

FIFTEENTH DAY - JANUARY 27, 2022**LEGISLATIVE JOURNAL****ONE HUNDRED SEVENTH LEGISLATURE
SECOND SESSION****FIFTEENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, January 27, 2022

PRAYER

The prayer was offered by Father Christopher Kubat, St. Cecilia Catholic Church, Hastings.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Friesen.

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 Albrecht, Bostar, Briese, M. Cavanaugh, Day, M. Hansen, Lathrop, Morfeld, Stinner, Walz, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

Page 430, strike the Notice of Committee Hearing for the Agriculture Committee.

The Journal for the thirteenth day was approved as corrected.

The Journal for the fourteenth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB1182	Appropriations (referred)

(Signed) Dan Hughes, Chairperson
Executive Board

ANNOUNCEMENT(S)

Priority designation(s) received:

McDonnell - LB1023

SPEAKER HILGERS PRESIDING

SELECT FILE

LEGISLATIVE BILL 568. Senator Pansing Brooks renewed her amendment, [AM1510](#), found on page 339 and considered on page 450.

SENATOR HUGHES PRESIDING

SPEAKER HILGERS PRESIDING

Pending.

MOTION(S) - Print in Journal

Senator M. Cavanaugh filed the following motion to [LB1126](#):

[MO134](#)

Withdraw LB1126.

ANNOUNCEMENT(S)

Priority designation(s) received:

Briese - LB986

Education - LB890

Education - LB1218

COMMITTEE REPORT(S)

Education

LEGISLATIVE BILL 758. Placed on General File with amendment.

[AM1684](#)

1 1. On page 2, line 6, after "79-1101" insert "and includes programs

2 licensed under the Child Care Licensing Act".

(Signed) Lynne Walz, Chairperson

COMMITTEE REPORT(S)

Enrollment and Review

LEGISLATIVE BILL 723. Placed on Select File.

LEGISLATIVE BILL 450. Placed on Select File.

(Signed) Terrell McKinney, Chairperson

COMMITTEE REPORT(S)
Enrollment and Review

LEGISLATIVE BILL 496A. Placed on Final Reading.

(Signed) Terrell McKinney, Chairperson

AMENDMENT(S) - Print in Journal

Senator B. Hansen filed the following amendment to LB906:
[AM1687](#)

- 1 1. Strike the original sections and all amendments thereto and
- 2 insert the following new sections:
- 3 Section 1. (1) For purposes of this section:
- 4 (a) COVID-19 means the novel coronavirus identified as SARS-CoV-2;
- 5 any disease caused by SARS-CoV-2, its viral fragments, or a virus
- 6 mutation therefrom; and all conditions associated with the disease which
- 7 are caused by SARS-CoV-2, its viral fragments, or a virus mutation
- 8 therefrom;
- 9 (b) Department means the Department of Health and Human Services;
- 10 (c)(i) Employer means a person engaged in an industry who has one or
- 11 more employees;
- 12 (ii) Employer also includes any party whose business is financed in
- 13 whole or in part under the Nebraska Investment Finance Authority Act
- 14 regardless of the number of employees and includes the State of Nebraska,
- 15 governmental agencies, and political subdivisions; and
- 16 (iii) Employer does not include (A) the United States, a corporation
- 17 wholly owned by the government of the United States, or an Indian tribe
- 18 or (B) a bona fide private membership club, other than a labor
- 19 organization, which is exempt from taxation under section 501(c) of the
- 20 Internal Revenue Code;
- 21 (d) Health care practitioner means a person licensed under (i) the
- 22 Medicine and Surgery Practice Act to practice medicine and surgery or
- 23 osteopathic medicine and surgery, (ii) the Medicine and Surgery Practice
- 24 Act to practice as a physician assistant, or (iii) the Advanced Practice
- 25 Registered Nurse Practice Act to practice as an advanced practice
- 26 registered nurse; and
- 27 (e) Vaccine exemption form means the form created by the department
- 1 under subsection (2) of this section.
- 2 (2)(a) The department shall develop a vaccine exemption form for an
- 3 individual to claim an exemption from receiving a COVID-19 vaccine as
- 4 provided in this section. The department shall make the form available on
- 5 the department's website.
- 6 (b) The form shall include a declaration by the individual seeking
- 7 an exemption that:
- 8 (i) A health care practitioner has provided the individual with a
- 9 signed written statement that, in the health care practitioner's opinion,
- 10 (A) receiving a COVID-19 vaccine is medically contraindicated for the
- 11 individual or (B) medical necessity requires the individual to delay
- 12 receiving such vaccine; or
- 13 (ii) Receiving a COVID-19 vaccine would conflict with the
- 14 individual's sincerely held religious belief, practice, or observance.
- 15 (3) An employer that requires applicants or employees to be
- 16 vaccinated against COVID-19 shall allow for an exemption to such
- 17 requirement for an individual who provides the employer with:
- 18 (a) A completed vaccine exemption form; and
- 19 (b) For an individual claiming an exemption based on the statement

20 of a health care practitioner, a copy of such signed written statement.
21 (4) An employer may require an employee granted an exemption under
22 this section to:
23 (a) Be periodically tested for COVID-19 at the employer's expense;
24 and
25 (b) Wear or use personal protective equipment provided by the
26 employer.
27 Sec. 2. Since an emergency exists, this act takes effect when
28 passed and approved according to law.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Wayne name added to LB450.
Senator M. Hansen name added to LB450.
Senator Brewer name added to LB735.
Senator Brewer name added to LB768.
Senator Clements name added to LB774.
Senator Clements name added to LB777.
Senator Hunt name added to LB793.
Senator Brewer name added to LB853.
Senator Brewer name added to LB859.
Senator Vargas name added to LB910.
Senator Clements name added to LB933.
Senator Brewer name added to LB975.
Senator Hunt name added to LB1066.
Senator Hunt name added to LB1067.
Senator Briese name added to LB1170.
Senator Clements name added to LB1237.
Senator Brewer name added to LB1270.
Senator Brewer name added to LB1271.

WITHDRAW - Cointroducer(s)

Senator Hunt name withdrawn from LB1275.

VISITOR(S)

The Doctor of the Day was Dr. Joe Miller of Omaha.

ADJOURNMENT

At 11:54 a.m., on a motion by Senator Hunt, the Legislature adjourned until 9:00 a.m., Friday, January 28, 2022.

Patrick J. O'Donnell
Clerk of the Legislature