

Transcript Prepared by Clerk of the Legislature Transcribers Office

Floor Debate January 12, 2024

Rough Draft

**KELLY:** Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber for the eighth day of the One Hundred Eighth Legislature, second session. Our chaplain for today is Father Louden Redinger from Saint Joe's Catholic Church in Lincoln, Nebraska, in Senator Bosn's district. Please rise.

**FATHER LOUDEN REDINGER:** Heavenly Father, just as you gave wisdom to Moses to appoint elders among the Israelites, you blessed our founders with the wisdom to divide our country into individual states. You have empowered our governors and state legislatures to make laws and decrees, which manage our daily lives and make our lives safe. We pray for our governors and our state legislators. Please give strength and wisdom to them and guide their decisions, and may they always put love first. Surround them with people from all walks of life and many backgrounds. Bring to them people of high moral character and spiritual maturity. Among the many voices which cry out to them every day, may they hear your voice above all others. As we look to our governors for assurance and guidance, especially at times of crisis, inspire them and speak through them by the power of your Holy Spirit. In Jesus's name we pray. Amen.

**KELLY:** Thank you, Father Redinger. Our pledge of allegiance will be led by Senator Lowe.

**LOWE:** Please join me in the Pledge of Allegiance. I pledge allegiance to the flag of the United States of America, and to the Republic for which it stands. One nation under God, indivisible, with liberty and justice for all.

**KELLY:** Thank you. I call to order the eighth day of the 108th Legislature. Second session. Senators, please record your presence. Roll call. Senator Bosn would like to announce some guests under the south balcony, Walt and Carol Zink of Lincoln. Please stand and be recognized by your Nebraska Legislature. Mr. Clerk, please record.

**CLERK:** There is a quorum present, Mr. President.

**KELLY:** Thank you. Are there any corrections for the Journal?

**CLERK:** I have no corrections this morning.

**KELLY:** Thank you. Are there any items? First item on the agenda, Mr. Clerk.

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**CLERK:** Mr. President, some messages, reports and announcements, if I could. Report of registered lobbyists from January 7th, 2024 will be printed in the Journal. Additionally, agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website. That's all I have this time, Mr. President.

**KELLY:** Thank you, Mr. Clerk. Senators, we will be adjourning soon, so please bring your bills forward if you have any. Mr. Clerk for items.

**CLERK:** Mr. President, first of all, an announcement. The bill drafters have drafts under the north balcony for the following senators: Senators Arch, Bosn, Bostar, Dorn, Hardin, Lowe, Riepe, Sanders, and Wayne. If you have a bill being drafted by bill drafters that you were expecting a three part, they are under the north balcony. Once again, Senators Arch, Bosn, Bowstar, Dorn, Hardin, Lowe, Riepe, Sanders, and Wayne, because of the fact we may be adjourning early. New bills. LB1175, introduced by Senator Holdcroft, is a bill for an act relating to bonds. Amends section 10-126; provides an exemption relating to redemption; changes the procedure for calling; eliminates a notice requirement; and repeals the original section. LB1176, introduced by Senator Dungan, is a bill for an act relating to public investment. Amends section 77-2341; adopts the Public Entities Pooled Investment Act; changes provisions relating to the investment of surplus government subdivisions; and repeals the original section. LB1177, introduced by Senator von Gillern, is a bill for, for an act relating to the document-- documentary stamp tax. Amends section 76-902; changes provisions relating to certain exemptions; and repeals the original section. LB1178, introduced by Senator Wishart, is a bill for an act relating to public health and welfare. Creates the Intergenerational Care Facility Incentive Grant Program; provides for grants; and provides powers and duties. LB1179, introduced by Senator Wishart, is a bill for an act relating to appropriations. Appropriates funds to the Department of Natural Resources. LB1180, introduced by Senator Wishart, is a bill for an act relating to telecommunications. Amends section 86-314; changes provisions of the Telecommunications Relay System Act relating to standards established by the commission; repeals the original section. LB1181, introduced by Senator Ballard, is bill for an act relating to drugs. Amends sections 38-2854 and 2890, as well as 28,104, sections 28-410, 414, 71-2459 [SIC]and 2478, sections 38-2801 and 71-2479. Changes inventory requirements for registrants manufacturing, distributing, storing, or dispensing controlled substances; allows a pharmacist to make certain changes to a prescription for A schedule II controlled substance after consultation with the prescriber; changes requirements for self

inspection of pharmacies and hospital pharmacies; changes qualifications for pharmacist interns; changes a registration requirement for pharmacy technicians; changes prescription drug labeling requirements; eliminates obsolete provisions; harmonizes provisions; and repeals the original sections. LB1182, introduced by Senator Bostar, is a bill for an act relating to revenue and taxation Amends section 77-2715.07; and increases, increases the Earned Income Tax Credit as prescribed; and repeals the original section. LB1183, introduced by Senator Bostar, is a bill for an act relating to county assessors. Amends sections 22-417, 23-405, 23-2518, 3201, 3202, 3204, and 23-3204 and 32-519, as well as 77-1339; changes provisions relating to consolidation of county offices and county civil service commission; redefines terms under the County Civil Service Act; provides for the appointment of county assessors; requires purchase officers relating to the assessment of real property; eliminates provisions relating to the election of county officials [SIC]; harmonizes provisions; provides operative dates; and repeals the original sections. That's all I have at this time, Mr. President.

**KELLY:** Thank you, Mr. Clerk. Last call for bill introduction. Please bring your bills forward. Mr. Clerk, for new bills and items.

**CLERK:** Thank you, Mr. President. Some items first. A series of motions from Senator Conrad to propose rule changes. Additionally, new bills. LB1184, introduced by Senator Bostar, is a bill for an act relating to revenue and taxation. Amends section 77-2715.07; adopts the Reverse Osmosis System Tax Credit Act; provides income tax credits; states legislative intent for appropriations; harmonizes provisions; repeals the original section. LB1185, endorsed by Senator Lowe, is a bill for an act relating to crimes and offenses. Amends section 28-906; changes provisions relating to obstruction of a peace officer; and repeals the original section. LB1186, introduced by, by Senator Sanders, is a bill for an act relating to the One-Call Notification System Act. Amends section 76-2324 and 20-- 76-2329; changes provision relating to liability for damage by an excavator; harmonizes provisions; repeals the original sections. LB1187, introduced by Senator Hardin, is a bill for an act relating to health occupations and professions. Amends sections 38-2057 and 38-2212; allows registered nurses to perform auricular and acupuncture as prescribed; and repeals original section. LB1188, introduced by Senator Riepe, is a bill for an act relating to claims against the state; appropriates funds for the payment of certain claim; provides for payment of the claims; authorizes agencies to write off certain claims as prescribed, and declares an emergency. LB1189, introduced by Senator Riepe is a bill for an act relating to

claims against the state. Disapproves certain claims. LB1190, introduced by Senator McKinney, is a bill for an act relating to government contracting. Adopts the Professional Service Contract Reporting Act. Legislative Bill 1191, introduced by Senator Conrad, is a bill for an act relating to the Attorney General. Amends sections 84-217; eliminates provisions relating to the opinions of the Attorney General regarding the unconstitutionality of legislative bills; harmonizes provisions; repeals original sections; outright repeals section 84-215. LB1192, introduced by Senator Conrad, is a bill for an act relating to tort claims. Amends section 13-910. Section 81-8, 219; changes provisions relating to tort claims for certain intentional torts under the Political Subdivision Tort Claims Act and the State Tort Claims Act; defines terms and repeals the original sections. LB1193, introduced by Senator Conrad, is a bill for an act relating to education. Provides for a process for a parent or guardian to request that such parent's or guardian's child repeat a grade under certain circumstances as prescribed; and repeals the original-- and provides powers and duties. LB1194, introduced by Senator Conrad, is a bill for an act relating to Medical Assistance Act. Amends sections 68-907, 68-909, as well as section 81-3143. Requires Legislative approval of state plan amendments relating to Medicaid and the Temporary Assistance for Needy Families program; and repeals the original sections. Legislative Bill 1195, introduced by Senator Conrad, is a bill relating to the practice law. Amends section 7-203 23-1201.01, 23-1206.01, 23-1210, 23-3401, 23-3403, 23-3404, 06, and 59, 1608.04. Changes the definition of designated legal profession shortage area under the Legal Education for Public Service and Rural Practice Loan Repayment Assistance; provides provisions relating to county attorneys and public defenders; provides for payment of certain expenses for certain county attorneys, public defenders, coroners, and attorneys employed by such offices; changes provisions relating to the State Settlement Cash Fund; transfers funds; harmonizes provisions; repeals the original sections. Finally, Mr. President, a Priority Motion, Senator Hughes would move to adjourn the body until Tuesday, January 16th, 2024 at 10:00 am.

**KELLY:** The question is, shall the Legislature adjourn for the day? All those in favor, say aye. Those opposed, nay. We are adjourned.