

NINTH DAY - JANUARY 22, 2013**LEGISLATIVE JOURNAL****ONE HUNDRED THIRD LEGISLATURE
FIRST SESSION****NINTH DAY**

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 22, 2013

PRAYER

The prayer was offered by Reverend Dr. Michael Friday, New Life Baptist Church, Bellevue.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Carlson presiding.

The roll was called and all members were present except Senators Mello and Nordquist who were excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the eighth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB298	Judiciary
LB299	Government, Military and Veterans Affairs
LB301	Education
LB302	Business and Labor
LB303	Government, Military and Veterans Affairs
LB304	Transportation and Telecommunications
LB305	Nebraska Retirement Systems
LB306	Nebraska Retirement Systems
LB307	Business and Labor
LB308	Revenue
LB309	Health and Human Services
LB310	Business and Labor
LB311	Government, Military and Veterans Affairs
LB312	Banking, Commerce and Insurance
LB313	Judiciary

LB314	Judiciary
LB315	Health and Human Services
LB316	Banking, Commerce and Insurance
LB317	Revenue
LB318	Judiciary
LB319	Judiciary
LB320	Judiciary
LB321	Nebraska Retirement Systems
LB322	Natural Resources
LB323	Education
LB324	Business and Labor
LB325	Natural Resources
LB326	Health and Human Services
LB327	Revenue
LB328	Revenue
LB329	Judiciary
LB330	Health and Human Services
LB331	Education
LB332	Education
LB333	Revenue
LB334	Appropriations
LB335	Judiciary
LB336	Banking, Commerce and Insurance
LB337	Banking, Commerce and Insurance
LB338	Health and Human Services
LB339	Agriculture
LR23	Government, Military and Veterans Affairs

(Signed) John Wightman, Chairperson
Executive Board

NOTICE OF COMMITTEE HEARINGS

Banking, Commerce and Insurance

Room 1507

Tuesday, January 29, 2013 1:30 p.m.

LB209
LB210
LB147
LB336

(Signed) Mike Gloor, Chairperson

Transportation and Telecommunications

Room 1113

Tuesday, January 29, 2013 1:30 p.m.

Paul Gerber - Motor Vehicle Industry Licensing Board
Ricky Pearson - Motor Vehicle Industry Licensing Board
Angela Quinn - Motor Vehicle Industry Licensing Board
Jeff Scherer - Motor Vehicle Industry Licensing Board
LB164
LB165

(Signed) Annette Dubas, Chairperson

Judiciary

Room 1113

Wednesday, February 6, 2013 1:30 p.m.

LB182

Wednesday, February 6, 2013 1:30 p.m.

LB126 (cancel)

(Signed) Brad Ashford, Chairperson

ANNOUNCEMENTS

The Legislature's Planning Committee elected Senator Harms as Chairperson and Senator Cook as Vice Chairperson.

The Rules Committee elected Senator Brasch as Vice Chairperson.

CONFLICT OF INTEREST STATEMENT

Pursuant to Rule 1, Sec. 19, Senator Johnson has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

BILLS ON FIRST READING

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

LEGISLATIVE BILL 402. Introduced by Mello, 5.

A BILL FOR AN ACT relating to the rural community-based energy development; to amend section 70-1904, Reissue Revised Statutes of Nebraska, and sections 70-1903 and 77-2704.57, Revised Statutes Cumulative Supplement, 2012; to redefine terms; to change provisions relating to power purchase agreements; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 403. Introduced by Seiler, 33.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-101, Revised Statutes Cumulative Supplement, 2012; to define a term; to prohibit retail sales of novelty lighters; to provide a penalty; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 404. Introduced by McGill, 26.

A BILL FOR AN ACT relating to the State Natural Gas Regulation Act; to amend sections 66-1866 and 66-1867, Reissue Revised Statutes of Nebraska; to change provisions relating to infrastructure system replacement cost recovery charges; and to repeal the original sections.

LEGISLATIVE BILL 405. Introduced by McCoy, 39; Ashford, 20; at the request of the Governor.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 2-2701, 3-149, 77-2701.24, 77-2701.32, 77-2701.33, 77-2701.34, 77-2701.35, 77-2701.37, 77-2701.42, 77-2701.48, 77-2704.41, 77-2704.46, 77-2706, 77-2715, 77-2753, 77-2754, 77-2755, 77-2761, 77-2768, 77-2769, 77-2769.01, 77-2770.01, 77-2775, 77-27,188, 77-27,188.01, 77-3802, 77-4106, 77-5209.01, 77-5211, 77-5531, 77-5708, 77-5804, 77-5905, and 77-5906, Reissue Revised Statutes of Nebraska, and sections 77-382, 77-2701, 77-2701.01, 77-2701.16, 77-2704.12, 77-2708, 77-2715.03, 77-2715.07, 77-2717, 77-2727, 77-2734.01, 77-2734.02, 77-2734.03, 77-2756, 77-5723, 77-5725, 77-5726, 77-5727, and 77-5735, Revised Statutes Cumulative Supplement, 2012; to change and eliminate sales tax provisions; to eliminate individual and corporate income taxes and the franchise tax; to change provisions relating to withholding and income tax credits; to change the Nebraska Advantage Act; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal sections 77-2701.46, 77-2701.47, 77-2704.03, 77-2704.04, 77-2704.08, 77-2704.09, 77-2704.11, 77-2704.13, 77-2704.22, 77-2704.23, 77-2704.26, 77-2704.27, 77-2704.40, 77-2704.43, 77-2704.45, 77-2704.47, 77-2704.60, and 77-2708.01, Reissue Revised Statutes of Nebraska, and sections

77-2701.54, 77-2704.36, 77-2704.50, 77-2704.61, and 77-2704.62, Revised Statutes Cumulative Supplement, 2012.

LEGISLATIVE BILL 406. Introduced by McCoy, 39; Ashford, 20; at the request of the Governor.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701.34, 77-2701.47, 77-2701.48, 77-2704.09, 77-2704.13, 77-2704.41, 77-2704.46, 77-2761, 77-2775, 77-3802, 77-5708, and 77-5804, Reissue Revised Statutes of Nebraska, and sections 49-801.01, 77-382, 77-2715.07, 77-2716, 77-2734.02, 77-2734.03, 77-3806, 77-5723, 77-5725, 77-5726, 77-5727, and 77-5735, Revised Statutes Cumulative Supplement, 2012; to change and eliminate sales tax provisions; to change income tax provisions; to exempt retirement income from state income taxation as prescribed; to eliminate the corporate income tax and the franchise tax; to change to Nebraska Advantage Act and a research tax credit; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal sections 77-2704.27, 77-2704.40, and 77-2704.47, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 407. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to state aid to schools; to amend section 79-1007.17, Reissue Revised Statutes of Nebraska, and sections 77-3446, 79-1003, 79-1003.01, 79-1007.07, 79-1007.09, 79-1007.11, 79-1007.18, 79-1007.23, 79-1007.25, 79-1015.01, and 79-1028.01, Revised Statutes Cumulative Supplement, 2012; to redefine a term; to change provisions relating to the base limitation, allowances, reports, calculation of formula need, adjustments, and local system formula resources; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 408. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1022, 79-1023, 79-1027, and 79-1031.01, Revised Statutes Cumulative Supplement, 2012; to change dates and provisions relating to certification and distribution of state aid; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 409. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to educational service units; to amend section 79-1241.03, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to distribution of funds; and to repeal the original section.

LEGISLATIVE BILL 410. Introduced by Sullivan, 41.

A BILL FOR AN ACT relating to education; to amend sections 43-2507.02, 79-241, 79-605, 79-1104.02, 79-1118.01, 79-1336, 85-1603, 85-1644, and 85-1656, Reissue Revised Statutes of Nebraska, and sections 79-214, 79-234, 79-237, 79-527, 79-527.01, 79-611, 79-1003, 79-1007.20, 79-1028.01, 79-1204, 79-2104.02, 79-2118, 84-712.05, and 85-1604, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to rules and regulations, kindergarten admission, the enrollment option program, access to school files, reporting on attendance, transportation, the Tax Equity and Educational Opportunities Support Act, early childhood education, the Special Education Act, educational service units, distance education reimbursement, learning community reporting, disclosure of certain records, and private postsecondary career schools; to redefine terms; to harmonize provisions; to eliminate references to a fund; to repeal the original sections; to outright repeal section 79-756, Reissue Revised Statutes of Nebraska; and to declare an emergency.

LEGISLATIVE BILL 411. Introduced by Nordquist, 7.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-27,235, Revised Statutes Cumulative Supplement, 2012; to change a renewable energy tax credit; and to repeal the original section.

LEGISLATIVE BILL 412. Introduced by Schumacher, 22; Bloomfield, 17.

A BILL FOR AN ACT relating to unreasonable searches and seizures; to adopt the Freedom from Unwarranted Surveillance Act; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 413. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-1,104, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to licensee violations; and to repeal the original section.

LEGISLATIVE BILL 414. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to the Municipal Equalization Fund; to amend section 13-2814, Reissue Revised Statutes of Nebraska, and sections 77-27,139.03 and 77-27,144, Revised Statutes Cumulative Supplement, 2012; to change funding; to eliminate collection fees; to provide an operative date; and to repeal the original sections.

MOTION - Adopt Permanent Rules

Senator Lautenbaugh moved to adopt the permanent rules for the One Hundred Third Legislature, First Session, and any special sessions held during the 2013 calendar year.

The Lautenbaugh motion to adopt permanent rules prevailed with 41 ayes, 0 nays, 5 present and not voting, and 3 excused and not voting.

BILLS ON FIRST READING

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

LEGISLATIVE BILL 415. Introduced by Seiler, 33.

A BILL FOR AN ACT relating to attachment and garnishment; to amend sections 25-1010 and 25-1056, Reissue Revised Statutes of Nebraska; to change provisions relating to financial institutions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 416. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1001, 79-1003, and 79-1007.25, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the teacher education allowance; to state intent relating to incentives; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 417. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to the Election Act; to amend section 32-101, Revised Statutes Cumulative Supplement, 2012; to require the Secretary of State to publish guidelines for election workers; and to repeal the original section.

LEGISLATIVE BILL 418. Introduced by Kolowski, 31.

A BILL FOR AN ACT relating to elections; to amend sections 32-214, 32-215, 32-228, and 32-904, Reissue Revised Statutes of Nebraska, and section 32-903, Revised Statutes Cumulative Supplement, 2012; to change powers and duties of certain election commissioners; to provide powers and duties for and change removal provisions regarding certain chief deputy election commissioners; to provide powers and duties for county boards; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 419. Introduced by Hadley, 37.

A BILL FOR AN ACT relating to revenue and taxation; to amend section

77-6203, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the nameplate capacity tax; and to repeal the original section.

LEGISLATIVE BILL 420. Introduced by McGill, 26.

A BILL FOR AN ACT relating to disposition of human remains; to amend section 38-1425, Reissue Revised Statutes of Nebraska; to provide an additional method of designation of authorization; and to repeal the original section.

LEGISLATIVE BILL 421. Introduced by McGill, 26; Crawford, 45.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend sections 38-126 and 38-161, Reissue Revised Statutes of Nebraska; to provide powers and duties for professional boards relating to credentialing of veterans; and to repeal the original sections.

LEGISLATIVE BILL 422. Introduced by McGill, 26; Crawford, 45.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-126, Reissue Revised Statutes of Nebraska, and section 38-101, Revised Statutes Cumulative Supplement, 2012; to provide duties for professional boards; to provide for a temporary practice permit based on a credential in another jurisdiction as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 423. Introduced by Agriculture Committee: Schilz, 47, Chairperson; Bloomfield, 17; Hansen, 42; B. Harr, 8; Johnson, 23; Wallman, 30; Brasch, 16; Carlson, 38; Davis, 43.

A BILL FOR AN ACT relating to agriculture; to amend sections 54-901, 54-902, 54-905, and 54-906, Reissue Revised Statutes of Nebraska; to change livestock animal seizure provisions; to provide certain authority for the Department of Agriculture under the Livestock Animal Welfare Act; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 424. Introduced by Coash, 27.

A BILL FOR AN ACT relating to appropriations; to state intent to appropriate funds to the Nebraska State Patrol Internet Crimes Against Children Unit; and to declare an emergency.

LEGISLATIVE BILL 425. Introduced by Campbell, 25.

A BILL FOR AN ACT relating to appropriations; to state intent relating to funding for intervention services for at-risk youth and their families as prescribed.

LEGISLATIVE BILL 426. Introduced by Howard, 9.

A BILL FOR AN ACT relating to insurance; to amend sections 44-1090, 44-6007.02, 44-6008, 44-6009, 44-6015, and 44-6016, Reissue Revised Statutes of Nebraska; to change provisions relating to fraternal benefit societies and risk-based capital; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 427. Introduced by Howard, 9.

A BILL FOR AN ACT relating to real estate; to adopt the Carbon Monoxide Safety Act.

LEGISLATIVE BILL 428. Introduced by K. Haar, 21; Wallman, 30.

A BILL FOR AN ACT relating to the Certified Nurse Midwifery Practice Act; to amend section 38-613, Reissue Revised Statutes of Nebraska; to change provisions relating to permitted practice; and to repeal the original section.

LEGISLATIVE BILL 429. Introduced by Crawford, 45; Avery, 28; Mello, 5.

A BILL FOR AN ACT relating to the Taxpayer Transparency Act; to amend sections 84-602 and 84-602.02, Revised Statutes Cumulative Supplement, 2012; to require disclosure of state contracts as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 430. Introduced by Crawford, 45; Campbell, 25; Cook, 13; Dubas, 34; Gloor, 35; K. Haar, 21; Krist, 10; McGill, 26; Nordquist, 7; Wallman, 30.

A BILL FOR AN ACT relating to public assistance; to amend section 68-1726, Reissue Revised Statutes of Nebraska, and sections 43-512, 43-512.11, and 68-1202, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to asset limitations; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 431. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Nebraska Pure Food Act; to amend section 81-2,245.01, Reissue Revised Statutes of Nebraska; to change the definition of food establishment; and to repeal the original section.

LEGISLATIVE BILL 432. Introduced by Price, 3.

A BILL FOR AN ACT relating to appropriations; to appropriate funds for the Interstate Compact on Educational Opportunity for Military Children.

LEGISLATIVE BILL 433. Introduced by Price, 3.

A BILL FOR AN ACT relating to elections; to amend section 32-944, Reissue Revised Statutes of Nebraska; to change provisions and require reports regarding administration of ballots to residents of nursing homes or hospitals; and to repeal the original section.

LEGISLATIVE BILL 434. Introduced by Price, 3.

A BILL FOR AN ACT relating to the Emergency Management Act; to amend section 81-829.41, Reissue Revised Statutes of Nebraska; to provide duties for the Nebraska Emergency Management Agency; to provide for certain information not to be considered a public record; and to repeal the original section.

LEGISLATIVE BILL 435. Introduced by Hansen, 42.

A BILL FOR AN ACT relating to the Livestock Brand Act; to amend sections 54-170 and 54-171, Reissue Revised Statutes of Nebraska; to define a term; to provide for out-of-state brand permits; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 436. Introduced by Hansen, 42.

A BILL FOR AN ACT relating to business and labor; to amend section 87-402, Reissue Revised Statutes of Nebraska; to redefine franchisee under the Franchise Practices Act; and to repeal the original section.

LEGISLATIVE BILL 437. Introduced by Hansen, 42.

A BILL FOR AN ACT relating to mechanical safety inspection programs; to amend sections 11-201, 48-719, 48-720, 48-721, 48-722, 48-723, 48-724, 48-725, 48-726, 48-727, 48-728, 48-729, 48-730, 48-731, 48-732, 48-733, 48-735.01, 48-736, 48-737, 48-738, 48-739, 48-740, 48-741, 48-742, 48-743, 48-1801, 48-1802, 48-1803, 48-1804, 48-1804.01, 48-1805, 48-1806, 48-1807, 48-1808, 48-1809, 48-1811, 48-1813, 48-1814, 48-1815, 48-1816, 48-1817, 48-1818, 48-1819, 48-1820, 48-2501, 48-2502, 48-2506, 48-2507, 48-2508, 48-2509, 48-2510, 48-2511, 48-2513, 48-2514, 48-2516, 48-2517, 48-2518, 48-2519, 48-2520, 48-2530, 48-2531, 48-2532, 48-2533, 81-401, 81-405, and 81-501.01, Reissue Revised Statutes of Nebraska; to transfer powers and duties from the Commissioner of Labor to the State Fire Marshal under the Boiler Inspection Act, the Conveyance Safety Act, and the Nebraska Amusement Ride Act; to change and eliminate provisions of such acts; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 48-1812, 48-2503, 48-2504, 48-2512, 48-2512.01, 48-2515, 48-2521, 48-2522, 48-2523, 48-2524, 48-2525, 48-2526, 48-2527, 48-2528, and 48-2529, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 438. Introduced by Adams, 24.

A BILL FOR AN ACT relating to education; to amend sections 79-757 and 79-760.06, Revised Statutes Cumulative Supplement, 2012; to provide for priority schools, operating councils, and community schools; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 439. Introduced by Gloor, 35; Campbell, 25.

A BILL FOR AN ACT relating to taxation; to amend sections 77-4008 and 77-4025, Reissue Revised Statutes of Nebraska, and sections 71-5714, 71-7611, 77-2602, and 81-638, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to taxation of cigarettes and other tobacco products and distribution of proceeds; to state intent; to create a fund; to harmonize provisions; to provide an operative date; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 440. Introduced by Gloor, 35; Campbell, 25; Dubas, 34.

A BILL FOR AN ACT relating to emergency responders; to amend section 77-2715.07, Revised Statutes Cumulative Supplement, 2012; to adopt the Volunteer Emergency Responders Incentive Act; to provide for an income tax credit as prescribed; and to repeal the original section.

LEGISLATIVE BILL 441. Introduced by Seiler, 33.

A BILL FOR AN ACT relating to the Funeral Directing and Embalming Practice Act; to amend sections 12-1101, 38-1425, 38-1426, and 38-1427, Reissue Revised Statutes of Nebraska, and sections 30-2201 and 71-605, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to the Burial Pre-Need Sale Act and the control of dead human remains; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 442. Introduced by Schumacher, 22.

A BILL FOR AN ACT relating to real property; to amend sections 52-2001, 76-825, 76-842, 76-856, and 76-874, Reissue Revised Statutes of Nebraska; to change provisions relating to homeowners' associations and the Nebraska Condominium Act; and to repeal the original sections.

LEGISLATIVE BILL 443. Introduced by Cook, 13.

A BILL FOR AN ACT relating to children; to amend sections 28-710, 68-1006.01, 71-428, 71-1901, 71-1903, 71-1907, 81-502, and 83-108.04, Reissue Revised Statutes of Nebraska, and sections 29-2264, 43-2,108.05, 43-1301, 43-1302, 43-1304, 43-4308, 68-1207, 71-1902, 71-1904, 75-302, and 79-512, Revised Statutes Cumulative Supplement, 2012; to adopt the Children's Residential Facilities and Placing Licensure Act; to change

provisions relating to foster family homes; to define and redefine terms; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 444. Introduced by Krist, 10.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend sections 53-117.03 and 53-117.06, Reissue Revised Statutes of Nebraska, and section 53-101, Revised Statutes Cumulative Supplement, 2012; to provide for issuance of certificates; to require employment of certified personnel; to require the presence of authorized personnel; to provide for a fee; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 445. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to motor vehicles; to amend section 60-483, Reissue Revised Statutes of Nebraska, and section 60-3,161, Revised Statutes Cumulative Supplement, 2012; to change the amount and distribution of fees as prescribed; to create a fund; to authorize the Department of Motor Vehicles to purchase a vehicle titling and registration computer system; and to repeal the original sections.

LEGISLATIVE BILL 446. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Motor Vehicle Certificate of Title Act; to amend section 60-174, Reissue Revised Statutes of Nebraska, and sections 60-101 and 60-102, Revised Statutes Cumulative Supplement, 2012; to define a term; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 447. Introduced by Avery, 28.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2704.24, Reissue Revised Statutes of Nebraska, and section 77-27,132, Revised Statutes Cumulative Supplement, 2012; to provide for sales and use taxes on soft drinks; to change the distribution of sales tax proceeds; to create funds and a committee; to provide funding for various projects that assist children; to provide powers and duties; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 448. Introduced by Avery, 28.

A BILL FOR AN ACT relating to lobbyists; to amend section 49-1401, Reissue Revised Statutes of Nebraska; to prohibit contributions during legislative sessions as prescribed; and to repeal the original section.

LEGISLATIVE BILL 449. Introduced by Avery, 28.

A BILL FOR AN ACT relating to elections; to amend section 32-604,

Revised Statutes Cumulative Supplement, 2012; to redefine high elective office for restrictions on multiple office holding; and to repeal the original section.

LEGISLATIVE BILL 450. Introduced by Avery, 28.

A BILL FOR AN ACT relating to elections; to amend section 32-709, Reissue Revised Statutes of Nebraska, and section 32-707, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to political party conventions and caucuses; and to repeal the original sections.

LEGISLATIVE BILL 451. Introduced by Janssen, 15; Price, 3.

A BILL FOR AN ACT relating to firearms; to prohibit federal restrictions on firearms, magazines, and firearm accessories as prescribed.

LEGISLATIVE BILL 452. Introduced by Conrad, 46; Howard, 9; McGill, 26.

A BILL FOR AN ACT relating to the Medical Assistance Act; to amend section 68-911, Reissue Revised Statutes of Nebraska; to require a waiver relating to coverage for family planning services; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 453. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend section 60-6,219, Reissue Revised Statutes of Nebraska; to change provisions relating to motor vehicle headlights; and to repeal the original section.

LEGISLATIVE BILL 454. Introduced by K. Haar, 21.

A BILL FOR AN ACT relating to recycling; to amend section 13-2039, Reissue Revised Statutes of Nebraska, and sections 81-1504.01 and 81-15,160, Revised Statutes Cumulative Supplement, 2012; to adopt the Electronics Extended Producer Responsibility and Job Creation Act; to prohibit landfill disposal of certain electronic equipment as prescribed; to provide for reports and for grants from the Waste Reduction and Recycling Incentive Fund; to provide duties for the Director of Environmental Quality; to harmonize provisions; to provide severability; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 455. Introduced by Lautenbaugh, 18.

A BILL FOR AN ACT relating to the Uniform Residential Landlord and Tenant Act; to amend sections 76-1431 and 76-1441, Reissue Revised Statutes of Nebraska; to provide procedures for termination based upon clear and present danger; and to repeal the original sections.

LEGISLATIVE BILL 456. Introduced by Lautenbaugh, 18.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend section 53-124, Reissue Revised Statutes of Nebraska, and section 53-123.04, Revised Statutes Cumulative Supplement, 2012; to provide for removal of containers of draft beer from licensed premises as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 457. Introduced by Krist, 10.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2734.07, Reissue Revised Statutes of Nebraska; to change provisions relating to deductions for net operating losses and capital losses; and to repeal the original section.

LEGISLATIVE BILL 458. Introduced by Krist, 10.

A BILL FOR AN ACT relating to the Health Care Facility Licensure Act; to amend section 71-467, Revised Statutes Cumulative Supplement, 2012; to require general acute hospitals to offer tetanus-diphtheria-pertussis vaccinations as prescribed; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 459. Introduced by Krist, 10.

A BILL FOR AN ACT relating to the Health Care Facility Licensure Act; to amend section 71-401, Revised Statutes Cumulative Supplement, 2012; to provide for certain health care facilities to offer onsite vaccination services; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 460. Introduced by Krist, 10.

A BILL FOR AN ACT relating to immunizations; to amend section 79-217, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to booster immunizations; to harmonize provisions; and to repeal the original section.

SPEAKER ADAMS PRESIDING

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, and 19 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 15, 16, 17, 18, and 19.

BILLS ON FIRST READING

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

LEGISLATIVE BILL 461. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to civil procedure; to limit liability for bucking bull activities as prescribed; to define terms; and to require warning signs.

LEGISLATIVE BILL 462. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to political subdivisions; to amend section 29-215, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to contracts for joint law enforcement services; to require creation of a separate entity; and to repeal the original section.

LEGISLATIVE BILL 463. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to courts; to amend section 43-2,119, Reissue Revised Statutes of Nebraska; to increase the number of separate juvenile court judges as prescribed; and to repeal the original section.

LEGISLATIVE BILL 464. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to juveniles; to amend sections 43-247, 43-247.01, and 43-274, Reissue Revised Statutes of Nebraska, and sections 24-517, 29-1816, 43-276, 43-2,129, and 43-412, Revised Statutes Cumulative Supplement, 2012; to change the jurisdiction of courts over juveniles and the indictment procedure for juveniles; to transfer a section; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 465. Introduced by Lautenbaugh, 18; B. Harr, 8; Karpisek, 32.

A BILL FOR AN ACT relating to universities and colleges; to amend section 85-1412, Revised Statutes Cumulative Supplement, 2012; to adopt the College Choice Grant Program Act; to provide duties for the Coordinating Commission for Postsecondary Education; to provide an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 466. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Postsecondary Institution Act; to amend section 85-2403, Revised Statutes Cumulative Supplement, 2012; to redefine a term; and to repeal the original section.

LEGISLATIVE BILL 467. Introduced by Avery, 28.

A BILL FOR AN ACT relating to the Postsecondary Institution Act; to amend section 85-2405, Revised Statutes Cumulative Supplement, 2012; to provide for interstate reciprocity agreements regarding postsecondary distance education; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 468. Introduced by Scheer, 19; Davis, 43; Watermeier, 1.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Revised Statutes Cumulative Supplement, 2012; to allow a deduction for state income tax purposes for tuition payments as prescribed; and to repeal the original section.

LEGISLATIVE BILL 469. Introduced by Scheer, 19; Davis, 43; Kolowski, 31; Watermeier, 1.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1003 and 79-1028.01, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to budget limitations; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 470. Introduced by Scheer, 19; Davis, 43; Watermeier, 1.

A BILL FOR AN ACT relating to schools; to amend section 13-504, Reissue Revised Statutes of Nebraska; to change provisions relating to proposed budget statements; to adopt the Superintendent Pay Transparency Act; to provide an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 471. Introduced by Coash, 27.

A BILL FOR AN ACT relating to juveniles; to amend section 43-413, Reissue Revised Statutes of Nebraska; to change provisions relating to commitment evaluations; and to repeal the original section.

LEGISLATIVE BILL 472. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-101, Revised Statutes Cumulative Supplement, 2012; to prohibit flying lanterns; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 473. Introduced by Bloomfield, 17; Brasch, 16; Kintner, 2; Krist, 10; Larson, 40; Schumacher, 22; Wallman, 30.

A BILL FOR AN ACT relating to the Sexual Predator Residency Restriction Act; to amend section 29-4017, Reissue Revised Statutes of Nebraska, and section 29-4016, Revised Statutes Cumulative Supplement, 2012; to authorize certain residency restrictions near parks as prescribed; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 474. Introduced by Krist, 10.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 2-3226.01, 2-3226.05, 2-3226.08, 14-109, 15-202, 18-1208, 18-2142.02, 18-2142.04, 19-4018, 19-4024, 19-4031, 19-4034, and 35-106, Reissue Revised Statutes of Nebraska, and section 86-704, Revised Statutes Cumulative Supplement, 2012; to change and eliminate provisions relating to imposition of occupation taxes and provide procedures; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 15-203, 16-205, and 17-525, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 475. Introduced by Carlson, 38.

A BILL FOR AN ACT relating to economic development; to amend sections 77-6302, 77-6304, 77-6305, 77-6306, 77-6307, 77-6309, 81-12,153, 81-12,154, 81-12,155, 81-12,157, 81-12,158, 81-12,159, 81-12,160, 81-12,161, 81-12,162, 81-12,163, 81-12,165, and 81-12,166, Revised Statutes Cumulative Supplement, 2012; to define and redefine terms; to change provisions relating to qualified funds, qualified investors, notification, holding periods, reporting, and confidentiality under the Angel Investment Tax Credit Act; to change provisions relating to qualified action plans, financial assistance programs, use of funds, contracting, and confidentiality under the Business Innovation Act; to harmonize provisions; to provide operative dates; and to repeal the original sections.

LEGISLATIVE BILL 476. Introduced by Carlson, 38.

A BILL FOR AN ACT relating to economic development; to amend sections 81-1201.21, 81-1210.01, 81-1210.02, and 81-1210.03, Revised Statutes Cumulative Supplement, 2012; to change provisions relating to grants for internships; to define and redefine terms; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 477. Introduced by Carlson, 38.

A BILL FOR AN ACT relating to natural resources; to amend sections 2-967 and 2-968, Reissue Revised Statutes of Nebraska; to change provisions relating to the Riparian Vegetation Management Task Force; and to repeal the original sections.

LEGISLATIVE BILL 478. Introduced by Smith, 14.

A BILL FOR AN ACT relating to the Access College Early Scholarship Program Act; to amend section 85-2102, Reissue Revised Statutes of Nebraska, and section 85-2105, Revised Statutes Cumulative Supplement, 2012; to define a term; to change provisions relating to awards; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 479. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to insurance; to prohibit policy and contract terms relating to contractual rights relating to proceeds of various insurance.

LEGISLATIVE BILL 480. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to education; to amend section 85-1412, Revised Statutes Cumulative Supplement, 2012; to adopt the Nebraska Career Technical Education Grant Program Act; to harmonize provisions; to provide an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 481. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to education; to create the Career Education Task Force; to provide duties; to provide a termination date; and to declare an emergency.

LEGISLATIVE BILL 482. Introduced by Kintner, 2; Bloomfield, 17; Hansen, 42; Janssen, 15.

A BILL FOR AN ACT relating to government; to prohibit the state and political subdivisions from adopting policy recommendations that infringe on private property rights without due process as prescribed.

LEGISLATIVE BILL 483. Introduced by Bolz, 29; Campbell, 25; Krist, 10; Lathrop, 12.

A BILL FOR AN ACT relating to correctional services; to amend section 83-917, Revised Statutes Cumulative Supplement, 2012; to state intent; to provide for court costs as prescribed; to provide for a reentry planning program in adult correctional facilities; and to repeal the original section.

LEGISLATIVE BILL 484. Introduced by Karpisek, 32.

A BILL FOR AN ACT relating to the Dentistry Practice Act; to amend section 38-1130, Reissue Revised Statutes of Nebraska; to change functions authorized and authorization requirements for licensed dental hygienists; and to repeal the original section.

LEGISLATIVE BILL 485. Introduced by Conrad, 46; Chambers, 11; Howard, 9.

A BILL FOR AN ACT relating to discrimination; to amend sections 23-2525, 23-2531, 23-2541, 48-215, 48-1101, 48-1103, 48-1104, 48-1105, 48-1106, 48-1107, 48-1108, 48-1111, 48-1113, 48-1115, 48-1119, 48-1122, 48-1124, 81-1355, and 81-1356, Reissue Revised Statutes of Nebraska, and section 48-1117, Revised Statutes Cumulative Supplement, 2012; to prohibit discrimination based upon sexual orientation or marital status as prescribed; to eliminate obsolete provisions; to repeal the original sections; and to outright repeal section 48-1109, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 486. Introduced by Dubas, 34.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Legislative Council to pay dues under the Midwest Interstate Passenger Rail Compact.

RESOLUTIONS

LEGISLATIVE RESOLUTION 34CA. Introduced by Schumacher, 22; Conrad, 46; Davis, 43; K. Haar, 21; Karpisek, 32; McGill, 26; Schilz, 47; Wallman, 30.

THE MEMBERS OF THE ONE HUNDRED THIRD LEGISLATURE OF NEBRASKA, FIRST SESSION, RESOLVE THAT:

Section 1. At the general election in November 2014 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, section 24:

III-24 (1) Except as provided in this section, the Legislature shall not authorize any game of chance or any lottery or gift enterprise when the consideration for a chance to participate involves the payment of money for the purchase of property, services, or a chance or admission ticket or requires an expenditure of substantial effort or time.

(2) The Legislature may authorize and regulate a state lottery pursuant to subsection (3) of this section and other lotteries, raffles, and gift enterprises which are intended solely as business promotions or the proceeds of which are to be used solely for charitable or community betterment purposes without profit to the promoter of such lotteries, raffles, or gift enterprises.

(3)(a) The Legislature may establish a lottery to be operated and regulated by the State of Nebraska. The proceeds of the lottery shall be appropriated by the Legislature for the costs of establishing and maintaining the lottery and for the following purposes, as directed by the Legislature:

(i) The first five hundred thousand dollars after the payment of prizes and operating expenses shall be transferred to the Compulsive Gamblers Assistance Fund;

(ii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska Environmental Trust Fund to be used as provided in the Nebraska Environmental Trust Act;

(iii) Forty-four and one-half percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be used for education as the Legislature may direct;

(iv) Ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Nebraska State Fair Board if the most populous city within the county in which the fair is located provides matching funds equivalent to ten percent of the funds available for transfer. Such matching funds may be obtained from the city and any other private or public entity, except that no portion of such matching funds shall be provided by the state. If the Nebraska State Fair ceases operations, ten percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the General Fund; and

(v) One percent of the money remaining after the payment of prizes and operating expenses and the initial transfer to the Compulsive Gamblers Assistance Fund shall be transferred to the Compulsive Gamblers Assistance Fund.

(b) No lottery game shall be conducted as part of the lottery unless the type of game has been approved by a majority of the members of the Legislature.

(4) Nothing in this section shall be construed to prohibit (a) the enactment of laws providing for the licensing and regulation of wagering on the results of horseraces, wherever run, either within or outside of the state, by the parimutuel method, when such wagering is conducted by licensees within a licensed racetrack enclosure or (b) the enactment of laws providing for the licensing and regulation of bingo games conducted by nonprofit associations which have been in existence for a period of five years immediately preceding the application for license, except that bingo games cannot be conducted by agents or lessees of such associations on a percentage basis.

(5)(a) The Legislature may authorize and regulate any other game of chance, lottery, or gift enterprise.

(b) The proceeds of taxation of the gross gaming revenue from the games of chance authorized under this subsection shall be used as directed by the Legislature with the balance of the proceeds used for the following purposes:

(i) One percent shall be appropriated to the Compulsive Gamblers Assistance Fund;

(ii) Fifty percent shall be appropriated for the education of children through high school as directed by the Legislature; and

(iii) Forty-nine percent shall be appropriated for health care programs as directed by the Legislature.

(c) Nothing in this subsection limits the authority of the Legislature under subsections (1) through (4) of this section.

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

A constitutional amendment to permit the Legislature to authorize and regulate any game of chance, lottery, or gift enterprise and to direct the use of the tax proceeds of gross gaming revenue from the games of chance.

For

Against.

LEGISLATIVE RESOLUTION 35. Introduced by Schumacher, 22.

WHEREAS, Jonathon Kurtis Adam Braasch, has completed the requirements for the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks of Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle Scout. Throughout his scouting experience, Jonathon has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, to achieve the rank of Eagle Scout, a Boy Scout is required to earn 21 merit badges, 12 of which are in required areas, and complete a community service project approved by the troop and the scout council. For his Eagle Scout community service project, Jonathon refurbished a wooden handicap ramp at his church; and

WHEREAS, only a small percentage of the boys who join the Boy Scouts of America achieve the rank of Eagle Scout; and

WHEREAS, Jonathon, through his hard work and perseverance, has joined other high achievers who are Eagle Scouts, such as astronauts, political and industry leaders, artists, scientists, and athletes.

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

1. That the Legislature congratulates Jonathon Kurtis Adam Braasch on achieving the rank of Eagle Scout.

2. That a copy of this resolution be sent to Jonathon Kurtis Adam Braasch.

Laid over.

LEGISLATIVE RESOLUTION 36. Introduced by Ashford, 20.

WHEREAS, the Omaha South High School boys' tennis team won the Phil Gradoville Sportsmanship Award. This award is given to the team that exhibits exceptional teamwork, attitude, and respect to their opponents throughout the season; and

WHEREAS, Omaha South High School boys' tennis team members Yusuf Abdirahman, Malik Ammons-Keyes, Abdirahman Abdirahman, and Ira Dale were named to the Academic All-Conference team for the Metro Conference; and

WHEREAS, Andrew Mullin, the coach of the Omaha South High School boys' tennis team, was named the Metro Conference Coach of the Year for boys' tennis.

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

1. That the Legislature congratulates the Omaha South High School boys' tennis team and their coach, Andrew Mullin, for their accomplishments.

2. That a copy of this resolution be sent to the Omaha South High School boys' tennis team and to Andrew Mullin.

Laid over.

LEGISLATIVE RESOLUTION 37. Introduced by Janssen, 15.

WHEREAS, James C. Ebers was born in Hastings, Nebraska, on August 14, 1944, to Milton Ebers and Lois Enyeart Ebers and moved to Fremont at the age of five; and

WHEREAS, James Ebers graduated from Fremont High School in 1962, attended the University of Nebraska-Lincoln for two years, and graduated from Midland Lutheran College (Midland University) in 1967 with a degree in business administration; and

WHEREAS, James Ebers served in the Fremont unit of the Nebraska National Guard from 1967 to 1973; and

WHEREAS, James Ebers married Sherie Stockfleth at First Lutheran Church in Fremont on December 27, 1969; and

WHEREAS, James Ebers was a successful businessman in the insurance industry for nearly half a century; and

WHEREAS, James Ebers was a fixture in the Fremont philanthropic community, devoting himself to the betterment of his community; and

WHEREAS, James Ebers was a devoted husband and loving father to his children, Tammy, Terry, and Tim, and their extended families; and

WHEREAS, James Ebers passed away on December 22, 2012.

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

1. That the Legislature extends its deepest sympathy to the family of James Ebers.

2. That a copy of this resolution be sent to the family of James Ebers.

Laid over.

LEGISLATIVE RESOLUTION 38. Introduced by Avery, 28.

WHEREAS, civil aviation plays a pivotal role in promoting cultural exchange, business, trade, and tourism; and

WHEREAS, the development of international civil aviation in a safe and orderly manner is the supreme cause of the International Civil Aviation Organization (ICAO); and

WHEREAS, with an excellent geographic location, Taiwan is a key aviation hub for regions in northeastern and southeastern Asia; and

WHEREAS, the Taipei Flight Information Region (FIR), bordering the FIR of Fukuoka, Manila, Hong Kong, and Shanghai, includes fourteen international airways and four domestic airways, providing services for more than one million flights per year; and

WHEREAS, each year, forty million travelers enter, leave, or pass through the Taipei FIR, making Taiwan a key part of air navigation in East Asia; and

WHEREAS, currently, more than fifty domestic and foreign airlines operate flights from Taiwan to one hundred ten cities in the world and the annual number of passengers on international flights is approximately thirty million; and

WHEREAS, in 2010, the number of international passengers at Taiwan's largest airport - Taoyuan International Airport - ranked sixteenth worldwide while international cargo ranked ninth, making Taiwan one of the busiest airspaces in the world; and

WHEREAS, without Taiwan's participation, the international flight plans, regulations, and procedures that the ICAO formulates will be incomplete and unsafe; and

WHEREAS, as an island in the Pacific Ocean, Taiwan is imperiled by rising sea levels and the ravages of extreme weather; and

WHEREAS, it is apparent that to overcome the challenges posed by climate change, there must be concerted effort and cooperation among the world citizenry; and

WHEREAS, Taiwan's exclusion from meaningful participation in the United Nations Framework Convention on Climate Change (UNFCCC) has been to the detriment of both the Taiwan people and the global community, as Taiwan not only has the means but also the incentive to make a meaningful contribution; and

WHEREAS, Taiwan's request to participate in the ICAO and the UNFCCC is fully in line with the United State Government's policy of supporting Taiwan's meaningful participation in United Nations specialized agencies.

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

1. That the Legislature endorses Taiwan's participation in the International Civil Aviation Organization as an observer.

2. That the Legislature is supportive of all efforts to grant Taiwan official observer status at the United Nations Framework Convention on Climate Change, and, as a collaborative partner of the United States on a wide range

of public issues, Taiwan should be afforded the opportunity to participate in global efforts aimed at reducing and preventing natural disasters.

3. That a copy of this resolution be sent to the United States Secretary of State, the United States Secretary of Transportation, the Administrator of the United States Environmental Protection Agency, each member of the Nebraska congressional delegation, and the Director General of the Taipei Economic and Cultural Office in Kansas City.

Laid over.

LEGISLATIVE RESOLUTION 39. Introduced by Bloomfield, 17; Adams, 24; Avery, 28; Brasch, 16; Campbell, 25; Christensen, 44; Gloor, 35; Hadley, 37; Janssen, 15; Johnson, 23; Karpisek, 32; Kintner, 2; Kolowski, 31; Krist, 10; Larson, 40; Lautenbaugh, 18; Nelson, 6; Price, 3; Schumacher, 22; Wallman, 30.

WHEREAS, "Freedom is Not Free," and our members of the armed forces of the United States of America lead the way in bringing peace, democracy, and the joy of freedom around the world; and

WHEREAS, our young men and women of the armed forces swear to defend the United States of America against all evil; and

WHEREAS, our young men and women of the armed forces leave home, family, and employment behind and embark upon a journey from which they may not return; and

WHEREAS, the bravery and dedication of our American military are above all measures a display of loyalty, perseverance, and commitment; and

WHEREAS, there are those who leave us way too early and return adorned with the flag of the United States of America, "Old Glory"; and

WHEREAS, even as our men and women of the armed forces are serving around the world in the hope of a lasting peace and freedom for all, we suffer losses not on the battlefield, but still losses that deserve honor. Such is the case for Commander Marsha Ann (Heineman) Hanly, United States Navy, Naval Medical Center Portsmouth, Portsmouth, Virginia. Commander Hanly succumbed to medical complications on Wednesday, May 16, 2012, and her passing is no less painful to her family, friends, and community; and

WHEREAS, during her sixteen years in the Navy, Commander Hanly served at Naval Medical Center Portsmouth, Portsmouth, Virginia; Naples, Italy; Kuwait during Operation Iraqi Freedom; and Sewells Point Branch Medical Clinic in Norfolk, Virginia. An avid and accomplished volleyball player, Commander Hanly was selected to play All Navy Volleyball for eight years and was selected twice to compete for the United States in the All World Military Championship games. Commander Hanly attended Duke University earning her master's degree in critical care nurse specialist and nurse practitioner in 2008. Commander Hanly served six months on the hospital ship USNS Comfort providing care for people in nine Central and South American countries; and

WHEREAS, Commander Hanly served her nation with honor, and this resolution honors her service and sacrifices; and

WHEREAS, Commander Hanly leaves behind her husband, Scott; children Avery, six, and Mason, three; parents Don and Sharon Heineman; brothers Matthew and wife Krista, and Mark and wife Donica; sister Melissa and husband Kevin; grandmother Helen Heineman; sister-in-law Erin and Jason Updegraff; and many nieces, nephews, aunts, uncles, and friends from coast to coast.

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

1. That the Legislature recognizes and honors the service and sacrifice made by Commander Marsha Ann (Heineman) Hanly and her family for our freedom. There is no price that will ever repay this Naval Commander and her family for what Marsha did out of love of God, country, family, and freedom for one and all.

2. That the Legislature extends its sympathy and gratitude to the loved ones of Commander Marsha Ann (Heineman) Hanly. Indeed, "Freedom is Not Free." May her soul rest in peace and may God bless America.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Judiciary

Room 1113

Wednesday, January 30, 2013 1:30 p.m.

LB61
LB136
LB134
LB152
LB172

Thursday, January 31, 2013 1:30 p.m.

LB226
LB46
LB106
LB109
LB161

(Signed) Brad Ashford, Chairperson

Education

Room 1525

Tuesday, January 29, 2013 1:30 p.m.

LB47
LB116
LB162
LB254

(Signed) Kate Sullivan, Chairperson

Urban Affairs

Room 1510

Tuesday, January 29, 2013 1:30 p.m.

LB66
LB88
LB295
LB31

(Signed) Amanda McGill, Chairperson

UNANIMOUS CONSENT - Add Cointroducers

Senator Lautenbaugh asked unanimous consent to add his name as cointroducer to LB60. No objections. So ordered.

Senator Campbell asked unanimous consent to add her name as cointroducer to LB447. No objections. So ordered.

VISITOR

The Doctor of the Day was Dr. Doug Dunning from Omaha.

ADJOURNMENT

At 11:18 a.m., on a motion by Senator Krist, the Legislature adjourned until 10:00 a.m., Wednesday, January 23, 2013.

Patrick J. O'Donnell
Clerk of the Legislature