

SIXTY-FIFTH DAY - APRIL 22, 2021**LEGISLATIVE JOURNAL****ONE HUNDRED SEVENTH LEGISLATURE
FIRST SESSION****SIXTY-FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, April 22, 2021

PRAYER

The prayer was offered by Senator Kolterman.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Pahls.

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 Bostar, M. Cavanaugh, M. Hansen, Hunt, Pansing Brooks, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

Page 1053, line 29, after "LBs" insert "385e, 666e, 386e, 386Ae,".
The Journal for the sixty-third day was approved as corrected.

The Journal for the sixty-fourth day was approved.

GENERAL FILE

LEGISLATIVE BILL 408. Committee [AM371](#), found on page 503, was offered.

Senator Linehan withdrew her amendment, [AM521](#), found on page 560, to the committee amendment.

Senator Briese asked unanimous consent to withdraw his amendment, [FA12](#), found on page 742, to the committee amendment, and replace it with his substitute amendment, [AM1064](#), found on page 1082, to the committee

amendment.

Senator Morfeld objected.

Senator Briese offered the following motion:

[MO41](#)

Substitute AM1064 for FA12.

SPEAKER HILGERS PRESIDING

SENATOR HUGHES PRESIDING

Pending.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR Committee
LR102 Natural Resources

(Signed) Dan Hughes, Chairperson
Executive Board

AMENDMENT(S) - Print in Journal

Senator Wayne filed the following amendment to [LB388](#):

[AM850](#)

(Amendments to Standing Committee amendments, AM530)

1 1. Insert the following new sections:

2 Sec. 11. (1) A municipality may provide broadband services or

3 Internet services on a retail or wholesale basis. For purposes of this

4 section, broadband services and Internet services have the same meaning

5 as in section 86-593.

6 (2) A municipality shall not develop a broadband network after

7 December 31, 2031, except that a municipality may continue to provide

8 broadband services or Internet services after such date using any

9 broadband network developed by such municipality prior to December 31,

10 2031.

11 Sec. 12. Section 86-594, Reissue Revised Statutes of Nebraska, is

12 amended to read:

13 86-594 (1) Except as provided in the Educational Service Units Act

14 and sections 79-1319, 81-1120.01 to 81-1120.28, 85-401 to 85-418, 85-1501

15 to 85-1542, ~~and 86-575,~~ and section 11 of this act, an agency or

16 political subdivision of the state that is not a public power supplier

17 shall not provide on a retail or wholesale basis any broadband services,

18 Internet services, telecommunications services, or video services.

19 (2) The provisions of subsection (1) of this section shall not apply

20 to services which an agency or political subdivision of the state was

21 authorized to provide and was providing prior to January 1, 2005.

22 Sec. 13. The Revisor of Statutes shall assign section 11 of this

23 act to Chapter 18.

24 Sec. 14. Sections 11, 12, 13, and 15 of this act become operative

25 three calendar months after the adjournment of this legislative session.

26 The other sections of this act become operative on their effective date.
1 Sec. 15. Original section 86-594, Reissue Revised Statutes of
2 Nebraska, is repealed.
3 2. Renumber the remaining section accordingly.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator McDonnell name added to LB306.

RECESS

At 11:59 a.m., on a motion by Speaker Hilgers, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., Speaker Hilgers presiding.

ROLL CALL

The roll was called and all members were present except Senators Albrecht, Halloran, Pansing Brooks, and Vargas who were excused until they arrive.

GENERAL FILE

LEGISLATIVE BILL 408. Senator Blood offered the following motion:

[MO42](#)

Bracket until May 10, 2021.

SENATOR HUGHES PRESIDING

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

Senator Clements moved for a call of the house. The motion prevailed with 22 ayes, 3 nays, and 24 not voting.

Senator Clements requested a roll call vote on the motion to cease debate.

Voting in the affirmative, 26:

Albrecht	Dorn	Groene	Linehan	Stinner
Bostelman	Erdman	Halloran	Lowe	Williams
Brandt	Flood	Hansen, B.	Moser	
Brewer	Friesen	Hilgers	Murman	
Briese	Geist	Hughes	Sanders	
Clements	Gragert	Lindstrom	Slama	

Voting in the negative, 14:

Blood	Day	Hilkemann	McKinney	Vargas
Cavanaugh, J.	DeBoer	Hunt	Morfeld	Wishart
Cavanaugh, M.	Hansen, M.	Kolterman	Pansing Brooks	

Present and not voting, 8:

Aguilar	Bostar	McCollister	Walz
Arch	Lathrop	Pahls	Wayne

Excused and not voting, 1:

McDonnell

The motion to cease debate prevailed with 26 ayes, 14 nays, 8 present and not voting, and 1 excused and not voting.

Senator Blood withdrew her motion.

The Chair declared the call raised.

Senator Morfeld offered the following motion:

[MO43](#)

Recommit to the Revenue Committee.

SPEAKER HILGERS PRESIDING

Senator M. Hansen offered the following motion:

[MO44](#)

Bracket until June 10, 2021.

SENATOR WILLIAMS PRESIDING

SPEAKER HILGERS PRESIDING

Senator Briese offered the following motion:

[MO45](#)

Invoke cloture pursuant to Rule 7, Section 10.

Senator Briese moved for a call of the house. The motion prevailed with 34

ayes, 4 nays, and 11 not voting.

Senator Briese requested a roll call vote on the motion to invoke cloture.

Voting in the affirmative, 29:

Aguilar	Briese	Geist	Hughes	Murman
Albrecht	Clements	Gragert	Lindstrom	Sanders
Arch	Dorn	Groene	Linehan	Slama
Bostelman	Erdman	Halloran	Lowe	Vargas
Brandt	Flood	Hansen, B.	McDonnell	Wayne
Brewer	Friesen	Hilgers	Moser	

Voting in the negative, 8:

Blood	Cavanaugh, M.	Hansen, M.	McKinney
Cavanaugh, J.	DeBoer	Hunt	Morfeld

Present and not voting, 11:

Bostar	Kolterman	Pahls	Williams
Day	Lathrop	Pansing Brooks	Wishart
Hilkemann	McCollister	Stinner	

Excused and not voting, 1:

Walz

The Briese motion to invoke cloture failed with 29 ayes, 8 nays, 11 present and not voting, and 1 excused and not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 290A. Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 290, One Hundred Seventh Legislature, First Session, 2021.

COMMITTEE REPORT(S)

Natural Resources

LEGISLATIVE BILL 406. Placed on General File with amendment.

[AM1092](#)

1 1. Strike the original sections and insert the following new 2 sections:

3 Section 1. The Legislature finds and declares as follows:

4 (1) The future vibrancy of the people, communities, and businesses

5 of Nebraska depends on reliable sources of water;

6 (2) While it is in the state's best interest to retain control over
7 its water supplies, much of the state's water resources are currently
8 underutilized;

9 (3) Well-planned flood control is critical to the future of the
10 people, communities, and businesses of Nebraska;

11 (4) The state's water resources provide economic benefit to the
12 people, communities, and businesses of Nebraska by helping to attract
13 visitors from other states and boost local economies;

14 (5) Nebraska has tremendous water resources across the state,
15 including, but not limited to, the Ogallala Aquifer, Lake McConaughy, the
16 Platte River, the Republican River, and the Missouri River. The state's
17 lakes and rivers help Nebraskans enjoy the water resources in our state
18 and make Nebraska an even more attractive place to live and raise a
19 family;

20 (6) In light of the disruption from the COVID-19 coronavirus
21 pandemic and the trend toward a remote workforce around the country,
22 people around the country are rethinking where they want to work, live,
23 and raise a family. As people consider where to live, access to
24 sustainable water resources and outdoor recreational opportunities will
25 be important considerations in making Nebraska a competitive choice for
26 the future;

27 (7) Studies should be conducted focusing on securing Nebraska's
1 future water supply and strengthening Nebraska's flood control
2 infrastructure, while also considering economic and recreational
3 opportunities, including opportunities from increased tourism, in finding
4 innovative solutions and winning opportunities for the State of Nebraska;

5 (8) Any such studies must not deter ongoing economic activity or
6 fail to protect current investment in the areas under study; and

7 (9) An investment in a one-time series of studies that take
8 advantage of previous studies while including innovative approaches and
9 new technologies is best positioned to find solutions for all Nebraskans,
10 especially Nebraskans living, working, and investing in the areas under
11 study.

12 Sec. 2. (1) The Statewide Tourism and Recreational Water Access and
13 Resource Sustainability Special Committee of the Legislature is hereby
14 established as a special legislative committee to exercise the powers and
15 perform the duties provided in this section. The special legislative
16 committee shall consist of no fewer than seven members of the Legislature
17 as determined by the Executive Board of the Legislative Council. The
18 special legislative committee shall consist of the Speaker of the
19 Legislature, who shall serve as chairperson of the special legislative
20 committee, the chairperson of the Natural Resources Committee of the
21 Legislature, one member of the Appropriations Committee of the
22 Legislature, and at least four other members of the Legislature appointed
23 by the executive board. The appointed members of the special legislative
24 committee shall be members who represent legislative districts comprising
25 portions of the areas under study or who otherwise have knowledge of such
26 areas.

27 (2) The Executive Board of the Legislative Council shall provide
28 staff as required by the special legislative committee from existing
29 legislative staff. In addition, the special legislative committee may
30 hire additional staff, make expenditures for travel, and enter into
31 contracts for consulting, engineering, and development studies. The
1 contracts shall be subject to approval by the executive board upon the
2 recommendation of a majority of the members of the special legislative
3 committee. It is the intent of the Legislature to appropriate two million
4 dollars for fiscal year 2021-22 to carry out the purposes of this
5 section.

6 (3)(a) Studies shall be conducted on:

7 (i) The need to protect public and private property, including use
8 of levee systems, enhance economic development, and promote private
9 investment and the creation of jobs along the Platte River and its
10 tributaries from Columbus, Nebraska, to Plattsmouth, Nebraska;
11 (ii) The need to provide for public safety, public infrastructure,
12 land-use planning, recreation, and economic development in the Lake
13 McConaughy region of Keith County, Nebraska; and
14 (iii) The socioeconomic conditions, recreational and tourism
15 opportunities, and public investment necessary to enhance economic
16 development and to catalyze private investment in the region in Knox
17 County, Nebraska, that lies north of State Highway 12 and extends to the
18 South Dakota border and includes Lewis and Clark Lake and Niobrara State
19 Park.
20 (b) The study of the Lower Platte River pursuant to subdivision (3)
21 (a)(i) of this section shall not include a study of any dam on a Platte
22 River channel, but may include infrastructure options that maintain the
23 integrity of the main channel of the Platte River. The committee may
24 study dams relating to tributaries of the Platte River and levees in such
25 area.
26 (c) The studies regarding Lake McConaughy in Keith County and Lewis
27 and Clark Lake and Niobrara State Park in Knox County shall evaluate the
28 outcomes and the economic benefits of proposed development and
29 improvements to residents, the local region, and state tourism.
30 (4) The special legislative committee may hold hearings and request
31 and receive reports from federal, state, county, city, and village
32 agencies and natural resources districts regarding matters pertaining to
33 such studies. The special legislative committee may hold one or more
34 closed sessions for the receipt of confidential information if at least
35 one-half of the members of the special legislative committee vote in open
36 session to hold a closed session. The special legislative committee may
37 appoint one or more subcommittees for the purpose of receiving public
38 input as it relates to the purposes described in section 1 of this act
39 and this section.
40 (5) The special legislative committee shall endeavor to complete
41 each study on or before December 31, 2021, but such studies shall be
42 completed no later than December 31, 2022.
43 Sec. 3. Since an emergency exists, this act takes effect when
44 passed and approved according to law.

(Signed) Bruce Bostelman, Chairperson

NOTICE OF COMMITTEE HEARING(S)

Education
Room 1525

Tuesday, May 4, 2021 12:15 p.m.
Marjean C. Terrell - Board of Trustees of the Nebraska State Colleges
Jess D. Zeiss - Board of Trustees of the Nebraska State Colleges
William "Scott" Wilson - Coordinating Commission for Postsecondary
Education

(Signed) Lynne Walz, Chairperson

AMENDMENT(S) - Print in Journal

Senator Friesen filed the following amendment to LB408:
AM1089

(Amendments to Standing Committee amendments, AM371)

- 1 1. Insert the following new section:
- 2 Sec. 8. Beginning on the operative date of this act, the levy
- 3 limitations imposed in section 77-3442 shall no longer apply.
- 4 2. Renumber the remaining sections accordingly.

Senator B. Hansen filed the following amendment to LB644:
AM1073 is available in the Bill Room.

Senator Hilkemann filed the following amendment to LB644:
AM1056

(Amendments to AM1073)

- 1 1. On page 7, line 2, strike "and"; in line 6 strike the period and
- 2 insert "; and"; after line 6 insert the following new subdivision:
- 3 "(iii) By publishing notice of the hearing in a legal newspaper in
- 4 or of general circulation in the relevant county."; and in line 20 after
- 5 the first comma insert "and published in the newspaper".

Senator Walz filed the following amendment to LB529:
AM1090

(Amendments to Standing Committee amendments, AM495)

- 1 1. Strike section 61 and insert the following new sections:
- 2 Sec. 21. Section 79-1248, Reissue Revised Statutes of Nebraska, is
- 3 amended to read:
- 4 79-1248 The powers and duties of the Educational Service Unit
- 5 Coordinating Council include, but are not limited to:
- 6 (1) Providing public access to lists of qualified distance education
- 7 courses;
- 8 (2) Collecting and providing school schedules for participating
- 9 educational entities;
- 10 (3) Facilitation of scheduling for qualified distance education
- 11 courses;
- 12 (4) Brokering of qualified distance education courses to be
- 13 purchased by educational entities;
- 14 (5) Assessment of distance education needs and evaluation of
- 15 distance education services;
- 16 (6) Compliance with technical standards as set forth by the Nebraska
- 17 Information Technology Commission and academic standards as set forth by
- 18 the State Department of Education related to distance education;
- 19 (7) Establishment of a system for scheduling courses brokered by the
- 20 council and for choosing receiving educational entities when the demand
- 21 for a course exceeds the capacity as determined by either the technology
- 22 available or the course provider;
- 23 (8) Administration of learning management systems, either through
- 24 the staff of the council or by delegation to an appropriate educational
- 25 entity, with the funding for such systems provided by participating
- 26 educational entities; ~~and~~
- 1 (9) Coordination with educational service units and postsecondary
- 2 educational institutions to provide assistance for instructional design
- 3 for both two-way interactive video distance education courses and the
- 4 offering of graduate credit courses in distance education; -
- 5 (10) Coordination with educational service units and school
- 6 districts to provide assistance with compliance with the Behavioral

- 7 Awareness and Intervention Training and Teacher Support Act training
8 requirements and funding for such compliance; and
9 (11) Coordination with educational service units for the development
10 and administration of a teacher support system in compliance with the
11 Behavioral Awareness and Intervention Training and Teacher Support Act
12 and to provide funding for such system.
13 Sec. 62. Sections 11, 23, 24, 25, 26, 27, 29, 30, 31, 32, 33, 34,
14 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52,
15 53, 54, 55, 56, 57, 58, 59, 60, and 63 of this act become operative on
16 July 1, 2021. The other sections of this act become operative on their
17 effective date.
18 Sec. 64. Original sections 79-1064, 79-1201.01, and 79-1248, Reissue
19 Revised Statutes of Nebraska, and sections 9-812, 9-836.01, 79-1003,
20 79-1054, 79-1104.02, 79-1337, and 85-1920, Revised Statutes Cumulative
21 Supplement, 2020, are repealed.
22 2. On page 4, line 12, after "section" insert an underscored period;
23 and strike line 13 and show as stricken.
24 3. On page 5, line 3, strike "the fourth quarter of".
25 4. On page 8, line 11, after "employees" insert "or specialists not
26 employed by the school district".
27 5. On page 9, line 20, after "considered" insert "special"; and in
28 line 30 after "local" insert "behavioral health," and after "mental
29 health" insert an underscored comma.
30 6. On page 10, lines 13 and 14; page 11, lines 22 and 23; page 14,
31 lines 19 and 20; page 51, lines 14 and 28, strike "and any money
32 appropriated by the Legislature".
33 7. On page 10, line 14, strike "transferred" and insert "used to
34 provide funds"; and in line 15 strike "purposes" and insert "direct
35 costs, and indirect costs, not to exceed five percent of each transfer
36 pursuant to subdivisions (5)(b) and (7)(b) of section 9-812."
37 8. On page 16, line 18, strike "Education Innovation", show as
38 stricken, and insert "Nebraska Education Improvement".
39 9. On page 28, after line 5 insert the following new subsection:
40 "(5) No new grants shall be awarded after the operative date of this
41 section."; in line 6 strike "(5)", show as stricken, and insert "(6)"; in
42 line 10 after the first period insert "The State Treasurer shall transfer
43 any money in the fund on July 30, 2022, to the Expanded Learning
44 Opportunity Grant Fund." and strike "fund", show as stricken, and insert
45 "Department of Education Innovative Grant Fund".
46 10. On page 34, line 30, after "due" insert "minus any allowable
47 expenses pursuant to subsection (8) of section 9-812".
48 11. On page 50, line 11, strike "29 to 32" and insert "30 to 33".
49 12. On page 51, line 22, strike "34" and insert "35".
50 13. On page 52, line 5, strike "35 to 48" and insert "36 to 49".
51 14. On page 55, line 30, strike "45" and insert "46".
52 15. On page 61, line 12, strike "45" and insert "46".
53 16. On page 64, line 31, strike "40 or 44" and insert "41 or 45".
54 17. On page 66, line 2, strike "49 to 59" and insert "50 to 60".
55 18. On page 70, strike beginning with "any" in line 19 through "and"
56 in line 20; in line 27 strike "35 to 59" and insert "36 to 60"; and in
57 line 31 strike "79-1064, 79-1201.01,".
58 19. On page 71, line 1, strike "9-812, 9-836.01,"; in line 3 strike
59 "79-1003, 79-1054, 79-1104.02, 79-1337,"; and in line 4 strike
60 "85-1920,".
61 20. Renumber the remaining sections accordingly.

Senator DeBoer filed the following amendment to LB408:

[AM1037](#)

(Amendments to AM973)

- 1 1. On page 7, after line 28 insert the following new subsection:
- 2 "(9) The State of Nebraska shall provide state aid to political
- 3 subdivisions to make up for any amount of revenue lost by political
- 4 subdivisions as a result of this section."

Senator Hunt filed the following amendment to LB408:

[AM1076](#)

(Amendments to Standing Committee amendments, AM371)

- 1 1. On page 1, line 14, strike "and"; after line 14 insert the
- 2 following new subdivision:
- 3 "(4) Real growth percentage means the percentage obtained by
- 4 dividing (a) the political subdivision's real growth value by (b) the
- 5 political subdivision's total real property valuation from the prior
- 6 year: and"; and in line 15 strike "(4)" and insert "(5)".
- 7 2. On page 4, line 23, strike "multiplied by one hundred three
- 8 percent" and insert "increased by four percent plus any real growth
- 9 percentage in excess of one percent"; and strike beginning with the first
- 10 "the" in line 28 through the period in line 29 and insert "that the
- 11 average annual increase in the political subdivision's property tax
- 12 requests over any three-year period does not exceed four percent plus the
- 13 average real growth percentage in excess of one percent over such three-
- 14 year period."
- 15 3. On page 6, strike lines 1 through 3; in line 4 strike "(6)" and
- 16 insert "(5)""; and in line 12 strike "(7)" and insert "(6)".

Senator Hunt filed the following amendment to LB408:

[AM1061](#)

(Amendments to AM973)

- 1 1. On page 4, line 27, strike "three percent" and insert "four
- 2 percent plus any real growth percentage in excess of one percent".
- 3 2. On page 5, lines 11 and 12, strike "three percent" and insert
- 4 "four percent plus the average real growth percentage in excess of one
- 5 percent over such three-year period".
- 6 3. On page 7, strike lines 3 through 6; in line 7 strike "(6)(a)"
- 7 and insert "(5)(a)"; in line 8 strike "(1)"; strike beginning with the
- 8 comma in line 12 through "section" in line 15; in line 18 strike "(7)"
- 9 and insert "(6)"; and in line 26 strike "(8)" and insert "(7)".

Senator DeBoer filed the following amendment to LB408:

[AM746](#)

(Amendments to Standing Committee amendments, AM371)

- 1 1. Insert the following new sections:
- 2 Sec. 5. (1) For school fiscal years 2022-23 through 2027-28, the
- 3 State of Nebraska shall pay each school district tax request reduction
- 4 aid in an amount sufficient to offset any amount of property tax revenue
- 5 which could not be raised by the school district as a result of the
- 6 limitations on property tax requests provided in section 4 of this act.
- 7 For each such school fiscal year, the amount of tax request reduction aid
- 8 to be paid to each school district shall be calculated by (a) multiplying
- 9 the total operating budget from the immediately preceding school fiscal
- 10 year for such school district by the base limitation as defined in
- 11 section 77-3446 for the school fiscal year for which tax request
- 12 reduction aid is being calculated and (b) then subtracting, for the
- 13 school fiscal year for which tax request reduction aid is being
- 14 calculated, the school district's (i) other actual receipts as determined

15 pursuant to section 79-1018.01, (ii) state aid certified pursuant to
 16 section 79-1022, and (iii) request authority calculated under subsection
 17 (1) of section 4 of this act. A school district's tax request reduction
 18 aid shall be zero if the calculation produces a negative result.
 19 (2) Tax request reduction aid shall be paid to school districts on
 20 or before December 31 of the school fiscal year for which the aid was
 21 calculated.

22 Sec. 9. Section 79-1018.01, Revised Statutes Cumulative Supplement,
 23 2020, is amended to read:

24 79-1018.01 Except as otherwise provided in this section, local
 25 system formula resources include other actual receipts available for the
 26 funding of general fund operating expenditures as determined by the
 1 department for the second school fiscal year immediately preceding the
 2 school fiscal year in which aid is to be paid. Other actual receipts
 3 include:

4 (1) Public power district sales tax revenue;

5 (2) Fines and license fees;

6 (3) Tuition receipts from individuals, other districts, or any other
 7 source except receipts derived from adult education, receipts derived
 8 from summer school tuition, receipts derived from early childhood
 9 education tuition, tuition receipts from converted contracts beginning
 10 with the calculation of state aid to be distributed in school fiscal year
 11 2011-12, and receipts from educational entities as defined in section
 12 79-1201.01 for providing distance education courses through the
 13 Educational Service Unit Coordinating Council to such educational
 14 entities;

15 (4) Transportation receipts;

16 (5) Interest on investments;

17 (6) Other miscellaneous noncategorical local receipts, not including
 18 receipts from private foundations, individuals, associations, or
 19 charitable organizations;

20 (7) Special education receipts;

21 (8) Special education receipts and non-special education receipts
 22 from the state for wards of the court and wards of the state;

23 (9) All receipts from the temporary school fund. Receipts from the
 24 temporary school fund shall only include (a) receipts pursuant to section
 25 79-1035 and (b) the receipt of funds pursuant to section 79-1036 for
 26 property leased for a public purpose as set forth in subdivision (1)(a)
 27 of section 77-202;

28 (10) Motor vehicle tax receipts received;

29 (11) Pro rata motor vehicle license fee receipts;

30 (12) Other miscellaneous state receipts excluding revenue from tax
 31 request reduction aid pursuant to section 5 of this act and the textbook
 1 loan program authorized by section 79-734;

2 (13) Impact aid entitlements for the school fiscal year which have
 3 actually been received by the district to the extent allowed by federal
 4 law;

5 (14) All other noncategorical federal receipts;

6 (15) Receipts under the federal Medicare Catastrophic Coverage Act
 7 of 1988, as such act existed on January 1, 2014, as authorized pursuant
 8 to sections 43-2510 and 43-2511 for services to school-age children,
 9 excluding amounts designated as reimbursement for costs associated with
 10 the implementation and administration of the billing system pursuant to
 11 section 43-2511;

12 (16) Receipts for accelerated or differentiated curriculum programs
 13 pursuant to sections 79-1106 to 79-1108.03; and

14 (17) Revenue received from the nameplate capacity tax distributed
 15 pursuant to section 77-6204.

16 2. On page 1, line 3, strike "4" and insert "5".

17 3. Renumber the remaining sections and correct the repealer

18 accordingly.

Senator Hilkemann filed the following amendment to LB408:
[AM1078](#)

(Amendments to Standing Committee amendments, AM371)

- 1 1. On page 6, after line 3 insert the following new subsection:
- 2 "~~(6) The limit in subsection (1) of this section shall not apply to~~
- 3 ~~a political subdivision that is authorized to exceed its levy limit~~
- 4 ~~pursuant to section 77-3444.~~"; in line 4 strike "(6)" and insert "(7)";
- 5 and in line 12 strike "(7)" and insert "(8)".

Senator Blood filed the following amendment to LB408:
[AM619](#)

(Amendments to Standing Committee amendments, AM371)

- 1 1. On page 6, after line 3 insert the following new subsection:
- 2 "~~(6) The limit in subsection (1) of this section shall not apply to~~
- 3 ~~that portion of a political subdivision's property tax request that will~~
- 4 ~~be needed to pay for unfunded or underfunded mandates imposed upon the~~
- 5 ~~political subdivision by the Legislature.~~"; in line 4 strike "(6)" and
- 6 insert "(7)"; and in line 12 strike "(7)" and insert "(8)".

Senator Blood filed the following amendment to LB408:
[AM616](#)

(Amendments to Standing Committee amendments, AM371)

- 1 1. On page 1, line 18, strike "and"; and in line 19 after
- 2 "subdivision" insert ", and (d) any other increase in assessed value".

VISITOR(S)

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

ADJOURNMENT

At 6:55 p.m., on a motion by Senator Aguilar, the Legislature adjourned until 9:00 a.m., Friday, April 23, 2021.

Patrick J. O'Donnell
Clerk of the Legislature