

TENTH DAY - JANUARY 20, 2021**LEGISLATIVE JOURNAL****ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION****TENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 20, 2021

PRAYER

The prayer was offered by Senator Erdman.

ROLL CALL

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

The roll was called and all members were present except Senators M. Cavanaugh, M. Hansen, Hilkemann, and Linehan who were excused; and Senators Brewer, Briese, DeBoer, Flood, B. Hansen, Hunt, Morfeld, Pansing Brooks, and Walz who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the ninth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB379	Appropriations
LB380	Appropriations
LB381	Appropriations
LB382	Appropriations
LB383	Appropriations
LB384	Appropriations
LB385	Appropriations
LB386	Judiciary
LB387	Revenue
LB388	Transportation and Telecommunications
LB389	Education
LB390	Health and Human Services

LB391	Appropriations
LB392	Health and Human Services
LB393	Executive Board
LB394	Judiciary
LB395	Natural Resources
LB396	Education
LB397	Judiciary
LB398	Transportation and Telecommunications
LB399	Natural Resources
LB400	Health and Human Services
LB401	Health and Human Services
LB402	Judiciary
LB403	Judiciary
LB404	Judiciary
LB405	Urban Affairs
LB406	Natural Resources
LB407	Business and Labor
LB408	Revenue
LB409	Executive Board
LB410	Revenue
LB411	Health and Human Services
LB412	Revenue
LB413	Health and Human Services
LB414	Government, Military and Veterans Affairs
LB415	General Affairs
LB416	Health and Human Services
LB417	Judiciary
LB418	Health and Human Services
LB419	Judiciary
LB420	Business and Labor
LB421	Appropriations
LB422	Revenue
LB423	Urban Affairs
LB424	Government, Military and Veterans Affairs
LB425	Health and Human Services
LB426	Appropriations
LB427	Health and Human Services
LB428	Health and Human Services
LB429	Health and Human Services
LB430	Revenue
LB431	Revenue
LB432	Revenue
LB433	Revenue
LB434	Revenue
LB435	Government, Military and Veterans Affairs
LB436	Health and Human Services
LB437	Health and Human Services
LB438	Appropriations
LB439	Banking, Commerce and Insurance

LB440	Business and Labor
LB441	Business and Labor
LB442	Government, Military and Veterans Affairs
LB443	Government, Military and Veterans Affairs
LB444	Judiciary
LB445	Judiciary
LB446	Urban Affairs
LB447	Health and Human Services
LB448	Transportation and Telecommunications
LB449	Appropriations
LB450	Business and Labor
LB451	Business and Labor
LB452	Education
LB453	Judiciary
LB454	Revenue
LB455	Transportation and Telecommunications
LB456	Transportation and Telecommunications
LB457	Revenue
LB458	Judiciary
LB459	Revenue
LB460	Transportation and Telecommunications
LB461	Judiciary
LB462	Appropriations
LB463	Business and Labor
LB464	Appropriations
LB465	Appropriations
LB466	Revenue
LB467	Urban Affairs
LB468	Natural Resources
LB469	Appropriations
LB470	Judiciary
LB471	Judiciary
LB472	Judiciary
LB473	Education
LB474	Judiciary
LB475	Government, Military and Veterans Affairs
LB476	Health and Human Services
LB477	Government, Military and Veterans Affairs
LB478	Nebraska Retirement Systems
LB479	Revenue
LB480	Business and Labor
LB481	Judiciary
LB482	Government, Military and Veterans Affairs
LB483	Natural Resources
LB484	Judiciary
LB485	Health and Human Services
LB486	Transportation and Telecommunications
LR22CA	Revenue
LR24CA	Government, Military and Veterans Affairs

Andersen, Joshua N. - Nebraska Environmental Trust Board - Natural Resources

Christen, Rodney R. - Nebraska Environmental Trust Board - Natural Resources

Curry, Kendall (Ken) B. - Game and Parks Commission - Natural Resources

Hellbusch, Jim - Nebraska Environmental Trust Board - Natural Resources

(Signed) Dan Hughes, Chairperson
Executive Board

BILLS ON FIRST READING

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

LEGISLATIVE BILL 588. Introduced by Stinner, 48.

A BILL FOR AN ACT relating to capital construction; to amend sections 85-420, 85-426, and 86-594, Reissue Revised Statutes of Nebraska, and sections 85-419, 85-421, 85-422, 85-423, 85-424, and 85-425, Revised Statutes Cumulative Supplement, 2020; to rename and change provisions of the University of Nebraska Facilities Program of 2006 and the State College Facilities Program of 2006; to eliminate the University of Nebraska Facilities Program and the State College Facilities Program; to harmonize provisions; to repeal the original sections; to outright repeal sections 85-412, 85-413, 85-414, 85-415, 85-416, 85-417, and 85-418, Reissue Revised Statutes of Nebraska; and to declare an emergency.

LEGISLATIVE BILL 589. Introduced by Groene, 42.

A BILL FOR AN ACT relating to natural resources; to amend section 46-715, Revised Statutes Cumulative Supplement, 2020; to change integrated management plan provisions relating to water augmentation projects for natural streams; and to repeal the original section.

LEGISLATIVE BILL 590. Introduced by Groene, 42.

A BILL FOR AN ACT relating to elections; to amend sections 32-808 and 32-942, Reissue Revised Statutes of Nebraska; to change provisions relating to when ballots shall be ready for delivery for early voting; to change provisions relating to when a registered voter may appear in person to obtain a ballot prior to the day of election; and to repeal the original sections.

LEGISLATIVE BILL 591. Introduced by Groene, 42.

A BILL FOR AN ACT relating to water; to amend section 46-252, Reissue Revised Statutes of Nebraska; to require a permit for any natural resources district water augmentation project; and to repeal the original section.

LEGISLATIVE BILL 592. Introduced by Stinner, 48.

A BILL FOR AN ACT relating to the Automated Medication Systems Act; to amend sections 71-2449 and 71-2451, Reissue Revised Statutes of Nebraska; to provide for use of automated medication distribution machines as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 593. Introduced by Slama, 1.

A BILL FOR AN ACT relating to foreign-country money judgments; to adopt the Uniform Foreign-Country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act.

LEGISLATIVE BILL 594. Introduced by Slama, 1.

A BILL FOR AN ACT relating to economic development; to adopt the Rural Workforce Crisis Act.

LEGISLATIVE BILL 595. Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701.41, 77-2713, and 77-27,223, Reissue Revised Statutes of Nebraska, and sections 77-2701, 77-2701.04, and 77-2711, Revised Statutes Cumulative Supplement, 2020; to provide a sales and use tax exemption for certain products used in the process of manufacturing ethyl alcohol; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 596. Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-908, Reissue Revised Statutes of Nebraska, and sections 77-2715.07, 77-2717, 77-2734.03, and 77-3806, Revised Statutes Cumulative Supplement, 2020; to adopt the Nebraska Higher Blend Tax Credit Act; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 597. Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to income taxes; to amend section 77-2715.07, Revised Statutes Cumulative Supplement, 2020; to provide a tax credit for parents of stillborn children; and to repeal the original section.

LEGISLATIVE BILL 598. Introduced by Wishart, 27.

A BILL FOR AN ACT relating to the Department of Economic Development; to adopt the Small Business Stabilization Grant Program Act; and to declare an emergency.

LEGISLATIVE BILL 599. Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 76-902, Reissue Revised Statutes of Nebraska; to change an exemption from the documentary stamp tax; and to repeal the original section.

LEGISLATIVE BILL 600. Introduced by Brandt, 32.

A BILL FOR AN ACT relating to broadband; to amend sections 18-2603, 18-2609, 70-625.01, 70-701, and 70-704, Reissue Revised Statutes of Nebraska, and section 70-625, Revised Statutes Cumulative Supplement, 2020; to redefine terms and change a bond issuance provision under the Municipal Infrastructure Redevelopment Act; to change powers of public power districts and electric cooperatives as prescribed; to define terms; to state legislative findings and declarations; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 601. Introduced by McKinney, 11.

A BILL FOR AN ACT relating to law enforcement; to amend section 81-1456, Revised Statutes Cumulative Supplement, 2020; to require law enforcement agencies to maintain records regarding officer discipline; to make certain records relating to law enforcement officers public; to create a public data base; to provide a duty for the Nebraska Commission on Law Enforcement and Criminal Justice; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 602. Introduced by Pahls, 31.

A BILL FOR AN ACT relating to motor vehicles; to define terms; to provide duties for insurers relating to aftermarket parts and total loss declarations; and to provide requirements for consumer care of a motor vehicle relating to aftermarket parts.

LEGISLATIVE BILL 603. Introduced by Aguilar, 35; Lathrop, 12.

A BILL FOR AN ACT relating to consumer protection; to adopt the Organized Consumer Product Theft Prevention Act.

LEGISLATIVE BILL 604. Introduced by Geist, 25.

A BILL FOR AN ACT relating to telecommunications; to amend sections 86-123 and 86-134, Reissue Revised Statutes of Nebraska, and sections 86-101, 86-103, 86-124, and 86-324, Revised Statutes Cumulative Supplement, 2020; to adopt the Nebraska Accelerated Broadband Deployment Grant Program Act; to change the Nebraska Telecommunications Regulation Act and the Nebraska Telecommunications Universal Service Fund Act as prescribed; to define terms; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 605. Introduced by Wishart, 27; Geist, 25; Slama, 1.

A BILL FOR AN ACT relating to outdoor recreation and education; to create the Outdoor Recreation and Education Study Committee of the Legislature.

LEGISLATIVE BILL 606. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to power districts; to amend section 70-407, Reissue Revised Statutes of Nebraska; to clarify provisions; and to repeal the original section.

LEGISLATIVE BILL 607. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to schools; to amend section 79-770, Reissue Revised Statutes of Nebraska; to correct references to a federally defined term; and to repeal the original section.

LEGISLATIVE BILL 608. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to the State Racing Commission; to amend section 2-1201, Revised Statutes Cumulative Supplement, 2020; to eliminate obsolete provisions; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 609. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to the Uniform Credentialing Act; to amend section 38-133, Reissue Revised Statutes of Nebraska; to modernize language; and to repeal the original section.

LEGISLATIVE BILL 610. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend section 60-3,162, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to improper issuance of a certificate of registration; and to repeal the original section.

LEGISLATIVE BILL 611. Introduced by Hilgers, 21.

A BILL FOR AN ACT relating to property taxes; to amend section 77-201, Reissue Revised Statutes of Nebraska; to correct a reference to a defined term; and to repeal the original section.

LEGISLATIVE BILL 612. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 44-6408, 60-346, 60-509, 60-534, and 60-549, Reissue Revised Statutes of

Nebraska, and sections 60-310, 60-501, and 60-6,381, Revised Statutes Cumulative Supplement, 2020; to change liability insurance and financial responsibility requirements; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 613. Introduced by Erdman, 47.

A BILL FOR AN ACT relating to the Tax Equalization and Review Commission Act; to amend section 77-5015, Reissue Revised Statutes of Nebraska; to change provisions relating to hearings and decisions on appeals; and to repeal the original section.

LEGISLATIVE BILL 614. Introduced by Erdman, 47.

A BILL FOR AN ACT relating to the Livestock Brand Act; to amend sections 54-1,110, 54-1,111, 54-1,115, and 54-1,119, Revised Statutes Cumulative Supplement, 2020; to eliminate registered feedlot provisions under the act; to harmonize provisions; to repeal the original sections; and to outright repeal section 54-188, Reissue Revised Statutes of Nebraska, and sections 54-1,120, 54-1,121, and 54-1,122, Revised Statutes Cumulative Supplement, 2020.

LEGISLATIVE BILL 615. Introduced by Erdman, 47.

A BILL FOR AN ACT relating to the Game and Parks Commission; to amend sections 37-101 and 37-102, Reissue Revised Statutes of Nebraska, and section 32-101, Revised Statutes Cumulative Supplement, 2020; to provide for election of commission members as prescribed; to eliminate obsolete provisions; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 616. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to abandoned motor vehicles; to amend sections 60-1902, 60-1903, and 60-1903.01, Reissue Revised Statutes of Nebraska; and section 60-1901, Revised Statutes Cumulative Supplement, 2020; to change the value requirement for vesting of title in a local authority or state agency; to change local authority and state agency notice requirements; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 617. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to the Game and Parks Commission; to amend section 37-301, Reissue Revised Statutes of Nebraska; to change a provision relating to commission authority; and to repeal the original section.

LEGISLATIVE BILL 618. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to game and parks; to amend section 37-438, Revised Statutes Cumulative Supplement, 2020; to define terms relating to annual and temporary park permits; and to repeal the original section.

LEGISLATIVE BILL 619. Introduced by Sanders, 45.

A BILL FOR AN ACT relating to the One-Call Notification System Act; to amend section 76-2308, Reissue Revised Statutes of Nebraska, and section 76-2320.02, Revised Statutes Cumulative Supplement, 2020; to redefine a term; to provide minimum depth requirements for certain underground facility installations; and to repeal the original sections.

LEGISLATIVE BILL 620. Introduced by Vargas, 7.

A BILL FOR AN ACT relating to treatment and corrections; to amend sections 83-170, 83-173.03, and 83-4,114, Revised Statutes Cumulative Supplement, 2020; to redefine terms; to limit the use of restrictive housing and solitary confinement; and to repeal the original sections.

LEGISLATIVE BILL 621. Introduced by Friesen, 34; Slama, 1.

A BILL FOR AN ACT relating to social media; to adopt the Social Media Fairness Act.

LEGISLATIVE BILL 622. Introduced by Friesen, 34.

A BILL FOR AN ACT relating to property taxes; to amend sections 77-201 and 77-5023, Reissue Revised Statutes of Nebraska, and section 79-1016, Revised Statutes Cumulative Supplement, 2020; to limit the growth of real property valuations as prescribed; to provide for adjustments to assessed values as prescribed; to harmonize provisions; to provide an operative date; and to repeal the original sections.

SPEAKER HILGERS PRESIDING**SENATOR HUGHES PRESIDING****SENATOR SLAMA PRESIDING****LEGISLATIVE BILL 623.** Introduced by Vargas, 7; Day, 49.

A BILL FOR AN ACT relating to education; to amend sections 48-818.01, 79-101, 79-209, 79-10,110.02, and 79-1204, Revised Statutes Cumulative Supplement, 2020; to adopt the Remote Instruction Act; to change collective-bargaining requirements; to define and redefine terms; to provide duties for attendance officers and school districts; to change provisions

relating to tax levies as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 624. Introduced by McCollister, 20.

A BILL FOR AN ACT relating to treatment and corrections; to amend sections 29-2204.02, 29-3803, 29-3804, 29-4014, 81-1850, 83-1,110, 83-4,111, 83-4,122, and 83-4,123, Reissue Revised Statutes of Nebraska, and sections 29-2204, 83-170, 83-1,109, 83-1,135, and 83-4,114.01, Revised Statutes Cumulative Supplement, 2020; to provide for earned time credit reductions in the minimum terms of prisoners at the Department of Correctional Services; to define a term; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 625. Introduced by Vargas, 7.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 79-1103, Reissue Revised Statutes of Nebraska, and sections 77-2701 and 79-1104.02, Revised Statutes Cumulative Supplement, 2020; to impose a surtax on certain taxable income as prescribed; to provide for the use of the surtax proceeds; to change provisions relating to early childhood education; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 626. Introduced by Vargas, 7.

A BILL FOR AN ACT relating to the Child and Maternal Death Review Act; to amend sections 71-3407, 71-3408, 71-3409, 71-3410, and 71-3411, Reissue Revised Statutes of Nebraska, and sections 71-3405 and 71-3406, Revised Statutes Cumulative Supplement, 2020; to define and redefine terms; to change team and team review provisions; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 627. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to elections; to amend sections 32-512 and 70-611, Reissue Revised Statutes of Nebraska; to change provisions relating to qualified voters in certain public power district elections; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 628. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to the Dentistry Practice Act; to amend section 38-1124, Reissue Revised Statutes of Nebraska; to change provisions relating to faculty licenses; and to repeal the original section.

LEGISLATIVE BILL 629. Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to financial assistance related to COVID-19; to require a grant program to provide financial assistance to certain entities

affected by event cancellations; and to declare an emergency.

LEGISLATIVE BILL 630. Introduced by Bostar, 29; Blood, 3; Cavanaugh, J., 9; Day, 49; Hansen, M., 26; McKinney, 11; Morfeld, 46.

A BILL FOR AN ACT relating to schools; to provide for a pilot program to study commercial air filters in classrooms as prescribed.

NOTICE OF COMMITTEE HEARING(S)

Health and Human Services
Room 1510

Wednesday, January 27, 2021 9:30 a.m.

LB401

LB296

LB374

LB476

Wednesday, January 27, 2021 1:30 p.m.

LB325

LB211

LB14

(Signed) John Arch, Chairperson

Transportation and Telecommunications
Room 1113

Tuesday, January 26, 2021 9:30 a.m.

LB339 (cancel)

(Signed) Curt Friesen, Chairperson

BILLS ON FIRST READING

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

LEGISLATIVE BILL 631. Introduced by Bostar, 29; Morfeld, 46.

A BILL FOR AN ACT relating to rental property; to define a term; to prohibit a county from prohibiting the use of property as a short-term rental as prescribed; and to provide a duty for the Revisor of Statutes.

LEGISLATIVE BILL 632. Introduced by Bostar, 29.

A BILL FOR AN ACT relating to the Department of Economic Development; to amend section 81-1210.02, Reissue Revised Statutes of Nebraska, and section 81-1201.21, Revised Statutes Cumulative Supplement, 2020; to define terms; to create a subaccount within the Job

Training Cash Fund; to provide for an internship program; to provide duties for the department; and to repeal the original sections.

LEGISLATIVE BILL 633. Introduced by Vargas, 7.

A BILL FOR AN ACT relating to the Motor Vehicle Industry Regulation Act; to amend section 60-1411.03, Reissue Revised Statutes of Nebraska, and sections 60-1407 and 60-1438.01, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to license applications, prohibited acts, and franchise restrictions; and to repeal the original sections.

LEGISLATIVE BILL 634. Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to the Nebraska Seed Law; to amend section 81-2,147, Reissue Revised Statutes of Nebraska, and section 81-2,147.01, Revised Statutes Cumulative Supplement, 2020; to provide a civil cause of action relating to unsafe disposal of treated seed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 635. Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to elections; to amend sections 32-314, 32-401, 32-502, 32-503, 32-506, 32-507, 32-509, 32-605, 32-611, 32-612, 32-619.01, 32-623, 32-627, 32-702, 32-716, 32-720, 32-801, 32-809, 32-810, 32-811, 32-813, 32-814, 32-815, and 32-912, Reissue Revised Statutes of Nebraska, and sections 32-312 and 32-610, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to nomination and election of certain partisan candidates as prescribed; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 636. Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to criminal procedure; to amend sections 14-603, 23-1808, 24-519, 25-1023, 25-10,101, 25-1544, 25-2730, 29-401, 29-428, 29-506, 29-901.02, 29-901.04, 29-901.06, 29-902.01, 29-903, 29-904, 29-908, 29-909, 29-1605, 29-1606, 29-1811, 29-2106, 29-2806, 29-2809, 33-117, 42-929, 43-255, 49-801, and 60-1307, Reissue Revised Statutes of Nebraska, and sections 28-311.09, 28-311.11, 29-422, 29-901, 29-901.01, 29-1201, and 43-253, Revised Statutes Cumulative Supplement, 2020; to eliminate cash bail, appearance bonds, and related provisions; to provide procedures, rules, and standards for release on a defendant's own recognizance or upon conditional release; to require appointment of counsel as prescribed; to change provisions relating to conditional release and pretrial release agencies; to eliminate and update obsolete and outdated language; to provide for rules; to provide duties for the Supreme Court; to define a term; to eliminate provisions relating to posting of bonds under the Nebraska Rules of the Road; to harmonize provisions; to repeal the original sections; and to outright repeal sections 29-901.03, 29-901.05, 29-902,

29-905, 29-906, 29-907, 29-1105, 29-1106, 29-1107, 29-1108, 29-1109, 29-1110, and 60-686, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 637. Introduced by Vargas, 7.

A BILL FOR AN ACT relating to public health; to amend sections 23-174.10, 71-1623, 71-1631, 71-1632, and 71-1635, Reissue Revised Statutes of Nebraska, and sections 17-121 and 17-208, Revised Statutes Cumulative Supplement, 2020; to change and eliminate powers of certain cities and villages; to change provisions relating to the authority of certain local boards of health to control contagious diseases; to eliminate certain review and approval powers of the Department of Health and Human Services relating to rules and regulations of local boards of health; to eliminate certain local health director powers as prescribed; to provide county or district health departments with exclusive powers to control contagious or infectious disease; to eliminate boards of health for cities of the first class; to harmonize provisions; to repeal the original sections; and to outright repeal section 16-238, Revised Statutes Cumulative Supplement, 2020.

LEGISLATIVE BILL 638. Introduced by Health and Human Services Committee: Arch, 14, Chairperson; Day, 49; Murman, 38; Walz, 15; Williams, 36.

A BILL FOR AN ACT relating to courts; to amend section 24-1007, Reissue Revised Statutes of Nebraska; to require a report on juveniles discharged from youth rehabilitation and treatment centers; and to repeal the original section.

LEGISLATIVE BILL 639. Introduced by Day, 49; Blood, 3.

A BILL FOR AN ACT relating to schools; to adopt the Seizure Safe Schools Act.

LEGISLATIVE BILL 640. Introduced by Day, 49; Blood, 3; Cavanaugh, J., 9.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1001, 79-1003, 79-1007.11, and 79-1017.01, Revised Statutes Cumulative Supplement, 2020; to redefine terms; to provide for early childhood education aid; to provide a new allowance; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 641. Introduced by Day, 49; Blood, 3; Cavanaugh, J., 9; Vargas, 7.

A BILL FOR AN ACT relating to schools; to amend section 79-8,106, Revised Statutes Cumulative Supplement, 2020; to change provisions

regarding salaries during an epidemic; and to repeal the original section.

LEGISLATIVE BILL 642. Introduced by Day, 49.

A BILL FOR AN ACT relating to schools; to amend sections 79-1007.13 and 79-1018.01, Revised Statutes Cumulative Supplement, 2020; to state findings; to provide reimbursements for mental health expenditures; to state intent for appropriations; to change provisions relating to local system formula resources; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 643. Introduced by Hansen, B., 16; Clements, 2; Erdman, 47; Lowe, 37; Murman, 38.

A BILL FOR AN ACT relating to fundamental rights; to protect an individual liberty right to accept or decline a vaccination under a mandatory directive.

LEGISLATIVE BILL 644. Introduced by Hansen, B., 16.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1601 and 77-1776, Reissue Revised Statutes of Nebraska, and sections 77-1601.02 and 77-3443, Revised Statutes Cumulative Supplement, 2020; to adopt the Property Tax Request Act; to change certain dates relating to tax levies; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 645. Introduced by Hansen, B., 16.

A BILL FOR AN ACT relating to public health; to provide for an enhanced penalty for violations of directed health measures committed by public officials involved in passing such measures.

LEGISLATIVE BILL 646. Introduced by Flood, 19.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2020, LB1008, section 60; to change the maximum amount of certain scholarships; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 647. Introduced by Flood, 19.

A BILL FOR AN ACT relating to cities of the first class; to amend section 16-6,100, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to public buildings and when a vote of the electors is required; and to repeal the original section.

LEGISLATIVE BILL 648. Introduced by Flood, 19.

A BILL FOR AN ACT relating to banking and finance; to adopt the

Transactions in Digital Assets Act.

LEGISLATIVE BILL 649. Introduced by Flood, 19.

A BILL FOR AN ACT relating to banking and finance; to amend section 8-115, Reissue Revised Statutes of Nebraska, and sections 8-101.02, 8-101.03, 8-102, 8-113, 8-148.09, 8-601, 8-602, 8-701, and 8-702, Revised Statutes Cumulative Supplement, 2020; to adopt the Nebraska Financial Innovation Act; to create digital asset depository institutions and provide for charter, operation, supervision, and regulation of such institutions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 650. Introduced by Flood, 19.

A BILL FOR AN ACT relating to carbon dioxide; to adopt the Nebraska Geologic Storage of Carbon Dioxide Act; to create funds; and to provide penalties.

LEGISLATIVE BILL 651. Introduced by Wayne, 13; McKinney, 11.

A BILL FOR AN ACT relating to students; to amend section 79-236, Reissue Revised Statutes of Nebraska; to provide a termination date for the enrollment option program; and to repeal the original section.

LEGISLATIVE BILL 652. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to economic development; to adopt the Nebraska Historically Underutilized Business Program Act; and to provide an operative date.

LEGISLATIVE BILL 653. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to the Community Development Law; to amend sections 18-2101, 18-2101.02, 18-2103, 18-2117.02, and 18-2119, Revised Statutes Cumulative Supplement, 2020; to define a term; to change provisions relating to the utilization of historically underutilized businesses, reporting requirements, and redevelopment contracts; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 654. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to public funds; to adopt the Public Entities Investment Trust Act.

LEGISLATIVE BILL 655. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to the Tobacco Products Tax Act; to amend section 77-4008, Reissue Revised Statutes of Nebraska; to change

provisions relating to the tax on cigars, cheroots, and stogies as prescribed; to harmonize provisions; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 656. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to municipalities; to amend section 86-594, Reissue Revised Statutes of Nebraska; to authorize retail or wholesale broadband services or Internet services by a municipality; to harmonize provisions; to provide a duty for the Revisor of Statutes; and to repeal the original section.

NOTICE OF COMMITTEE HEARING(S)

Natural Resources
Room 1525

Thursday, January 28, 2021 9:30 a.m.
LB406
LB336

Thursday, January 28, 2021 1:30 p.m.
LB395
LB223
LB399

(Signed) Bruce Bostelman, Chairperson

BILLS ON FIRST READING

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

LEGISLATIVE BILL 657. Introduced by Vargas, 7; Cavanaugh, J., 9; McKinney, 11.

A BILL FOR AN ACT relating to the Legislature; to state findings; to provide for racial impact statements for legislation; to provide powers and duties for the office of Legislative Research.

LEGISLATIVE BILL 658. Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the Office of Inspector General of the Nebraska Correctional System Act; to amend section 47-901, Revised Statutes Cumulative Supplement, 2020; to require a study and a report; to state intent regarding appropriations; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 659. Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the Legislature; to create the Workforce

Development Committee of the Legislature; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 660. Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the State Employees Collective Bargaining Act; to amend section 81-1373, Reissue Revised Statutes of Nebraska; to authorize collective bargaining on an administrative unit-wide basis as prescribed; to eliminate obsolete provisions; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 661. Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 29-2221, Reissue Revised Statutes of Nebraska, and sections 28-101, 28-115, 28-929, 28-929.01, 28-929.02, 28-930, 28-931, 28-934, 28-1351, and 28-1354, Revised Statutes Cumulative Supplement, 2020; to prohibit assault on a public transportation driver; to change and eliminate provisions and penalties relating to offenses involving assault on an officer, emergency responder, certain employees, or a health care professional; to define and redefine terms; to harmonize provisions; to repeal the original sections; and to outright repeal section 28-931.01, Revised Statutes Cumulative Supplement, 2020.

LEGISLATIVE BILL 662. Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to appropriations; to state intent regarding appropriations to the Department of Health and Human Services.

LEGISLATIVE BILL 663. Introduced by Geist, 25.

A BILL FOR AN ACT relating to mental health records; to amend sections 71-925 and 71-961, Reissue Revised Statutes of Nebraska, and section 83-109, Revised Statutes Cumulative Supplement, 2020; to provide for the release of certain information to the Nebraska Commission on Law Enforcement and Criminal Justice; to provide a duty for the commission; to define a term; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 664. Introduced by Groene, 42.

A BILL FOR AN ACT relating to the Mutual Finance Assistance Fund; to amend section 35-1206, Revised Statutes Cumulative Supplement, 2020; to change distributions from the fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 665. Introduced by Business and Labor Committee: Hansen, B., 16, Chairperson; Blood, 3; Gragert, 40; Halloran, 33.

A BILL FOR AN ACT relating to claims against the state; to disapprove

certain claims.

LEGISLATIVE BILL 666. Introduced by Business and Labor Committee: Hansen, B., 16, Chairperson; Blood, 3; Gragert, 40; Halloran, 33.

A BILL FOR AN ACT relating to claims against the state; to appropriate funds for the payment of certain claims; to provide for payment of the claims; to authorize agencies to write off certain claims as prescribed; and to declare an emergency.

LEGISLATIVE BILL 667. Introduced by Halloran, 33.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-144.01, Reissue Revised Statutes of Nebraska; to provide for confidentiality of and access to certain injury reports; and to repeal the original section.

LEGISLATIVE BILL 668. Introduced by Hughes, 44.

A BILL FOR AN ACT relating to the Game and Parks Commission; to amend section 37-104, Reissue Revised Statutes of Nebraska; to provide for the relocation of commission headquarters as prescribed; and to repeal the original section.

LEGISLATIVE BILL 669. Introduced by Vargas, 7; Aguilar, 35; Blood, 3; Dorn, 30; Flood, 19; Hansen, B., 16; Lathrop, 12; Lindstrom, 18; McKinney, 11; Wayne, 13.

A BILL FOR AN ACT relating to postsecondary education; to adopt the Veteran Promise Act.

LEGISLATIVE BILL 670. Introduced by Murman, 38; Aguilar, 35; Brewer, 43; Clements, 2; Dorn, 30; Erdman, 47; Flood, 19; Gragert, 40; Halloran, 33; Hansen, B., 16; Lowe, 37; Sanders, 45; Slama, 1.

A BILL FOR AN ACT relating to highways; to amend section 39-201.01, Reissue Revised Statutes of Nebraska, and sections 39-202 and 39-206, Revised Statutes Cumulative Supplement, 2020; to authorize the display of signs along roadways memorializing persons killed on Nebraska roadways as prescribed; to provide powers and duties for the Department of Transportation; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 671. Introduced by Murman, 38; Dorn, 30; Erdman, 47; Flood, 19; Gragert, 40; Halloran, 33.

A BILL FOR AN ACT relating to appropriations; to state intent relating to appropriations to the University of Nebraska.

LEGISLATIVE BILL 672. Introduced by Murman, 38; Briese, 41; Dorn, 30; Erdman, 47; Friesen, 34; Halloran, 33.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2704.36, Reissue Revised Statutes of Nebraska; to change a sales tax exemption relating to agricultural machinery and equipment; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 673. Introduced by Murman, 38; Aguilar, 35; Brewer, 43; Clements, 2; Dorn, 30; Erdman, 47; Flood, 19; Gragert, 40; Groene, 42; Halloran, 33; Hansen, B., 16; Lowe, 37; Sanders, 45; Slama, 1.

A BILL FOR AN ACT relating to education; to amend sections 9-812, 79-258, 79-2,144, 79-1001, 79-1022, 79-1022.02, and 79-1031.01, Revised Statutes Cumulative Supplement, 2020; to adopt the Education Behavioral Awareness and Support Act; to change the distribution of lottery funds; to add duties for the state school security director; to change the Tax Equity and Educational Opportunities Support Act; to distribute funds; to change the determination and certification dates relating to the distribution of aid and duties of the Appropriations Committee of the Legislature; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 674. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to the Affordable Housing Tax Credit Act; to amend sections 77-2501, 77-2502, 77-2503, 77-2505, and 81-523, Reissue Revised Statutes of Nebraska; to redefine a term; to change provisions relating to the allocation and use of tax credits; to provide for applicability; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 675. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to education; to adopt the Education Lobbyist Pay Transparency Act.

LEGISLATIVE BILL 676. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to cigarette taxes; to amend section 77-2601, Revised Statutes Cumulative Supplement, 2020; to redefine a term; and to repeal the original section.

LEGISLATIVE BILL 677. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to social services; to amend sections 68-1206 and 68-1724, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to eligibility for transitional child care assistance; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 678. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to pharmacy benefits; to amend sections 68-901 and 71-2484, Revised Statutes Cumulative Supplement, 2020; to adopt the Pharmacy Benefit Manager Regulation Act; to transfer provisions related to pharmacy benefits; to require an audit as prescribed; to harmonize provisions; to provide a duty for the Revisor of Statutes; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 679. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to revenue and taxation; to require the Tax Commissioner to collect lodging taxes imposed by cities and villages.

LEGISLATIVE BILL 680. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to income taxes; to amend section 77-2734.02, Reissue Revised Statutes of Nebraska; to change the corporate income tax rate as prescribed; and to repeal the original section.

LEGISLATIVE BILL 681. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to the Nebraska educational savings plan trust; to amend sections 68-1201, 85-1801, 85-1805, 85-1811, 85-1812, and 85-1814, Reissue Revised Statutes of Nebraska, and sections 72-1239.01, 77-3,110, 77-2716, 85-1802, 85-1804, 85-1806, 85-1807, 85-1808, 85-1809, 85-1810, 85-1813, 85-1815, 85-1816, 85-1817, 85-2802, 85-2803, and 85-2804, Revised Statutes Cumulative Supplement, 2020; to provide additional tax benefits for Nebraska educational savings plan trust accounts; to restate intent; to change provisions relating to withdrawals; to include savings plans for elementary and secondary education in the Nebraska educational savings plan trust; to redefine terms; to transfer provisions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 682. Introduced by Linehan, 39.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-1101, 77-1102, 77-1110, 77-1115, and 77-1116, Reissue Revised Statutes of Nebraska; to change the New Markets Job Growth Investment Act as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 683. Introduced by Wayne, 13.

A BILL FOR AN ACT relating to net metering; to amend sections 70-2001, 70-2002, and 70-2003, Reissue Revised Statutes of Nebraska; to state legislative declarations; to redefine net metering and qualified facility; to change and provide powers for a local distribution utility; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 684. Introduced by Clements, 2.

A BILL FOR AN ACT relating to labor; to amend section 79-873, Reissue Revised Statutes of Nebraska; to allow public school employees to join or terminate membership in a labor organization as prescribed; to harmonize provisions; to repeal the original section; and to declare an emergency.

RESOLUTION(S)**LEGISLATIVE RESOLUTION 29.** Introduced by Cavanaugh, M., 6.

WHEREAS, Saint Francis Ministries was awarded a five-year, 197 million dollar child welfare contract to serve abused and neglected children in the eastern service area of Douglas and Sarpy Counties by the Department of Health and Human Services; and

WHEREAS, under that contract Saint Francis Ministries has responsibility for approximately 2,500 children who are wards of the State of Nebraska or are in Nebraska families who are in need of services to keep their children safe and healthy; and

WHEREAS, Saint Francis Ministries has been accused in the State of Kansas of gross mismanagement of funds and the State of Kansas has charged the former Chief Executive Officer of Saint Francis Ministries, Robert Smith, with using company credit cards for inappropriate expenditures including personal travel, personal expenses, travel expenses of a friend, expenses for a business in El Salvador owned by his wife, and \$80,000 in tickets to the Chicago Cubs and hiding it from the Board of Directors; and

WHEREAS, Saint Francis Ministries has estimated a 27 million dollar operating loss for the first year of the contract and may be at risk of bankruptcy; and

WHEREAS, an evaluation from January through September of 2020 released by the Department of Health and Human Services indicated that more than half of Saint Francis Ministries caseworkers had caseloads above the limits set by state law and the contract requires them to meet those statutory limits, and Saint Francis Ministries has failed to provide timely documentation on placements and case plans and has failed to do proper background checks for workers; and

WHEREAS, Saint Francis Ministries and the Department of Health and Human Services failed to give in person updates on the contract and care of the children involved to the Health and Human Services Committee of the Legislature at the December 16, 2020, interim hearing.

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

1. That the Legislature hereby calls for the Executive Board of the Legislative Council to meet forthwith and appoint a special committee of the Legislature to be known as the Eastern Service Area Child Welfare Contract Special Investigative and Oversight Committee of the Legislature.

The committee shall consist of nine members of the Legislature appointed by the executive board. Members shall include three members of the Health and Human Services Committee of the Legislature with at least one member representing the eastern service area, one member of the Appropriations Committee of the Legislature, one member of the Education Committee of the Legislature, three members of the Judiciary Committee of the Legislature with at least one member representing the eastern service area, and one at-large member of the Legislature. The committee shall elect a chairperson and vice-chairperson from the membership of the committee. The executive board may provide the committee with a legal counsel, committee clerk, and other staff as required by the committee from existing legislative staff, including the Inspector General of Nebraska Child Welfare. The executive board may authorize the committee to hire outside legal counsel, consultants, and investigators as required by the committee. The committee may hold hearings and issue subpoenas to compel the attendance of witnesses and the production of any papers, books, accounts, documents, and testimony.

2. The Eastern Service Area Child Welfare Contract Special Investigative and Oversight Committee of the Legislature is hereby authorized to study the quality of care and related staffing issues of the contractor and the contractor's interactions with families and children, foster families, Nebraska courts, and with the Department of Health and Human Services. The committee shall investigate placement and quality of care received by the children of the eastern service area through the contract services agreement with Saint Francis Ministries. The committee shall also study the Department of Health and Human Services and the Department of Administrative Services with respect to the award, implementation, and oversight of the contract. The committee shall utilize existing studies, reports, and legislation developed to address the current conditions. The committee shall not be limited to such studies, reports, or legislation.

3. The committee shall issue a report with its findings and recommendations to the Legislature no later than December 1, 2022.

Laid over.

LEGISLATIVE RESOLUTION 30. Introduced by Albrecht, 17.

WHEREAS, "Check with Schmit-Albin if you want to win" were the words used in a 2007 Lincoln Journal Star article describing the political power and influence of Julie Schmit-Albin; and

WHEREAS, Julie was one of ten children born to Irene "Rene Jo" and Loran Schmit. Loran served as a senator in the Nebraska Legislature from 1969 to 1993; and

WHEREAS, Julie grew up around the Capitol as a teenager and young woman, watching her dad as a senator. Julie always had a deep respect for public office; and

WHEREAS, in 1981, at the age of 24, Julie began advocating for the rights of the unborn while pregnant with her first child; and

WHEREAS, Julie started attending Lincoln Right to Life meetings in 1981 and went on to start the Nance County Right to Life when she moved to Fullerton with her husband, John; and

WHEREAS, Julie returned to Lincoln and became the executive director of Nebraska Right to Life in 1989, a position she held for more than 30 years; and

WHEREAS, throughout these years with Nebraska Right to Life, Julie was responsible for education and legislative and political outreach; and

WHEREAS, Julie successfully shepherded numerous significant pro-life bills through the process to be signed into law by Nebraska governors; and

WHEREAS, Julie also served on the Board of Directors of National Right to Life for 15 years; and

WHEREAS, Julie has been described as a woman who was fearfully respected during her career as a lobbyist and political advocate on behalf of the unborn; and

WHEREAS, Julie was never one to let a public official waffle on pro-life legislation, especially if the public official had received a public endorsement from Julie and the Nebraska Right to Life Political Action Committee; and

WHEREAS, Julie was a woman of keen knowledge, vast experience, and a far-reaching memory on pro-life policy; and

WHEREAS, Julie was also a woman of deep love, kindness, compassion, and prayer. She understood that pro-life advocacy includes reshaping the broader culture by transforming the hearts and minds of people, one-by-one, little-by-little, prayer-by-prayer; and

WHEREAS, Julie never failed to show her deepest appreciation for the committed work of pro-life volunteers across the state, always sensitive to their needs and a partner in their efforts; and

WHEREAS, Julie was also a loving, caring, and involved wife and mother to her children, John, Rachel, Molly, and Annie; and

WHEREAS, Julie Schmit-Albin was honored with the Gospel of Life award at the 2019 Bishops' Pro-Life Banquet and Conference.

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

1. That the Legislature honors Julie Schmit-Albin for her fierce advocacy on behalf of the unborn.

2. That a copy of this resolution be sent to the family of Julie Schmit-Albin.

Laid over.

LEGISLATIVE RESOLUTION 31. Introduced by Geist, 25.

WHEREAS, an omphalocele is a birth defect that occurs early in pregnancy in which the abdominal wall does not close properly and some or most of the abdominal organs protrude into the umbilical cord; and

WHEREAS, it is estimated that a small omphalocele occurs in about one out of every five thousand pregnancies and a large or giant omphalocele occurs in about one out of every ten thousand pregnancies; and

WHEREAS, an omphalocele may be isolated or may be associated with other defects or chromosomal abnormalities; and

WHEREAS, despite the challenges a baby born with an omphalocele may face, many survive and go on to live happy, healthy lives; and

WHEREAS, Mothers of Omphaloceles is a group of over four thousand parents from around the world that was created to provide hope and information to families with babies diagnosed with an omphalocele.

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

1. That the Legislature recognizes Mothers of Omphaloceles for the tireless efforts undertaken to advocate for children with omphalocele and raise awareness that an omphalocele is a treatable condition.

2. That the Legislature recognizes International Omphalocele Awareness Day celebrated annually on January 31 as part of Birth Defects Prevention Month.

3. That a copy of this resolution be sent to Mothers of Omphaloceles.

Laid over.

SPEAKER'S ANNOUNCEMENT

Pursuant to Rule 4, Section 8, LR29 was referred to the Reference Committee.

NOTICE OF COMMITTEE HEARING(S)

Revenue
Room 1524

Wednesday, January 27, 2021 9:30 a.m.
LR22CA

Wednesday, January 27, 2021 1:30 p.m.
LB408

Thursday, January 28, 2021 9:30 a.m.
LB69

Thursday, January 28, 2021 1:30 p.m.
LB364

(Signed) Lou Ann Linehan, Chairperson

PROPOSED RULE CHANGE(S)

Senator Halloran filed the following proposed rule change:

Amend Rule 1, Sec. 1 and Rule 3, Sec. 8**Rule 1**

Section 1. Officers to be Elected. (a) At the commencement of each regular session in odd-numbered years the Legislature shall nominate from the floor and elect by ~~secret ballot~~ viva voce the following officers:

Speaker

Chairperson of Committee on Committees

Chairperson of Executive Board

Vice Chairperson of Executive Board

6 Members of Executive Board (See footnote)

Before the ~~ballot~~ vote is taken each person so nominated may make a public statement to the Legislature indicating what the Legislature may expect from him or her in the area of the responsibility of such office. In accordance with Article III Section 11 of the Nebraska Constitution, the yeas and nays of the members shall at the desire of any one of them be entered into the journal. The officers so elected shall hold such office for a period of two years.

The Legislature elects two from Legislative Districts 2, 3, 15, 16, 19, 21 through 29, 45, and 46; two from Legislative Districts 4 through 14, 18, 20, 31, 39, and 49; and two from Legislative Districts 1, 17, 30, 32 through 38, 40 through 44, 47, and 48. Speaker is member of Board; Chairperson of Appropriations is nonvoting member. RRS 50 401.01.

(b) In the event a vacancy occurs on the Executive Board, the following shall apply:

(i) The Vice Chairperson shall serve as acting Chairperson upon the resignation or death of the Chairperson until the commencing of the next regular session of the Legislature, at which time the Legislature shall nominate from the floor and elect by secret ballot a Chairperson of the Executive Board for the balance of the original term.

(ii) Upon the resignation or death of the Speaker, during the interim, said position shall remain vacant until the next regular session or special session the Legislature convenes, at which time a Speaker shall be nominated from the floor and elected by secret ballot for the balance of the original term.

Upon the resignation or death of the Speaker during the session, a Speaker shall immediately be nominated from the floor and elected by secret ballot for the balance of the term.

(iii) In the event there is a vacancy of the Vice Chairperson of the Executive Board during the interim, said vacancy shall be filled pursuant to Rule 3, Section 8(c) until the commencing of the next regular session of the Legislature at which time the Legislature shall nominate from the floor and

elect by secret ballot a Vice Chairperson of the Executive Board for the balance of the original term.

(iv) During session, a vacancy among the remaining six members of the Executive Board shall be filled by a majority vote of all members of the respective caucus from which the vacancy occurred, subject to approval of the Legislature. The individual so selected shall serve for the balance of the original term.

During the interim, a vacancy among the remaining six members of the Executive Board shall be filled by a majority vote of all members of the respective caucus from which the vacancy occurred, subject to approval of the Executive Board. The individual so selected shall serve for the balance of the original term.

Rule 3

Sec. 8. Chairperson, Vice Chairperson. (a) The chairperson of each standing and select committee shall be selected by ~~secret ballot~~ viva voce on the floor of the Legislature. In accordance with Article III Section 11 of the Nebraska Constitution, the yeas and nays of the members shall at the desire of any one of them be entered into the journal.

(b) The chairperson of a special committee shall be selected in the manner provided by the act authorizing the committee, or if not specified, by the Executive Board. All votes for chairperson of a special committee shall be viva voce. In accordance with Article III Section 11 of the Nebraska Constitution, the yeas and nays of the members shall at the desire of any one of them be entered into the journal.

(c) Each committee shall elect from its membership a vice chairperson to serve in the absence of the chairperson. All votes for chairperson of a special committee shall be viva voce. In accordance with Article III Section 11 of the Nebraska Constitution, the yeas and nays of the members shall at the desire of any one of them be entered into the journal.

(d) The chairperson may, at his or her discretion, assume the title of chairman, chairwoman, or chair for legislative purposes.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Cavanaugh, J. name added to LB64.

Senator Brandt name added to LB135.

Senator Pahls name added to LB263.

Senator Gragert name added to LB389.

Senator Briese name added to LB581.

Senator Albrecht name added to LB581.

Senator McKinney name added to LB636.

ADJOURNMENT

At 11:32 a.m., on a motion by Senator Clements, the Legislature adjourned until 9:30 a.m., Thursday, January 21, 2021.

Patrick J. O'Donnell
Clerk of the Legislature

