly.

17 3. Correct the operative date section so that the section added by
18 this amendment becomes operative on its effective date with the emergency
19 clause.

The Erdman amendment, to the committee amendment, was withdrawn.

Senator von Gillern offered the following amendment to the committee amendment:

[AM3300](#)

(Amendments to Standing Committee amendments, AM3246)

1 1. On page 47, strike lines 4 through 7; and in line 8 strike "(4)"
2 and insert "(3)".

The von Gillern amendment, to the committee amendment, was withdrawn.

The committee amendment, as amended, was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Senator McKinney offered the following amendment:

[FA380](#)

Amend AM3246 on page 27, line 3, strike "revoke" and replace with "make a written recommendation to the county board of equalization in the county where the property is located that" and after "exemption" insert "be revoked".

The McKinney amendment was adopted with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

Senator Linehan withdrew [AM2672](#), found on page 789.

Senator Ibach offered [AM3135](#), found on page 1331.

The Ibach amendment was adopted with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.

Senator Linehan offered [AM3079](#), found on page 1132.

The Linehan amendment was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 9 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 1317A. Title read. Considered.

Advanced to Enrollment and Review Initial with 40 ayes, 0 nays, 6 present and not voting, and 3 excused and not voting.

COMMITTEE REPORT(S) Enrollment and Review

LEGISLATIVE BILL 852. Placed on Final Reading.
LEGISLATIVE BILL 1027. Placed on Final Reading.
LEGISLATIVE BILL 1027A. Placed on Final Reading.
LEGISLATIVE BILL 1030. Placed on Final Reading.
LEGISLATIVE BILL 1088. Placed on Final Reading.
LEGISLATIVE BILL 1306. Placed on Final Reading.
LEGISLATIVE BILL 1306A. Placed on Final Reading.

LEGISLATIVE BILL 631. Placed on Select File with amendment.

[ER128](#)

1 1. On page 1, strike beginning with "parole" in line 1 through line
 2 8 and insert "criminal justice; to amend sections 47-902, 47-903,
 3 81-8,240, 83-190, and 83-196, Reissue Revised Statutes of Nebraska,
 4 sections 28-936, 81-8,244, 83-171, 83-184, 83-192, 83-1,100, 83-1,100.03,
 5 83-1,101, 83-1,102, 83-1,107, 83-901, 83-903, 83-904, and 83-962, Revised
 6 Statutes Cumulative Supplement, 2022, and sections 29-2261, 29-2269,
 7 83-1,114, 83-1,122.02, and 83-1,135, Revised Statutes Supplement, 2023;
 8 to adopt the Community Work Release and Reentry Centers Act; to require
 9 reports concerning reentry service center pilot programs and post-release
 10 supervision; to prohibit exclusion of current and former parolees and
 11 probationers from grant programs; to change persons allowed to bring
 12 electronic communication devices into prisons; to require performance
 13 metrics for probation, parole, and correctional staff; to change
 14 provisions relating to the office of the Inspector General of the
 15 Nebraska Correctional System and the Public Counsel; to transfer the
 16 Division of Parole Supervision to the Department of Correctional
 17 Services; to change provisions relating to the powers and duties of the
 18 Board of Parole and provide for term limits; to provide powers and duties
 19 for the department, board, and Director of Supervision and Services; to
 20 change provisions relating to parole eligibility; to require the Division
 21 of Parole Supervision to be accredited; to provide for Parole School,

22 early parole discharge, and book donations; to create the National Career
23 Readiness Certificate Pilot Program; to state legislative intent
24 regarding appropriations; to provide for reentry plans; to change
25 provisions relating to the Vocational and Life Skills Programming Fund;
26 to eliminate obsolete provisions; to eliminate, change and transfer
27 provisions relating to reentry programs and providing identification
1 cards or operator's licenses; to harmonize provisions; to repeal the
2 original sections; and to outright repeal section 83-933, Revised
3 Statutes Cumulative Supplement, 2022."

LEGISLATIVE BILL 631A. Placed on Select File.

(Signed) Beau Ballard, Chairperson

AMENDMENT(S) - Print in Journal

Senator Clements filed the following amendment to LB686:

[FA368](#)

Change "greater" to "lesser" on page 4, line 10.

Senator Clements filed the following amendment to LB686:

[FA369](#)

On page 4, line 11, change "five" to "three".

Senator M. Cavanaugh filed the following amendment to LB575:

[FA370](#)

Strike Section 1.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA371](#)

Strike Section 2.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA372](#)

Strike Section 3.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA373](#)

Strike Section 4.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA374](#)

Strike Section 5.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA375](#)

Strike Section 6.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA376](#)

Strike Section 7.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA377](#)

Strike Section 8.

Senator M. Cavanaugh filed the following amendment to LB575:

[FA378](#)

Strike Section 9.

Senator Wayne filed the following amendment to LB1344A:

[AM3352](#)

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

2 sections:

3 Section 1. There is hereby appropriated (1) \$147,144 from the

4 General Fund for FY2024-25 and (2) \$-0- from the General Fund for

5 FY2025-26 to the Department of Revenue, for Program 102, to aid in

6 carrying out the provisions of Legislative Bill 1344, One Hundred Eighth

7 Legislature, Second Session, 2024.

8 No expenditures for permanent and temporary salaries and per diems

9 for state employees shall be made from funds appropriated in this

10 section.

11 Sec. 2. There is hereby appropriated (1) \$364,350 from the General

12 Fund for FY2024-25 and (2) \$248,870 from the General Fund for FY2025-26

13 to the Department of Economic Development, for Program 603, to aid in

14 carrying out the provisions of Legislative Bill 1344, One Hundred Eighth

15 Legislature, Second Session, 2024.

16 Total expenditures for permanent and temporary salaries and per

17 diems from funds appropriated in this section shall not exceed \$141,120

18 for FY2024-25 or \$141,120 for FY2025-26.

Senator Hansen filed the following amendment to LB1317:

[AM3362](#) is available in the Bill Room.

Senator Murman filed the following amendment to LB1329:

[AM3365](#)

(Amendments to E&R amendments, ER105)

1 1. Insert the following new sections:

2 Sec. 11. Section 79-215, Revised Statutes Cumulative Supplement,

3 2022, is amended to read:

4 79-215 (1) Except as otherwise provided in this section, a student

5 is a resident of the school district where he or she resides and shall be

6 admitted to any such school district upon request without charge.

7 (2) A school board shall admit a student upon request without charge

8 if at least one of the student's parents resides in the school district.

9 (3) A school board shall admit any homeless student upon request

10 without charge if the district is the district in which the student (a)

11 is currently located, (b) attended when permanently housed, or (c) was

12 last enrolled.

13 (4) A school board may allow a student whose residency in the

14 district ceases during a school year to continue attending school in such

15 district for the remainder of that school year.

16 (5) A school board may admit nonresident students to the school

17 district pursuant to a contract with the district where the student is a

18 resident and shall collect tuition pursuant to the contract.

19 (6) A school board may admit nonresident students to the school

20 district pursuant to the enrollment option program as authorized by

21 sections 79-232 to 79-246, and such admission shall be without charge.

22 (7) In order to carry out the provisions of section 79-2201, a

23 school board shall permit children of military families to enroll
24 preliminarily in a school district if a parent presents evidence of
25 military orders that the military family will be stationed in this state
26 during the current or following school year. A student of a military
1 family shall be admitted to the school district without charge upon
2 arrival in Nebraska if the requirements of this section are met.

3 (8) A school board may admit a student who is a resident of another
4 state to the school district and collect tuition in advance at a rate
5 determined by the school board.

6 (9) When a student as a ward of the state or as a ward of any court
7 (a) has been placed in a school district other than the district in which
8 he or she resided at the time he or she became a ward and such ward does
9 not reside in a foster family home licensed or approved by the Department
10 of Health and Human Services or a foster home maintained or used pursuant
11 to section 83-108.04 or (b) has been placed in any institution which
12 maintains a special education program which has been approved by the
13 State Department of Education and such institution is not owned or
14 operated by the district in which he or she resided at the time he or she
15 became a ward, the cost of his or her education and the required
16 transportation costs associated with the student's education shall be
17 paid by the state, but not in advance, to the receiving school district
18 or approved institution under rules and regulations prescribed by the
19 Department of Health and Human Services and the student shall remain a
20 resident of the district in which he or she resided at the time he or she
21 became a ward. Any student who is a ward of the state or a ward of any
22 court who resides in a foster family home licensed or approved by the
23 Department of Health and Human Services or a foster home maintained or
24 used pursuant to section 83-108.04 shall be deemed a resident of the
25 district in which he or she resided at the time he or she became a foster
26 child, unless it is determined under section 43-1311 or 43-1312 that he
27 or she will not attend such district in which case he or she shall be
28 deemed a resident of the district in which the foster family home or
29 foster home is located.

30 (10)(a) When a student is not a ward of the state or a ward of any
31 court and is residing in a residential setting located in Nebraska for
1 reasons other than to receive an education and the residential setting is
2 operated by a service provider which is certified or licensed by the
3 Department of Health and Human Services or is enrolled in the medical
4 assistance program established pursuant to the Medical Assistance Act and
5 Title XIX or XXI of the federal Social Security Act, as amended, the
6 student shall remain a resident of the district in which he or she
7 resided immediately prior to residing in such residential setting. The
8 resident district for a student who is not a ward of the state or a ward
9 of any court does not change when the student moves from one residential
10 setting to another.

11 (b) If a student is residing in a residential setting as described
12 in subdivision (10)(a) of this section and such residential setting does
13 not maintain an interim-program school as defined in section 79-1119.01
14 or an approved or accredited school, the resident school district shall
15 contract with the district in which such residential setting is located
16 for the provision of all educational services, including all special
17 education services and support services as defined in section 79-1125.01,
18 unless a parent or guardian and the resident school district agree that
19 an appropriate education will be provided by the resident school district
20 while the student is residing in such residential setting. If the
21 resident school district is required to contract, the district in which
22 such residential setting is located shall contract with the resident
23 district and provide all educational services, including all special
24 education services, to the student. If the two districts cannot agree on
25 the amount of the contract, the State Department of Education shall

26 determine the amount to be paid by the resident district to the district
27 in which such residential setting is located based on the needs of the
28 student, approved special education rates, the department's general
29 experience with special education budgets, and the cost per student in
30 the district in which such residential setting is located. Once the
31 contract has been entered into, all legal responsibility for special
1 education and related services shall be transferred to the school
2 district in which the residential setting is located.

3 (c) If a student is residing in a residential setting as described
4 in subdivision (10)(a) of this section and such residential setting
5 maintains an interim-program school as defined in section 79-1119.01 or
6 an approved or accredited school, the department shall reimburse such
7 residential setting for the provision of all educational services,
8 including all special education services and support services, with the
9 amount of payment for all educational services determined pursuant to the
10 average per pupil cost of the service agency as defined in section
11 79-1116. The resident school district shall retain responsibility for
12 such student's individualized education ~~program plan~~, if any. The
13 educational services may be provided through (i) such interim-program
14 school or approved or accredited school, (ii) a contract between the
15 residential setting and the school district in which such residential
16 setting is located, (iii) a contract between the residential setting and
17 another service agency as defined in section 79-1124, or (iv) a
18 combination of such educational service providers.

19 (d) If a school district pays a school district in which a
20 residential setting is located for educational services provided pursuant
21 to subdivision (10)(b) of this section and it is later determined that a
22 different school district was the resident school district for such
23 student at the time such educational services were provided, the school
24 district that was later determined to be the resident school district
25 shall reimburse the school district that initially paid for the
26 educational services one hundred ten percent of the amount paid.

27 (e) A student residing in a residential setting described in this
28 subsection shall be defined as a student with a handicap pursuant to
29 Article VII, section 11, of the Constitution of Nebraska, and as such the
30 state and any political subdivision may contract with institutions not
31 wholly owned or controlled by the state or any political subdivision to
1 provide the educational services to the student if such educational
2 services are nonsectarian in nature.

3 (11) A school board may admit a student who is also enrolled in a
4 private, denominational, or parochial school or in a school which elects
5 pursuant to section 79-1601 not to meet accreditation or approval
6 requirements without charge for part-time enrollment in the school
7 district for purposes of participation in extracurricular activities in
8 accordance with section 79-2,136 if such student or at least one parent
9 of such student resides in a neighboring school district and the school
10 district where such student or such student's parent resides does not
11 offer the extracurricular activity the student desires to participate in
12 through part-time enrollment.

13 (12) ~~(11)~~ In the case of any individual eighteen years of age or
14 younger who is a ward of the state or any court and who is placed in a
15 county detention home established under section 43-2,110, the cost of his
16 or her education shall be paid by the state, regardless of the district
17 in which he or she resided at the time he or she became a ward, to the
18 agency or institution which: (a) Is selected by the county board with
19 jurisdiction over such detention home; (b) has agreed or contracted with
20 such county board to provide educational services; and (c) has been
21 approved by the State Department of Education pursuant to rules and
22 regulations prescribed by the State Board of Education.

23 (13) ~~(12)~~ No tuition shall be charged for students who may be by law

24 allowed to attend the school without charge.

25 ~~(14)~~ (13) The State Department of Education shall establish
26 procedures and criteria for collecting enrollment, admission, and related
27 information needed for any student to attend a school district in this
28 state which shall include, but not be limited to, having an adult with
29 legal or actual charge or control of a student provide through electronic
30 means or other means specified by the department the name of the student,
31 the name of the adult with legal or actual charge or control of the
1 student, the address where the student is or will be residing, and
2 information on how and where the adult may generally be reached during
3 the school day.

4 ~~(15)~~ (14) The department may adopt and promulgate rules and
5 regulations to carry out the provisions of this section.

6 Sec. 14. Section 79-2,136, Revised Statutes Supplement, 2023, is
7 amended to read:

8 79-2,136 (1) Each school board shall allow the part-time enrollment
9 of students, for all courses selected by the students, who are residents
10 of ~~or admitted to~~ the school district pursuant to ~~subsection~~ ~~subsections~~
11 ~~(1), and (2), or (11)~~ of section 79-215 and who are also enrolled in a
12 private, denominational, or parochial school or in a school which elects
13 pursuant to section 79-1601 not to meet accreditation or approval
14 requirements and shall establish policies and procedures for such part-
15 time enrollment. Such policies and procedures may include provisions
16 permitting the part-time enrollment of such students who are not
17 residents of ~~or admitted to~~ such school districts to the extent permitted
18 pursuant to section 79-215 and may require part-time students to follow
19 school policies that apply to other students at any time the part-time
20 student is present on school grounds or at a school-sponsored activity or
21 athletic event. Part-time enrollment shall not entitle a student to
22 transportation or transportation reimbursements pursuant to section
23 79-611.

24 (2) Each school board shall establish policies and procedures to
25 allow any student who is a resident of ~~or admitted to~~ the school district
26 pursuant to subsection (1), ~~or (2), or (11)~~ of section 79-215 and who is
27 enrolled in a school which elects pursuant to section 79-1601 not to meet
28 accreditation or approval requirements to participate in any
29 extracurricular activities as defined in section 79-2,126, including, but
30 not limited to, interschool competitions, to the same extent and subject
31 to the same requirements, conditions, and procedures as a student
1 enrolled in a public school governed by such board, except that any
2 school which elects pursuant to section 79-1601 not to meet accreditation
3 or approval requirements shall set the standards for satisfactory
4 academic performance for a student from the school to participate in
5 extracurricular activities pursuant to this subsection and shall provide
6 assurances of compliance with such academic standards.

7 (3) School board policies and procedures adopted pursuant to
8 subsection (2) of this section (a) shall require any student
9 participating in extracurricular activities pursuant to such subsection
10 to be enrolled in no more and no less than five credit hours offered by
11 the school district in any semester, (b) shall not allow any preference
12 in the selection of a student for participation in an extracurricular
13 activity based on such student's status as a full-time student in the
14 school district, and (c) may require any student participating in
15 extracurricular activities pursuant to such subsection to follow school
16 policies that apply to other students when present on school grounds or
17 at a school-sponsored activity or athletic event. Participation in
18 extracurricular activities pursuant to subsection (2) of this section
19 shall not entitle a student to transportation, except to and from
20 practices and events to the same extent as public school students
21 participating in such activities, or transportation reimbursement

22 pursuant to section 79-611.
23 (4) Nothing in this section shall be construed to exempt any student
24 from the compulsory attendance provisions of sections 79-201 to 79-210.
25 2. Renumber the remaining sections and correct internal references
26 and the repealer accordingly.

GENERAL FILE

LEGISLATIVE BILL 25. Senator Bosn offered [MO1281](#), found on page 1156, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Senator Wayne opened on his bill, LB25.

Senator Bosn opened on her motion, MO1281.

Pending.

EASE

The Legislature was at ease from 5:59 p.m. until 6:32 p.m.

SPEAKER ARCH PRESIDING

SENATOR DORN PRESIDING

COMMITTEE REPORT(S)

Education

LEGISLATIVE BILL 575. Placed on General File with amendment.

[AM2049](#)

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Sections 1 to 7 of this act shall be known and may be
4 cited as the Sports and Spaces Act.
5 Sec. 2. The Legislature finds and declares that:
6 (1) Physical differences between biological males and biological
7 females have long made separate and sex-specific sports teams important
8 so that biological female athletes can have equal opportunities to
9 compete in sports;
10 (2) Physical advantages for biological males relevant to sports
11 include, on average, a larger body size with more skeletal muscle mass, a
12 lower percentage of body fat, and greater maximal delivery of anaerobic
13 and aerobic energy than biological females;
14 (3) Even at young ages, biological males typically score higher than
15 biological females on cardiovascular endurance, muscular strength,
16 muscular endurance, and speed and agility. These differences become more
17 pronounced during and after puberty as biological males produce higher
18 levels of testosterone. On average, biological male athletes are bigger,
19 faster, stronger, and more physically powerful than their biological
20 female counterparts. This results in a significant sports performance gap
21 between the sexes;
22 (4) Studies have shown that the benefits that natural testosterone
23 provides to biological male athletes is not significantly diminished
24 through the use of testosterone suppression. Testosterone suppression in
25 biological males does not result in a level playing field between

26 biological male and biological female athletes;

27 (5) Because of the physical differences between biological males and
1 biological females, having separate athletic teams based on the
2 biological sex of the athlete reduces the chance of injury to biological
3 female athletes and promotes sex equality. It provides opportunities for
4 biological female athletes to compete against their peers rather than
5 against biological male athletes, and allows biological female athletes
6 to compete on a fair playing field for scholarships and other athletic
7 accomplishments; and

8 (6) Providing for separate restrooms and locker rooms for biological
9 females and biological males advances the important governmental
10 objective of protecting students' privacy and shielding their bodies from
11 the opposite sex.

12 Sec. 3. (1) For purposes of the Sports and Spaces Act;

13 (a) Biological female means a person who was born with female
14 anatomy with two X chromosomes in her cells;

15 (b) Biological male means a person who was born with male anatomy
16 with X and Y chromosomes in his cells;

17 (c) Cross-sex hormones means testosterone or other androgens given
18 to biological females in amounts that are larger or more potent than
19 would normally occur naturally in healthy biological females and estrogen
20 given to biological males in amounts that are larger or more potent than
21 would normally occur naturally in healthy biological males; and

22 (d) School means any public, private, denominational, or parochial
23 school offering instruction in elementary or high school grades.

24 Sec. 4. (1) A school shall designate each group bathroom and locker
25 room within such school building as either for use by biological females
26 or for use by biological males.

27 (2) Except as provided in subsections (3) and (4) of this section,
28 no school shall:

29 (a) Allow a biological male to use a restroom facility designated
30 for use by biological females;

31 (b) Allow a biological female to use a restroom facility designated
1 for use by biological males;

2 (c) Allow a biological male to enter or use a locker room designated
3 for or being used at such time by one or more biological females; or

4 (d) Allow a biological female to enter or use a locker room
5 designated for or being used at such time by one or more biological
6 males.

7 (3) This section shall not apply to an individual entering a
8 restroom designated for use by individuals of the opposite sex of such
9 individual under the following circumstances:

10 (a) Entrance for custodial, maintenance, or inspection purposes; or

11 (b) Entrance to render emergency medical assistance.

12 (4) This section shall not apply to an individual entering a locker
13 room designated for or being used at such time by individuals of the
14 opposite sex of such individual under the following circumstances:

15 (a) Entrance for custodial, maintenance, or inspection purposes;

16 (b) Entrance to render emergency medical assistance; or

17 (c) Entrance by a coach, athletic trainer, or other authorized
18 individual or school employee.

19 (5) A school or any official of a school shall not retaliate against
20 any person for reporting a violation of this section or related rules,
21 regulations, or policies.

22 Sec. 5. (1) An interscholastic or intramural athletic team or sport
23 that is sponsored by a school shall be expressly designated as one of the
24 following based on biological sex:

25 (a) Males, men, or boys;

26 (b) Females, women, or girls; or

27 (c) Coed or mixed.

28 (2)(a) An interscholastic or intramural athletic team or sport
 29 sponsored by a school and designated for females, women, or girls shall
 30 not be open to (i) a biological male student or (ii) a biological female
 31 student who is taking cross-sex hormones and competing as a transgender
 1 male.
 2 (b) An interscholastic or intramural athletic team or sport
 3 sponsored by a school and designated for males, men, or boys shall not be
 4 open to a biological female student unless there is no female team
 5 available for such sport for such biological female student.
 6 (3) Nothing in this section shall be construed to restrict the
 7 eligibility of any student to participate in any interscholastic or
 8 intramural athletic teams or sports designated as coed or mixed.
 9 Sec. 6. No government entity, any licensing or accrediting
 10 organization, or any athletic association or organization shall entertain
 11 a complaint, open an investigation, or take any other adverse action
 12 against a school for maintaining separate interscholastic or intramural
 13 athletic teams or sports for biological female students.
 14 Sec. 7. Each school shall adopt a policy implementing the Sports
 15 and Spaces Act.
 16 Sec. 8. This act becomes operative on August 1, 2024.
 17 Sec. 9. If any section in this act or any part of any section is
 18 declared invalid or unconstitutional, the declaration shall not affect
 19 the validity or constitutionality of the remaining portions.

(Signed) Dave Murman, Chairperson

AMENDMENT(S) - Print in Journal

Senator Kauth filed the following amendment to LB575:

FA381

Strike Section 1.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 469. Introduced by Natural Resources Committee: Bostelman, 23, Chairperson; Brandt, 32; Cavanaugh, J., 9; Fredrickson, 20; Hughes, 24; Jacobson, 42; Moser, 22; Slama, 1.

PURPOSE: The purpose of this resolution is to propose an interim study to examine existing, new, and emerging technologies in the nuclear energy industry.

Many electric utilities are setting carbon reduction goals as well as setting zero net carbon policies. However, the demand for electricity continues to rise as different sectors of the economy move away from traditional fossil fuel resources to reduce emissions. This is most evident in the transportation and agriculture sectors.

Residential, business, and commercial electric utility customers demand a reliable electric energy resource available twenty-four hours per day and three hundred sixty-five days per year. Increased demand for electricity comes while traditional fossil fuel generation resources are being prematurely shut down to meet reduced carbon goals. Loss of baseload resources without comparable replacements puts electric utility consumers at risk. To meet the continuing demand for reliable electricity, zero-carbon baseload generating resources, such as nuclear energy, will be needed to

ensure that utilities may meet carbon goals and continue to supply reliable electricity to consumers.

Emerging and new nuclear energy generation technologies and research are changing the way electricity is generated using nuclear energy, making the generation safer and more efficient. The utilization of existing and new advanced nuclear energy technologies also allows spent nuclear energy fuel to be managed as an asset. Education about these technologies is an important part of the process of understanding the role that nuclear energy can play in a low-carbon future.

For purposes of this study, the committee shall hold informational hearings inviting key nuclear energy industry companies and support business to provide education and details on existing, new, and emerging technologies in the nuclear energy industry. The committee shall also prepare a report outlining resources that could be used as educational tools about nuclear energy for policy makers, businesses, and members of the public.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 25. Senator Bosn renewed [MO1281](#), found on page 1156 and considered in this day's Journal, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Senator McKinney moved the previous question. The question is, "Shall the debate now close?" The motion failed with 13 ayes, 8 nays, and 28 not voting.

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

Senator Wayne moved for a call of the house. The motion prevailed with 19 ayes, 4 nays, and 26 not voting.

The motion to cease debate prevailed with 29 ayes, 5 nays, and 15 not voting.

Senator Erdman requested a roll call vote, in reverse order, on the Bosn motion to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Voting in the affirmative, 16:

Aguilar	Brandt	Holdcroft	Lippincott
Armendariz	DeKay	Hughes	Lowe
Ballard	Hansen	Jacobson	Moser
Bostelman	Hardin	Kauth	Slama

Voting in the negative, 23:

Blood	Conrad	Fredrickson	Meyer	Walz
Bostar	DeBoer	Halloran	Murman	Wayne
Brewer	Dorn	Linehan	Sanders	Wishart
Cavanaugh, J.	Dungan	McDonnell	Vargas	
Cavanaugh, M.	Erdman	McKinney	von Gillern	

Present and not voting, 6:

Albrecht	Bosn	Dover
Arch	Clements	Riepe

Excused and not voting, 4:

Day	Hunt	Ibach	Raybould
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The Bosn motion to indefinitely postpone pursuant to Rule 6, Sec. 3(f) failed with 16 ayes, 23 nays, 6 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Senator Bosn offered the following motion:

[MO1372](#)

Reconsider the vote taken on MO1281.

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

Senator M. Cavanaugh 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 26 ayes, 13 nays, and 10 not voting.

The Bosn motion to reconsider failed with 20 ayes, 20 nays, 3 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Title read. Considered.

Committee [AM440](#), found on page 639, First Session, 2023, was offered.

Senator Bosn offered [MO1282](#), found on page 1156, to bracket until April 11, 2024.

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

Senator Erdman moved for a call of the house. The motion prevailed with 15 ayes, 5 nays, and 29 not voting.

Senator Erdman requested a roll call vote, in reverse order, on the motion to cease debate.

Voting in the affirmative, 22:

Blood	Conrad	Halloran	Murman	Wayne
Bostar	DeBoer	Linehan	Sanders	Wishart
Brewer	Dungan	McDonnell	Vargas	
Cavanaugh, J.	Erdman	McKinney	von Gillern	
Cavanaugh, M.	Fredrickson	Meyer	Walz	

Voting in the negative, 20:

Albrecht	Bostelman	Dorn	Hughes	Lowe
Armendariz	Brandt	Dover	Jacobson	Moser
Ballard	Clements	Hardin	Kauth	Riepe
Bosn	DeKay	Holdcroft	Lippincott	Slama

Present and not voting, 2:

Arch	Hansen
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Excused and not voting, 5:

Aguilar	Day	Hunt	Ibach	Raybould
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The motion to cease debate failed with 22 ayes, 20 nays, 2 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

SENATOR DEKAY PRESIDING

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

Senator Wayne moved for a call of the house. The motion prevailed with 17 ayes, 1 nay, and 31 not voting.

Senator Wayne requested a roll call vote, in reverse order, on the motion to cease debate.

Voting in the affirmative, 22:

Bostar	Conrad	Halloran	Sanders	Wayne
Brandt	DeBoer	Linehan	Slama	Wishart
Brewer	Dungan	McDonnell	Vargas	
Cavanaugh, J.	Erdman	McKinney	von Gillern	
Cavanaugh, M.	Fredrickson	Murman	Walz	

Voting in the negative, 17:

Albrecht	Bostelman	Hardin	Kauth	Riepe
Armendariz	DeKay	Holdcroft	Lippincott	
Ballard	Dorn	Hughes	Lowe	
Bosn	Dover	Ibach	Meyer	

Present and not voting, 4:

Arch	Clements	Hansen	Jacobson
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Excused and not voting, 6:

Aguilar	Day	Moser
Blood	Hunt	Raybould

The motion to cease debate failed with 22 ayes, 17 nays, 4 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

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

Senator Wayne moved for a call of the house. The motion prevailed with 22 ayes, 5 nays, and 22 not voting.

Senator Wayne requested a roll call vote, in reverse order, on the motion to cease debate.

Voting in the affirmative, 27:

Arch	Conrad	Halloran	McKinney	Walz
Bostar	DeBoer	Hansen	Murman	Wayne
Brandt	Dorn	Ibach	Sanders	Wishart
Brewer	Dungan	Jacobson	Slama	
Cavanaugh, J.	Erdman	Linehan	Vargas	
Cavanaugh, M.	Fredrickson	McDonnell	von Gillern	

Voting in the negative, 13:

Albrecht	Bosn	Dover	Hughes	Lowe
Armendariz	Bostelman	Hardin	Kauth	
Ballard	DeKay	Holdcroft	Lippincott	

Present and not voting, 3:

Clements	Meyer	Riepe
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Excused and not voting, 6:

Aguilar	Day	Moser
Blood	Hunt	Raybould

The motion to cease debate prevailed with 27 ayes, 13 nays, 3 present and not voting, and 6 excused and not voting.

The Bosn motion to bracket failed with 19 ayes, 19 nays, 5 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Senator DeBoer offered the following motion:

[MO1373](#)

Reconsider the vote taken on MO1282.

Senator DeBoer asked unanimous consent to withdraw her motion to reconsider.

No objections. So ordered.

Senator Bosn offered [MO1283](#), found on page 1156, to recommit to the Judiciary Committee.

Pending.

AMENDMENT(S) - Print in Journal

Senator McKinney filed the following amendment to [LB164A](#):

[AM3370](#)

1 1. Strike the original sections and insert the following new
 2 sections:
 3 Section 1. There is hereby appropriated (1) \$30,000,000 from the
 4 Inland Port Authority Fund for FY2024-25 and (2) \$25,000,000 from the
 5 Inland Port Authority Fund for FY2025-26 to the State Treasurer, for
 6 Program 470, to aid in carrying out the provisions of Legislative Bill
 7 164, One Hundred Eighth Legislature, Second Session, 2024.
 8 There is included in the appropriation to this program for FY2024-25
 9 \$30,000,000 Cash Funds for state aid, which shall only be used for such
 10 purpose. There is included in the appropriation to this program for
 11 FY2025-26 \$25,000,000 Cash Funds for state aid, which shall only be used
 12 for such purpose.
 13 No expenditures for permanent and temporary salaries and per diems
 14 for state employees shall be made from funds appropriated in this
 15 section.
 16 Sec. 2. Since an emergency exists, this act takes effect when passed
 17 and approved according to law.

Senator M. Cavanaugh filed the following amendment to LB1300:

[FA382](#)

Strike Section 3.

Senator M. Cavanaugh filed the following amendment to LB1300:

[FA383](#)

Strike Section 2.

Senator M. Cavanaugh filed the following amendment to LB1300:

[FA384](#)

Strike Section 1.

Senator Wayne filed the following amendment to LB25:

[AM3381](#)

(Amendments to AM3329)

1 1. Insert the following new section:
 2 Sec. 8. Punitive damages shall not be awarded in a tort action
 3 against a political subdivision or state agency.
 4 2. On page 1, line 20; and page 5, lines 12 and 15, strike "7" and
 5 insert "8".

Senator Wayne filed the following amendment to LB25:

[AM3380](#)

(Amendments to AM3328)

1 1. Insert the following new section:
 2 Sec. 3. Punitive damages shall not be awarded in a tort action
 3 against a political subdivision or state agency.
 4 2. Renumber the remaining section accordingly.

Senator Lowe filed the following amendment to LB25:

[FA385](#)

In AM440, strike "willfully" from line 4.

Senator Kauth filed the following amendment to LB25:

[FA386](#)

Amend AM440 in line 3 after "the" insert "willful and intentional".

Senator Wayne filed the following amendment to LB25:

[FA387](#)

Strike Section 1.

Senator Wayne filed the following amendment to LB25:

[FA388](#)

Strike Section 2.

Senator Wayne filed the following amendment to LB25:

[FA389](#)

Strike Section 4.

Senator Holdcroft filed the following amendment to LB25:

[FA390](#)

In line 3 of AM440 strike "clear and convincing" and insert "a preponderance of".

Senator Walz filed the following amendment to LB358A:

[AM3377](#) is available in the Bill Room.

Senator Bostar filed the following amendment to LB874:

[AM3385](#)

1 1. On page 12, strike beginning with "(e)" in line 15 through "(f)"

2 in line 16 and insert "(g) or (h)".

VISITOR(S)

Visitor to the Chamber was Julie Jacobson, North Platte.

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

MOTION - Adjournment

Senator Lowe moved to adjourn until 9:00 a.m., Friday, April 5, 2024.

Senator Slama requested a machine vote on the motion to adjourn.

The motion prevailed with 22 ayes, 13 nays, 8 present and not voting, and 6 excused and not voting, and at 10:40 p.m., the Legislature adjourned until 9:00 a.m., Friday, April 5, 2024.

Brandon Metzler
Clerk of the Legislature