ELEVENTH DAY - JANUARY 24, 2020

LEGISLATIVE JOURNAL

ONE HUNDRED SIXTH LEGISLATURE
SECOND SESSION

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 24, 2020

PRAYER

The prayer was offered by Pastor Tyler Hauptmeier, St. Paul's Lutheran Church, Doniphan.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Foley presiding.

The roll was called and all members were present except Senator McDonnell who was excused; and Senators B. Hansen, Howard, Morfeld, Pansing Brooks, Vargas, Walz, and Wayne who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the tenth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

<table>
<thead>
<tr>
<th>LB/LR</th>
<th>Committee</th>
</tr>
</thead>
<tbody>
<tr>
<td>LB1053</td>
<td>Health and Human Services</td>
</tr>
<tr>
<td>LB1054</td>
<td>Nebraska Retirement Systems</td>
</tr>
<tr>
<td>LB1055</td>
<td>Government, Military and Veterans Affairs</td>
</tr>
<tr>
<td>LB1056</td>
<td>General Affairs</td>
</tr>
<tr>
<td>LB1057</td>
<td>Government, Military and Veterans Affairs</td>
</tr>
<tr>
<td>LB1058</td>
<td>Health and Human Services</td>
</tr>
<tr>
<td>LB1059</td>
<td>Health and Human Services</td>
</tr>
<tr>
<td>LB1060</td>
<td>Business and Labor</td>
</tr>
<tr>
<td>LB1061</td>
<td>Health and Human Services</td>
</tr>
<tr>
<td>LB1062</td>
<td>Judiciary</td>
</tr>
<tr>
<td>LB1063</td>
<td>Banking, Commerce and Insurance</td>
</tr>
<tr>
<td>LB1064</td>
<td>General Affairs</td>
</tr>
</tbody>
</table>
LB1065 Health and Human Services
LB1066 Education
LB1067 Transportation and Telecommunications
LB1068 Government, Military and Veterans Affairs
LB1069 Appropriations
LB1070 Revenue
LB1071 Natural Resources
LB1072 Natural Resources
LB1074 Revenue
LB1075 Revenue
LB1076 Education
LB1077 Urban Affairs
LB1078 Urban Affairs
LB1079 Appropriations
LB1080 Education
LB1081 Judiciary
LB1082 Judiciary
LB1083 Education
LB1084 Revenue
LB1085 Executive Board
LB1086 Government, Military and Veterans Affairs
LB1087 Revenue
LB1088 Transportation and Telecommunications
LB1089 Education
LB1090 General Affairs
LB1091 Judiciary
LB1092 Appropriations
LB1093 Appropriations
LB1094 Judiciary
LB1095 Judiciary
LB1096 Appropriations
LB1097 Appropriations
LB1098 Appropriations
LB1099 Appropriations
LB1100 Appropriations
LB1101 Business and Labor
LB1102 Appropriations
LB1103 Business and Labor
LB1104 Health and Human Services
LB1105 Health and Human Services
LB1106 Revenue
LB1107 Revenue
LB1108 Banking, Commerce and Insurance
LB1109 Revenue
LB1110 Government, Military and Veterans Affairs
LB1111 Education
LB1112 Judiciary
LB1113 Judiciary
LB1114 Urban Affairs
LB1115 Judiciary
LB1116 Urban Affairs
LB1117 Judiciary
LB1118 Judiciary
LB1119 Government, Military and Veterans Affairs
LB1120 Government, Military and Veterans Affairs
LB1121 Government, Military and Veterans Affairs
LB1122 Government, Military and Veterans Affairs
LB1123 Banking, Commerce and Insurance
LB1124 Health and Human Services
LB1125 Revenue
LB1126 Business and Labor
LB1127 Business and Labor
LB1128 Business and Labor
LB1129 Business and Labor
LB1130 Revenue
LB1131 Education
LB1132 Natural Resources
LB1133 Judiciary
LB1134 Education
LB1135 Urban Affairs
LB1136 Government, Military and Veterans Affairs
LB1137 Judiciary
LB1138 Health and Human Services
LB1139 Transportation and Telecommunications
LB1140 Health and Human Services
LB1141 Health and Human Services
LB1142 Health and Human Services
LB1143 Health and Human Services
LB1144 Executive Board
LB1145 Health and Human Services
LB1146 Appropriations
LB1147 Health and Human Services
LB1148 Judiciary
LB1149 Judiciary
LB1150 Health and Human Services
LB1151 Education
LB1152 Agriculture
LB1153 Education
LB1154 Appropriations
LB1155 Urban Affairs
LB1157 Executive Board
LB1158 Health and Human Services
LB1159 Agriculture
LB1160 Business and Labor
LB1161 Appropriations
LB1162 Revenue
LR297 Executive Board
LR298 Executive Board

(Signed) Mike Hilgers, Chairperson
Executive Board
LEGISLATIVE BILL 734. Placed on Select File with amendment.

ER152
1 1. On page 1, line 1, strike "act" and insert "Act"; and in line 4
2 after "charter" insert "or special party".

LEGISLATIVE BILL 734A. Placed on Select File.

(Signed) Julie Slama, Chairperson

RESOLUTION(S)

LEGISLATIVE RESOLUTION 303. Introduced by Gragert, 40.

WHEREAS, the Hartington-Newcastle High School one act team won the
2019 NSAA Class C-2 State Play Production Championship; and
WHEREAS, the Hartington-Newcastle Wildcats earned their first place
finish with a score of 176 points for their production of Young Frankenstein,
narrowly defeating the Loup City Rebels by three points; and
WHEREAS, under the direction of head coach A.J. Johnson, Hartington-
Newcastle has earned three state championship titles in a row; and
WHEREAS, senior Sam Harms earned the Class C-2 Outstanding Male
Performer for the third year in a row; and
WHEREAS, the Hartington-Newcastle Wildcats have proven themselves
to be a powerhouse in one act productions, having won the Class C-2 State
Play Production Championship eight times since 2011; and
WHEREAS, the Legislature recognizes the academic, athletic, and artistic
achievements of the youth of our state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE
ONE HUNDRED SIXTH LEGISLATURE OF NEBRASKA, SECOND
SESSION:
1. That the Legislature congratulates the Hartington-Newcastle one act
   team on winning the 2019 NSAA Class C-2 Play Production Championship.
2. That a copy of this resolution be sent to the Hartington-Newcastle High
   School, Sam Harms, and Coach A.J. Johnson.

Laid over.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 23,
2020, 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
Beyer, Nolan
Millard Public Schools
Davis, Hillary
Student Press Law Center
Hunter-Pirtle, Ann
Stand for Schools
Kissel Kohout ES Associates, LLC
Autism Center of Nebraska
Hands of Heartland
Mueller Robak
The American Law Institute
O'Hara Lindsay & Associates, Inc.
Heartland Surgery Center
Pappas, James E.
League of Human Dignity
Peetz & Company
Service Contract Industry Council
Rasmussen, Jordan
Center for Rural Affairs
Richardson, Amy
Women's Center for Advancement
Sipple, Adam
ACLU Nebraska

REPORTS

Agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website.

SELECT FILE

LEGISLATIVE BILL 740. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 741. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 582. ER143, found on page 344, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 153. ER137, found on page 291, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 30. ER138, found on page 325, was adopted.

Advanced to Enrollment and Review for Engrossment.
LEGISLATIVE BILL 93. ER139, found on page 325, was adopted.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 230. ER141, found on page 329, was adopted.

Senator Pansing Brooks offered her amendment, AM2121, found on page 401.

The Pansing Brooks amendment was adopted with 33 ayes, 0 nays, 12 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

WITHDRAW - Amendment to LB4

Senator Stinner withdrew his amendment, AM893, found on page 1443, First Session, 2019, to LB4.

MOTION(S) - Return LB4 to Select File

Senator Stinner moved to return LB4 to Select File for his specific amendment, AM1981, found on page 145.

The Stinner motion to return prevailed with 39 ayes, 1 nay, 5 present and not voting, and 4 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 4. The Stinner specific amendment, AM1981, found on page 145, was adopted with 38 ayes, 0 nays, 8 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

WITHDRAW - Amendment to LB4A

Senator Stinner withdrew his amendment, AM1863, found on page 1575, First Session, 2019, to LB4A.

MOTION(S) - Return LB4A to Select File

Senator Stinner moved to return LB4A to Select File for his specific amendment, AM1990, found on page 179.

The Stinner motion to return prevailed with 36 ayes, 0 nays, 10 present and not voting, and 3 excused and not voting.
SELECT FILE

LEGISLATIVE BILL 4A. The Stinner specific amendment, AM1990, found on page 179, was adopted with 33 ayes, 0 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to Enrollment and Review for Reengrossment.

GENERAL FILE

LEGISLATIVE BILL 231. Senator Chambers withdrew his motion, MO126, found on page 407, to bracket until January 24, 2020.

Senator Groene renewed his motion, MO125, found on page 401 and considered on page 407, to recommit to the Judiciary Committee.

Pending.

NOTICE OF COMMITTEE HEARING(S)
Health and Human Services
Room 1510

Friday, January 31, 2020 1:30 p.m.
LB849
LB977
LB1061
LB759

(Signed) Sara Howard, Chairperson

Revenue
Room 1524

Friday, January 31, 2020 1:30 p.m.
LB1033
LB1070
LB1074

(Signed) Lou Ann Linehan, Chairperson

GENERAL FILE

LEGISLATIVE BILL 287. Senator Hughes renewed his motion, MO114, found on page 278 and considered on page 287, to recommit to the Natural Resources Committee.

Senator Hughes withdrew his motion to recommit to committee.
Senator Chambers offered the following motion:

MO127
Indefinitely postpone.

Senator Chambers moved for a call of the house. The motion prevailed with 14 ayes, 2 nays, and 33 not voting.

Senator Chambers requested a roll call vote on his motion to indefinitely postpone.

Voting in the affirmative, 0.

Voting in the negative, 45:

Albrecht  Clements  Halloran  La Grone  Pansing Brooks  
Arch  Crawford  Hansen, B.  Lathrop  Quick  
Blood  DeBoer  Hansen, M.  Lindstrom  Scheer  
Bolz  Dorn  Hilgers  Linehan  Slama  
Bostelman  Erdman  Hilkemann  Lowe  Stinner  
Brandt  Friesen  Howard  McCollister  Vargas  
Brewer  Geist  Hughes  Morfeld  Walz  
Briese  Gragert  Kolowski  Moser  Williams  
Cavanaugh  Groene  Koltermann  Murman  Wishart  

Present and not voting, 2:

Chambers  Hunt  

Excused and not voting, 2:

McDonnell  Wayne  

The Chambers motion to indefinitely postpone failed with 0 ayes, 45 nays, 2 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:

MO128
Reconsider the vote to indefinitely postpone.

Senator Chambers asked unanimous consent to withdraw his motion to reconsider. No objections. So ordered.

Advanced to Enrollment and Review Initial with 35 ayes, 1 nay, 10 present and not voting, and 3 excused and not voting.
LEGISLATIVE BILL 266. Placed on Select File.

(Signed) Julie Slama, Chairperson

NOTICE OF COMMITTEE HEARING(S)
Business and Labor
Room 1524

Monday, February 3, 2020 1:30 p.m.
LB962
LB1060
LB915
LB788
LB1016

(Signed) Matt Hansen, Chairperson

Nebraska Retirement Systems
Room 1525

Wednesday, February 5, 2020 12:10 p.m.
LB1054

(Signed) Mark Kolterman, Chairperson

AMENDMENT(S) - Print in Journal

Senator Vargas filed the following amendment to LB283:

AM2116

1. Strike original section 1 and insert the following new section:
2. Section 1. The Legislature finds that:
3. (1) Pests, drought, floods, high winds, and other extreme weather events present serious, diverse, and ongoing issues for Nebraska. Many sectors and resources are impacted by such extreme weather, including agriculture, water, health care, energy generation and usage, ecosystems, forestry, rural and urban communities, transportation, and commerce and industry. Nebraska's life-giving water and soil resources continue to be subject to new stressors and risks;
4. (2) Opportunities exist for the people of Nebraska to respond appropriately to these risks, including economic opportunities through development of renewable energy from our abundant wind and solar resources, biofuels, and nuclear power, through reduction of pollutants, through efforts to reduce the use of fossil fuels, through strengthened private property rights by having public input on infrastructure and reduced eminent domain use, and through development of new technologies, new agricultural crops and harvesting methods, and new products that match Nebraska's vibrant and changing needs and resources;
5. (3) The report Understanding and Assessing Climate Change: Implications for Nebraska, University of Nebraska-Lincoln, 2014, provides
a fundamental basis for understanding the impacts of extreme weather events or climate change for our state;

(4) The 2015 Nebraska Rural Poll found that sixty-one percent of rural Nebraskans agree or strongly agree that the state should develop a plan to address the impacts of extreme weather events or climate change; and

(5) Appropriate planning is needed to develop strategies to mitigate and adapt to the impacts of extreme weather events or climate change on the health and well-being of Nebraskans;

(6) The state must invest in research and data gathering, planning, education, and coordination of efforts related to mitigation of and adaptation to the impacts of extreme weather events or climate change;

and

(7) An effective plan to meet the challenges of extreme weather events or climate change will enable the state and its communities to take advantage of opportunities resulting from adaptation and mitigation strategies, including attracting new businesses and investment to Nebraska, as well as reducing the potential negative impacts of extreme weather events or climate change.

On page 3, line 28, after "impacts" insert "of extreme weather"

On page 5, line 5, strike "Waste Reduction and Recycling incentive" and insert "Petroleum Release Remedial Action Collection".

RESOLUTION(S)

LEGISLATIVE RESOLUTION 304. Introduced by Lowe, 37.

WHEREAS, Patty Moore became a registered nurse in 2001 and began her nursing career in the maternity center at CHI Health Good Samaritan Hospital in Kearney; and

WHEREAS, over the last eighteen years, Patty Moore has provided exemplary patient care and has gone above and beyond for her patients and their families; and

WHEREAS, the Daisy Award for Extraordinary Nurses is presented to nurses for the clinical skill and compassion provided to patients and families all year long; and

WHEREAS, the Daisy Foundation was established in 1999 in memory of Patrick Barnes who died at thirty-three years of age due to an autoimmune disease; and

WHEREAS, the Daisy Award for Extraordinary Nurses is recognized in over four thousand healthcare facilities in all fifty states and twenty-five countries; and

WHEREAS, Patty Moore was recognized for her commitment to personalized care and received the Daisy Award for Extraordinary Nurses on December 18, 2019.

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

1. That the Legislature congratulates Patty Moore for receiving the Daisy Award for Extraordinary Nurses and thanks her for an impactful nursing career serving Nebraskans.
2. That a copy of this resolution be sent to Patty Moore and CHI Health Good Samaritan Hospital.

Laid over.

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Hunt name added to LB518.
Senator Blood name added to LB534.
Senator M. Hansen name added to LB777.
Senator Murman name added to LB825.
Senator Lathrop name added to LB1019.
Senator Crawford name added to LB1019.
Senator Kolowski name added to LB1072.
Senator Lowe name added to LB1084.
Senator Crawford name added to LB1084.
Senator Kolowski name added to LB1084.
Senator La Grone name added to LB1203.

ADJOURNMENT

At 11:52 a.m., on a motion by Senator Dorn, the Legislature adjourned until 9:00 a.m., Monday, January 27, 2020.

Patrick J. O'Donnell
Clerk of the Legislature