

TWENTY-THIRD DAY - FEBRUARY 6, 2024

LEGISLATIVE JOURNAL

**ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION**

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 6, 2024

PRAYER

The prayer was offered by Pastor Jeffrey Bloom, Immanuel Lutheran Church, Lincoln.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Meyer.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Dorn presiding.

The roll was called and all members were present except Senators Ibach and Raybould who were excused; and Senators Bosn, Bostar, Bostelman, M. Cavanaugh, Day, DeBoer, Hunt, Linehan, McKinney, Walz, Wayne, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the twenty-second day was approved.

NOTICE OF COMMITTEE HEARING(S)

Government, Military and Veterans Affairs
Room 1507 1:30 PM

Thursday, February 15, 2024
LB1191 (cancel)

(Signed) Tom Brewer, Chairperson

GENERAL FILE

LEGISLATIVE BILL 829. Title read. Considered.

Committee [AM2108](#), found on page 575, was offered.

The committee amendment was adopted with 37 ayes, 0 nays, 6 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review Initial with 36 ayes, 6 nays, 1 present and not voting, and 6 excused and not voting.

MOTION(S) - Return LB51 to Select File

Senator Aguilar moved to return LB51 to Select File for his specific amendment, [AM2263](#), found on page 598.

The Aguilar motion to return prevailed with 42 ayes, 0 nays, 2 present and not voting, and 5 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 51. The Aguilar specific amendment, [AM2263](#), found on page 598, was adopted with 44 ayes, 0 nays, and 5 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

GENERAL FILE

LEGISLATIVE BILL 152. Title read. Considered.

Advanced to Enrollment and Review Initial with 32 ayes, 0 nays, 12 present and not voting, and 5 excused and not voting.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LR298	Executive Board

(Signed) Raymond Aguilar, Chairperson
Executive Board

GENERAL FILE

LEGISLATIVE BILL 111. Title read. Considered.

Senator Clements offered the following motion:

[MO1183](#)

Recommit to the Government, Military and Veterans Affairs Committee.

Senator Clements moved for a call of the house. The motion prevailed with 24 ayes, 1 nay, and 24 not voting.

The Clements motion to recommit to committee failed with 23 ayes, 16 nays, 4 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Senator McDonnell moved for a call of the house. The motion prevailed with 27 ayes, 1 nay, and 21 not voting.

Failed to advance to Enrollment and Review Initial with 24 ayes, 12 nays, 7 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 285. Title read. Considered.

Senator Walz offered [AM66](#), found on page 532.

The Walz amendment was adopted with 41 ayes, 0 nays, 4 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 33 ayes, 10 nays, 2 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 731. Title read. Considered.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 771. Title read. Considered.

Pending.

NOTICE OF COMMITTEE HEARING(S)

Natural Resources
Room 1525 1:30 PM

Wednesday, February 14, 2024
Donna Kush - Game and Parks Commission (cancel)

Room 1525 1:30 PM

Wednesday, February 14, 2024
LB1001

Room 1525 1:30 PM

Thursday, February 15, 2024
Donna Kush - Game and Parks Commission

Room 1525 1:30 PM

Thursday, February 15, 2024
LB1258
LB1383
LB1304

Room 1525 1:30 PM

Wednesday, February 21, 2024
LB1335
LB1247

(Signed) Bruce Bostelman, Chairperson

Health and Human Services
Room 1510 1:30 PM

Wednesday, February 14, 2024
LB1278
LB1381
LB1111
LB1007
LB904

Room 1510 1:30 PM

Thursday, February 15, 2024
LB1387
LB1016
LB874
LB907
LB1144

(Signed) Ben Hansen, Chairperson

Executive Board
Room 2102 12:00 PM

Wednesday, February 14, 2024
LB1321
LR298

Room 2102 12:00 PM

Wednesday, February 21, 2024

LR284CA

LB994

LB1343Note: Joint hearing with LB1293

LB1293Note: Joint hearing with LB1343

Room 2102 12:00 PM

Wednesday, February 28, 2024

LB1285

LR281CA

(Signed) Raymond Aguilar, Chairperson

GENERAL FILE

LEGISLATIVE BILL 771. Senator Sanders offered [AM2209](#), found on page 569.

The Sanders amendment was adopted with 40 ayes, 0 nays, 6 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 7 present and not voting, and 3 excused and not voting.

LEGISLATIVE BILL 147. Title read. Considered.

Senator M. Cavanaugh asked unanimous consent to withdraw [MO42](#), found on page 615, First Session, 2023, to indefinitely postpone.

No objections. So ordered.

Senator M. Cavanaugh withdrew [FA21](#), found on page 615, First Session, 2023.

Senator M. Cavanaugh withdrew [AM521](#), found on page 615, First Session, 2023.

Senator M. Cavanaugh withdrew [AM558](#), found on page 615, First Session, 2023.

Senator M. Cavanaugh withdrew [AM557](#), found on page 615, First Session, 2023.

Senator M. Cavanaugh withdrew [AM573](#), found on page 615, First Session, 2023.

Senator M. Cavanaugh withdrew [AM574](#), found on page 616, First Session, 2023.

Senator M. Cavanaugh withdrew [AM575](#), found on page 616, First Session, 2023.

Senator M. Cavanaugh withdrew [AM576](#), found on page 616, First Session, 2023.

Senator M. Cavanaugh withdrew [AM577](#), found on page 616, First Session, 2023.

Advanced to Enrollment and Review Initial with 31 ayes, 2 nays, 12 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 644. Title read. Considered.

Senator Conrad asked unanimous consent to withdraw the following motions:

[MO750](#), found on page 968, First Session, 2023, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO751](#), found on page 969, First Session, 2023, to recommit to committee.

[MO752](#), found on page 969, First Session, 2023, to bracket.

[MO753](#), found on page 968, First Session, 2023, to indefinitely postpone.

[MO754](#), found on page 969, First Session, 2023, to recommit to committee.

[MO755](#), found on page 969, First Session, 2023, to bracket.

[MO756](#), found on page 969, First Session, 2023, to recommit to committee.

No objections. So ordered.

Pending.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 299. Introduced by Murman, 38; DeKay, 40; Linehan, 39.

WHEREAS, on January 2, 2024, Coach Russ Ninemire made Nebraska history by becoming the highest-winning basketball coach in girls basketball with six hundred thirty-nine wins after coaching Douglas County West High School to a 54-48 road victory over Logan View-Scribner-Snyder; and

WHEREAS, Coach Ninemire has served the community for over forty-five years as a girls basketball coach; and

WHEREAS, Coach Ninemire led to Sandy Creek High School girls basketball team to five hundred eighty-three wins and ten state championships; and

WHEREAS, Coach Ninemire's Sandy Creek High School girls basketball teams won ninety-five games in a row from the years 1997 through 2000; and

WHEREAS, Coach Ninemire was inducted in the Nebraska High School Sports Hall of Fame and named the national coach of the year in 2018; and

WHEREAS, the Legislature recognizes Coach Ninemire for his dedication to coaching and for surpassing the previous Nebraska record with six hundred thirty-nine wins coaching high school girls basketball.

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

1. That the Legislature congratulates Coach Russ Ninemire for his long service to supporting high school girls athletics and his significant achievements as a coach.

2. That a copy of this resolution be sent to Coach Russ Ninemire.

Laid over.

AMENDMENT(S) - Print in Journal

Senator Albrecht filed the following amendment to LB605:

AM2365

1 1. Strike original sections 1 and 24 and insert the following new
2 sections:

3 Section 1. Section 38-121, Revised Statutes Supplement, 2023, is
4 amended to read:

5 38-121 (1) No individual shall engage in the following practices
6 unless such individual has obtained a credential under the Uniform
7 Credentialing Act:

8 (a) Acupuncture;

9 (b) Advanced practice nursing;

10 (c) Alcohol and drug counseling;

11 (d) Asbestos abatement, inspection, project design, and training;

12 (e) Athletic training;

13 (f) Audiology;

14 (g) Speech-language pathology;

15 (h) Beginning one year after September 2, 2023, behavior analysis;

16 (i) Body art;

17 (j) Chiropractic;

18 (k) Cosmetology;

19 (l) Dentistry;

20 (m) Dental hygiene;

21 (n) Electrology;

22 (o) Emergency medical services;

23 (p) Esthetics;

24 (q) Funeral directing and embalming;

25 (r) Genetic counseling;

26 (s) Hearing instrument dispensing and fitting;

27 (t) Lead-based paint abatement, inspection, project design, and

- 1 training;
- 2 (u) Licensed practical nurse-certified until November 1, 2017;
- 3 (v) Massage therapy;
- 4 (w) Medical nutrition therapy;
- 5 (x) Medical radiography;
- 6 (y) Medicine and surgery;
- 7 (z) Mental health practice;
- 8 (aa) Nail technology;
- 9 (bb) Nursing;
- 10 (cc) Nursing home administration;
- 11 (dd) Occupational therapy;
- 12 (ee) Optometry;
- 13 (ff) Osteopathy;
- 14 (gg) Perfusion;
- 15 (hh) Pharmacy;
- 16 (ii) Physical therapy;
- 17 (jj) Podiatry;
- 18 (kk) Psychology;
- 19 (ll) Radon detection, measurement, and mitigation;
- 20 (mm) Respiratory care;
- 21 (nn) Surgical assisting; and
- 22 (oo) Veterinary medicine and surgery.
- 23 (2) No individual shall hold himself or herself out as any of the
- 24 following until such individual has obtained a credential under the
- 25 Uniform Credentialing Act for that purpose:
- 26 (a) Registered environmental health specialist;
- 27 (b) Certified marriage and family therapist;
- 28 (c) Certified professional counselor;
- 29 (d) Certified art therapist;
- 30 (e) (d) Social worker; or
- 31 (f) (e) Dialysis patient care technician.
- 1 (3) No business shall operate for the provision of any of the
- 2 following services unless such business has obtained a credential under
- 3 the Uniform Credentialing Act:
- 4 (a) Body art;
- 5 (b) Cosmetology;
- 6 (c) Emergency medical services;
- 7 (d) Esthetics;
- 8 (e) Funeral directing and embalming;
- 9 (f) Massage therapy; or
- 10 (g) Nail technology.
- 11 Sec. 24. This act becomes operative on January 1, 2025.
- 12 2. On page 16, line 5, strike "2024" and insert "2025".
- 13 3. Correct the repealer accordingly.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Dungan name added to LB605.
 Senator Hardin name added to LB925.
 Senator Lippincott name added to LB984.
 Senator von Gillern name added to LB984.
 Senator McDonnell name added to LB1047.

VISITOR(S)

Visitors to the Chamber were state officers from DECA, Educator's Rising, FBLA, FCCLA, FFA, HOSA, and SkillsUSA; members from Nebraska Bankers Association from across the state; members from the Nebraska Association of County Extension Boards from across the state; Nebraska State Education Association members and Retired NSEA members from across the state.

The Doctor of the Day was Dr. Rachel Blake of Lincoln.

ADJOURNMENT

At 11:53 a.m., on a motion by Senator Lowe, the Legislature adjourned until 9:00 a.m., Wednesday, February 7, 2024.

Brandon Metzler
Clerk of the Legislature

