

Transcript Prepared by Clerk of the Legislature Transcribers Office  
Floor Debate January 07, 2021

**FOLEY:** Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the second day of the One Hundred Seventh Legislature, Second [SIC] Session. Our chaplain for today is Senator DeBoer. Please rise.

**DeBOER:** Oh, holy one, we live in a time of fear. Disease, hunger, discord, hopelessness, and loneliness stalk our world. Remind us that the mode of your being is surprise. We read in history that when everything seemed bleakest, you sent Moses and brought the Israelites out of Egypt. When it was least expected, you sent a prophet with your word. And we read that even death, even death on a cross, was not the final answer. A rich man's son became compassionate. Oh, holy one, make us instruments of your surprise. When anger is expected, help us to forgive. When discord is expected, help us to bring peace. When fear is expected, help us to bring compassion and understanding. The spring comes after the winter, unbidden from us, with no action or agency on our part. But help us to become instruments of your surprise. In the name of the one who was, who is, and always will be, amen.

**FOLEY:** Thank you, Senator DeBoer. I call to order the second day of the One Hundred Seventh Legislature, First Session. Senators, please record your presence. Roll call. Mr. Clerk, please record.

**CLERK:** I have a quorum present, Mr. President.

**FOLEY:** Thank you, Mr. Clerk. Are there any corrections for the Journal?

**CLERK:** I have no corrections.

**FOLEY:** Thank you, sir. Are there any messages, reports, or announcements?

**CLERK:** There are, Mr. President. First of all, the preliminary report, as prepared by the Committee on Committees, receipt is acknowledged. Members, you should have received copies of that via email last night, as well as copies in your mailboxes this morning. Mr. President, communications received during the interim include the following series of gubernatorial appointments from the Governor: to the Accountability and Disclosure Commission; to the Arts Council; Beginning Farmer Board; Board of Educational Lands and Funds; the Board of Parole; Child Abuse Prevention Fund Board; the Commission for the Deaf and Hard of Hearing; the Commission for Postsecondary Education; Crimes [SIC] Victim's Reparations Committee; the director

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of the Nebraska Department of Natural Resources; the director of the Nebraska Department of Banking and Finance; the Director of the Department of Health and Human Services Division of Developmental Disabilities; Nebraska Education Telecommunications Commission; the Nebraska Environmental Trust Board; the Environmental Trust Board; Ethanol Board; the Nebraska Games [SIC] and Parks Commission; the Investment Council; the Information Technology Commission; the Motor Vehicle Industry Licensing Board; Natural Resources Commission; several appointments to Power Review Board; State Board of Health; State Electrical Board; State Highway Commission; the State Personnel Board. Those are all gubernatorial appointments that will be referred to Reference [INAUDIBLE] referral to standing committee for confirmation hearing. Attorney General Opinions, Senator Howard and Brandt, and an acknowledgment, Mr. President, of receipt of the disposition of interim study by the various standing committees of the Legislature. That's all that I have at this time, Mr. President.

**FOLEY:** Thank you, Mr. Clerk. Members, I'm aware that we do have some members requesting points of personal privilege. But before we get to those, we'll take up the adoption of temporary rules. Speaker Hilgers, you're recognized.

**HILGERS:** Thank-- thank you, Mr. President. Good morning, colleagues. I move that the rules, as now in our possession, be adopted until such time as the permanent rules are adopted pursuant to Rule 2, Section 1, provided that the temporary rules shall not continue after the 12th legislative day.

**FOLEY:** Thank you, Speaker Hilgers. Seeing no discussion, the question is, shall we adopt temporary rules pursuant to the motion of Speaker Hilgers? Those in favor say aye; those opposed say nay. The motion is adopted. Senator Blood, for what purpose do you rise?

**BLOOD:** Point of privilege, Mr. President.

**FOLEY:** Please proceed.

**BLOOD:** Thank you, Mr. President. Fellow Senators, friends all, like most of us in this Chamber yesterday, there was a day that we will and should never, ever forget. While many of us were being sworn in, giving speeches, some sincere and some, frankly, posturing, our democracy was being attacked. And regardless of what you believe when it comes to policy or when it comes to politics, yesterday was a travesty in our nation's capital. And I want you to remember these numbers: 1 death from bloodshed, 2 pipe bomb-- bombs and 1 Molotov cocktail, 4 others dead, 14 law enforcement officers injured, and 49

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senators-- can I have the gavel, please-- 49 senators who can lead by example and quit being complicit in partisan politics, 49 senators who can stop shenanigans, like reading Dr. Seuss on the floor instead of productive debate, 49 senators who cannot pretend that extended debate where people read from Wikipedia pages is going to change anything. I stand here today and I challenge all of you to stay on the floor, participate in the process, and to offer educated, informed views on our bills and not some ridiculous us-versus-them rhetoric that makes us even more polarized and, frankly, complicit in tearing apart the obviously fragile fabric that holds our nation and state together. And so as we move forward, what can or will we do as a body in the next two years? Will we honor democracy by protecting the rights of Nebraska voters or try to stifle the black vote by pushing forward winner-takes-all? Will we remember that there are Nebraskans who need our help and need us to take action or will we pigeonhole these initiatives by categorizing those who need help as opportunists or too lazy to work? Where will you go with your messaging? How will you prevent what happened yesterday in D.C. from happening here in Nebraska? We can remember that we must listen first, listen first to truly understand that we don't need to always agree, but we do need to always hear where the other person is coming from. We owe them that opportunity because it isn't us versus them. We are Nebraska senators, we are Nebraska's legislative body, and we must lead by example and show our constituents that we understand the importance of protecting not only their rights but our democracy. With that, I want to say that I respect and appreciate all of you, regardless of who you are or where you come from, and that there is power in consensus and power in working together for the greater good of all Nebraskans. And again, I say that we must never, ever forget what happened yesterday, because yesterday should not only be seen as an attack on our democracy, but should also be seen as a foundation that we can use as a springboard for the greater good of our own state. With that, I thank you, friends all. I look forward to a productive year. Thank you, Mr. President.

**FOLEY:** Thank you, Senator Blood. Senator Hunt, for what purpose do you rise?

**HUNT:** Point of personal privilege.

**FOLEY:** Please proceed.

**HUNT:** Thank you, Mr. Lieutenant Governor and members of the Legislature. I want to explain to freshmen in the body and people watching why I'm taking a point of personal privilege. I don't like to use points of personal privilege to speak on-- on matters,

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especially when they're political or when they're, you know, current event-type of things. But when you look at the agenda today, we have a motion to adopt the temporary rules. That's a debatable motion. I could have put an amendment on it and done something, but I really didn't want to open that can of worms. I just wanted us to get through the rules and-- and get on to the next thing. But there's nothing else on the agenda that I could put my light on and take five minutes on or bring up for debate. And so for that purpose, today I'm making a point of personal privilege. And this isn't something I'm in the habit of and I don't think that this is like a great best practice, but I wanted to explain why I'm taking the time. I want to talk also about the events that happened yesterday in Washington, D.C., because I'm-- I'm so grateful that Senator Blood spoke up about this and all of us should be concerned about this and somebody needs to say something about this really unprecedented attack on our Capitol, on the building itself, on the institution it represents, and on our democracy. And I don't have any inspirational or soaring or moving things to say about how we're above this and we're going to overcome this and this isn't who we are, but it has to be said because we have to acknowledge the significance for our country of what happened. And I've had many people contact me on social media or over the phone or via email to ask for my thoughts or what's happening, are we safe here in the Capitol? And I'm sure many of you have gotten similar contacts from your constituents as well. What's happening is a fundamental threat to our democratic system that regular people, who aren't elected politicians, who aren't rich, who aren't powerful, depend on so that they don't have their rights crushed. And they depend on the people who are our lawmakers, the people here in our Chamber, the people in Washington, D.C., to protect those rights. And it really concerns me when the people who have the power to do something about it kind of roll over and they say, sure, these are just protesters, come on in. We were picking our leadership yesterday in Committee on Committees, and we just start to get little snippets of news coming in about people storming the Capitol in Washington, D.C. And after we adjourned for the day here, I went into Committee on Committees to work on, you know, putting people in their committees. And we're kind of sequestered in this room and we're just getting snippets of information coming in about a woman was shot and killed; domestic terrorists took over Nancy Pelosi's office and stole things, personal items belonging to her staff and to the people of this country as trophies; they found bombs; they took over the Senate Chamber and took the presiding officer's seat; they took selfies with law enforcement; New York and Virginia sent National Guard troops; and the President openly condoned, encouraged, and supported this from Twitter. How is he

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going to have the nuclear codes but he's banned from Twitter? He's banned from Facebook now, but he's the one in charge of our country. How does that sit right with any of you? How do we have the greatest military defense budget in the world and all these people can just run up on the Capitol and go inside? How do we have state security when something like that can happen? What do we do with that? And how is it these individuals who are acting as domestic terrorists, because that's what they are, how can they get away with this without heavy law enforcement intervention when throughout the summer in cities, including Omaha, Nebraska, my city, peaceful protesters were tear-gassed and had their eyes shot and lost their vision because of rubber bullets fired by police officers for simply marching in the street. You see the images of the people in the Capitol protesting, coming into the chamber, taking things from people's offices. And then after they all leave, you see the Capitol's staff cleaning up after them. I have to say that this is something that we all should have known was coming. Our outgoing President blatantly issued the instructions for the insurrection and refused to denounce white supremacy on national television and told the Proud Boys to stand back and stand by. So what do we do with that? Well, we continue our work as best as we can, because we have to. But after yesterday's meeting in our Committee on Committees, I already see that we have to be just as wary in Nebraska of the erosion of our democracy, whether that takes the form of voter ID or legislation to restrict vote-by-mail or protecting our Electoral College split in Nebraska. The challenge is before us here, too, in Nebraska, and it's the flames of division that are just fanned by the promotion of these conspiracy theories and the mistrust of each other. Another thing I think about is the irony of this guy who wanted to be the law-and-order President and how he's going out this way, with complete lawlessness, with tear gas, with the National Guard having to be called in, with Twitter suspending his account because he won't stop inciting violence. Part of what happened in D.C. is the responsibility of President Trump for creating the environment and the mood among his supporters to commit this violence. But part of the responsibility is also with the people who spread these stories of the hoaxes and the myths about the validity of the election that continues to be, you know, brought up to this day of was it a fair election. Yes, it's been proven by every single state that it was fair. The electors have certified it's all fine. Joe Biden is the President. He's going to be the President. And these are the same people who attacked Barack Obama with the "birtherism," saying he was from Kenya or he's Muslim, and the same people who continue to post racist and hateful things on Facebook about the Obama family, and then they come and show up here in our Government Committee and try

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to get appointed on boards and committees, on commissions. It's pervasive. It's rooted in years of resentment and it's not rooted in fact or reality. So who do you think will be held accountable for what happened yesterday? Anyone? Are there going to be consequences of any kind? All I can think of here is if there aren't severe consequences for the people who did this in the Capitol yesterday, and not just for them but for the officers who aided and abetted them, for the politicians who incited it, we will see this happen every time there's a political outcome that we don't like. I listened carefully to what Speaker Hilgers said yesterday about working together and looking past our political differences and actually listening to one another, and he was right to point out the uniqueness of this body and how each of us has a responsibility for maintaining it. In this Nebraska Legislature, we're working from a proven foundation. The people who were here before term limits set us up right. They set us up well with a really strong system. We have the transition of power, yesterday, the work we did in Committee on Committees, that today we're able to introduce whatever bills we want, on whatever topic we want, and we know that all of them--

**FOLEY:** One minute.

**HUNT:** --are going to get a hearing. Other states don't have that. So am I optimistic about protecting our elections and democratic institutions in Nebraska? I don't know. I don't think I'm optimistic, but I'm definitely determined. The foundation is there and it's been laid out by our predecessors for us, and it's incumbent upon all of us now to take it seriously and protect it. What does give me optimism is seeing how Nebraskans are activated, seeing how Nebraskans are watching us, they're watching their city councils, they're watching their school boards. And this is all for them. Nebraskans, this is all for you, what we're doing here. As Benjamin Franklin said, it's a republic if you can keep it. This is our democracy and our institution if we can keep it, and we have to improve it, not just for your party but for everybody. Thank you, Mr. President.

**FOLEY:** Thank you, Senator Hunt. Mr. Clerk, you're recognized for an announcement.

**CLERK:** Thank you, Mr. President. Before we proceed, Mr. President, for purposes of office assignments, would Senator Machaela Cavanaugh, Hunt, Moser, Murman, and Slama-- Senators Machaela Cavanaugh, Hunt, Moser, Murman, and Slama meet with Chuck Hubka in the lounge. That's right now, please. Thank you, Mr. President. That's all that I have.

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**FOLEY:** Thank you, Mr. Clerk. Members, for the balance of the morning, we'll have introduction of new bills. If you have new bills, just bring them to the Clerk's desk. And, Mr. Clerk, at your leisure and your discretion, just plead-- please read the bills into the record as you care to.

**ASSISTANT CLERK:** Mr. President, new bills: LB1, Revisor bill offered by Senator Hughes as Chair of the Exec Board, it's a bill for an act relating to the Mechanical Amusement Device Tax Act; to amend Section 77-3001; correlate provisions with Laws 2019, LB538; to repeal original sections; declare an emergency. LB2, by Senator Briese, it's a bill for an act relating to property taxes; to choose the valuation of agricultural land and horticultural land for purposes of certain school district taxes; harmonize provisions; provide an operative date; repeal the original sections. LB3, by Senate Briese, a bill for an act relating to schools; change provisions for budget hearings; require public access to data as prescribed; provide duties; repeal the original sections. LB4, by Senator Briese, a bill for an act relating to servicemembers and veterans; changes provision and qualification requirements relating to tuition credits; harmonize provisions; repeal the original sections. LB5, by Senator Blood, a bill for an act relating to schools; to adopt the Purple Heart Schools Act. LB6, by Senator Blood, a bill for an act relating to income taxes; change provision relating to the taxation of military retirement benefits; provide an operative date; repeal the original sections. LB6, Senator Blood, a bill for an act relating to crimes and defenses; provide immunity from arrest and prosecution for certain controlled substances and prostitution violations by witnesses and victims of violent crimes and persons cooperating with law enforcement; harmonize provisions; repeal original sections. LB8, by Senator Blood, a bill for an act relating to the Nebraska Political Accountability and Disclosure Act; define terms; change reporting requirements for independent expenditures; require reporting regarding electioneering communications; provide for late filing fees; to provide a penalty; harmonize provisions; repeal the original sections. LB9, by Senator Blood, a bill for an act relating to real property; change provisions relating to annexation of land and special valuation of agricultural and horticultural land within cities and villages; repeal the original sections; declare an emergency. LB 10, by Senator Blood, a bill for an act relating to revenue and taxation; change a motor vehicle tax exemption, a property tax exemption relating to certain disabled veterans; harmonize provisions; provide an operative date; repeal the original sections. LB11, by Senator Blood, a bill for an act relating to the Election Act; change requirements to register for votes; availability

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of voter registration information; provisions regarding ballots for early voting; harmonize provisions; repeal the original sections. LB12, by Senator Blood, a bill for an act relating to transportation; to require the Department of Transportation to conduct a commuter rail study and report. LB13, by Senator Blood, a bill for an act relating to crimes and offenses; to prohibit possession of a deadly weapon by a person in the state subject to a valid foreign protection order relating to domestic or family abuse. LB14, by Senator Blood, a bill for an act relating to audiology and speech-language pathology; to adopt the Audiology and Speech-Language Pathology Interstate Compact; harmonize provisions; repeal original sections. LB15, by Senator Blood, a bill for an act relating to occupational therapy; to authorize practice of occupational therapy or occupational therapy assistants as prescribed; and to repeal the original sections. LB16, by Senator Kolterman, a bill for an act relating to the Judges Retirement Act; provide for state contribution to the Nebraska Retirement Fund for Judges as prescribed; harmonize provisions; repeal the original section; declare an emergency. LB17, by Senator Kolterman, a bill for an act relating to retirement; change actuarial valuation provisions and amortization periods in retirement systems under the Judges Retirement Act, School Employee Retirement Act, State Patrol Retirement Act; eliminate obsolete provisions; harmonize provisions; repeal the original section; declare an emergency. LB18, by Senator Kolterman, a bill for an act relating to the Nebraska Imagine Act; it amends Sections 77-6810 and -6818; to change provisions relating to equivalent employees and qualified locations; repeal the original section; declare an emergency. LB19, by Senator Kolterman, a bill for an act relating to cosmetology, electrology, esthetics; [INAUDIBLE] terms; change provisions relating to permanent color technology and licensure by examination; provide for registration of a guest body artist; licensure of a temporary body art facility and nail technology apprentice salon; harmonize provisions; repeal the original sections. LB20, by Senator Blood, a bill for an act relating to public health and welfare; to change requirements for insurance coverage of prescribed contraceptives and obtaining prescribed contraceptives under the medical assistance program; to harmonize provisions and repeal the original sections. LB21, by Senator Williams, a bill for an act relating to insurance; to provide for the distribution of administrative penalties; change requirements for transmittal and review of applications of health maintenance organizations; define terms; change educa-- continuing education exceptions; provide-- provisions and repeal the original sections. LB22, by Senator Williams, a bill for an act relating to Nebraska Protection in Annuity Transactions Act; change applicability of the act; authorize rules and regulations; define/redefine terms;

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change producer/insurer obligations, supervision, prohibited practices, recordkeeping; provide for safe harbor requirements; provide for applicability; repeal the original sections; declare an emergency. LB23, by Senator Williams, a bill for an act relating to real property; amend Section 2207.3 [SIC] changes [INAUDIBLE] applicability, qualification, disciplinary provisions under Real Property Appraiser Act; repeal original sections; declare an emergency. LB24, by Senator Kolterman, a bill for an act relating to the Judges Retirement System; changes the Nebraska Retirement Fund for Judges fee and remittance procedures; change distribution of certain court fees relating to the Nebraska Retirement Fund for Judges; to eliminate obsolete provisions; harmonize provisions; repeal the original section; declare an emergency. LB25, by Senator Wayne, it's a bill for an act relating to the Community Development Law; change the period for dividing ad valorem taxes for certain redevelopment plans that include extremely blighted areas; harmonize provisions; repeal the original sections; declare an emergency. LB26, by Senator Wayne, a bill for an act relating to revenue and taxation; provide a sales and use tax exemption for residential water service; harmonize provisions; provide an operative date; and repeal the original sections. LB27, by Senator Wayne, a bill for an act relating to appropriations; to state intent regarding the appropriation to the Nebraska State Historical Society as prescribed; and to declare an emergency. LB28, by Senator Wayne, a bill for an act relating to criminal procedure; change provisions related to motion for new trial; provide for applicability; repeal original sections. LB29, by Senator Wayne, a bill for an act relating to holidays; change provisions relating to holidays; repeal the original sections. LB30, by Senator Wayne, a bill for an act relating to insurance; to limit the cost of prescription insulin drugs; provide a duty for the Revisor of Statutes. LB31, by Senator Wayne, a bill for an act relating to courts; to state findings; define terms; authorize punitive damages as prescribed; to require punitive damages to be appropriated for the use of common schools. LB32, by Senator Pansing Brooks, a bill for an act relating to crimes and offenses; provide for new felony classifications; change penalties; harmonize provisions; repeal the original sections. LB33, by Senator Pansing Brooks, a bill for an act relating to criminal procedures; change provisions related to sentencing; repeal the original sections. LB34, by Senator Pansing Brooks; to change provisions under the sentencing for certain offenses committed by persons under 21 years of age; to require consideration of certain factors at sentencing; harmonize provisions; repeal the original sections. LB35, by Senator Pansing Brooks, it's a bill for an act relating to state history; change a membership provision, the First Regiment Nebraska Volunteer Infantry

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at Fort Donelson Committee; repeal the original section. LB36, by Senator Erdman, it's a bill for an act relating to schools; to require display of the national motto; to authorize contributions; provide duties for the Attorney General. LB37, by Senator Lowe, is a bill for an act relating to the State Fire Marshal; change provisions relating to certain rules and regulations and fees; to eliminate provisions relating to standpipe requirements for hotels and apartments, certain definitions; change requirements for state boiler inspector; and harmonize provisions; repeal the original sections; and to outright repeal various sections. LB38, by Senator Lindstrom, it's a bill for an act relating to revenue and taxation; change provisions relating to certain tax credits and retaliatory taxes as prescribed. LB39, by Senator Lindstrom, it's a bill for an act relating to the Sports Arena Facility Financing Assistance Act; change Section 13-3103; authorize [INAUDIBLE] define terms; change provisions related to limitations [INAUDIBLE] consideration of [INAUDIBLE] harmonize provisions; repeal the original section; declare an emergency. LB40, by Senator Groene, it's a bill for an act relating to economic development and the Nebraska Rural Projects Act. LB41, by Senator Dorn, it's a bill for an act relating to counties under township organizations; change provision relating to certain payment of funds for townships; and repeal original sections. LB42, by Senator Dorn, a bill for an act relating to the Hall of Fame Trust Fund; to provide for transfers of funds from the General Fund; state intent regarding transfer of funds; repeal the original sections. LB43, by Senator Matt Hansen, a bill for an act relating to elections; to provide for the election of election commissioners; change and eliminate provisions relating to the official bonds, consideration of county offices, deputy county clerks for elections, election commissioners, removal from office, and vacancies; and to outright repeal various sections and to declare an emergency.

**FOLEY:** Mr. Clerk, for an announcement.

**CLERK:** Very quickly, Mr. President, thank you. The freshman class, so Senators Cavanaugh, Senator Day, the five of you, please report to the lounge now. They're working on office assignments. So the true freshmen, please report to the lounge now. Thank you.

**FOLEY:** Thank you, Mr. Clerk.

**ASSISTANT CLERK:** LB44, by Senator Hansen, it's a bill for an act relating to cities; change requirements for the adoption of affordable housing action plan; to harmonize provisions; repeal the original section. LB45, by Senator Matt Hansen, a bill for an act-- the Uniform Residential Landlord and Tenant Act; to change--

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eliminate continuation provisions that allow for continuances only for extraordinary causes and require deposits of rental payments; and outright repeal various sections. LB46, by Senator Matt Hansen, is a bill for an act relating to the Uniform Residential Landlord and Tenant Act; to eliminate an alternative service provision; to harmonize provision; repeal the original sections. LB47, by Senator Matt Hansen, a bill for an act relating to children and families; to require notice of obligee remedies in child support orders; to make obligees parties to certain child support enforcement proceedings; harmonize provisions; repeal the original sections. LB48, by Senator Matt Hansen, a bill for an act relating to marriage; to eliminate a disqualification for marriage and change provisions relating to annulments; and repeal original sections. LB49, by Senator Matt Hansen, is a bill for an act relating to crimes and offenses; change the penalty for use of tobacco or nicotine product by a person under the age of 21. LB50, by Senator Groene, a bill for an act relating to Licensing of Truth and Deception Examiners Act; to change provisions relating to voice analysis examiners and voice stress ana-- analyzers; harmonize provisions; repeal the original sections. LB51, by Senator Lathrop, it's a bill for an act relating to law enforcement; to change provisions relating to law enforcement officer certification; provide for policies and requirements for investigating law enforcement officer misconduct; provide duties for Nebraska Commission on Law Enforcement and Criminal Justice; provide [SIC] chokehold as prescribed; change provisions relating to use of force and duty to intervene; require accreditation of law enforcement agencies; to create a fund; to eliminate provision regarding law enforcement reserve forces; harmonize provisions; repeal the original sections. LB52, by Senator Lathrop, it's a bill for an act relating to civil actions; provide for immunity for an injury or death resulting from COVID exposure; and define terms. LB53, by Senator Lathrop, it's a bill for an act relating to the Nebraska Hospital-Medical Liability Act; provide for immunity for healthcare providers acting in conformity with the state crisis of care during a COVID-19 state of emergency; define terms; harmonize provisions; repeal the original sections. LB54, by Senator Lathrop, it's a bill for an act relating to tort claims; change provisions related to certain intentional torts; harmonize provisions; repeal the original sections. LB55, by Senator Lathrop, it's a bill for an act related to judges' salaries; change judges' salaries; provide an operative date; repeal the original sections. LB56, by Senator Lathrop, it's a bill for an act relating to the Nebraska Treatment and Corrections Act; to provide powers and duties with respect to the administration/supervision of parole; change provisions relating to eligibility for parole and provide for applicability; and repeal the

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original sections. LB57, by Senator Lathrop, it's a bill for an act relating to Nebraska Evidence Rules; to provide a hearsay exemption for present sense impressions; harmonize provisions; repeal the original sections. LB58, by Senator Pahls, it's a bill for an act relating to civil procedure; change provisions relating to service of notice by publication in cases involving liens arising from city or village special assessments; and to repeal the original sections. LB59, by Senator Stinner, it's a bill for an act relating to the Nebraska Tourism Commission; provide powers and duties regarding tourism promotion products; provide and change provisions regarding revenue received by the commission; to harmonize provisions; repeal the original sections. LB60, by Senator Kolterman, it's a bill for an act relating to community colleges; change provisions relating to tax levies as prescribed; to harmonize provisions; repeal original sections; declare an emergency. LB61, by Senator Kolterman, it's a bill for an act relating to state government; provide formal protest procedures to certain contracts for services; provide duties for the Department of Administrative Services; and repeal the original sections. LB62, by Senator Kolterman, it's a bill for an act relating to education funding; change provisions relating to the Nebraska Education Improvement Fund, Nebraska Opportunity Grant Fund, the Community College Grant Assistance Program, Coordinating Commission for Postsecondary Education; to create a fund; provide a duty; harmonize provisions; repeal the original sections; declare an emergency. LB63, by Senator Lindstrom, it's a bill for an act relating to property tax; changes certain deadlines relating to certain property tax exemption; repeal the original sections. LB64, by Senator Lindstrom, it's a bill for an act relating to income tax; it changes provisions relating to the taxation of Social Security benefits; repeal the original sections. LB65, by Senator Williams, it's a bill for an act relating to the Political Accountability and Disclosure Act; change provision relating to prohibited interest in a contract by an officer; harmonize provisions; repeal the original sections. LB66, by Senator Williams, it's a bill for an act relating to Public Funds Deposit Security Act; change provisions relating to deposits, bonds, custodial officials, and pooled collateral; harmonize provisions; repeal the original sections. LB67, by Senator Day, it's a bill for an act relating to the Medical Assistance Act; change and eliminate definitions related to school-based health centers; repeal the original sections. LB68, by Senator Day, it's a bill for an act relating to social services; change provisions relating to when a provider may be reimbursed for services for an absent child; repeal the original sections. LB69, by Senator Day, it's a bill for an act relating to revenue and taxation; to adopt the Student Loan Repayment Tax Credit Act; harmonize provisions; repeal

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the original sections. LB70, by Senator Wayne, it's a bill for an act relating to the State Athletic Commissioner; to authorize the regulation of professional kickboxing, professional bareknuckle boxing; repeal the original sections. LB71, by Senator Wayne, it's a bill for an act relating to tort claims; change provisions relating to claims for certain intentional torts; provide for applicability; to harmonize provisions and repeal original section. LB72, by Senator Geist, it's a bill for an act relating to the Nebraska Liquor Control Act; provide for the sale of alcoholic liquor not in the original package as prescribed; to harmonize provisions; and repeal the original sections. LB73, by Senator Geist, it's a bill relating to the Nebraska Racetrack Gaming Act; change provisions relating to the distribution of funds collected under the Nebraska Racetrack Gaming Act. LB74, by Senator Geist, it's a bill for an act relating to Nebraska Advantage Microenterprise Tax Credit Act; changes tax incentive termination and [INAUDIBLE] changes intent regarding use of funds; harmonize provisions; repeal the original sections. LB75, by Senator Gragert, it's a bill for an act relating to county government; changes provisions related to discontinuance of township organization in any county with a township library; change provisions relating to the levying and collection and taxing of certain libraries; and repeal the original sections. LB76, by Senator Slama, it's a bill for an act relating to presidential electors; change apportionment of Nebraska's Electoral College votes; and repeal the original sections. LB77, by Senator Gragert, it's a bill for an act relating to the Property and Casualty Insurance Rate and Form Act; prohibit risk [INAUDIBLE] based solely on the fact that an insured is deployed by the military for a period of six months or greater. LB78, by Senator Gragert, it's a bill for an act relating to motor vehicles; to require applicants for certain license plates to register with the Department of Veterans' Affairs as prescribed; change provisions relating to registry of Department of Veterans' Affairs; harmonize provisions; provide an operative date; repeal the original sections. LB79, by Senator Briese, it's bill for an act relating to property taxes; change provisions relating to the minimum amount of the relief granted under the Property Tax Credit Act; and to repeal the original sections. LB80, by Senator Briese, it's a bill for an act relating to the Nebraska Liquor Control Act; to decrease annual shipping licenses for manufacture direct sales and retail direct sales; repeal the original sections. LB81, by Senator Hilkemann, it's a bill for an act relating to sanitary and improvement districts; provide powers related to public parking facilities as prescribed; harmonize provisions; repeal the original sections. LB82, by Senator Hilkemann, it's a bill for an act relating to the Motor Vehicle Registration Act; changes motor vehicle tax

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fractions; provide an operative date; repeal original sections. LB83, by Senator Flood, it's a bill-- bill for an act relating to virtual conferencing; provide for virtual conferencing; change provisions relating to the Open Meetings Act; harmonize provisions; repeal the original sections; declare an emergency. LB84, by Senator Bostelman, it's a bill for an act relating to taxation; to change provisions relating to tax incentive performance audit; redefine terms under the Imagine Nebraska Act; repeal the original sections. LB85, by Senator Bostelman, it's a bill for an act relating to the Concealed Handgun Permit Act; to provide for notification of expiration of a permit by the Nebraska State Patrol; to eliminate an obsolete provision; repeal the original sections. LB86, by Senator Bostelman, it's a bill for an act relating to public health and welfare; to require certain credential holders to register for prescription drug monitoring system. LB87, by Senator Morfeld, it's a bill for an act relating to education; provide for mental health first aid training; change provisions relating to the use of lottery funds; change provisions relating to innovation grants as prescribed; harmonize provisions; repeal the original sections. LB88, by Senator Morfeld, is a bill for an act relating to journalism; define terms; provide for protection for freedom of speech and protection for student journalists; provide protection for student media advisers; and provide exceptions. LB89, by Senator Morfeld, it's a bill for an act relating to minors; change provisions related to the age of majority; to repeal the original sections. LB90, by Senator Halloran, it's a bill for an act relating to agriculture; change the amount of pesticide registration under the Pesticide Act; change provisions related to fixing the rate of inspection under the Nebraska Commercial Fertilizer and Soil Conditioner Act; harmonize provisions; repeal the original sections. LB91, by Senator Brandt, it's a bill for an act-- Nebraska Seed Law; change provisions related to the labeling, germination testing, tetrazolium testing; harmonize provisions; and repeal original sections. LB92, by Senator Clements, it's a bill for an act relating to postsecondary education; to change residency and admission provisions regarding students who are educated in a school that elects not to meet accreditation approval requirements. LB93, by Government Committee, it's a bill for an act relating to vital statistics; to eliminate a reporting requirement regarding marriages; and repeal the original sections. LB94, by the Government Committee, it's a bill for an act relating to Nebraska Online Notary Public Act; prohibit invalidation of certain online notarial acts performed pursuant to Executive Order No. 20-13; to harmonize provisions; repeal the original sections. LB95, by Senator DeBoer, it's a bill for an act relating to civil procedure; amends Section 25-1056; change provisions related to garnishment summonses; and repeal the

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original sections. LB96, by Senator DeBoer, it's a bill for an act relating to sanitary and improvement districts; to change hearing and notice requirements as prescribed; and repeal the original sections. LB97, by Senator DeBoer, it's a bill for an act relating to adoptions; provide for adoption by two persons jointly; define terms; change provisions relating to consent to adoption, home studies, and terminology; eliminate obsolete provisions; harmonize provisions; repeal the original sections. LB98, by Senator Walz, it's a bill for an act relating to property taxes; change provisions relating to agricultural and horticultural land receiving special valuation; provide an operative date; repeal the original sections. LB99, by Senator Walz, it's a bill for an act relating to Community Development Act [SIC]; amends Section 18-2103; to change provisions relating to limitations on blighted areas; and repeal the original sections. LB100, by Senator Walz, it's a bill for an act relating to Medical Assistance Act; provide for limits on provider contracts pertaining to the utilization of certain billing practices. LB101, Senator Walz, it's a bill for an act relating to the Medical Assistance Act; to change the limitation on additional long-term care services and support the Medicaid managed care program; to repeal the original section; declare an emergency. LB102, by Senator Dorn, it's a bill for an act relating to courts; to eliminate the office of elected clerk of district court as prescribed; change provisions relating to the consolidation of county [INAUDIBLE] county [INAUDIBLE] supply materials, residency requirements for elected clerks, the clerk magistrate; change provisions related to state employees [INAUDIBLE] harmonize provisions; repeal the original sections. LB103, by Senator Dorn, is a bill for an act relating to appropriations; appropriate funds to carry out-- to certain counties to pay for federal judgments as prescribed. LB104, by Senator Friesen, it's a bill for an act relating to crimes and offenses; provides for aggregation of pecuniary loss for certain criminal mischief violations; and repeal the original sections. LB105, by Senator Friesen, it's a bill for an act relating to county clerks; change dates for certification of unpaid claims to the county; and repeal the original sections. LB106, by Senator Friesen, it's a bill for an act relating to motor vehicle operators' licenses; to authorize the building, implementation, and maintenance of a new operator's license system for certain operators' licenses, state identification cards; changes certified abstract fee; and to declare an emergency. LB107, by Senator McCollister, it's a bill for an act relating to redistricting; to adopt the Redistricting Act; and to declare an emergency. Mr. President, that's all I have at this time.

**FOLEY:** Thank you, Mr. Clerk. More bills for the record, Mr. Clerk?

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**ASSISTANT CLERK:** Mr. President, more new bills: LB108, by Senator McCollister, it's a bill for an act relating to public assistance; to state intent and change provisions related to the federal Supplemental Nutrition Assistance Program benefits. LB109, by Senator Pansing Brooks, a bill for-- relating to crimes and offenses; change provisions related to obstruction of a peace officer and repeal the original sections. LB110, by Senator Pansing Brooks, a bill for an act relating to the use of force; to intervene in cases of excessive force; to require reports; to prohibit retaliation; define/redefine terms; change provisions related to affirmative defenses for the use of force in law enforcement; harmonize provisions; and to repeal the original sections. LB111, by Senator Albrecht, it's a bill for an act relating to crimes and offenses; change and eliminate provisions relating to penalties of offenses involving assault on an officer, emergency responder, certain employees or healthcare professionals; define and redefine terms; to prohibit certain acts involving laser pointers and other devices, rioting, inciting a riot, disrupting public meetings, obstructing public way; change provisions related to bail; provide penalties; and repeal the original sections. LB112, by Senator Albrecht, it's a bill for an act relating to the Open Meetings Act; to require a public body to allow members of the public an opportunity to speak at each meeting; repeal the original section. LB113, by Senator Albrecht, it's a bill for an act relating to transportation; to change provisions relating to electronic certifications of title, postage and handling fees for specialty license plates, examination of operator licenses; authorize the building, implementation, and maintenance of new motor vehicle service system for issuing vehicle registration; assessment of fuel tax; to create a fund; to eliminate temporary farm permits; provide an operative date; declare an emergency. LB114, by Senator McCollister, it's a bill for an act relating to criminal procedure; to adopt the Clean Slate Act. LB115, by Senator McCollister, it's a bill for an act relating to revenue and taxation; to impose sales and use taxes on candy and soft drinks; to [INAUDIBLE] Health Care Cash Fund as prescribed; harmonize provisions; provide an operative date; repeal the original sections. LB116, by Senator McCollister, it's a bill for an act relating to firearms; change provisions relating to handgun transfer certificates; provide for dissemination of information regarding firearm safety and suicide prevention; require suicide prevention training; change provisions relating to appeals; provide penalties; define terms; and repeal the original sections. LB117, by Senator Machaela Cavanaugh, it's a bill for an act relating to schools; to restate legislative findings; to eliminate provisions related to reimbursement of school breakfast programs. LB118, by Senator Morfeld, it's a bill for an act relating to protection

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orders; to change the duration of harassment, sexual assault, and domestic abuse protection orders from one year to five years; change requirements for affidavits; and repeal the original section. LB119, by Senator Machaela Cavanaugh, it's a bill for an act relating to the Healthy Pregnancies for Incarcerated Women Act; to provide for breast feeding and milk expression by a prisoner or a detainee and for a mother and infant to live together; to require a parent separation policy; to harmonize provisions; and repeal the original sections. LB120, by Senator Hunt, it's a bill for an act relating to discrimination; to prohibit discrimination based upon sexual orientation and gender identity as prescribed. LB121, by Senator Hunt, it's a bill for an act relating to public assistance; change provisions relating to eligibility for Supplemental Nutrition Assistance Program benefits. LB122, by Senator Hunt, it's a bill for an act relating to the Wage and Hour Act; change provisions related to the minimum wage; repeal the original sections. LB123, by Senator Cavanaugh, it's a bill for an act relating to the Legislative Council; change provisions related to certain meetings; and repeal the original sections. LB124, by Senator McCollister, it's a bill for an act relating to the Office of the Inspector General of the Nebraska Correctional System Act; change provisions relating to reports; and repeal the original sections. LB125, by Senator McCollister, it's a bill for an act relating to the Election Act; define terms; provide for ranked-choice for certain offenses [SIC]; harmonize provisions; and repeal the original sections. LB126, by Senator Halloran, it's a bill for an act relating to Nebraska Rules of the Road; to require lighted headlights and taillights when windshield wipers are in continuous operation; change a penalty; and repeal the original sections. LB127, by Senator Machaela Cavanaugh, it's a bill for an act relating to the Nebraska Juvenile Code; change provisions relating to payments to guardians of former wards; repeal the original sections. LB128, by Senator McCollister, it's a bill for an act relating to civil actions; to adopt the Residential Tenant Clean Slate Act; provide an operative date. LB129, by Senator McCollister, it's a bill for an act relating to the Medical Assistance Act; to provide for eligibility for certain children; provide duties; to harmonize provisions; provide an operative date; and repeal the original sections. LB130, by Senator McCollister, it's a bill for an act relating to the Board of Parole; change membership provisions; and repeal the original sections. LB131, by Senator Hunt, it's a bill for an act relating to cities and villages; change provisions relating to the enactment of ordinance as prescribed; and to repeal the original section. LB132, by Senator DeBoer, it's a bill for an act relating to school finance; creates the School Finance

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Review Commission; provide powers and duties; and declare an emergency. That's all I have at this time, Mr. President.

**FOLEY:** Thank you, Mr. Clerk. Additional bills, Mr. Clerk?

**ASSISTANT CLERK:** Thank you, Mr. President. LB133, by Senator Erdman, it's a bill for an act relating to revenue and taxation; to adopt the Nebraska EPIC-- EPIC Consumption Tax Act; to terminate the Nebraska Budget Act, to change the homestead exemption, the inheritance tax sales and use tax, the Tax Equity and Educational Opportunities Support Act, the Community College Act-- Aid Act as prescribed; to change an application deadline under the ImagiNE Nebraska Act; transfer from the Cash Reserve Fund; and repeal the original sections. LB134, by Senator Brandt, it's a bill for an act related to revenue-- to tax incentive programs; change provisions relating to disclosure and confidentiality of information on tax incentive programs; change the Taxpayer Transparency Act to require the posting and reporting of information relating to tax incentive programs. LB135, by Senator Wishart, it's a bill for an act relating to the Special Education Act; change provisions related to reimbursements; to eliminate obsolete provisions; to harmonize provisions; repeal the original sections. LB136, by Senator Vargas, it's a bill for an act relating to the Student Discipline Act; amend Section 79-265; change provision relating to short-term suspension; repeal the original sections. LB137, by Senator Vargas, it's a bill for an act relating to the Step Up to Quality Child Care Act; amend Section 71-1962; change reporting requirements for the Nebraska Early Childhood Professional Record System; repeal the original section. LB138, by Senator Vargas, it's a bill for an act relating to immigration; require law enforcement agencies, jails, and the Nebraska State Patrol to provide notice prior to entering into agreements to enforce federal immigration law; require law enforcement agencies and jails to provide information to the Commission on Law Enforcement and Criminal Justice; provide the Auditor of Public Accounts with authority to conduct audits of noncomplying law enforcement agencies, jails, political subdivisions, and the Patrol. In addition to that, Mr. President, a communication from the Speaker referring LR1 to the Reference Committee for referral to the appropriate standing committee. LR1 is offered by Senator Blood, and it pertains to "the Nebraska Legislature express enthusiastic support for the United States Air Force to reestablish the United States Space Command headquarters at Offutt Air Force Base." LR2CA is a proposed constitutional amendment to-- subject to restrictions, a constitutional amendment to legalize cannabis for persons 25 years of age or older. LR3CA, by Senator Slama, is a proposed constitutional

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amendment to require verification of identity in a manner provided by the Legislature prior to voting. LR4, by Senator McKinney, thanks Senator Ernie Chambers for his service to the Legislature and the state of Nebraska. LR5, by Senator Gragert, provides for the support and encouragement of a voluntary grassroots effort to accelerate means to protect and enhance Nebraska's soil and receive the benefits described in the report from the Healthy Soils Task Force. LR6, by Senator Gragert, congratulate the Wausa/Osmond High School one-act team who won the Class Play-- C-1 State Play Production Championship. LR7, by Senator Gragert, congratulates the Creighton High School one-act play team on winning the Play Production Championship. LR8, by Senator Gragert, is a congratulatory resolution for Brad Haglund on receive-- receiving the rank of Eagle Scout. LR9, by Senator Brandt, recognizes and congratulates the Bruning-Davenport-Shickley Eagles football team. LR10CA, by Senator Cavanaugh, is a proposed constitutional amendment to remove felony convictions, other than treason, as a disqualification from voting. LR11CA, by Senator Erdman and others, is a proposed constitutional amendment to prohibit the state and all political subdivisions from imposing an income tax, a property tax, an inheritance tax, an estate tax, and a tax on retail sales of goods and services, other than consumption tax, and require the Legislature to enact a consumption tax. Announcements, Mr. President: The Committee on Committees has selected Senator Morfeld as Vice Chair. The Banking Committee will hold an Executive Session at 1:30 in Room 1507. Urban Affairs Committee will hold an Executive Session in Room 1510 upon adjournment. And the Committee on Committees will meet at 1:00 p.m. in Room 1524. Finally, a priority motion: Senator Wishart would move to adjourn until Friday, January 8, 2021, at 10:00 a.m.

**FOLEY:** Members, you heard the motion to adjourn. Those in favor say aye. Those opposed say nay. We are adjourned.