

**TWENTY-THIRD DAY - FEBRUARY 9, 2015**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED FOURTH LEGISLATURE  
FIRST SESSION**

**TWENTY-THIRD DAY**

Legislative Chamber, Lincoln, Nebraska  
Monday, February 9, 2015

**PRAYER**

The prayer was offered by Pastor Glenda Ferguson, Grace Lutheran Church, Wahoo.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Foley presiding.

The roll was called and all members were present except Senators Hughes, Larson, and Murante who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twenty-second day was approved.

**CONFLICT OF INTEREST STATEMENT**

Pursuant to Rule 1, Sec. 19, Senator Baker has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

**RESOLUTION(S)**

Pursuant to Rule 4, Sec. 5(b), LRs 46 and 47 were adopted.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 46 and 47.

**GENERAL FILE**

**LEGISLATIVE BILL 87.** Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 11 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 90.** Title read. Considered.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 16 present and not voting, and 2 excused and not voting.

**ANNOUNCEMENT**

The Chair announced the birthday of Senator Smith.

**GENERAL FILE**

**LEGISLATIVE BILL 70.** Title read. Considered.

Committee AM118, found on page 365, was offered.

Senator Krist offered his amendment, AM235, found on page 410, to the committee amendment.

The Krist amendment was adopted with 31 ayes, 0 nays, and 18 present and not voting.

Pending.

**COMMITTEE REPORT(S)**

Natural Resources

**LEGISLATIVE BILL 164.** Placed on General File.

**LEGISLATIVE BILL 207.** Placed on General File with amendment.  
AM194

1 1. On page 2, strike lines 5 and 6, show the old matter as stricken,  
2 and insert "one thousand dollars for each day at each site where a  
3 violation occurs for the first violation and not less than one thousand  
4 dollars and not more than five thousand dollars for each day at each site  
5 where a violation occurs for each subsequent violation or (2) guilty of a  
6 Class II"; strike beginning with "not" in line 17 through "occurs" in  
7 line 19, show the old matter as stricken, and insert "one thousand  
8 dollars for each day at each site where a violation occurs for the first  
9 violation and not less than one thousand dollars and not more than five  
10 thousand dollars for each day at each site where a violation occurs for  
11 each subsequent violation"; and in line 31 strike "not less" and show the  
12 old matter as stricken.

13 2. On page 3, strike beginning with line 1 through "occurs" in line  
14 2, show the old matter as stricken, and insert "one thousand dollars for  
15 each day at each site where a violation occurs for the first violation  
16 and not less than one thousand dollars and not more than five thousand  
17 dollars for each day at each site where a violation occurs for each  
18 subsequent violation"; strike beginning with "not" in line 14 through  
19 "occurs" in line 16, show the old matter as stricken, and insert "one  
20 thousand dollars for each day at each site where a violation occurs for  
21 the first violation and not less than one thousand dollars and not more  
22 than five thousand dollars for each day at each site where a violation  
23 occurs for each subsequent violation"; and strike beginning with "not" in  
24 line 28 through "occurs" in line 30, show the old matter as stricken, and  
25 insert "one thousand dollars for each day at each site where a violation  
26 occurs for the first violation and not less than one thousand dollars and  
27 not more than five thousand dollars for each day at each site where a  
1 violation occurs for each subsequent violation".

(Signed) Ken Schilz, Chairperson

**NOTICE OF COMMITTEE HEARING(S)**  
Natural Resources

Room 1525

Friday, February 20, 2015 1:30 p.m.

LB412  
LB413

Wednesday, February 25, 2015 1:30 p.m.

LB130  
LB475

Thursday, February 26, 2015 1:30 p.m.

LB127

Friday, February 27, 2015 1:30 p.m.

LB404

Wednesday, March 4, 2015 1:30 p.m.

LB117  
LB407

Thursday, March 5, 2015 1:30 p.m.

LB329

Friday, March 6, 2015 1:30 p.m.

LB344

Wednesday, March 11, 2015 1:30 p.m.

LB512

LB581

Thursday, March 12, 2015 1:30 p.m.

LB634

LB636

LB637

(Signed) Ken Schilz, Chairperson

Agriculture

Room 2102

Tuesday, March 3, 2015 1:30 p.m.

LB618

(Signed) Jerry Johnson, Chairperson

**COMMITTEE REPORT(S)**

Enrollment and Review

**LEGISLATIVE BILL 269.** Placed on Select File with amendment.

ER19

1 1. On page 1, strike beginning with "eliminate" in line 2 through  
2 "distribute" in line 3 and insert "change and eliminate provisions  
3 relating to".

**LEGISLATIVE BILL 94.** Placed on Select File.

**LEGISLATIVE BILL 122.** Placed on Select File.

**LEGISLATIVE BILL 52.** Placed on Select File.

**LEGISLATIVE BILL 260.** Placed on Select File.

**LEGISLATIVE BILL 261.** Placed on Select File with amendment.

ER23

1 1. Strike original section 15 and all amendments thereto and insert  
2 the following new section:

3 Sec. 14. Sections 1, 2, 3, 5, 8, 13, 17, and 18 of this act become  
 4 operative three calendar months after the adjournment of this legislative  
 5 session. Sections 7 and 15 of this act become operative on January 1,  
 6 2015. The other sections of this act become operative on their effective  
 7 date.

8 2. On page 1, line 3, strike "70-1903,"; and strike beginning with  
 9 "to" in line 8 through the semicolon in line 9.

**LEGISLATIVE BILL 271.** Placed on Select File with amendment.  
 ER24

1 1. In the Standing Committee amendments, AM27:  
 2 a. On page 10 line 22 after the second "in" insert "subdivision (4)  
 3 (b) of"; in line 23 strike ", subdivision (4)(b)" and show as stricken;  
 4 in line 25 after "in" insert "subdivision (4)(c) of" and strike ",  
 5 subdivision (4)(c)," and show as stricken; and in line 28 after "in"  
 6 insert "subdivision (4)(d) of" and strike ", subdivision (4)(d)," and  
 7 show as stricken; and  
 8 b. On page 19, line 9, strike "such" and show as stricken and after  
 9 "sections" insert "48-648 to 48-661".

**LEGISLATIVE BILL 142.** Placed on Select File with amendment.  
 ER20

1 1. On page 1, lines 5 and 6, strike "to provide an operative date;".

**LEGISLATIVE BILL 142A.** Placed on Select File.

**LEGISLATIVE BILL 160.** Placed on Select File.

**LEGISLATIVE BILL 241.** Placed on Select File.

(Signed) Matt Hansen, Chairperson

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

Senator Crawford filed the following amendment to LB219:  
 AM225

1 1. On page 9, line 18; and page 13, lines 16 and 17, strike "the  
 2 operative date of this act" and insert "January 1, 2015".  
 3 2. On page 17, strike lines 30 and 31 and show as stricken.  
 4 3. On page 18, strike line 1 and show as stricken; in line 2 strike  
 5 "(17)", show as stricken, and insert "(16)"; in line 4 strike "(18)",  
 6 show as stricken, and insert "(17)"; and in line 31 strike "(19)", show  
 7 as stricken, and insert "(18)".  
 8 4. On page 19, line 2, strike "(20)", show as stricken, and insert  
 9 "(19)"; in line 6 strike "(21)", show as stricken, and insert "(20)"; in  
 10 line 9 strike "(22)", show as stricken, and insert "(21)"; in line 12  
 11 strike "(23)", show as stricken, and insert "(22)"; in line 18 strike  
 12 "(24)", show as stricken, and insert "(23)"; in line 24, strike "(25)",  
 13 show as stricken, and insert "(24)"; and in line 28 strike "(26)", show  
 14 as stricken, and insert "(25)".

**GENERAL FILE**

**LEGISLATIVE BILL 70.** Committee AM118, found on page 365 and considered in this day's Journal, was renewed.

The committee amendment, as amended, was adopted with 29 ayes, 6 nays, and 14 present and not voting.

Pending.

**COMMITTEE REPORT(S)**

Government, Military and Veterans Affairs

**LEGISLATIVE BILL 10.** Placed on General File.

**LEGISLATIVE BILL 111.** Placed on General File with amendment.  
AM233

- 1 1. On page 2, line 14, strike "or"; after line 14 insert the
- 2 following new subdivision:
- 3 "(3) A document issued by an official Indian tribe in the United
- 4 States which shows:
- 5 (a) The name of the individual to whom the document was issued; and
- 6 (b) A photograph of the individual to whom the document was issued;
- 7 or"; and in line 15 strike "(3)" and insert "(4)".
- 8 2. On page 7, line 13, strike "(c) The", show as stricken, and
- 9 insert "(c)(i) Except as otherwise provided in subdivision (ii) or (iii)
- 10 of this subdivision, the"; in line 18 after "voters" insert an
- 11 underscored semicolon; in lines 18 and 19 strike the new matter; and
- 12 after line 23 insert the following new subdivisions:
- 13 "(ii) A registered voter who does not present a government-issued
- 14 photographic identification may receive a ballot under this section if
- 15 the voter presents a voter registration identification card issued by the
- 16 election commissioner or county clerk; or
- 17 (iii) If a registered voter does not comply with subdivision (i) or
- 18 (ii) of this subdivision, the registered voter shall vote a provisional
- 19 ballot pursuant to section 32-915;".
- 20 3. On page 8, lines 10 and 11, strike the new matter and insert "
- 21 or who does not comply with subdivision (2)(c)(i) or (ii) of section
- 22 32-914".
- 23 4. On page 25, line 7, strike "indigent and".

(Signed) John Murante, Chairperson

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

Senator Crawford filed the following amendment to LB109:  
AM287

(Amendments to Standing Committee amendments, AM66)

1 1. On page 1, line 5, strike "either".

Senator Larson filed the following amendment to LB111:  
AM268

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 2, strike "subdivision" and insert  
2 "subdivisions"; after line 6 insert the following new subdivision:  
3 "(4) A student identification card issued by an accredited  
4 postsecondary educational institution in Nebraska which has the name and  
5 photograph of the individual to whom the card was issued;"; and in line 7  
6 strike "(4)" and insert "(5)".

Senator Larson filed the following amendment to LB111:  
AM219 is available in the Bill Room.

Senator Murante filed the following amendment to LB111:  
AM273 is available in the Bill Room.

Senator Murante filed the following amendment to LB111:  
AM270

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 1, after the first comma insert "line 8, after  
2 'States' insert ', including a military identification document;' in".

Senator Larson filed the following amendment to LB111:  
AM269

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 2, strike "subdivision" and insert  
2 "subdivisions"; after line 6 insert the following new subdivision:  
3 "(4) A permit issued under the Concealed Handgun Permit Act which  
4 has the name and photograph of the individual to whom the permit was  
5 issued;"; and in line 7 strike "(4)" and insert "(5)".

Senator Schilz filed the following amendment to LB111:  
AM267

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 1, after the first comma insert "line 8, after  
2 'States' insert ', including an identification card or document issued  
3 for public assistance benefits;';"; in line 2 strike "subdivision" and  
4 insert "subdivisions"; after line 6 insert the following new subdivision:  
5 "(4) An identification card or document issued for public assistance  
6 benefits by a village, city, county, or state government which has the  
7 name and photograph of the individual to whom it was issued;"; and in  
8 line 7 strike "(4)" and insert "(5)".

Senator Murante filed the following amendment to LB111:  
AM271

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 1, after the first comma insert "line 8, after  
2 'States' insert ', including a United States Passport;'; in".

Senator Larson filed the following amendment to LB111:  
AM272

(Amendments to Standing Committee amendments, AM233)

1 1. On page 1, line 1, after the first comma insert "line 8, after  
2 'States' insert ', including an employee badge or other identification  
3 document;' in"; in line 2 strike "subdivision" and insert  
4 "subdivisions"; after line 6 insert the following new subdivision:  
5 "(4) An employee badge or other identification document issued by a  
6 village, city, county, or state government which has the name and  
7 photograph of the individual to whom it was issued;"; and in line 7  
8 strike "(4)" and insert "(5)".

### REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

Allen, Robert - Nebraska Game and Parks Commission - Natural Resources  
Bailey, Bruce D. - Nebraska Liquor Control Commission - General Affairs  
Bittinger, Teresa L. - Board of Parole - Judiciary  
Bley, Steven - Boiler Safety Code Advisory Board - Business and Labor  
Kirkpatrick, Robert - Boiler Safety Code Advisory Board - Business and  
Labor  
Marshall, Norris - Nebraska Game and Parks Commission - Natural  
Resources  
Phipps, Thomas E. - Boiler Safety Code Advisory Board - Business and  
Labor  
Reida, Frank J. - Nebraska Power Review Board - Natural Resources  
Suarez, Michelle - Board of Trustees of the Nebraska State Colleges -  
Education  
Zeiss, Jess D. - Board of Trustees of the Nebraska State Colleges -  
Education

(Signed) Bob Krist, Chairperson  
Executive Board

### UNANIMOUS CONSENT - Add Cointroducer(s)

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

Gloor - LB77 and LB187

**VISITOR**

The Doctor of the Day was Dr. Weirman from Lincoln.

**ADJOURNMENT**

At 12:01 p.m., on a motion by Senator McCoy, the Legislature adjourned until 9:00 a.m., Tuesday, February 10, 2015.

Patrick J. O'Donnell  
Clerk of the Legislature

