

FIFTH DAY - NOVEMBER 19, 2008**LEGISLATIVE JOURNAL****ONE HUNDREDTH LEGISLATURE
FIRST SPECIAL SESSION****FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, November 19, 2008

PRAYER

The prayer was offered by Senator Carlson.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Langemeier presiding.

The roll was called and all members were present except Senators Raikes and Schimek who were excused.

CORRECTIONS FOR THE JOURNAL

Page 61, line 2, before "**VISITOR**" insert the following:

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of November 17, 2008, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
Clerk of the Legislature

Amack, Angela K.
Columbus Public Schools

American Communications Group, Inc.
American Wind Energy Association

Angus, Mary E.
ARC of Nebraska

Boesch, Elizabeth L.
Nebraska Public Power District

Bydalek, Dave
Family First

Campbell, Mary
Lincoln Public Schools

Hamilton Consulting
Life Lock, Inc.

Hickox, Scott
Takeda Pharmaceuticals America

Jensen, Ronald L./Jensen Associates, Inc.
Children's Respite Care Center, Inc.
Mosaic

Kissel/Erickson & Sederstrom Associates, LLC
Nebraskans for a Healthy Future
Ralston Public School District
Sarpy County, United Cities of

Kohout, Joseph D.
Kissel/E&S Associates, LLC

McCann, Carter G.
McCann for LCCC

McClure, Jeanne L.
Alegent Health

Miya, Pamela A.
March of Dimes Birth Defects Foundation

Morfeld, Adam
Civic Reform, Nebraskans for

Mortland, Thomas
Berkshire Hathaway Homestate Companies

Paden, Nicholas
Broadband Coalition, Nebraska

Petz, Natalie, Petz & Company
Alegent Health
Behavioral Health, Advocates for

Plofchan, Paul
Pfizer, Inc.

Prenda, Amy
Cutshall & Nowka

Radcliffe, Walter H., of Radcliffe & Associates
Big John's Billiards, Inc.
Metropolitan Community College

Rickman, Valerie
Information Technology Industry Council (Withdrawn 09/02/2008)

Solheim, David C.
Civic Reform, Nebraskans for

Troutman, Gary
City of Bellevue

Werner, Terry
Social Workers, Nebraska Chapter, National Association of

Zulkowski, Katie W.
Ruth & Mueller, LLC

The Journal for the fourth day was approved as corrected.

COMMITTEE REPORT Enrollment and Review

LEGISLATIVE BILL 1. Placed on Select File.

(Signed) Amanda McGill, Chairperson

RESOLUTION

LEGISLATIVE RESOLUTION 7. Introduced by Schimek, 27.

WHEREAS, Bernice R. Labeledz was born September 9, 1919, in Omaha, Nebraska, and was one of seventeen children. She was a graduate of Omaha South High School and married Stanley Labeledz in 1942 with whom she had four children; and

WHEREAS, Ms. Labeledz was a member of the Omaha Police and Firemen's VFW Auxiliary No. 9551 and was a member of many organizations, including the Q Street Merchants and the Catholic Daughters of America, was a trustee for the Mercy High School Development Council; served on the board of directors for Meyer Children's Rehabilitation Institute, was a member of the South Omaha Christians for Life, served on the Board of Trustees of the Uta Halee Girls Village Endowment Fund, Inc. and the Advisory Committee of the Wildlife Rescue Team, was a member of the board of Trustees of the United Catholic Social Services, served as a vice president of the Omaha Telecasters Educational Foundation, served on

the Nebraska Chapter of the Professional Advisory Board of the National Society for Children and Adults with Autism, served on the President's Council of the Girls' Club of Omaha, and was a member of the Hall of Fame Commission; and

WHEREAS, Bernice Labeledz was appointed to the Legislature in 1976, serving Legislative District 5 in Omaha for eighteen years and nobly dedicated her life to her community through community service, including service on the Douglas County Board and as an employee of the Nebraska Department of Revenue, the United States Senate, and the Omaha mayor's office; and

WHEREAS, Bernice Labeledz, driven by her faith, her love of south Omaha, and her great love for her family and friends, fought for noble causes with courage, conviction, grace, and determination, gaining and sharing respect from and with all with whom she worked over the course of her distinguished career; and

WHEREAS, former Senator Bernice Labeledz died on November 15, 2008, at the age of eighty-nine.

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

1. That the Legislature extends its condolences to the family of Bernice Labeledz.

2. That a copy of this resolution be delivered to the family of Bernice Labeledz.

Laid over.

SELECT FILE

LEGISLATIVE BILL 2. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1. Considered.

Senator Flood requested a machine vote on the advancement of the bill.

Senator Chambers requested a record vote on the advancement of the bill.

Voting in the affirmative, 41:

Adams	Dierks	Harms	Lathrop	Rogert
Aguilar	Engel	Heidemann	Lautenbaugh	Stuthman
Ashford	Erdman	Howard	McDonald	Wallman
Avery	Fischer	Hudkins	McGill	White
Burling	Flood	Janssen	Nantkes	Wightman
Carlson	Friend	Johnson	Nelson	
Chambers	Fulton	Karpisek	Pahls	
Christensen	Gay	Kruse	Pankonin	
Cornett	Hansen	Langemeier	Pirsch	

Voting in the negative, 6:

Dubas	Louden	Preister
Kopplin	Pedersen	Synowiecki

Excused and not voting, 2:

Raikes	Schimek
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Advanced to Enrollment and Review for Engrossment with 41 ayes, 6 nays, and 2 excused and not voting.

EASE

The Legislature was at ease from 10:00 a.m. until 10:08 a.m.

COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1. Placed on Final Reading.

LEGISLATIVE BILL 2. Placed on Final Reading.

(Signed) Amanda McGill, Chairperson

RESOLUTION

LEGISLATIVE RESOLUTION 8. Introduced by Gay, 14; Cornett, 45.

WHEREAS, the Papillion La Vista girls volleyball team has displayed remarkable ability and teamwork; and

WHEREAS, the Papillion La Vista girls volleyball team achieved a record of 41 wins and 1 loss; and

WHEREAS, the Papillion La Vista girls volleyball team defeated Papillion La Vista South 25-22, 25-21, 25-23 to win the 2008 Class A Girls State Volleyball Championship.

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

1. That the Papillion La Vista girls volleyball team be congratulated for its success.

2. That a copy of this resolution be sent to the Papillion La Vista girls volleyball team and their coach, J. J. Toczek.

Laid over.

ADJOURNMENT

At 10:09 a.m., on a motion by Senator Kopplin, the Legislature adjourned until 9:00 a.m., Thursday, November 20, 2008.

Patrick J. O'Donnell
Clerk of the Legislature