

**NINTH DAY - JANUARY 19, 2021**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED SEVENTH LEGISLATURE  
FIRST SESSION**

**NINTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, January 19, 2021

**PRAYER**

The prayer was offered by Senator Moser.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., Speaker Hilgers presiding.

The roll was called and all members were present except Senators M. Cavanaugh and Linehan who were excused; and Senators B. Hansen, M. Hansen, Pansing Brooks, and Wayne who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the eighth day was approved.

**ANNOUNCEMENT(S)**

The Education Committee elected Senator Morfeld as Vice Chairperson.

**NOTICE OF COMMITTEE HEARING(S)**

Education  
Room 1525

Tuesday, January 26, 2021 1:30 p.m.

LB92

LB197

LB243

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

Clay Smith - Nebraska Educational Telecommunications Commission

Marilyn B. Hadley - Nebraska Educational Telecommunications

Commission

Paul Turman - Nebraska Educational Telecommunications Commission

Mary Lauritzen - Coordinating Commission for Postsecondary Education  
Paul Von Behren - Coordinating Commission for Postsecondary Education

(Signed) Lynne Walz, Chairperson

Judiciary  
Room 1113

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

LB89  
LB203  
LB273  
LB354

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

LB201  
LB307  
LB308  
LB330  
LB357

Friday, January 29, 2021 9:30 a.m.

LB47  
LB48  
LB57  
LB155

Friday, January 29, 2021 1:30 p.m.

LB28  
LB88  
LB97  
LB245  
LR20CA

(Signed) Steve Lathrop, Chairperson

#### **RESOLUTION(S)**

Pursuant to Rule 4, Sec. 5(b), LRs 4, 6, 7, 8, 9, 12, 15, 16, and 17 were adopted.

#### **SPEAKER SIGNED**

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 4, 6, 7, 8, 9, 12, 15, 16, and 17.

**BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 487.** Introduced by Arch, 14.

A BILL FOR AN ACT relating to insurance; to amend section 44-793, Reissue Revised Statutes of Nebraska; to change mental health condition and serious mental illness coverage provisions; and to repeal the original section.

**LEGISLATIVE BILL 488.** Introduced by Stinner, 48.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2019, LB294, section 17; to change an appropriation; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 489.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to state contracts for services; to amend section 73-510, Reissue Revised Statutes of Nebraska; to require a financial stability and service capability analysis for certain contracts as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 490.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to Youth rehabilitation and treatment centers; to require a youth rehabilitation and treatment center to obtain a license.

**LEGISLATIVE BILL 491.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to children and families; to amend sections 43-2204, 43-4401, 43-4402, 43-4403, 43-4407, 68-1207, 68-1214, and 81-3135, Reissue Revised Statutes of Nebraska, and sections 43-4406 and 68-1212, Revised Statutes Cumulative Supplement, 2020; to change and eliminate provisions regarding lead agencies and a pilot project; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 43-4408, 43-4409, and 68-1213, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 492.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to juveniles; to create and provide duties for the Nebraska Integrated Juvenile Data Governing Body; to create the Nebraska Juvenile Justice Information System; and to provide for reports.

**LEGISLATIVE BILL 493.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Department of Health and Human Services.

**LEGISLATIVE BILL 494.** Introduced by Cavanaugh, M., 6.

A BILL FOR AN ACT relating to the Department of Health and Human Services; to direct the department to apply for grants to establish and maintain a health care insurance claims and payment information data base.

**LEGISLATIVE BILL 495.** Introduced by Hilkemann, 4.

A BILL FOR AN ACT relating to foster care; to amend section 43-4215, Reissue Revised Statutes of Nebraska; to state findings and intent; to require implementation of an increase in foster care reimbursement rates; to eliminate obsolete provisions; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 496.** Introduced by Hilkemann, 4; Lathrop, 12.

A BILL FOR AN ACT relating to the DNA Identification Information Act; to amend sections 29-4102, 29-4103, 29-4104, 29-4106, 29-4106.01, and 29-4109, Reissue Revised Statutes of Nebraska; to require collection of DNA samples from persons arrested for crimes of violence; to define a term; to provide for expungement; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 497.** Introduced by DeBoer, 10.

A BILL FOR AN ACT relating to the Nebraska Crime Victim's Reparations Act; to amend sections 81-1801, 81-1807, 81-1808, and 81-1815, Reissue Revised Statutes of Nebraska; to define terms; to provide for compensation for health care providers for costs incurred for examining or treating victims of sexual assault or domestic assault; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 498.** Introduced by DeBoer, 10.

A BILL FOR AN ACT relating to broadband services; to require the Public Service Commission to implement a broadband service testing and mapping program as prescribed.

**LEGISLATIVE BILL 499.** Introduced by DeBoer, 10.

A BILL FOR AN ACT relating to treatment and corrections; to require an annual report on active cases by the Department of Correctional Services, Office of Probation Administration, and Division of Parole Supervision.

**LEGISLATIVE BILL 500.** Introduced by Geist, 25.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-311.01, 28-311.02, and 28-320.02, Reissue Revised Statutes of Nebraska, and section 28-919, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to terroristic threats, stalking and harassment, child enticement by means of an electronic communication device, tampering with a witness or informant, and jury tampering; to define terms; and to repeal the original sections.

**LEGISLATIVE BILL 501.** Introduced by Flood, 19.

A BILL FOR AN ACT relating to real property; to adopt the Uniform Easement Relocation Act; and to provide severability.

**LEGISLATIVE BILL 502.** Introduced by Flood, 19.

A BILL FOR AN ACT relating to the Nebraska Advantage Act; to amend sections 77-5705, 77-5723, 77-5727, 77-5731, and 77-5735, Reissue Revised Statutes of Nebraska, and sections 77-5725 and 77-5726, Revised Statutes Cumulative Supplement, 2020; to redefine a term; to change provisions relating to sales tax incentives; to harmonize provisions; to provide for applicability; and to repeal the original sections.

**LEGISLATIVE BILL 503.** Introduced by Flood, 19.

A BILL FOR AN ACT relating to the Nebraska Trust Deeds Act; to amend sections 76-1011 and 76-1018, Reissue Revised Statutes of Nebraska; to authorize attorney's fees to be paid from trustee's sale proceeds for certain actions and judgments; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 504.** Introduced by Cavanaugh, J., 9; McKinney, 11.

A BILL FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend sections 60-4,108 and 60-4,109, Revised Statutes Cumulative Supplement, 2020; to change certain penalty provisions for the suspension, revocation, or impoundment of an operator's license; and to repeal the original sections.

**LEGISLATIVE BILL 505.** Introduced by Cavanaugh, J., 9; McKinney, 11.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 29-2221, Reissue Revised Statutes of Nebraska; to change provisions relating to the habitual criminal enhancement; to define terms; and to repeal the original section.

**SENATOR ARCH PRESIDING**

**LEGISLATIVE BILL 506.** Introduced by Cavanaugh, J., 9.

A BILL FOR AN ACT relating to net metering; to amend section 70-2003, Reissue Revised Statutes of Nebraska; to change a requirement of a local distribution utility to provide net metering to additional customer-generators; and to repeal the original section.

**LEGISLATIVE BILL 507.** Introduced by Bostelman, 23.

A BILL FOR AN ACT relating to the Ethanol Development Act; to amend section 66-1330, Reissue Revised Statutes of Nebraska; to prohibit the production of agricultural ethyl alcohol under certain circumstances as prescribed; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 508.** Introduced by Bostelman, 23.

A BILL FOR AN ACT relating to the Motor Vehicle Registration Act; to amend sections 60-3,107 and 60-3,108, Reissue Revised Statutes of Nebraska, and sections 60-3,185 and 60-3,189, Revised Statutes Cumulative Supplement, 2020; to provide motor vehicle tax exemptions for certain veterans and spouses as prescribed; to define terms; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 509.** Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to the State Treasurer and treasury management; to amend sections 44-2839, 72-1250.01, 77-3,119, 77-2205, 77-27,139.04, 77-3523, 79-1044, 79-1047, 79-1051, 81-118, and 86-527, Reissue Revised Statutes of Nebraska, and sections 13-518, 39-2215, 54-603, 57-705, 60-396, 60-3,202, 77-2602, 77-4212, 79-1035, 82-331, 84-602, and 84-612, Revised Statutes Cumulative Supplement, 2020; to change how certain disbursements, reimbursements, remittances, and distributions are made; to change and eliminate duties of the State Treasurer; to rename a fund; to change provisions relating to warrants, the distribution of cigarette tax proceeds, unused property tax credits, and payments into the state treasury; to eliminate obsolete provisions, the Municipal Infrastructure Redevelopment Fund Act, a fund, and certain duties of county treasurers; to harmonize provisions; to repeal the original sections; and to outright repeal sections 18-2601, 18-2602, 18-2603, 18-2604, 18-2605, 18-2606, 18-2607, 18-2608, 18-2609, 72-1005, and 79-1034, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 510.** Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to the Nebraska Installment Loan Act; to amend section 45-1014, Reissue Revised Statutes of Nebraska, and sections 45-1013 and 45-1024, Revised Statutes Cumulative Supplement, 2020; to change installment loan license renewal fees and provide for distribution; to change the rate of interest charged on installment loans; to harmonize

provisions; and to repeal the original sections.

**LEGISLATIVE BILL 511.** Introduced by Lindstrom, 18.

A BILL FOR AN ACT relating to tobacco; to amend sections 69-2705, 77-2601, and 77-2603, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to cigarette tax stamps; to provide for the use of hologram, barcode, or quick response code tax stamps; to define terms; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 512.** Introduced by Brewer, 43.

A BILL FOR AN ACT relating to emergency response; to adopt the Critical Infrastructure Utility Worker Protection Act; and to declare an emergency.

**LEGISLATIVE BILL 513.** Introduced by Brewer, 43.

A BILL FOR AN ACT relating to public power district boards; to amend sections 32-512, 70-610, and 70-619, Reissue Revised Statutes of Nebraska; to change duration of terms; to change qualifications for candidates and members of the board; and to repeal the original sections.

**LEGISLATIVE BILL 514.** Introduced by Brewer, 43.

A BILL FOR AN ACT relating to political parties; to amend sections 32-716 and 32-717, Reissue Revised Statutes of Nebraska; to change provisions relating to new political parties; to change filing and certification deadlines; and to repeal the original sections.

**LEGISLATIVE BILL 515.** Introduced by McKinney, 11.

A BILL FOR AN ACT relating to municipalities; to adopt the Municipal Police Oversight Act; and to provide a duty for the Revisor of Statutes.

**LEGISLATIVE BILL 516.** Introduced by McKinney, 11; Cavanaugh, J., 9.

A BILL FOR AN ACT relating to the Welfare Reform Act; to amend section 68-1735, Reissue Revised Statutes of Nebraska; to change provisions relating to self-sufficiency contracts and work activity requirements; and to repeal the original section.

**LEGISLATIVE BILL 517.** Introduced by Hunt, 8.

A BILL FOR AN ACT relating to government documents; to amend sections 60-490, 60-491, and 71-604.01, Reissue Revised Statutes of Nebraska, and sections 60-484, 60-484.02, 60-484.04, 60-484.05, 60-486, 60-487, 60-4,114.01, 60-4,117, 60-4,118, 60-4,118.03, 60-4,118.05, 60-4,119, 60-4,120, 60-4,120.01, 60-4,120.02, 60-4,121, 60-4,122, 60-4,123, 60-4,123.01, 60-4,124, 60-4,125, 60-4,126, and 60-4,144, Revised

Statutes Cumulative Supplement, 2020; to change provisions relating to the gender designated on drivers' licenses and state identification cards; to change gender-related language as prescribed; to provide a procedure for amendment of a birth certificate; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 518.** Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to the Student Discipline Act; to amend section 79-267, Reissue Revised Statutes of Nebraska; to add conduct constituting grounds for long-term suspension, expulsion, or mandatory reassignment; and to repeal the original section.

**LEGISLATIVE BILL 519.** Introduced by Morfeld, 46.

A BILL FOR AN ACT relating to public safety; to amend sections 25-21,271, 28-101, 28-416, 28-441, and 53-180.05, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to notice for petitions to change a person's name; to provide immunity for certain alcohol and controlled substances violations by witnesses and victims of sexual assaults and persons cooperating with law enforcement; to define terms; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 520.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to telecommunications and technology; to define terms; and to provide for applications for the collocation of certain wireless facilities.

**LEGISLATIVE BILL 521.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-202.01 and 77-202.05, Reissue Revised Statutes of Nebraska; to change provisions relating to applications for property tax exemptions; and to repeal the original sections.

**LEGISLATIVE BILL 522.** Introduced by Friesen, 34.

A BILL FOR AN ACT relating to the Motor Vehicle Certificate of Title Act; to amend section 60-183, Reissue Revised Statutes of Nebraska; to change a motor vehicle identification inspection training provision; and to repeal the original section.

**LEGISLATIVE BILL 523.** Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to school funding; to amend sections 77-3442, 79-1098, 79-10,100, 79-10,101, 79-10,120, and 79-10,126, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to certain school taxes and special funds; to provide a termination



date; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 524.** Introduced by Brandt, 32; Kolterman, 24; Stinner, 48; Williams, 36.

A BILL FOR AN ACT relating to the Nebraska Property Tax Incentive Act; to amend section 77-6703, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to the calculation of tax credits; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 525.** Introduced by Wishart, 27.

A BILL FOR AN ACT relating to treatment and corrections; to amend sections 47-902, 47-903, 47-904, 47-905, 47-907, 47-911, 47-914, and 47-915, Revised Statutes Cumulative Supplement, 2020; to provide duties and requirements for transitional housing facilities receiving state or county funding; to define terms; to provide for inspections; to provide the Office of Inspector General of the Nebraska Correctional System with authority to oversee the Division of Parole Supervision; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 526.** Introduced by Wishart, 27.

A BILL FOR AN ACT relating to the Business Innovation Act; to amend sections 81-12,157, 81-12,158, 81-12,159, 81-12,160, 81-12,161, 81-12,162, and 81-12,163, Revised Statutes Cumulative Supplement, 2020; to change certain limitations on awards under the act; to state intent regarding appropriations; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 527.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to schools; to amend section 83-1225, Revised Statutes Cumulative Supplement, 2020; to change provisions related to transition services; and to repeal the original section.

**LEGISLATIVE BILL 528.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to law; to amend sections 38-316, 38-10,109, 38-2613, 38-2616, 38-3106, 72-232, 72-233, 72-234, 72-235, 76-2203.01, 77-2704.12, 79-202, 79-422, 79-433, 79-449, 79-8,133, 79-10,119, 79-1605, 79-2118, and 85-1609, Reissue Revised Statutes of Nebraska, and sections 1-116, 38-1813, 58-809, 77-1601.02, 77-27,119, 79-308, 79-611, 79-8,137.01, 79-1003, 79-1007.11, 79-1065.02, 79-1074, 79-1075, 79-1241.03, 79-2104.02, 79-2603, 79-2605, 79-2606, 85-505, 85-507, 85-1802, 85-2002, 85-2003, 85-2004, 85-2005, 85-2007, 85-2008, 85-2009, 85-2010, 85-2104, 85-2802, and 85-2803, Revised Statutes Cumulative Supplement, 2020; to update academic accreditation

terminology in state law; to change provisions relating to school lands; to change tax levy notice provisions; to eliminate certain obsolete school and school district provisions and terminology; to eliminate a form requirement; to eliminate provisions relating to an expired grant program; to eliminate obsolete bonded indebtedness requirements; to redefine terms and eliminate obsolete provisions under the Tax Equity and Educational Opportunities Support Act; to change state aid provisions for school districts and educational service units relating to boundary line changes and the timing of payments as prescribed; to eliminate certain county clerk and county board duties; to change certain learning community coordinating council reporting dates; to change certain diversity plan requirements; to change requirements under the Nebraska Reading Improvement Act as prescribed; to redefine a term relating to the Nebraska educational savings plan trust; to define and redefine terms and change provisions under the Community College Gap Assistance Program Act; to authorize verification of eligibility by the Commissioner of Education under the Access College Early Scholarship Program Act; to define a term, eliminate a term, and change provisions under the Meadowlark Act; to require hotline telephone numbers on student identification cards for middle school, high school, and postsecondary students as prescribed; to repeal a requirement relating to the residency of school land leasees; to repeal a requirement for the provision of student debt information to students; to harmonize provisions; to repeal the original sections; and to outright repeal section 72-234.01, Reissue Revised Statutes of Nebraska, and section 85-9,140, Revised Statutes Cumulative Supplement, 2020.

**LEGISLATIVE BILL 529.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to education; to amend sections 79-8,132, 79-8,133, 79-8,135, 79-8,138, 79-8,139, 79-8,140, 79-1064, 79-1201.01, and 85-2101, Reissue Revised Statutes of Nebraska, and sections 9-812, 9-836.01, 79-759, 79-8,134, 79-8,137, 79-8,137.01, 79-8,137.02, 79-8,137.03, 79-8,137.04, 79-8,137.05, 79-1003, 79-1054, 79-1104.02, 79-1337, 79-2503, 79-2505, 79-2506, 84-304, 85-1412, 85-1920, and 85-2009, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to the distribution of lottery funds used for education; to adopt the Behavioral Intervention Training and Teacher Support Act; to create funds; to establish a mental health training grant program; to change provisions relating to standard college admission tests; to adopt the College Credit Testing Fee Reduction Program Act; to define and redefine terms; to change provisions relating to an innovation grant program, the use of certain funds, and distance education incentives; to change provisions relating to the Expanded Learning Opportunity Grant Program Act; to provide duties for the Auditor of Public Accounts and the Coordinating Commission for Postsecondary Education; to change provisions relating to the Nebraska Opportunity Grant Fund and the Community College Gap Assistance Program Fund; to adopt the Career-Readiness and Dual-Credit Education Grant Program Act; to transfer and change provisions of the Excellence in Teaching Act; to eliminate obsolete provisions and a fund; to repeal the

Master Teacher Program Act, distance education equipment reimbursements, provisions relating to a study and to a statewide vision for education, and learning community transition aid; to harmonize provisions; to provide a duty for the Revisor of Statutes; to provide an operative date; to repeal the original sections; to outright repeal sections 79-8,124, 79-8,125, 79-8,126, 79-8,127, 79-8,128, 79-8,129, 79-8,130, 79-8,131, and 79-1336, Reissue Revised Statutes of Nebraska, and sections 50-425, 50-426, 50-427, 50-428, and 79-10,145, Revised Statutes Cumulative Supplement, 2020; and to declare an emergency.

**LEGISLATIVE BILL 530.** Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to insurance; to amend section 60-569, Reissue Revised Statutes of Nebraska; to require certain policies issued by insurers to comply with federal minimum levels of financial responsibility for motor carriers as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 531.** Introduced by Briese, 41.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2715.07, 77-2717, and 77-2734.03, Revised Statutes Cumulative Supplement, 2020; to adopt the Nebraska Child Care Contribution Tax Credit Act; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 532.** Introduced by Lowe, 37.

A BILL FOR AN ACT relating to property; to amend sections 69-1302, 69-1310, and 69-1318, Reissue Revised Statutes of Nebraska, and sections 24-345, 25-2717, 69-1317, 76-1416, 79-956, 85-1816, 85-1817, and 85-2803, Revised Statutes Cumulative Supplement, 2020; to rename a property fund; to change provisions relating to the Uniform Disposition of Unclaimed Property Act and the School Employees Retirement Act; to change a security deposit provision under the Uniform Residential Landlord and Tenant Act; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 533.** Introduced by Day, 49.

A BILL FOR AN ACT relating to public assistance; to amend section 68-1201, Reissue Revised Statutes of Nebraska; to change provisions relating to eligibility for public assistance; and to repeal the original section.

**LEGISLATIVE BILL 534.** Introduced by Day, 49.

A BILL FOR AN ACT relating to motor vehicles; to amend section 60-4,121, Revised Statutes Cumulative Supplement, 2020; to provide for an operator's license to remain valid while serving as an officer of the foreign service of the United States; and to repeal the original section.

**LEGISLATIVE BILL 535.** Introduced by Kolterman, 24.

A BILL FOR AN ACT relating to life insurance; to provide for notice to assignees of default and lapse and termination; to define a term; and to provide for applicability.

**LEGISLATIVE BILL 536.** Introduced by Aguilar, 35; Friesen, 34; Halloran, 33.

A BILL FOR AN ACT relating to horseracing; to amend section 2-1207.01, Reissue Revised Statutes of Nebraska, and section 2-1207, Revised Statutes Cumulative Supplement, 2020; to change distribution provisions for certain deductions from wagers as prescribed; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 537.** Introduced by Geist, 25.

A BILL FOR AN ACT relating to the Nebraska Juvenile Code; to amend sections 43-251.01 and 43-253, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to juvenile detention; to eliminate obsolete provisions; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 538.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to schools; to amend section 79-1035, Revised Statutes Cumulative Supplement, 2020; to adopt the Community Schools Act; to change the distribution of income from solar and wind agreements on school lands; and to repeal the original section.

**LEGISLATIVE BILL 539.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to railroads; to provide for a limit on the length of trains.

**LEGISLATIVE BILL 540.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to civil rights; to amend sections 18-1724, 20-113, 20-126.01, 20-127, 20-129, 20-130, 20-131.02, 20-132, 20-134, 20-139, 20-301, 20-303, 20-313, 20-317, 20-318, 20-319, 20-320, 20-321, 20-322, and 20-325, Reissue Revised Statutes of Nebraska, and sections 20-126, 20-128, 20-131.01, and 20-131.04, Revised Statutes Cumulative Supplement, 2020; to change terminology related to disability; to prohibit discrimination in places of public accommodation on the basis of disability; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 541.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to foster care; to amend sections 43-4215

and 68-1210, Reissue Revised Statutes of Nebraska; to provide duties for the Division of Children and Family Services and the Division of Medicaid and Long-Term Care of the Department of Health and Human Services to implement services and reimbursement rates as prescribed; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 542.** Introduced by Walz, 15.

A BILL FOR AN ACT relating to highways; to amend sections 39-2205, 39-2209, 39-2211, 39-2212, 39-2213, 39-2216, 39-2222, 39-2223, and 39-2704, Reissue Revised Statutes of Nebraska, and section 39-2224, Revised Statutes Cumulative Supplement, 2020; to authorize issuance of highway bonds under the Nebraska Highway Bond Act; to change provisions of the Build Nebraska Act; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 543.** Introduced by Brandt, 32; Brewer, 43; Dorn, 30; Friesen, 34; Gragert, 40; Murman, 38.

A BILL FOR AN ACT relating to trade practices; to adopt the Agricultural Equipment Right-To-Repair Act.

**LEGISLATIVE BILL 544.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 49-801.01, 50-1209, 77-2711, 77-27,119, 77-27,144, 77-5905, and 84-602.03, Revised Statutes Cumulative Supplement, 2020; to adopt the Urban Redevelopment Act; to provide tax incentives as prescribed; to change provisions relating to refunds of local option sales and use taxes; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 545.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to gaming; to amend sections 77-3004, 77-3005, and 77-3009, Reissue Revised Statutes of Nebraska, sections 9-1,101, 77-3007, 77-3011, 77-3442, and 79-1001, Revised Statutes Cumulative Supplement, 2020, sections 28-1101, 28-1105, 28-1113, and 77-3001, Reissue Revised Statutes of Nebraska, as amended by sections 8, 9, 10, and 12, respectively, Initiative Law 2020, No. 430, and section 3, Initiative Law 2020, No. 430; to adopt the Games of Skill Act; to redefine duties for the Department of Revenue; to provide a gambling exception for operating or participating in games of skill; to change a provision relating to the possession of gambling records; to correlate provisions with Laws 2019, LB538, section 2; to provide for excise taxes as prescribed; to change provisions relating to property tax levies; to change the Tax Equity and Educational Opportunities Support Act; to redefine a term under the Nebraska Racetrack Gaming Act; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 546.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to marijuana; to amend sections 28-439, 43-292, 77-2701.02, 77-2701.48, 77-2704.09, 77-27,132, 77-4301, 77-4302, 77-4303, 77-4304, 77-4305, 77-4306, 77-4309, 77-4310.01, and 77-4310.03, Reissue Revised Statutes of Nebraska, and sections 28-401, 28-405, 28-416, 28-476, 28-1354, 60-6,211.08, 71-5727, 81-2,239, and 81-2,263, Revised Statutes Cumulative Supplement, 2020; to adopt the Marijuana Control Act and Marijuana Conviction Clean Slate Act; to remove marijuana as a controlled substance under the Uniform Controlled Substances Act; to change provisions relating to penalties for possession of a synthetic cannabinoid and drug paraphernalia; to define, redefine, and eliminate terms; to change provisions relating to termination of parental rights, visitation, custody, and other parenting matters; to prohibit possession of an open container of marijuana in a motor vehicle; to provide for the applicability of the Nebraska Clean Indoor Air Act and the Nebraska Pure Food Act; to impose a higher sales and use tax rate on sales of marijuana; to provide for the distribution of tax revenue; to remove marijuana from the marijuana and controlled substances tax; to rename a fund; to eliminate obsolete provisions; to harmonize provisions; to repeal the original sections; to provide severability; and to outright repeal sections 28-463, 28-464, 28-465, 28-466, 28-467, 28-468, and 28-469, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 547.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 49-801.01, 50-1209, 77-2711, 77-27,119, 77-27,144, 77-5905, and 84-602.03, Revised Statutes Cumulative Supplement, 2020; to adopt the Nebraska Small Business Act; to provide tax incentives as prescribed; to change provisions relating to refunds of local option sales and use taxes; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 548.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to criminal procedure; to amend section 29-3001, Reissue Revised Statutes of Nebraska; to adopt the Nebraska Racial Justice Act; to provide new grounds for postconviction relief and change provisions relating to postconviction acts; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 549.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to municipalities; to amend section 13-522, Reissue Revised Statutes of Nebraska, and section 13-518, Revised Statutes Cumulative Supplement, 2020; to adopt the Aid to Municipalities Act; to create a fund; to harmonize provisions; to provide a duty for the Revisor of

Statutes; and to repeal the original sections.

**LEGISLATIVE BILL 550.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to education; to amend sections 79-234 and 79-2,136, Revised Statutes Cumulative Supplement, 2020; to change enrollment option limits and provisions for part-time enrollment; and to repeal the original sections.

**LEGISLATIVE BILL 551.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to law enforcement; to amend sections 48-147, 48-2709, 81-1403, 81-1407, 81-1412.02, and 81-1414, Reissue Revised Statutes of Nebraska, and sections 23-1701.01, 29-2264, 48-115, 48-126.01, 48-145, 81-1401, 81-1414.07, 81-1456, and 81-1457, Revised Statutes Cumulative Supplement, 2020; to define and redefine terms; to change provisions relating to annual and initial training for law enforcement officers; to change membership of the Nebraska Police Standards Advisory Council; to provide for certification of persons certified as law enforcement officers in other states; to change provisions relating to law enforcement officer certification; to provide for policies and requirements for investigating law enforcement officer misconduct; 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 duties for the Nebraska Commission on Law Enforcement and Criminal Justice; to prohibit chokeholds as prescribed; to require policies on excessive force and a duty to intervene; to require accreditation of law enforcement agencies; to create a fund; to eliminate provisions regarding law enforcement reserve forces; to harmonize provisions; to repeal the original sections; and to outright repeal sections 81-1438, 81-1439, 81-1440, 81-1441, 81-1442, 81-1443, 81-1444, 81-1445, and 81-1446, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 552.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to the Uniform Controlled Substances Act; to amend sections 28-401 and 28-405, Revised Statutes Cumulative Supplement, 2020; to clarify definitions related to marijuana and related substances; to schedule nabiximols as a Schedule III controlled substance; to redefine terms; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 553.** Introduced by Wayne, 13.

A BILL FOR AN ACT relating to cities of the metropolitan class; to adopt the Bed Bug Detection and Treatment Act.

**LEGISLATIVE BILL 554.** Introduced by Blood, 3; Day, 49; Pansing Brooks, 28.

A BILL FOR AN ACT relating to public health; to adopt the Licensed Professional Counselors Interstate Compact; and to provide a duty for the Health and Human Services Committee of the Legislature.

**LEGISLATIVE BILL 555.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to the Municipal Density and Missing Middle Housing Act; to amend section 19-5504, Revised Statutes Cumulative Supplement, 2020; to change the contents of a report relating to affordable housing as prescribed; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 556.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to the Community Development Law; to amend section 18-2119, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to redevelopment contracts; and to repeal the original section.

**LEGISLATIVE BILL 557.** Introduced by Hansen, M., 26.

A BILL FOR AN ACT relating to public records; to amend sections 84-712, 84-712.01, and 84-712.07, Reissue Revised Statutes of Nebraska, and sections 81-1454, 84-712.03, and 84-712.05, Revised Statutes Cumulative Supplement, 2020; to provide that recordings from body-worn cameras of peace officers depicting the death of a person being apprehended or in custody are public records; to change public records provisions relating to residents, nonresidents, fees, and remedies; and to repeal the original sections.

**LEGISLATIVE BILL 558.** Introduced by Vargas, 7; Sanders, 45.

A BILL FOR AN ACT relating to teachers; to adopt the Alternative Certification for Quality Teachers Act.

**LEGISLATIVE BILL 559.** Introduced by Vargas, 7; Hansen, M., 26.

A BILL FOR AN ACT relating to the Nebraska Treatment and Corrections Act; to amend section 83-173.03, Revised Statutes Cumulative Supplement, 2020; to redefine terms; to eliminate obsolete language; and to repeal the original section.

**LEGISLATIVE BILL 560.** Introduced by Briese, 41.

A BILL FOR AN ACT relating to gaming; to amend sections 1, 3, 5, and 6, Initiative Law 2020, No. 430, and sections 2, 3, 5, and 7, Initiative Law



2020, No. 431; to change the name of the Nebraska Gaming Commission and the State Racing Commission; to define and redefine terms; to change provisions of the Nebraska Racetrack Gaming Act; to provide requirements for licensure; to provide powers and duties for the commission; to establish requirements for sports wagering; to prohibit certain activities; to provide penalties; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 561.** Introduced by Briese, 41.

A BILL FOR AN ACT relating to the State Racing Commission; to amend sections 2-1201.01, 2-1202, 2-1203.02, 2-1204, 2-1207.01, 2-1208.03, 2-1208.04, 2-1209, 2-1211, 2-1213, 2-1215, 2-1217, 2-1219, 2-1224, 2-1225, 2-1244, 2-1246, and 2-1247, Reissue Revised Statutes of Nebraska, sections 2-1201, 2-1203, 2-1207, 2-1208, 2-1216, 2-1221, and 2-1222, Revised Statutes Cumulative Supplement, 2020, and section 2-1203.01, Revised Statutes Cumulative Supplement, 2018, as amended by section 7, Initiative Law 2020, No. 430; to rename the State Racing Commission; to change the membership of the State Racing Commission; to provide regulatory authority of games of chance authorized under the Nebraska Racetrack Gaming Act; to change provisions relating to wagering on horseracing and penalties; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 562.** Introduced by Erdman, 47; Halloran, 33; Lowe, 37; Sanders, 45.

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 563.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to treatment and corrections; to amend section 29-2269, Reissue Revised Statutes of Nebraska, and section 83-1,103, Revised Statutes Cumulative Supplement, 2020; to provide caseload limits for high-risk offenders supervised by probation officers and parole officers; to define terms; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 564.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to the Nebraska educational savings plan trust; to amend section 85-1802, Revised Statutes Cumulative Supplement, 2020; to redefine qualified higher education expenses; and to repeal the original section.

**LEGISLATIVE BILL 565.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to education; to provide for a pilot program for youth initiated mentoring; to state intent related to funding; and to declare an emergency.

**LEGISLATIVE BILL 566.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to economic development; to adopt the Shovel-Ready Capital Recovery and Investment Act; to create a fund; and to declare an emergency.

**LEGISLATIVE BILL 567.** Introduced by Business and Labor Committee: Hansen, B., 16, Chairperson; Blood, 3; Gragert, 40; Halloran, 33; Hansen, M., 26.

A BILL FOR AN ACT relating to the Employment Security Law; to amend section 48-626, Revised Statutes Cumulative Supplement, 2020; to change provisions relating to the maximum annual amount of benefits; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 568.** Introduced by Pansing Brooks, 28; Vargas, 7; Walz, 15; Wishart, 27.

A BILL FOR AN ACT relating to juveniles; to amend sections 28-709, 43-247, 43-252, 43-260.03, 43-260.05, 43-2404, 43-2404.03, 43-2405, 43-3504, 79-201, 79-207, 79-210, 79-267, 79-1601, and 79-2114, Reissue Revised Statutes of Nebraska, and sections 25-2912.01, 43-245, 43-247.03, 43-248, 43-251.01, 43-260.04, 43-274, 43-276, 43-286, 43-2404.02, 79-209, and 79-2506, Revised Statutes Cumulative Supplement, 2020; to change the jurisdiction of juvenile courts as prescribed; to change provisions and terminology related to truancy; to eliminate obsolete language; to change provisions of the Community-based Juvenile Services Aid Program and the Commission Grant Program; to change a funding intent; to change provisions related to compulsory education; to transfer a duty; to clarify provisions; to add authority for rules and regulations; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 569.** Introduced by Pansing Brooks, 28.

A BILL FOR AN ACT relating to public health; to define terms; and to provide for the treatment of Lyme disease as prescribed.

**LEGISLATIVE BILL 570.** Introduced by Health and Human Services Committee: Arch, 14, Chairperson; Day, 49; Hansen, B., 16; Murman, 38; Walz, 15; Williams, 36.

A BILL FOR AN ACT relating to case management lead agency model

pilot projects; to amend section 68-1213, Reissue Revised Statutes of Nebraska; to change an evaluation period; to repeal the original section; and to declare an emergency.

**LEGISLATIVE BILL 571.** Introduced by Halloran, 33.

A BILL FOR AN ACT relating to the Livestock Brand Act; to amend sections 54-170, 54-171, and 54-1,122, Revised Statutes Cumulative Supplement, 2020; to define terms; to provide for backgrounder lot registration; to provide fees; to provide duties; to change registered feedlot requirements; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 572.** Introduced by Halloran, 33.

A BILL FOR AN ACT relating to the Livestock Brand Act; to amend sections 54-173, 54-176, 54-182, 54-199, 54-1,101, 54-1,102, 54-1,112, 54-1,113, 54-1,114, and 54-1,116, Reissue Revised Statutes of Nebraska, and sections 54-170, 54-171, 54-172, 54-179, 54-189, 54-198, 54-1,108, 54-1,110, 54-1,111, 54-1,115, 54-1,120, 54-1,122, 54-1,128, and 54-415, Revised Statutes Cumulative Supplement, 2020; to define and redefine terms; to change recorded livestock brand requirements; to change and provide fees as prescribed; to provide for electronic inspection of livestock; to provide duties; to provide penalties; to change registered feedlot provisions; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 573.** Introduced by Bostar, 29.

A BILL FOR AN ACT relating to net metering; to amend section 70-2002, Reissue Revised Statutes of Nebraska; to change the definition of qualified facility; and to repeal the original section.

**LEGISLATIVE BILL 574.** Introduced by Bostar, 29.

A BILL FOR AN ACT relating to the Motor Vehicle Certificate of Title Act; to amend section 60-146, Revised Statutes Cumulative Supplement, 2020; to change identification inspection requirements as prescribed; and to repeal the original section.

**LEGISLATIVE BILL 575.** Introduced by Bostar, 29; Brandt, 32; Flood, 19.

A BILL FOR AN ACT relating to railroads; to adopt the Midwest Interstate Passenger Rail Compact.

**LEGISLATIVE BILL 576.** Introduced by Bostar, 29.

A BILL FOR AN ACT relating to appropriations; to state intent regarding appropriations to the University of Nebraska; and to provide duties for the Cooperative Extension Service of the University of Nebraska.

**LEGISLATIVE BILL 577.** Introduced by Bostar, 29.

A BILL FOR AN ACT relating to elections; to amend sections 32-307, 32-308, 32-315, 32-1506, 60-4,130, and 60-4,130.02, Reissue Revised Statutes of Nebraska, and sections 25-2221, 32-202, 32-312, 32-947, 32-1002, 60-484, 60-484.02, 60-4,144, and 62-301, Revised Statutes Cumulative Supplement, 2020; to establish Election Day as a holiday; to change provisions relating to holidays; to change provisions relating to early voting and provide for early voting to be postage-paid; to change provisions relating to automatic voter registration; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal section 32-309, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 578.** Introduced by Vargas, 7; Wishart, 27.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend sections 53-101 and 53-103, Revised Statutes Cumulative Supplement, 2020; to define a term; to provide a tax on manufacturers and wholesalers of ready-to-drink cocktails; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 579.** Introduced by Moser, 22.

A BILL FOR AN ACT relating to highways and roads; to amend section 39-1365, Reissue Revised Statutes of Nebraska, and sections 39-1365.01 and 39-1365.02, Revised Statutes Cumulative Supplement, 2020; to restate intent; to provide requirements for a report and a presentation by the Department of Transportation; to state intent regarding funding; and to repeal the original sections.

**LEGISLATIVE BILL 580.** Introduced by Moser, 22.

A BILL FOR AN ACT relating to the Nebraska Racetrack Gaming Act; to amend section 2, Initiative Law 2020, No. 430; to change provisions relating to the operation of games of chance; and to repeal the original section.

**LEGISLATIVE BILL 581.** Introduced by Hansen, B., 16; Brandt, 32; Clements, 2; Erdman, 47; Flood, 19; Geist, 25; Gragert, 40; Lowe, 37; Murman, 38; Slama, 1; Wishart, 27.

A BILL FOR AN ACT relating to autocycles, motorcycles, and mopeds; to amend section 60-6,279, Revised Statutes Cumulative Supplement, 2020; to change helmet provisions; to require eye protection; and to repeal the original section.

**LEGISLATIVE BILL 582.** Introduced by Nebraska Retirement Systems Committee: Kolterman, 24, Chairperson; Clements, 2; Lindstrom, 18; Slama, 1; Stinner, 48.

A BILL FOR AN ACT relating to retirement; to amend sections 79-978, 79-980, 79-981, 79-982, 79-982.01, 79-982.02, 79-983, 79-984, 79-985, 79-987, 79-990, 79-991, 79-992, 79-992.02, 79-996, 79-998, 79-9,102, 79-9,103, 79-9,105, 79-9,115, and 79-9,117, Revised Statutes Cumulative Supplement, 2020; to change provisions of the Class V School Employees Retirement Act relating to administration of the retirement system as prescribed; to define and redefine terms; to harmonize provisions; to provide severability; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 583.** Introduced by Murman, 38; Clements, 2; Dorn, 30; Gragert, 40; Hansen, B., 16; Kolterman, 24.

A BILL FOR AN ACT relating to prescriptions; to amend sections 28-414, 28-414.01, 38-101, 38-2870, and 38-2891, Revised Statutes Cumulative Supplement, 2020; to define a term; to require electronic issuance of prescriptions for controlled substances; to provide exceptions; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 584.** Introduced by Vargas, 7.

A BILL FOR AN ACT relating to food; to amend section 81-2,270, Revised Statutes Cumulative Supplement, 2020; to adopt the Mobile Food Unit Act; to change provisions relating to fees; and to repeal the original section.

**LEGISLATIVE BILL 585.** Introduced by Vargas, 7.

A BILL FOR AN ACT relating to appropriations; to appropriate funds for local public health departments as prescribed.

**LEGISLATIVE BILL 586.** Introduced by Clements, 2.

A BILL FOR AN ACT relating to city pensions; to amend sections 14-567 and 15-1017, Revised Statutes Cumulative Supplement, 2020; to require a report to the Legislature and the Governor relating to certain city police and firefighter defined benefit retirement plans as prescribed; and to repeal the original sections.

**LEGISLATIVE BILL 587.** Introduced by McDonnell, 5.

A BILL FOR AN ACT relating to education; to adopt the Career Mentoring Grant Act.

**RESOLUTION(S)****LEGISLATIVE RESOLUTION 26CA.** Introduced by Lindstrom, 18.

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

Section 1. At the general election in November 2022, 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) The Legislature may authorize, regulate, and provide for the taxation of sports wagering within the State of Nebraska.

~~(5)~~(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.

~~(6)~~(5) This section shall not apply to any law which is enacted contemporaneously with the adoption of this subsection or at any time thereafter and which provides for the licensing, authorization, regulation, or taxation of all forms of games of chance when such games of chance are conducted by authorized gaming operators within a licensed racetrack enclosure.

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 allow the Legislature to authorize sports wagering subject to taxation and regulation by the Legislature.

For

Against.

**LEGISLATIVE RESOLUTION 27CA.** Introduced by Hansen, M., 26.

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

Section 1. At the general election in November 2022 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 29:

III-29 (1). In order to insure continuity of state and local governmental operations in periods of emergency resulting from enemy attack upon the United States, or the imminent threat thereof, or resulting from a pandemic, the Legislature shall have the power and the immediate duty, notwithstanding any other provision to the contrary in this Constitution, to provide by law for:

(a) The prompt and temporary succession to the powers and duties of all public offices, of whatever nature and whether filled by election or appointment, the incumbents of which, after an attack or during or after a

pandemic, may be or become unavailable or unable to carry on the powers and duties of such offices;

(b) The convening of the Legislature into general or extraordinary session, upon or without call by the Governor, during or after a war or enemy caused disaster occurring in the United States, or during or after a pandemic; and, with respect to any such emergency session, the suspension or temporary change of the provisions of this Constitution or of general law relating to the length and purposes of any legislative session or prescribing the specific proportion or number of legislators whose presence or vote is necessary to constitute a quorum or to accomplish any legislative act or function;

(c) The selection and changing from time to time of a temporary state seat of government, of temporary county seats, and of temporary seats of government for other political subdivisions; to be used if made necessary by enemy attack, or imminent threat thereof, or if made necessary by a pandemic;

(d) The determination, selection, reproduction, preservation, and dispersal of public records necessary to the continuity of governmental operations in the event of enemy attack, or imminent threat thereof, or in the event of a pandemic; and

(e) Such other measures and procedures as may be necessary and proper for insuring the continuity of governmental operations in the event of enemy attack, or imminent threat thereof, or in the event of a pandemic.

(2). In the exercise of the powers hereinbefore conferred, the Legislature shall in all respects conform to the requirements of this Constitution except to the extent that, in the judgment of the Legislature, so to do would be impracticable or would admit of undue delay.

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 provide legislative authority in emergencies resulting from a pandemic.

For

Against.

**LEGISLATIVE RESOLUTION 28.** Introduced by Hilkemann, 4.

WHEREAS, the Nebraska Unicameral Legislature, at various times and during various sessions and acting with the best of intentions, previously made applications to the United States Congress to call one or more conventions to propose amendments concerning specific subjects pursuant to Article V of the United States Constitution; and

WHEREAS, a Legislature may not bind a future Legislature for the very reason that in the course of human events new priorities emerge, what represented positive adaptation at a particular time ceases to do so, and the will of the people of the State of Nebraska changes; and

WHEREAS, no member of the current Legislature has had an opportunity to consider or take a position on the aforementioned resolutions, indeed may not even be aware of their contents; and



WHEREAS, former Chief Justice of the Supreme Court Warren E. Burger, former Associate Justice of the Supreme Court Arthur Goldberg, and other leading constitutional scholars agree that such a convention may propose sweeping changes to the Constitution, any limitations or restrictions purportedly imposed by the states in requesting the convention notwithstanding, thereby creating imminent peril to the well-established rights of citizens and the duties of various levels of government; and

WHEREAS, the United States Constitution has been amended many times in the history of this nation and may be amended many more times without the need to resort to a constitutional convention, and has been interpreted for over 200 years and found to be a sound document which protects the lives and liberties of the citizens of the United States; and

WHEREAS, there is no need for opening the United States Constitution to sweeping changes; and

WHEREAS, great danger might arise from changes to the United States Constitution, creating legal chaos in this nation and another two centuries of litigation over interpretation of its meaning.

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

1. That any and all resolutions previously passed by the Nebraska Unicameral Legislature petitioning Congress to call a federal constitutional convention are hereby rescinded and deemed null and void.

2. That any and all resolutions passed by the Nebraska Unicameral Legislature during or after the current legislative session that petition Congress to call a federal constitutional convention shall be automatically rescinded and deemed null and void if a convention is not called on or before the seventh anniversary of the date the last legislative vote is taken on such resolution.

**NOTICE OF COMMITTEE HEARING(S)**

Transportation and Telecommunications  
Room 1113

Tuesday, January 26, 2021 9:30 a.m.  
LB82  
LB339

Tuesday, January 26, 2021 1:30 p.m.  
LB126  
LB239  
LB240

(Signed) Curt Friesen, Chairperson

Urban Affairs  
Room 1510

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

LB163  
LB162  
LB159

Tuesday, January 26, 2021 1:30 p.m.

LB25  
LB99  
LB44

(Signed) Justin Wayne, Chairperson

Government, Military and Veterans Affairs  
Room 1507

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

LR1  
LB4

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

LB83  
LB112

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

LB294  
LB213

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

LB43  
LB224

Friday, January 29, 2021 9:30 a.m.

LB368  
LB369

Friday, January 29, 2021 1:30 p.m.

LB35  
LB94  
LB93

(Signed) Tom Brewer, Chairperson

Nebraska Retirement Systems  
Room 1525

Wednesday, January 27, 2021 12:00 p.m.

LB17

Presentation of Actuarial Experience Study and Annual Valuation Reports  
pursuant to 84-1503

(Signed) Mark Kolterman, Chairperson

Natural Resources  
Room 1525

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

LB190

LB191

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

LB148

(Signed) Bruce Bostelman, Chairperson

**SPEAKER'S ANNOUNCEMENT**

Pursuant to Rule 4, Section 8, LR25 was referred to the Reference  
Committee.

**ANNOUNCEMENT(S)**

The Transportation and Telecommunications Committee elected Senator  
Geist as Vice Chairperson.

**MOTION(S) - Print in Journal**

Senator Hunt filed the following motion to LB232:

MO1

Withdraw bill.

**UNANIMOUS CONSENT - Add Cointroducer(s)**

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

Senator Wishart name added to LB4.

Senator Brandt name added to LB72.

Senator Brandt name added to LB83.

Senator Brewer name added to LB112.

Senator Kolterman name added to LB132.

Senator Brandt name added to LB173.

Senator Hunt name added to LB246.  
Senator Lowe name added to LB263.  
Senator Murman name added to LB263.  
Senator Brandt name added to LB263.  
Senator Vargas name added to LB298.  
Senator Hunt name added to LB298.  
Senator Aguilar name added to LB300.  
Senator Hughes name added to LB311.  
Senator Cavanaugh, J. name added to LB327.  
Senator Brewer name added to LB389.  
Senator Hunt name added to LB402.  
Senator Aguilar name added to LB404.  
Senator Hughes name added to LB415.  
Senator Brandt name added to LB417.  
Senator Hunt name added to LB419.

### **ADJOURNMENT**

At 11:36 a.m., on a motion by Senator Vargas, the Legislature adjourned until 9:00 a.m., Wednesday, January 20, 2021.

Patrick J. O'Donnell  
Clerk of the Legislature