

**TENTH DAY - SEPTEMBER 24, 2021**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED SEVENTH LEGISLATURE  
FIRST SPECIAL SESSION**

**TENTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, September 24, 2021

**PRAYER**

The prayer was offered by Senator Clements.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Halloran.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 1:00 p.m., Senator Hughes presiding.

The roll was called and all members were present except Senator Stinner who was excused until he arrives.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the ninth day was approved.

**ANNOUNCEMENT**

**Notice of Issuance of Legislative Subpoena**

Pursuant to Rule 3, Sec. 21(A)(iii), the Eastern Service Area Child Welfare Contract Special Investigative and Oversight Committee has issued a legislative subpoena to the following persons to appear before that committee on Friday, October 8, 2021, to testify on matters under consideration by said committee. The subpoena was issued on Friday, September 24, 2021.

Saint Francis Ministries  
Copy to: William J. Clark  
Interim President and CEO

## GENERAL FILE

**LEGISLATIVE BILL 1.** Senator Wayne withdrew his motion, [MO1](#), found on page 52, to recommit to Redistricting Committee.

Senator M. Hansen withdrew his amendment, [AM12](#), found on page 51.

Senator Linehan withdrew her amendments, [AM20](#) and [AM18](#), found on page 53.

Senator Morfeld withdrew his amendment, [AM17](#), found on page 53.

Senator McCollister withdrew his amendment, [AM25](#), found on page 54.

Senator Hunt withdrew her amendments, [AM23](#) and [AM16](#), found on page 54.

Senator Linehan offered the following amendment:

[AM36](#)

1 1. Strike the original sections and all amendments thereto and  
 2 insert the following new sections:  
 3 Section 1. Section 32-504, Reissue Revised Statutes of Nebraska, is  
 4 amended to read:  
 5 32-504 (1) Based on the 2020 ~~2010~~ Census of Population by the United  
 6 States Department of Commerce, Bureau of the Census, the State of  
 7 Nebraska is hereby divided into three districts for electing  
 8 Representatives in the Congress of the United States, and each district  
 9 shall be entitled to elect one representative.  
 10 (2) The numbers and boundaries of the districts are designated and  
 11 established by maps identified and labeled as maps CONG21-39002,  
 12 CONG21-39002-1, CONG21-39002-2, and CONG21-39002-3 ~~CON11-30001-1~~,  
 13 ~~CON11-30001A~~, ~~CON11-30001-2~~, ~~CON11-30001-3~~, ~~CON11-30001-3A~~, filed with  
 14 the Clerk of the Legislature, and incorporated by reference as part of  
 15 ~~this legislative bill~~ Laws 2011, LB704.  
 16 (3)(a) The Clerk of the Legislature shall transfer possession of the  
 17 maps referred to in subsection (2) of this section to the Secretary of  
 18 State on the effective date of this act ~~May 27, 2011~~.  
 19 (b) When questions of interpretation of district boundaries arise,  
 20 the maps referred to in subsection (2) of this section in possession of  
 21 the Secretary of State shall serve as the indication of the legislative  
 22 intent in drawing the district boundaries.  
 23 (c) Each election commissioner or county clerk shall obtain copies  
 24 of the maps referred to in subsection (2) of this section for the  
 25 election commissioner's or clerk's county from the Secretary of State.  
 26 (d) The Secretary of State shall also have available for viewing on  
 27 his or her website the maps referred to in subsection (2) of this section  
 1 identifying the boundaries for the districts.  
 2 Sec. 2. Section 32-505, Reissue Revised Statutes of Nebraska, is  
 3 amended to read:  
 4 32-505 For purposes of section 32-504, the Legislature adopts the  
 5 official population figures and maps from the 2020 ~~2010~~ Census  
 6 Redistricting (Public Law 94-171) TIGER/Line Shapefiles published by the  
 7 United States Department of Commerce, Bureau of the Census.  
 8 Sec. 3. Original sections 32-504 and 32-505, Reissue Revised  
 9 Statutes of Nebraska, are repealed.  
 10 Sec. 4. Since an emergency exists, this act takes effect when

11 passed and approved according to law.

The Linehan amendment was adopted with 38 ayes, 8 nays, 2 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 10 nays, 2 present and not voting, and 1 excused and not voting.

**COMMITTEE REPORT(S)**  
Redistricting

**LEGISLATIVE BILL 7.** Placed on General File with amendment.

[AM33](#)

1 1. Strike the original sections and insert the following new  
2 sections:  
3 Section 1. Section 79-311, Reissue Revised Statutes of Nebraska, is  
4 amended to read:  
5 79-311 (1) For the purpose of section 79-310, the state is divided  
6 into eight districts. Each district shall be entitled to one member on  
7 the board.  
8 (2) The numbers and boundaries of the districts are designated and  
9 established by maps identified and labeled as maps ED21-39002,  
10 ED21-39002-1, ED21-39002-2, ED21-39002-3, ED21-39002-4, ED21-39002-5,  
11 ED21-39002-6, ED21-39002-7, and ED21-39002-8 ~~ED11-1~~, ~~ED11-2~~, ~~ED11-3~~,  
12 ~~ED11-4~~, ~~ED11-5~~, ~~ED11-5A~~, ~~ED11-6~~, ~~ED11-7~~, and ~~ED11-8~~, filed with the Clerk  
13 of the Legislature, and incorporated by reference as part of this  
14 legislative bill ~~Laws 2011, LB702~~.  
15 (3)(a) The Clerk of the Legislature shall transfer possession of the  
16 maps referred to in subsection (2) of this section to the Secretary of  
17 State on the effective date of this act ~~May 27, 2011~~.  
18 (b) When questions of interpretation of district boundaries arise,  
19 the maps referred to in subsection (2) of this section in possession of  
20 the Secretary of State shall serve as the indication of the legislative  
21 intent in drawing the district boundaries.  
22 (c) Each election commissioner or county clerk shall obtain copies  
23 of the maps referred to in subsection (2) of this section for the  
24 election commissioner's or clerk's county from the Secretary of State.  
25 (d) The Secretary of State shall also have available for viewing on  
26 his or her website the maps referred to in subsection (2) of this section  
27 identifying the boundaries for the districts.  
1 Sec. 2. Section 79-312, Reissue Revised Statutes of Nebraska, is  
2 amended to read:  
3 79-312 For purposes of section 79-311, the Legislature adopts the  
4 official population figures and maps from the ~~2020~~ 2010 Census  
5 Redistricting (Public Law 94-171) TIGER/Line Shapefiles published by the  
6 United States Department of Commerce, Bureau of the Census.  
7 Sec. 3. Original sections 79-311 and 79-312, Reissue Revised  
8 Statutes of Nebraska, are repealed.  
9 Sec. 4. Since an emergency exists, this act takes effect when  
10 passed and approved according to law.

(Signed) Lou Ann Linehan, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 7.** Title read. Considered.

Committee [AM33](#), found in this day's Journal, was adopted with 43 ayes, 0 nays, 4 present and not voting, and 2 excused and not voting.

Advanced to Enrollment and Review Initial with 44 ayes, 0 nays, 3 present and not voting, and 2 excused and not voting.

**COMMITTEE REPORT(S)**  
Redistricting

**LEGISLATIVE BILL 8.** Placed on General File with amendment.

[AM39](#)

1 1. Strike the original sections and insert the following new  
2 sections:  
3 Section 1. Section 85-103.01, Reissue Revised Statutes of Nebraska,  
4 is amended to read:  
5 85-103.01 (1) For the purpose of section 85-103, the state is  
6 divided into eight districts. Each district shall be entitled to one  
7 regent on the board.  
8 (2) The numbers and boundaries of the districts are designated and  
9 established by maps identified and labeled as maps REG21-39002,  
10 REG21-39002-1, REG21-39002-2, REG21-39002-3, REG21-39002-4,  
11 REG21-39002-5, REG21-39002-6, REG21-39002-7, and REG21-39002-8 ~~REG11-1~~,  
12 ~~REG11-2~~, ~~REG11-3~~, ~~REG11-4~~, ~~REG11-5~~, ~~REG11-5A~~, ~~REG11-6~~, ~~REG11-7~~, and  
13 ~~REG11-8~~, filed with the Clerk of the Legislature, and incorporated by  
14 reference as part of this legislative bill ~~Laws 2011, LB701~~.  
15 (3)(a) The Clerk of the Legislature shall transfer possession of the  
16 maps referred to in subsection (2) of this section to the Secretary of  
17 State on the effective date of this act ~~May 27, 2011~~.  
18 (b) When questions of interpretation of district boundaries arise,  
19 the maps referred to in subsection (2) of this section in possession of  
20 the Secretary of State shall serve as the indication of the legislative  
21 intent in drawing the district boundaries.  
22 (c) Each election commissioner or county clerk shall obtain copies  
23 of the maps referred to in subsection (2) of this section for the  
24 election commissioner's or clerk's county from the Secretary of State.  
25 (d) The Secretary of State shall also have available for viewing on  
26 his or her website the maps referred to in subsection (2) of this section  
27 identifying the boundaries for the districts.  
1 Sec. 2. Section 85-103.02, Reissue Revised Statutes of Nebraska, is  
2 amended to read:  
3 85-103.02 For purposes of section 85-103.01, the Legislature adopts  
4 the official population figures and maps from the ~~2020~~ 2010 Census  
5 Redistricting (Public Law 94-171) TIGER/Line Shapefiles published by the  
6 United States Department of Commerce, Bureau of the Census.  
7 Sec. 3. Original sections 85-103.01 and 85-103.02, Reissue Revised  
8 Statutes of Nebraska, are repealed.  
9 Sec. 4. Since an emergency exists, this act takes effect when  
10 passed and approved according to law.

(Signed) Lou Ann Linehan, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 8.** Title read. Considered.

Committee [AM39](#), found in this day's Journal, was adopted with 46 ayes, 0 nays, 2 present and not voting, and 1 excused and not voting.

Advanced to Enrollment and Review Initial with 47 ayes, 0 nays, 1 present and not voting, and 1 excused and not voting.

**LEGISLATIVE BILL 3.** Senator Hughes asked unanimous consent to withdraw his motion, [MO5](#), found on page 59, to reconsider the vote on AM27. No objections. So ordered.

Senator M. Hansen asked unanimous consent to withdraw his amendment, [AM26](#), found on page 55, as amended. No objections. So ordered.

Senator Wayne offered the following amendment:

[AM37](#)

1 1. Strike the original sections and all amendments thereto and  
 2 insert the following new sections:  
 3 Section 1. Section 50-1153, Reissue Revised Statutes of Nebraska, is  
 4 amended to read:  
 5 50-1153 (1) The State of Nebraska is hereby divided into forty-nine  
 6 legislative districts. Each district shall be entitled to one member in  
 7 the Legislature. The Legislature adopts the official population figures  
 8 and maps from the 2020 2010 Census Redistricting (Public Law 94-171)  
 9 TIGER/Line Shapefiles published by the United States Department of  
 10 Commerce, Bureau of the Census.  
 11 (2) The numbers and boundaries of the legislative districts are  
 12 designated and established by maps identified and labeled as maps  
 13 [LEG21-39005](#), [LEG21-39005-1](#), [LEG21-39005-2](#), [LEG21-39005-2A](#), [LEG21-39005-3](#),  
 14 [LEG21-39005-4](#), [LEG21-39005-5](#), [LEG21-39005-6](#), [LEG21-39005-7](#),  
 15 [LEG21-39005-8](#), [LEG21-39005-9](#), [LEG21-39005-10](#), [LEG21-39005-11](#),  
 16 [LEG21-39005-12](#), [LEG21-39005-13](#), [LEG21-39005-14](#), [LEG21-39005-15](#),  
 17 [LEG21-39005-15A](#), [LEG21-39005-16](#), [LEG21-39005-16A](#), [LEG21-39005-17](#),  
 18 [LEG21-39005-18](#), [LEG21-39005-19](#), [LEG21-39005-19A](#), [LEG21-39005-20](#),  
 19 [LEG21-39005-21](#), [LEG21-39005-22](#), [LEG21-39005-22A](#), [LEG21-39005-23](#),  
 20 [LEG21-39005-24](#), [LEG21-39005-25](#), [LEG21-39005-26](#), [LEG21-39005-27](#),  
 21 [LEG21-39005-28](#), [LEG21-39005-29](#), [LEG21-39005-30](#), [LEG21-39005-30A](#),  
 22 [LEG21-39005-31](#), [LEG21-39005-32](#), [LEG21-39005-32A](#), [LEG21-39005-33](#),  
 23 [LEG21-39005-33A](#), [LEG21-39005-34](#), [LEG21-39005-34A](#), [LEG21-39005-35](#),  
 24 [LEG21-39005-36](#), [LEG21-39005-37](#), [LEG21-39005-38](#), [LEG21-39005-38A](#),  
 25 [LEG21-39005-39](#), [LEG21-39005-40](#), [LEG21-39005-40A](#), [LEG21-39005-40B](#),  
 26 [LEG21-39005-41](#), [LEG21-39005-41A](#), [LEG21-39005-41B](#), [LEG21-39005-42](#),  
 27 [LEG21-39005-42A](#), [LEG21-39005-43](#), [LEG21-39005-44](#), [LEG21-39005-44A](#),  
 1 [LEG21-39005-45](#), [LEG21-39005-46](#), [LEG21-39005-47](#), [LEG21-39005-48](#), and  
 2 [LEG21-39005-49](#) [LEG11-1](#), [LEG11-1A](#), [LEG11-43002E-2](#), [LEG11-43002E-2A](#),  
 3 [LEG11-2B](#), [LEG11-3](#), [LEG11-4](#), [LEG11-5](#), [LEG11-6](#), [LEG11-7](#), [LEG11-8](#), [LEG11-9](#),  
 4 [LEG11-10](#), [LEG11-11](#), [LEG11-12](#), [LEG11-13](#), [LEG11-14](#), [LEG11-15](#), [LEG11-16](#),  
 5 [LEG11-17](#), [LEG11-18](#), [LEG11-19](#), [LEG11-20](#), [LEG11-21](#), [LEG11-21A](#), [LEG11-22](#),  
 6 [LEG11-23](#), [LEG11-24](#), [LEG11-25](#), [LEG11-25A](#), [LEG11-26](#), [LEG11-27](#), [LEG11-28](#),  
 7 [LEG11-29](#), [LEG11-30](#), [LEG11-30A](#), [LEG11-31](#), [LEG11-32](#), [LEG11-32A](#), [LEG11-33](#),  
 8 [LEG11-34](#), [LEG11-34A](#), [LEG11-35](#), [LEG11-36](#), [LEG11-37](#), [LEG11-37A](#), [LEG11-38](#),  
 9 [LEG11-38A](#), [LEG11-39](#), [LEG11-40](#), [LEG11-41](#), [LEG11-42](#), [LEG11-43002E-43](#),  
 10 [LEG11-44](#), [LEG11-45](#), [LEG11-46](#), [LEG11-43002E-47](#), [LEG11-48](#), and

11 LEGH-43002E-49, filed with the Clerk of the Legislature, and  
 12 incorporated by reference as part of this legislative bill Laws 2011,  
 13 LB703.

14 (3)(a) The Clerk of the Legislature shall transfer possession of the  
 15 maps referred to in subsection (2) of this section to the Secretary of  
 16 State on the effective date of this act May 27, 2011.

17 (b) When questions of interpretation of legislative district  
 18 boundaries arise, the maps referred to in subsection (2) of this section  
 19 in possession of the Secretary of State shall serve as the indication of  
 20 the legislative intent in drawing the legislative district boundaries.

21 (c) Each election commissioner or county clerk shall obtain copies  
 22 of the maps referred to in subsection (2) of this section for the  
 23 election commissioner's or clerk's county from the Secretary of State.

24 (d) The Secretary of State shall also have available for viewing on  
 25 his or her website the maps referred to in subsection (2) of this section  
 26 identifying the boundaries for the legislative districts.

27 Sec. 2. Section 50-1154, Reissue Revised Statutes of Nebraska, is  
 28 amended to read:

29 50-1154 The changes made to this section and section 50-1153 by this  
 30 legislative bill Laws 2011, LB703, shall become operative on the  
 31 effective date of this act. The May 27, 2011, except that members of the  
 1 Legislature from the ~~even-numbered~~ ~~odd-numbered~~ districts shall be  
 2 nominated at the primary election in ~~2022~~ ~~2012~~ and elected at the general  
 3 election in November ~~2022~~ ~~2012~~ for the term commencing January 4, 2023  
 4 January 9, 2013. The members of the Legislature elected or appointed  
 5 prior to the effective date of this act May 27, 2011, shall represent the  
 6 newly established districts for the balance of their terms, with each  
 7 member representing the same numbered district as prior to the effective  
 8 date of this act May 27, 2011.

9 Sec. 3. Original sections 50-1153 and 50-1154, Reissue Revised  
 10 Statutes of Nebraska, are repealed.

11 Sec. 4. Since an emergency exists, this act takes effect when  
 12 passed and approved according to law.

Senator Wayne moved for a call of the house. The motion prevailed with 39  
 ayes, 6 nays, and 4 not voting.

The Wayne amendment was adopted with 43 ayes, 5 nays, and 1 excused  
 and not voting.

Advanced to Enrollment and Review Initial with 43 ayes, 5 nays, and 1  
 excused and not voting.

The Chair declared the call raised.

## REPORTS

Agency reports electronically filed with the Legislature can be found on the  
[Nebraska Legislature's website.](#)

## REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of September 23,  
 2021, in accordance with Section 49-1481, Revised Statutes of Nebraska.  
 Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell  
Clerk of the Legislature

Mueller Robak  
Olsson  
Troyer, Adria  
Google LLC and its Affiliates  
Zulkoski Weber LLC  
Dexcom, Inc.

**ADJOURNMENT**

At 5:14 p.m., on a motion by Speaker Hilgers, the Legislature adjourned until 10:00 a.m., Tuesday, September 28, 2021.

Patrick J. O'Donnell  
Clerk of the Legislature

