

**THIRTEENTH DAY - JANUARY 22, 2007****LEGISLATIVE JOURNAL****ONE HUNDREDTH LEGISLATURE  
FIRST SESSION****THIRTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Monday, January 22, 2007

**PRAYER**

The prayer was offered by Pastor Doyle Karst, St. John's Lutheran Church, Sterling.

**ROLL CALL**

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

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

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twelfth day was approved.

**NOTICE OF COMMITTEE HEARINGS****Transportation and Telecommunications**

Room 1113

LB 70	Monday, January 29, 2007	1:30 p.m.
LB 288	Monday, January 29, 2007	1:30 p.m.
LB 307	Monday, January 29, 2007	1:30 p.m.
LB 163	Monday, January 29, 2007	1:30 p.m.
LB 297	Tuesday, January 30, 2007	1:30 p.m.
LB 661	Tuesday, January 30, 2007	1:30 p.m.
LB 660	Tuesday, January 30, 2007	1:30 p.m.
LB 560	Tuesday, January 30, 2007	1:30 p.m.
LB 330	Tuesday, January 30, 2007	1:30 p.m.

(Signed) Deb Fischer, Chairperson

**Education**  
Room 1525

LB 590	Monday, January 29, 2007	1:30 p.m.
LB 600	Monday, January 29, 2007	1:30 p.m.
LB 601	Monday, January 29, 2007	1:30 p.m.
LB 602	Monday, January 29, 2007	1:30 p.m.
LB 603	Monday, January 29, 2007	1:30 p.m.

(Signed) Ron Raikes, Chairperson

**COMMITTEE REPORTS**  
**Government, Military and Veterans Affairs**

**LEGISLATIVE BILL 17.** Placed on General File.

**LEGISLATIVE BILL 44.** Placed on General File - Com AM42.  
AM42

1 1. On page 2, line 13, strike "shall" and insert "may".

(Signed) Ray Aguilar, Chairperson

**MOTION - Approve Appointment**

Senator Loudon moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 313:

Environmental Quality Council  
John C. Turnbull

Voting in the affirmative, 41:

Adams	Dubas	Harms	McDonald	Preister
Aguilar	Engel	Heidemann	McGill	Raikes
Ashford	Erdman	Howard	Mines	Rogert
Avery	Fischer	Johnson	Nantkes	White
Burling	Flood	Karpisek	Nelson	Wightman
Carlson	Friend	Kopplin	Pahls	
Christensen	Fulton	Langemeier	Pankonin	
Cornett	Gay	Lathrop	Pedersen	
Dierks	Hansen	Louden	Pirsch	

Voting in the negative, 0.

Present and not voting, 6:

Chambers	Janssen	Schimek
Hudkins	Kruse	Synowiecki

Excused and not voting, 2:

Stuthman      Wallman

The appointment was confirmed with 41 ayes, 0 nays, 6 present and not voting, and 2 excused and not voting.

### **GENERAL FILE**

**LEGISLATIVE BILL 26.** Title read. Considered.

Advanced to E & R for review with 43 ayes, 0 nays, 4 present and not voting, and 2 excused and not voting.

**LEGISLATIVE BILL 21.** Title read. Considered.

Advanced to E & R for review with 43 ayes, 0 nays, 5 present and not voting, and 1 excused and not voting.

**LEGISLATIVE BILL 24.** Title read. Considered.

Committee AM4, found on page 254, was adopted with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

Advanced to E & R for review with 41 ayes, 0 nays, 5 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 25.** Title read. Considered.

Committee AM23, found on page 313, was considered.

Senator Erdman renewed his amendment, AM29, found on page 324, to the committee amendment.

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

The committee amendment, as amended, was adopted with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

Advanced to E & R for review with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

**LEGISLATIVE BILL 79.** Title read. Considered.

Advanced to E & R for review with 41 ayes, 0 nays, 7 present and not voting, and 1 excused and not voting.

**LEGISLATIVE BILL 161.** Title read. Considered.

Advanced to E & R for review with 39 ayes, 0 nays, 9 present and not voting, and 1 excused and not voting.

**LEGISLATIVE BILL 11.** Title read. Considered.

Advanced to E & R for review with 34 ayes, 4 nays, 9 present and not voting, and 2 excused and not voting.

**LEGISLATIVE BILL 28.** Title read. Considered.

Advanced to E & R for review with 42 ayes, 0 nays, 5 present and not voting, and 2 excused and not voting.

**NOTICE OF COMMITTEE HEARINGS**  
**Nebraska Retirement Systems**  
 Room 1510

Monday, January 29, 2007

12:15 p.m.

Richard DeFusco - Nebraska Investment Council

John M. Dinkel - Nebraska Investment Council

(Signed) John Synowiecki, Chairperson

**Business and Labor**  
 Room 2102

LB 57	Monday, January 29, 2007	1:30 p.m.
LB 210	Monday, January 29, 2007	1:30 p.m.
LB 472	Monday, January 29, 2007	1:30 p.m.
LB 543	Monday, January 29, 2007	1:30 p.m.

(Signed) Abbie Cornett, Chairperson

**General Affairs**  
 Room 1510

LB 441	Monday, January 29, 2007	1:30 p.m.
LB 549	Monday, January 29, 2007	1:30 p.m.
LB 645	Monday, January 29, 2007	1:30 p.m.

(Signed) Vickie McDonald, Chairperson

**RESOLUTIONS****LEGISLATIVE RESOLUTION 16.** Introduced by Stuthman, 22.

WHEREAS, the Humphrey St. Francis High School Girls' Track and Field Team has displayed remarkable ability and teamwork; and

WHEREAS, the Humphrey St. Francis High School Girls' Track and Field Team achieved remarkable success this season; and

WHEREAS, the Humphrey St. Francis High School Girls' Track and Field Team won the 2006 Class D Girls' State Track and Field Championship.

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

1. That the Humphrey St. Francis High School Girls' Track and Field Team be congratulated for its success.

2. That a copy of this resolution be sent to the Humphrey St. Francis High School and Coach Dean Korus.

Laid over.

**LEGISLATIVE RESOLUTION 17.** Introduced by Stuthman, 22.

WHEREAS, the Columbus Scotus Central Catholic High School Girls' Volleyball Team has displayed remarkable ability and teamwork; and

WHEREAS, the Columbus Scotus Central Catholic High School Girls' Volleyball Team achieved a record of 26 wins and 3 losses; and

WHEREAS, the Columbus Scotus Central Catholic High School Girls' Volleyball Team defeated Grand Island Central Catholic 25-16, 25-22, and 25-19 to win the 2006 Class C-1 Girls' State Volleyball Championship.

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

1. That the Columbus Scotus Central Catholic High School Girls' Volleyball Team be congratulated for its success.

2. That a copy of this resolution be sent to the Columbus Scotus Central Catholic High School and Coach John Petersen.

Laid over.

**LEGISLATIVE RESOLUTION 18.** Introduced by Stuthman, 22.

WHEREAS, the Columbus Lakeview High School Girls' Softball Team has displayed remarkable ability and teamwork; and

WHEREAS, the Columbus Lakeview High School Girls' Softball Team achieved a record of 24 wins and 4 losses; and

WHEREAS, the Columbus Lakeview High School Girls' Softball Team defeated Yutan-Mead to win the 2006 Class C Girls' State Softball Championship.

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

1. That the Columbus Lakeview High School Girls' Softball Team be congratulated for its success.

2. That a copy of this resolution be sent to the Columbus Lakeview High School and Coach Dave Prokesh.

Laid over.

### **UNANIMOUS CONSENT - Add Cointroducers**

Senator Fischer asked unanimous consent to add her name as cointroducer to LBs 6, 176, and 700. No objections. So ordered.

Senator Heidemann asked unanimous consent to add his name as cointroducer to LBs 284 and 549. No objections. So ordered.

Senator Pedersen asked unanimous consent to add his name as cointroducer to LB 352. No objections. So ordered.

Senator Nantkes asked unanimous consent to add her name as cointroducer to LB 425. No objections. So ordered.

Senator Pahls asked unanimous consent to add his name as cointroducer to LB 482. No objections. So ordered.

Senator Ashford asked unanimous consent to add his name as cointroducer to LB 621. No objections. So ordered.

### **VISITORS**

Visitors to the Chamber were Senator Engel's granddaughter, Anna Holmquist, from Lincoln; and Angie McLean from Norfolk.

The Doctor of the Day was Dr. Andrea VerMaas from Omaha.

### **ADJOURNMENT**

At 11:20 a.m., on a motion by Senator Lathrop, the Legislature adjourned until 10:00 a.m., Tuesday, January 23, 2007.

Patrick J. O'Donnell  
Clerk of the Legislature