

**THIRTY-NINTH DAY - MARCH 6, 2026**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED NINTH LEGISLATURE  
SECOND SESSION**

**THIRTY-NINTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, March 6, 2026

**PRAYER**

The prayer was offered by Mother Kaity Reece, St. Andrews Episcopal Church, Omaha.

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was offered by Senator Riepe.

**ROLL CALL**

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

The roll was called and all members were present except Senators Dungan and Hardin who were excused; and Senators Dover and McKinney who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the thirty-eighth day was approved.

**REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of March 5, 2026, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

Catalyst Public Affairs  
Sarpy County and Cities Wastewater Agency  
Gullickson, Hans  
RAI Services Co. (Reynolds American Inc.)  
McCarthy, Patrick  
RAI Services Co. (Reynolds American Inc.)  
McKee, Nancy

Zoetis LLC  
Parr, Ann L.  
FMNE Insurance Company (Withdrawn 03/02/2026)  
Reandeu, Noah  
FFF Enterprises, Inc. (Withdrawn 03/02/2026)  
Rockenbach, Tina  
Community Action of Nebraska (Withdrawn 02/27/2026)  
Schwend, Adam  
Look to the States  
Stilmock McIntosh Government Relations, LLC  
Advanced Medical Technology Association (AdvaMed)  
Zulkoski Weber LLC  
American Society of Travel Advisors, Inc.

(Signed) Brandon Metzler  
Clerk of the Legislature

### REPORTS

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

### BILLS ON FINAL READING

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 720.** With Emergency Clause.

A BILL FOR AN ACT relating to body art licensure; to amend section 38-1001, Revised Statutes Cumulative Supplement, 2024; to require the Department of Health and Human Services to create a temporary event license for body artists attending certain events; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Andersen	Clouse	Holdcroft	Meyer, G.	Spivey
Arch	Conrad	Hughes	Moser	Storer
Armendariz	DeBoer	Hunt	Murman	Storm
Ballard	DeKay	Ibach	Prokop	Strommen
Bosn	Dorn	Jacobson	Quick	von Gillern
Bostar	Dover	Juarez	Raybould	Wordekemper
Brandt	Fredrickson	Kauth	Riepe	
Cavanaugh, J.	Guereca	Lippincott	Rountree	
Cavanaugh, M.	Hallstrom	Lonowski	Sanders	
Clements	Hansen	Meyer, F.	Sorrentino	

Voting in the negative, 0.

Excused and not voting, 3:

Dungan      Hardin      McKinney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 771.** With Emergency Clause.

A BILL FOR AN ACT relating to transportation; to amend section 75-327, Reissue Revised Statutes of Nebraska; to change provisions relating to dynamic pricing used by transportation network companies during states of emergency declared by the Governor; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Andersen	Clements	Hansen	Meyer, F.	Sanders
Arch	Clouse	Holdcroft	Meyer, G.	Sorrentino
Armendariz	DeBoer	Hughes	Moser	Spivey
Ballard	DeKay	Ibach	Murman	Storer
Bosn	Dorn	Jacobson	Prokop	Storm
Bostar	Dover	Juarez	Quick	Strommen
Brandt	Fredrickson	Kauth	Raybould	von Gillern
Cavanaugh, J.	Guereca	Lippincott	Riepe	Wordekemper
Cavanaugh, M.	Hallstrom	Lonowski	Rountree	

Voting in the negative, 2:

Conrad          Hunt\*

Excused and not voting, 3:

Dungan          Hardin          McKinney

\* Senator was Present Not Voting at the time of the recorded vote (Rule 6, Sec. 9).

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**LEGISLATIVE BILL 956.** With Emergency Clause.

A BILL FOR AN ACT relating to postsecondary education; to require the collection and reporting of certain compensation data as prescribed; to define terms; to provide duties to Nebraska public postsecondary institutions; to provide duties to the Coordinating Commission for Postsecondary Education; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Andersen	Clouse	Holdcroft	Meyer, G.	Spivey
Arch	Conrad	Hughes	Moser	Storer
Armendariz	DeBoer	Hunt	Murman	Storm
Ballard	DeKay	Ibach	Prokop	Strommen
Bosn	Dorn	Jacobson	Quick	von Gillern
Bostar	Dover	Juarez	Raybould	Wordekemper
Brandt	Fredrickson	Kauth	Riepe	
Cavanaugh, J.	Guereca	Lippincott	Rountree	
Cavanaugh, M.	Hallstrom	Lonowski	Sanders	
Clements	Hansen	Meyer, F.	Sorrentino	

Voting in the negative, 0.

Excused and not voting, 3:

Dungan          Hardin          McKinney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 720e, 771e, and 956e.

**SELECT FILE**

**LEGISLATIVE BILL 822.** [ER123](#), found on page 790, was offered.

ER123 was adopted.

Senator Kauth withdrew [FA451](#), found on page 195.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 900.** Senator Kauth withdrew [FA540](#), found on page 226.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 823.** Senator Kauth withdrew [FA452](#), found on page 195.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 722.** [ER122](#), found on page 791, was offered.

ER122 was adopted.

Senator Kauth withdrew [FA351](#), found on page 187.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1127.** Senator Kauth withdrew [FA787](#), found on page 411.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 1127A.** Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 721.** Senator Kauth withdrew [FA350](#), found on page 187.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 903.** [ER125](#), found on page 829, was offered.

ER125 was adopted.

Senator Kauth withdrew [FA543](#), found on page 226.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 778.** Senator Kauth withdrew [FA407](#), found on page 192.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 883.** Senator Kauth withdrew [FA523](#), found on page 225.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 797.** Senator Kauth withdrew [FA426](#), found on page 193.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 798.** Senator Kauth withdrew [FA427](#), found on page 193.

Advanced to Enrollment and Review for Engrossment.

#### **BILL ON FIRST READING**

The following bill was read for the first time by title:

**LEGISLATIVE BILL 1237A.** Introduced by Hansen, 16.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2025, LB261, section 15; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1237, One Hundred Ninth Legislature, Second Session, 2026; to provide for a reappropriation of funds; and to repeal the original section.

#### **GENERAL FILE**

**LEGISLATIVE BILL 901.** Title read. Considered.

Committee [AM2406](#), found on page 948, was offered.

Senator von Gillern withdrew [FA1023](#), found on page 953, to the committee amendment.

Senator von Gillern withdrew [FA1024](#), found on page 953, to the committee amendment.

Senator von Gillern withdrew [AM2232](#), found on page 805.

Senator von Gillern offered the following amendment to the committee amendment:

[FA1028](#)

To AM2406, on page 59, line 19 strike "Seventy-one and seventy-five hundredths" and insert, "sixty-five and twenty-five hundredths". On page 59, line 23 insert "six and five tenths percent to the Property Tax Credit Cash Fund;".

The von Gillern amendment was adopted with 33 ayes, 0 nays, 14 present and not voting, and 2 excused and not voting.

Pending.

### **PRESENTED TO THE GOVERNOR**

Presented to the Governor on March 6, 2026, at 9:49 a.m. were the following: LBs 720e, 771e, and 956e.

(Signed) Jamie Leishman  
Clerk of the Legislature's Office

### **COMMITTEE REPORT(S)** Appropriations

**LEGISLATIVE BILL 1071.** Placed on General File with amendment. [AM2162](#) is available in the Bill Room.

**LEGISLATIVE BILL 1072.** Placed on General File with amendment. [AM2165](#) is available in the Bill Room.

(Signed) Robert Clements, Chairperson

### **MOTION(S) - Print in Journal**

Senator Conrad filed the following motions to [LB901](#):

[MO494](#)

Bracket until April 17, 2026.

[MO495](#)

Recommit to the Revenue Committee.

[MO496](#)

Indefinitely postpone.

[MO497](#)

Recommit to the Revenue Committee.

**AMENDMENT(S) - Print in Journal**

Senator Jacobson filed the following amendment to [LB838](#):

[FA1031](#)

Strike Section 1.

Senator Jacobson filed the following amendment to [LB967](#):

[FA1032](#)

Strike Section 2.

Senator Conrad filed the following amendments to [LB901](#):

[FA1033](#)

Strike Section 1.

[FA1034](#)

Strike Section 2.

Senator Conrad filed the following amendment to [LB1022](#):

[AM2279](#)

(Amendments to Final Reading copy)

1 1. Strike the original sections and insert the following new  
 2 sections:  
 3 Section 1. Section 79-808, Reissue Revised Statutes of Nebraska, is  
 4 amended to read:  
 5 79-808 (1) The board shall establish, adopt, and promulgate  
 6 appropriate rules, regulations, and procedures governing the issuance,  
 7 renewal, conversion, suspension, and revocation of certificates and  
 8 permits to teach, provide special services, and administer based upon (a)  
 9 earned college credit in humanities, social and natural sciences,  
 10 mathematics, or career and technical education, (b) earned college  
 11 credit, or its equivalent in professional education, for particular  
 12 teaching, special services, or administrative assignments, (c) criminal  
 13 history record information if the applicant has not been a continuous  
 14 Nebraska resident for five years immediately preceding application for  
 15 the first issuance of a certificate, (d) human relations training or  
 16 interpersonal relations training, as applicable, (e) successful teaching,  
 17 administration, or provision of special services, and (f) moral, mental,  
 18 and physical fitness for teaching, all in accordance with sound  
 19 educational practices. Such rules, regulations, and procedures shall also  
 20 provide for endorsement requirements to indicate areas of specialization  
 21 on such certificates and permits. Such rules and regulations shall not  
 22 require any test of basic skills.  
 23 ~~(2)(a)(2)~~ The board may issue a temporary certificate, valid for a  
 24 period not to exceed two years, to any applicant for certification who  
 25 has not completed the human relations training requirement.  
 26 ~~(b)(i) The board may issue a Nebraska substitute teacher's~~  
 1 ~~certificate to an applicant who is otherwise qualified for such~~  
 2 ~~certificate and who (A) has the required human relations training or (B)~~  
 3 ~~has completed the interpersonal relations training course and passed the~~  
 4 ~~interpersonal relations training test as determined by the department~~  
 5 ~~pursuant to subdivision (2)(b)(ii) of this section.~~  
 6 ~~(ii) The State Department of Education shall create and make~~  
 7 ~~available an online interpersonal relations training course and test that~~

8 covers topics similar in substance to the required human relations  
 9 training. Such course and test may be taken by individuals seeking a  
 10 Nebraska substitute teacher's certificate as an alternative to the  
 11 required human relations training. The department may charge a fee to  
 12 individuals seeking to take such course and test in an amount not to  
 13 exceed the costs of providing such services.  
 14 (3) Members of any advisory committee established by the board to  
 15 assist the board in teacher education and certification matters shall be  
 16 reimbursed for expenses as provided in sections 81-1174 to 81-1177. Each  
 17 school district which has an employee who serves as a member of such  
 18 committee and which is required to hire a person to replace such member  
 19 during the member's attendance at meetings or activities of the committee  
 20 or any subcommittee thereof shall be reimbursed from the Certification  
 21 Fund for the expense it incurs from hiring a replacement. School  
 22 districts may excuse employees who serve on such advisory committees from  
 23 certain duties which conflict with any advisory committee duties.  
 24 Sec. 2. Original section 79-808, Reissue Revised Statutes of  
 25 Nebraska, is repealed.  
 26 2. On page 1, strike beginning with the second "to" in line 1  
 27 through line 7 and insert "to amend section 79-808, Reissue Revised  
 28 Statutes of Nebraska; to provide for an alternative to human relations  
 29 training for Nebraska substitute teacher's certificate applicants; to  
 30 provide duties for the State Department of Education; and to repeal the  
 31 original section."

Senator Hansen filed the following amendment to [LB1237](#):  
[AM2306](#)

(Amendments to Standing Committee amendments, AM2028)

1 1. On page 1, strike lines 12 and 13 and insert the following new  
 2 subdivision:  
 3 "(b) Weapon means any:  
 4 (i) Firearm; or  
 5 (ii) Knife with a blade over three and one-half inches in length and  
 6 which, in the manner it is used or intended to be used, is capable of  
 7 producing death or serious bodily injury."

### GENERAL FILE

**LEGISLATIVE BILL 901.** Committee [AM2406](#), found on page 948 and considered in this day's Journal, was renewed.

Senator von Gillern offered the following amendment to the committee amendment:

[AM2469](#)

(Amendments to Standing Committee amendments, AM2406)

1 1. On page 49, line 27, strike "Four", show as stricken, and insert  
 2 "Five"; and after "devices" insert "or four cash devices for an  
 3 establishment located in a qualified census tract".  
 4 2. On page 50, after line 19 insert the following new subdivision:  
 5 "(d)(i) A decal issued under this subsection shall be replaced by  
 6 the department without the payment of an additional fee under the  
 7 following circumstances:  
 8 (A) If the decal is damaged through no fault of the distributor or  
 9 operator; or  
 10 (B) If the cabinet on the cash device is destroyed beyond repair  
 11 through no fault of the distributor or operator.  
 12 (ii) A replacement decal is not required (A) if the internal  
 13 components of the cash device require replacement due to failure or

14 damage and the replacement of such components does not change the  
 15 approved cash device software currently on the device or (B) when cash  
 16 device software is updated to improve security or resolve issues or  
 17 defects.  
 18 (iii) Any replacement decal will be valid for the same time period  
 19 as the decal that was first issued."

The von Gillern amendment was adopted with 31 ayes, 0 nays, 16 present and not voting, and 2 excused and not voting.

Senator Brandt offered the following amendment to the committee amendment:

[FA1029](#)

To AM2406, on page 8 strike lines 25-31 and on page 9 strike lines 1-3.

The Brandt amendment was withdrawn.

Senator Hallstrom offered the following amendment to the committee amendment:

[FA1030](#)

To AM2406, on page 59, reinstate the stricken matter on lines 21 and 22. On line 24, strike "(d)" and insert "(e)" and on line 26, strike "(e)" and insert "(f)".

The Hallstrom amendment was withdrawn.

The committee amendment, as amended, was adopted with 35 ayes, 1 nay, 9 present and not voting, and 4 excused and not voting.

## **SPEAKER ARCH PRESIDING**

Advanced to Enrollment and Review Initial with 33 ayes, 1 nay, 11 present and not voting, and 4 excused and not voting.

### **AMENDMENT(S) - Print in Journal**

Senator Hallstrom filed the following amendment to [LB901](#):

[FA1035](#)

To AM2406, on page 59, line 19, strike "Seventy-one and seventy-five hundredths" and insert "sixty-one and seventy-five hundredths"; reinstate the stricken matter on lines 21 and 22. On line 24 strike "(d)" and insert "(e)". On line 26, strike "(e)" and insert "(f)".

Senator DeBoer filed the following amendments to [LB1100](#):

[AM2481](#)

1 1. Strike the original sections and all amendments thereto and  
 2 insert the following new sections:  
 3 Section 1. Section 25-21,185.11, Reissue Revised Statutes of  
 4 Nebraska, is amended to read:  
 5 25-21,185.11 (1) A release, covenant not to sue, or similar  
 6 agreement entered into by a claimant and a person liable shall discharge  
 7 that person from all liability to the claimant but shall not discharge  
 8 any other persons liable upon the same claim ~~unless it so provides~~. The  
 9 claim of the claimant against other persons liable shall be reduced by  
 10 the amount of the released person's share of the obligation as determined

11 by the trier of fact.

12 (2) A release, covenant not to sue, or similar agreement entered  
13 into by a claimant and a person liable shall preclude that person from  
14 being made a party or, if an action is pending, shall be a basis for that  
15 person's dismissal, but the person's negligence, if any, shall be  
16 considered in accordance with section 25-21,185.09.

17 (3) A release, covenant not to sue, or similar agreement entered  
18 into by a claimant and one or more persons liable shall not abrogate the  
19 joint and several liability of any other person or persons liable upon  
20 the same claim.

21 Sec. 2. Original section 25-21,185.11, Reissue Revised Statutes of  
22 Nebraska, is repealed.

### AM2483

1 1. Strike the original sections and all amendments thereto and  
2 insert the following new sections:

3 Section 1. Section 44-6410, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5 44-6410 (1) Regardless of the number of vehicles involved, persons  
6 covered, claims made, vehicles or premiums shown on the policy, or  
7 premiums paid, the limits of liability for uninsured or underinsured  
8 motorist coverage for two or more motor vehicles insured under the same  
9 policy or separate policies held by the same person or by related persons  
10 residing in the same household shall not be added together, combined, or  
11 stacked to determine the limit of insurance coverage available to an  
12 injured person for any one accident except as provided in section  
13 44-6411.

14 (2) Regardless of the insurance policy language, the limits of  
15 liability for uninsured or underinsured motorist coverage for two or more  
16 motor vehicles insured under separate policies held by different  
17 policyholders who are not related persons residing in the same household  
18 may be added together, combined, or stacked to determine the limit of  
19 insurance coverage available to an injured person for any one accident.

20 Sec. 2. Section 44-6411, Reissue Revised Statutes of Nebraska, is  
21 amended to read:

22 44-6411 (1) In the event an insured is entitled to uninsured or  
23 underinsured motorist coverage under more than one policy of motor  
24 vehicle liability insurance held by the same person or by related persons  
25 residing in the same household, the maximum amount an insured may recover  
26 shall not exceed the highest limit of any one such policy.

27 (2) In the event of bodily injury, sickness, disease, or death of an  
1 insured while occupying a motor vehicle not owned by the insured, payment  
2 shall be made in the following order of priority, subject to the  
3 limitations in subsection (1) of this section, if applicable: (a) The  
4 uninsured or underinsured motorist coverage on the occupied motor vehicle  
5 is primary; and (b) if such primary coverage is exhausted, other  
6 uninsured or underinsured motorist coverage available to the insured is  
7 excess.

8 (3) In the event an injured person is entitled to coverage under  
9 more than one policy ~~When multiple policies apply,~~ payment shall be made  
10 in the following order of priority, subject to the limit of liability for  
11 each applicable policy:

12 (a) A policy covering a motor vehicle occupied by the injured person  
13 at the time of the accident;

14 (b) A policy covering a motor vehicle which causes bodily injury,  
15 sickness, disease, or death of the insured while a pedestrian; and

16 (c) A policy covering a motor vehicle not involved in the accident  
17 with respect to which the injured person is an insured.

18 Sec. 3. Original sections 44-6410 and 44-6411, Reissue Revised  
19 Statutes of Nebraska, are repealed.

AM2484

1 1. Strike the original sections and all amendments thereto and  
2 insert the following new sections:  
3 Section 1. Section 13-910, Reissue Revised Statutes of Nebraska, is  
4 amended to read:  
5 13-910 The Political Subdivisions Tort Claims Act and sections  
6 16-727, 16-728, 23-175, 39-809, and 79-610 shall not apply to:  
7 (1) Any claim based upon an act or omission of an employee of a  
8 political subdivision, exercising due care, in the execution of a  
9 statute, ordinance, or officially adopted resolution, rule, or  
10 regulation, whether or not such statute, ordinance, resolution, rule, or  
11 regulation is valid;  
12 (2) Any claim based upon the exercise or performance of or the  
13 failure to exercise or perform a discretionary function or duty on the  
14 part of the political subdivision or an employee of the political  
15 subdivision, whether or not the discretion is abused;  
16 (3) Any claim based upon the failure to make an inspection or making  
17 an inadequate or negligent inspection of any property other than property  
18 owned by or leased to such political subdivision to determine whether the  
19 property complies with or violates any statute, ordinance, rule, or  
20 regulation or contains a hazard to public health or safety unless the  
21 political subdivision had reasonable notice of such hazard or the failure  
22 to inspect or inadequate or negligent inspection constitutes a reckless  
23 disregard for public health or safety;  
24 (4) Any claim based upon the issuance, denial, suspension, or  
25 revocation of or failure or refusal to issue, deny, suspend, or revoke  
26 any permit, license, certificate, or order. Nothing in this subdivision  
27 shall be construed to limit a political subdivision's liability for any  
1 claim based upon the negligent execution by an employee of the political  
2 subdivision in the issuance of a certificate of title under the Motor  
3 Vehicle Certificate of Title Act and the State Boat Act except when such  
4 title is issued upon an application filed electronically by an approved  
5 licensed dealer participating in the electronic dealer services system  
6 pursuant to section 60-1507;  
7 (5) Any claim arising with respect to the assessment or collection  
8 of any tax or fee or the detention of any goods or merchandise by any law  
9 enforcement officer;  
10 (6) Any claim caused by the imposition or establishment of a  
11 quarantine by the state or a political subdivision, whether such  
12 quarantine relates to persons or property;  
13 (7) Any claim arising out of the following acts: Assault~~assault~~,  
14 battery, false arrest, false imprisonment, malicious prosecution, abuse  
15 of process, libel, slander, misrepresentation, deceit, or interference  
16 with contract rights. ~~This, except that~~ this subdivision does not apply  
17 to a claim;  
18 (a) ~~Under~~ under the Healthy Pregnancies for Incarcerated Women Act;  
19 or  
20 (b) When the harm caused by child abuse or sexual assault of a child  
21 is a proximate result of the failure of a political subdivision or an  
22 employee of the political subdivision to exercise reasonable care to  
23 either:  
24 (i) Control a person over whom it has taken charge; or  
25 (ii) Protect a person who is in the political subdivision's care,  
26 custody, or control from harm caused by a non-employee actor;  
27 (8) Any claim by an employee of the political subdivision which is  
28 covered by the Nebraska Workers' Compensation Act;  
29 (9) Any claim arising out of the malfunction, destruction, or  
30 unauthorized removal of any traffic or road sign, signal, or warning  
31 device unless it is not corrected by the political subdivision

1 responsible within a reasonable time after actual or constructive notice  
2 of such malfunction, destruction, or removal. Nothing in this subdivision  
3 shall give rise to liability arising from an act or omission of any  
4 political subdivision in placing or removing any traffic or road signs,  
5 signals, or warning devices when such placement or removal is the result  
6 of a discretionary act of the political subdivision;

7 (10) Any claim arising out of snow or ice conditions or other  
8 temporary conditions caused by nature on any highway as defined in  
9 section 60-624, bridge, public thoroughfare, or other public place due to  
10 weather conditions. Nothing in this subdivision shall be construed to  
11 limit a political subdivision's liability for any claim arising out of  
12 the operation of a motor vehicle by an employee of the political  
13 subdivision while acting within the course and scope of his or her  
14 employment by the political subdivision;

15 (11) Any claim arising out of the plan or design for the  
16 construction of or an improvement to any highway as defined in such  
17 section or bridge, either in original construction or any improvement  
18 thereto, if the plan or design is approved in advance of the construction  
19 or improvement by the governing body of the political subdivision or some  
20 other body or employee exercising discretionary authority to give such  
21 approval;

22 (12) Any claim arising out of the alleged insufficiency or want of  
23 repair of any highway as defined in such section, bridge, or other public  
24 thoroughfare. Insufficiency or want of repair shall be construed to refer  
25 to the general or overall condition and shall not refer to a spot or  
26 localized defect. A political subdivision shall be deemed to waive its  
27 immunity for a claim due to a spot or localized defect only if (a) the  
28 political subdivision has had actual or constructive notice of the defect  
29 within a reasonable time to allow repair prior to the incident giving  
30 rise to the claim or (b) the claim arose during the time specified in a  
31 notice provided by the political subdivision pursuant to subsection (3)  
1 of section 39-1359 and the state or political subdivision had actual or  
2 constructive notice; or

3 (13)(a) Any claim relating to recreational activities for which no  
4 fee is charged (i) resulting from the inherent risk of the recreational  
5 activity, (ii) arising out of a spot or localized defect of the premises  
6 unless the spot or localized defect is not corrected by the political  
7 subdivision leasing, owning, or in control of the premises within a  
8 reasonable time after actual or constructive notice of the spot or  
9 localized defect, or (iii) arising out of the design of a skatepark or  
10 bicycle motocross park constructed for purposes of skateboarding, inline  
11 skating, bicycling, or scootering that was constructed or reconstructed,  
12 reasonably and in good faith, in accordance with generally recognized  
13 engineering or safety standards or design theories in existence at the  
14 time of the construction or reconstruction. For purposes of this  
15 subdivision, a political subdivision shall be charged with constructive  
16 notice only when the failure to discover the spot or localized defect of  
17 the premises is the result of gross negligence.

18 (b) For purposes of this subdivision:

19 (i) Recreational activities include, but are not limited to, whether  
20 as a participant or spectator: Hunting, fishing, swimming, boating,  
21 camping, picnicking, hiking, walking, running, horseback riding, use of  
22 trails, nature study, waterskiing, winter sports, use of playground  
23 equipment, biking, roller blading, skateboarding, golfing, athletic  
24 contests; visiting, viewing, or enjoying entertainment events, festivals,  
25 or historical, archaeological, scenic, or scientific sites; and similar  
26 leisure activities;

27 (ii) Inherent risk of recreational activities means those risks that  
28 are characteristic of, intrinsic to, or an integral part of the activity;

29 (iii) Gross negligence means the absence of even slight care in the

30 performance of a duty involving an unreasonable risk of harm; and  
 31 (iv) Fee means a fee to participate in or be a spectator at a  
 1 recreational activity. A fee shall include payment by the claimant to any  
 2 person or organization other than the political subdivision only to the  
 3 extent the political subdivision retains control over the premises or the  
 4 activity. A fee shall not include payment of a fee or charge for parking  
 5 or vehicle entry.  
 6 (c) This subdivision, and not subdivision (3) of this section, shall  
 7 apply to any claim arising from the inspection or failure to make an  
 8 inspection or negligent inspection of premises owned or leased by the  
 9 political subdivision and used for recreational activities.  
 10 Sec. 2. Original section 13-910, Reissue Revised Statutes of  
 11 Nebraska, is repealed.

### AM2485

1 1. Strike the original sections and all amendments thereto and  
 2 insert the following new sections:  
 3 Section 1. Sections 1 to 6 of this act shall be known and may be  
 4 cited as the State and Political Subdivisions Sexual Abuse Liability Act.  
 5 Sec. 2. The Legislature hereby declares that the state, state  
 6 agencies, and political subdivisions shall be liable in a similar manner  
 7 and to a similar extent as a private individual or entity under like  
 8 circumstances for tort claims arising out of sexual abuse of children and  
 9 individuals with developmental disabilities.  
 10 Sec. 3. For purposes of the State and Political Subdivisions Sexual  
 11 Abuse Liability Act:  
 12 (1) Child sexual abuse means conduct that amounts to a violation of  
 13 section 28-319.01 or 28-320.01;  
 14 (2) Developmental disability has the same meaning as in section  
 15 71-1107;  
 16 (3)(a) Employee, with reference to a political subdivision, has the  
 17 same meaning as in section 13-903.  
 18 (b) Employee, with reference to a state agency, has the same meaning  
 19 as in section 81-8,210;  
 20 (4) Political subdivision has the same meaning as in section 13-903;  
 21 (5) Sexual abuse means conduct that amounts to a violation of  
 22 section 28-319 or 28-320, other than a misdemeanor violation of section  
 23 28-320;  
 24 (6) State agency has the same meaning as in section 81-8,210; and  
 25 (7) Tort claim means any claim against a political subdivision or  
 26 state agency for money only on account of personal injury or death,  
 27 caused by the negligent or wrongful act or omission of any official or  
 1 employee of the political subdivision or state agency, while acting  
 2 within the scope of his or her office or employment, under circumstances  
 3 in which the political subdivision or state agency, if a private person,  
 4 would be liable to the claimant for such injury or death.  
 5 Sec. 4. (1) An individual who is a victim of child sexual abuse may  
 6 bring a tort claim arising from such child sexual abuse against a  
 7 political subdivision or a state agency.  
 8 (2) An individual with a developmental disability who is a victim of  
 9 sexual abuse may bring a tort claim arising from such sexual abuse  
 10 against a political subdivision or a state agency.  
 11 Sec. 5. The State and Political Subdivisions Sexual Abuse Liability  
 12 Act constitutes a waiver of the sovereign immunity of the state and all  
 13 political subdivisions, and an action under the act is not subject to the  
 14 State Tort Claims Act or the Political Subdivisions Tort Claims Act or  
 15 the limitations or requirements in such acts, including, but not limited  
 16 to, limits on recoverable damages, limits on the availability of a jury  
 17 trial, notice requirements, and statutes of limitations.  
 18 Sec. 6. (1) Criminal prosecution of any sexual abuse is not

19 required to maintain a civil action under the State and Political

20 Subdivisions Sexual Abuse Liability Act.

21 (2) The remedy provided in the State and Political Subdivisions

22 Sexual Abuse Liability Act is cumulative and shall be in addition to any

23 other remedies provided by law.

24 (3) No writ of execution shall issue against the state, a state

25 agency, or a political subdivision for a tort claim under the State and

26 Political Subdivisions Sexual Abuse Liability Act.

27 Sec. 7. Section 13-903, Reissue Revised Statutes of Nebraska, is

28 amended to read:

29 13-903 For purposes of the Political Subdivisions Tort Claims Act

30 and sections 16-727, 16-728, 23-175, 39-809, and 79-610, unless the

31 context otherwise requires:

1 (1) Political subdivision ~~includes~~~~shall include~~ villages, cities of

2 all classes, counties, school districts, learning communities, public

3 power districts, and all other units of local government, including

4 entities created pursuant to the Interlocal Cooperation Act or Joint

5 Public Agency Act. Political subdivision shall not be construed to

6 include any contractor with a political subdivision;

7 (2) Governing body ~~means~~~~shall mean~~ the village board of a village,

8 the city council of a city, the board of commissioners or board of

9 supervisors of a county, the board of directors of a public power

10 district, the governing board or other governing body of an entity

11 created pursuant to the Interlocal Cooperation Act or Joint Public Agency

12 Act, and any duly elected or appointed body holding the power and

13 authority to determine the appropriations and expenditures of any other

14 unit of local government;

15 (3) Employee of a political subdivision ~~means~~~~shall mean~~ any one or

16 more officers or employees of the political subdivision or any agency of

17 the subdivision and shall include members of the governing body, duly

18 appointed members of boards or commissions when they are acting in their

19 official capacity, volunteer firefighters, and volunteer rescue squad

20 personnel. Employee shall not be construed to include any contractor with

21 a political subdivision; and

22 ~~(4)(a)~~(4) Tort claim ~~means~~~~shall mean~~ any claim against a political

23 subdivision for money only on account of damage to or loss of property or

24 on account of personal injury or death, caused by the negligent or

25 wrongful act or omission of any employee of the political subdivision,

26 while acting within the scope of his or her office or employment, under

27 circumstances in which the political subdivision, if a private person,

28 would be liable to the claimant for such damage, loss, injury, or death

29 but shall not include any claim accruing before January 1, 1970.

30 (b) Tort claim does not include an action under the State and

31 Political Subdivisions Sexual Abuse Liability Act.

1 Sec. 8. Section 25-228, Revised Statutes Cumulative Supplement,

2 2024, is amended to read:

3 25-228 (1) For purposes of this section, the terms child sexual

4 abuse, developmental disability, and sexual abuse have the same meanings

5 as in section 2 of this act.~~(1) Notwithstanding any other provision of~~

6 ~~law:~~

7 ~~(2)(a)-(a)~~ There shall not be any time limitation for an action

8 against the individual or individuals directly causing an injury or

9 injuries suffered by a plaintiff when the plaintiff was a victim of child

10 sexual abuse~~a violation of section 28-319.01 or 28-320.01~~ if such

11 ~~abuse~~~~violation~~ occurred (i) on or after August 24, 2017, or (ii) prior to

12 August 24, 2017, if such action was not previously time barred; ~~and~~

13 (b) An action against any person or entity other than the individual

14 directly causing an injury or injuries suffered by a plaintiff when the

15 plaintiff was a victim of child sexual abuse, including an action under

16 the State and Political Subdivisions Sexual Abuse Liability Act,~~a~~

17 ~~violation of section 28-319.01 or 28-320.01~~ may only be brought within

18 twelve years after the plaintiff's twenty-first birthday.

19 (3) There shall not be any time limitation for an action against the  
20 individual or individuals directly causing an injury or injuries suffered  
21 by a plaintiff when the plaintiff was an individual with a developmental  
22 disability and was a victim of sexual abuse, if such abuse occurred (i)  
23 on or after the effective date of this act, or (ii) prior to the  
24 effective date of this act, if such action was not previously time  
25 barred.

26 (b) An action against any person or entity other than the individual  
27 directly causing an injury or injuries suffered by a plaintiff when the  
28 plaintiff was an individual with a developmental disability and was a  
29 victim of sexual abuse, including an action under the State and Political  
30 Subdivisions Sexual Abuse Liability Act, may only be brought within the  
31 later of:

1 (i) Four years after the abuse; or

2 (ii) Twelve years after the plaintiff's twenty-first birthday.

3 (4)(2) Criminal prosecution of a defendant under section 28-319.01

4 or 28-320.01 is not required to maintain a civil action described in this  
5 section for violation of such sections.

6 Sec. 9. Section 81-8,210, Reissue Revised Statutes of Nebraska, is  
7 amended to read:

8 81-8,210 For purposes of the State Tort Claims Act:

9 (1) State agency includes all departments, agencies, boards,  
10 bureaus, and commissions of the State of Nebraska and corporations the  
11 primary function of which is to act as, and while acting as,  
12 instrumentalities or agencies of the State of Nebraska but shall not  
13 include corporations that are essentially private corporations or  
14 entities created pursuant to the Interlocal Cooperation Act or the Joint  
15 Public Agency Act. State agency does not include any contractor with the  
16 State of Nebraska;

17 (2) State Claims Board means the board created by section 81-8,220;

18 (3) Employee of the state means any one or more officers or  
19 employees of the state or any state agency and shall include duly  
20 appointed members of boards or commissions when they are acting in their  
21 official capacity. State employee does not include any employee of an  
22 entity created pursuant to the Interlocal Cooperation Act or the Joint  
23 Public Agency Act or any contractor with the State of Nebraska;

24 (4)(a)(4) Tort claim means any claim against the State of Nebraska  
25 for money only on account of damage to or loss of property or on account  
26 of personal injury or death caused by the negligent or wrongful act or  
27 omission of any employee of the state, while acting within the scope of  
28 his or her office or employment, under circumstances in which the state,  
29 if a private person, would be liable to the claimant for such damage,  
30 loss, injury, or death but does not include any claim accruing before  
31 January 1, 1970, any claim against an employee of the state for money

1 only on account of damage to or loss of property or on account of  
2 personal injury or death caused by the negligent or wrongful act or  
3 omission of the employee while acting within the scope of his or her  
4 employment occurring on or after August 25, 1989, and any claim allowed  
5 under the Nebraska Claims for Wrongful Conviction and Imprisonment Act;

6 (b) Tort claim does not include an action under the State and  
7 Political Subdivisions Sexual Abuse Liability Act;

8 (5) Award means any amount determined by the Risk Manager or State  
9 Claims Board to be payable to a claimant under section 81-8,211 or the  
10 amount of any compromise or settlement under section 81-8,218; and

11 (6) Risk Manager means the Risk Manager appointed under section  
12 81-8,239.01.

13 Sec. 10. Original sections 13-903 and 81-8,210, Reissue Revised  
14 Statutes of Nebraska, and section 25-228, Revised Statutes Cumulative  
15 Supplement, 2024, are repealed.

**SELECT FILE**

**LEGISLATIVE BILL 429.** [ER116](#), found on page 654, was offered.

ER116 was adopted.

Senator Guereca asked unanimous consent to withdraw [MO400](#), found on page 639, to bracket until April 17, 2026.

No objections. So ordered.

Senator Guereca asked unanimous consent to withdraw the following motions:

[MO401](#), found on page 639, to recommit to the Education Committee.

[MO402](#), found on page 639, to indefinitely postpone.

No objections. So ordered.

Senator J. Cavanaugh offered [AM2100](#), found on page 716.

The J. Cavanaugh amendment was adopted with 39 ayes, 0 nays, 6 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 824.** [ER124](#), found on page 790, was offered.

ER124 was adopted.

Senator Kauth withdrew [FA453](#), found on page 196.

Senator Ballard offered [AM2230](#), found on page 817.

The Ballard amendment was adopted with 31 ayes, 0 nays, 14 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 816.** Senator Kauth withdrew [FA445](#), found on page 195.

Senator Storer offered [AM2323](#), found on page 834.

Senator Conrad requested a point of order on whether the Storer amendment is germane to the bill.

Senator Storer offered the following motion:

[MO498](#)

Suspend Rule 7, Section 3(d) to permit consideration of AM2323.

The Storer motion prevailed with 34 ayes, 2 nays, 9 present and not voting, and 4 excused and not voting.

The Storer amendment was adopted with 35 ayes, 1 nay, 9 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 979.** Senator Kauth withdrew [FA635](#), found on page 291.

Senator Brandt offered [AM2147](#), found on page 735.

The Brandt amendment was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Senator Strommen offered [AM2331](#), found on page 847.

The Strommen amendment was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 954.** Senator Kauth withdrew [FA610](#), found on page 289.

Senator von Gillern offered [AM2209](#), found on page 867.

The von Gillern amendment was adopted with 35 ayes, 0 nays, 9 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**LEGISLATIVE BILL 834.** Senator Kauth withdrew [FA474](#), found on page 221.

Senator Strommen offered [AM2252](#), found on page 842.

The Strommen amendment was adopted with 28 ayes, 0 nays, 16 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

**GENERAL FILE**

**LEGISLATIVE BILL 768.** Title read. Considered.

Committee [AM2364](#), found on page 899, was offered.

**SENATOR DEBOER PRESIDING**

Senator Dover offered [AM2388](#), found on page 963, to the committee amendment.

The Dover amendment was adopted with 36 ayes, 0 nays, 7 present and not voting, and 6 excused and not voting.

Senator Hallstrom offered the following amendment to the committee amendment:

[AM2492](#) is available in the Bill Room.

**PRESIDENT KELLY PRESIDING**

The Hallstrom amendment was adopted with 35 ayes, 0 nays, 8 present and not voting, and 6 excused and not voting.

The committee amendment, as amended, was adopted with 36 ayes, 0 nays, 7 present and not voting, and 6 excused and not voting.

Advanced to Enrollment and Review Initial with 40 ayes, 0 nays, 3 present and not voting, and 6 excused and not voting.

**COMMITTEE REPORT(S)**

Transportation and Telecommunications

**LEGISLATIVE BILL 1126.** Placed on General File with amendment.  
[AM2432](#) is available in the Bill Room.

(Signed) Mike Moser, Chairperson

Natural Resources

**LEGISLATIVE BILL 1010.** Placed on General File with amendment.  
[AM2422](#) is available in the Bill Room.

(Signed) Tom Brandt, Chairperson

**UNANIMOUS CONSENT - Add Cointroducer(s)**

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

Senator Conrad name added to LB762.  
Senator Hallstrom name added to LB838.  
Senator Hallstrom name added to LB935.  
Senator Rountree name added to LB938.  
Senator Hallstrom name added to LB965.  
Senator Hallstrom name added to LB967.  
Senator Quick name added to LB1067.

### **VISITOR(S)**

Visitors to the Chamber were Addie Schmucker, Henderson; Sadie and Lucy Bogard, Omaha; member of Nebraska Association of Behavioral Health Organizations; Olivia Hansen, Blair; students from Linden Elementary, Fremont; students from Prairie Lane and Paddock Elementary, Omaha; students from Ackerman Elementary, Omaha; Bo Grandgenett, Millard.

The Doctor of the Day was Dr. Matt Bogard, Omaha.

### **ADJOURNMENT**

At 1:09 p.m., on a motion by Senator Jacobson, the Legislature adjourned until 10:00 a.m., Monday, March 9, 2026.

Brandon Metzler  
Clerk of the Legislature