

**TWENTY-SIXTH DAY - FEBRUARY 16, 2016**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED FOURTH LEGISLATURE  
SECOND SESSION**

**TWENTY-SIXTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, February 16, 2016

**PRAYER**

The prayer was offered by Father Justin Fulton, Cathedral of the Risen Christ, Lincoln.

**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 Davis, Lindstrom, and Stinner who were excused; and Senators Ebke and Seiler who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twenty-fifth day was approved.

**COMMITTEE REPORT(S)**

Enrollment and Review

**LEGISLATIVE BILL 954.** Placed on Select File with amendment.  
ER162

1 1. On page 1, line 6, strike "and" and after "sections" insert "  
2 and to declare an emergency".

**LEGISLATIVE BILL 1016.** Placed on Select File.

(Signed) Matt Hansen, Chairperson

**NOTICE OF COMMITTEE HEARING(S)**

Revenue

Room 1524

Wednesday, February 24, 2016 1:30 p.m.

LB913

LB1014

LB1087

LB1013 (rehearing)

Note: Opponent &amp; Neutral Testimony Only

LB949 (rehearing)

LB950 (rehearing)

Thursday, February 25, 2016 1:30 p.m.

LB1031

LB1051

LB1085

LB1095

(Signed) Mike Gloor, Chairperson

**RESOLUTION(S)****LEGISLATIVE RESOLUTION 436.** Introduced by Krist, 10.

WHEREAS, the State of Nebraska recognizes there are families adversely affected by problem gambling; and

WHEREAS, the State of Nebraska allocates funds to provide education, counseling, and support to families affected by problem gambling; and

WHEREAS, the key to recognizing problem gambling is awareness; and

WHEREAS, educating citizens about the dangers of problem gambling is crucial to preventing problem gambling.

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

1. That the Legislature recognizes March 2016 as Problem Gambling Awareness Month in Nebraska.

2. That a copy of this resolution be sent to the National Council on Problem Gambling, the Nebraska Council on Compulsive Gambling, and the Nebraska Commission on Problem Gambling.

Laid over.

**ANNOUNCEMENT(S)**

Senator Craighead designates LB683 as her priority bill.

Senator McCoy designates LB114 as his priority bill.

**RESOLUTION(S)**

Pursuant to Rule 4, Sec. 5(b), LRs 432 and 433 were adopted.

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 432 and 433.

**GENERAL FILE**

**LEGISLATIVE BILL 676.** Title read. Considered.

Advanced to Enrollment and Review Initial with 30 ayes, 0 nays, 14 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 798.** Title read. Considered.

Senator Johnson offered his amendment, AM1907, found on page 432.

The Johnson amendment was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 16 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 778.** Title read. Considered.

Committee AM1874, found on page 422, was adopted with 31 ayes, 0 nays, 13 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 17 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 864.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 700.** Title read. Considered.

Committee AM1889, found on page 427, was adopted with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 17 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 703.** Title read. Considered.

Committee AM1877, found on page 427, was adopted with 26 ayes, 1 nay, 18 present and not voting, and 4 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 1 nay, 18 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 729.** Title read. Considered.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 18 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 758.** Title read. Considered.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 20 present and not voting, and 4 excused and not voting.

**LEGISLATIVE BILL 840.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 18 present and not voting, and 5 excused and not voting.

**LEGISLATIVE BILL 921.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 17 present and not voting, and 6 excused and not voting.

**LEGISLATIVE BILL 735.** Title read. Considered.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 18 present and not voting, and 6 excused and not voting.

**LEGISLATIVE BILL 811.** Title read. Considered.

Senator Brasch moved for a call of the house. The motion prevailed with 20 ayes, 0 nays, and 29 not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 16 present and not voting, and 7 excused and not voting.

The Chair declared the call raised.

**LEGISLATIVE BILL 929.** Title read. Considered.

Advanced to Enrollment and Review Initial with 27 ayes, 0 nays, 15 present and not voting, and 7 excused and not voting.

**LEGISLATIVE BILL 776.** Title read. Considered.

Committee AM1932, found on page 466, was adopted with 25 ayes, 0 nays, 17 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 16 present and not voting, and 7 excused and not voting.

**LEGISLATIVE BILL 807.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 16 present and not voting, and 7 excused and not voting.

**LEGISLATIVE BILL 1035.** Title read. Considered.

Committee AM1964, found on page 484, was adopted with 25 ayes, 0 nays, 17 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 16 present and not voting, and 7 excused and not voting.

**LEGISLATIVE BILL 734.** Title read. Considered.

Advanced to Enrollment and Review Initial with 25 ayes, 0 nays, 17 present and not voting, and 7 excused and not voting.

**LEGISLATIVE BILL 718.** Title read. Considered.

Advanced to Enrollment and Review Initial with 26 ayes, 0 nays, 15 present and not voting, and 8 excused and not voting.

**LEGISLATIVE BILL 753.** Title read. Considered.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 13 present and not voting, and 8 excused and not voting.

**LEGISLATIVE BILL 786.** Title read. Considered.

Advanced to Enrollment and Review Initial with 28 ayes, 0 nays, 15 present and not voting, and 6 excused and not voting.

**LEGISLATIVE BILL 859.** Title read. Considered.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 14 present and not voting, and 6 excused and not voting.

**LEGISLATIVE BILL 898.** Title read. Considered.

Committee AM1859, found on page 518, was adopted with 35 ayes, 0 nays,

7 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review Initial with 31 ayes, 0 nays, 11 present and not voting, and 7 excused and not voting.

### SELECT FILE

**LEGISLATIVE RESOLUTION 26CA.** ER156, found on page 484, was adopted.

Senator Morfeld offered his amendment, AM2043, found on page 542.

Pending.

### AMENDMENT(S) - Print in Journal

Senator Kintner filed the following amendment to LB53:  
AM1991 is available in the Bill Room.

Senator B. Harr filed the following amendment to LB221:  
AM2133

(Amendments to AM1996)

- 1 1. On page 2, line 30, strike "three" and insert "five".
- 2 2. On page 3, line 5, strike "drug-related or"; in line 6 strike "or  
3 engages in any" and insert "the illegal sale of any controlled  
4 substance on the premises, or any other"; in line 23 strike "drug-related  
5 or" and strike "threatening" and insert "illegal sale or any controlled  
6 substance, or other activity that threatens"; and strike beginning with  
7 the second "the" in line 30 through line 31 and insert "such activity".
- 8 3. On page 4, line 1, strike "landlord's employees or agents"; and  
9 strike beginning with "the" in line 2 through "agents" in line 4 and  
10 insert "such activity".

### ANNOUNCEMENT(S)

Senator B. Harr announced the Business and Labor Committee will hold an executive session Thursday, February 18, 2016, at 10:00 a.m., in Room 2022.

### UNANIMOUS CONSENT - Add Cointroducer(s)

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

Watermeier - LB1109

Davis - LB1073

Ebke, Groene, Haar, K., Kintner, Krist, McCollister - LB689

Bloomfield - LB754

**VISITOR(S)**

Visitors to the Chamber were Ja Quala Yarbrow from Omaha; P. J. Austin from Washington, D.C.; members from the League of Women Voters of Nebraska from across the state; members from the Nebraska Chapter of Delta Sigma Theta Sorority Inc. from Omaha and Lincoln; and 3 ninth-grade students and sponsors from Elm Creek.

The Doctor of the Day was Dr. Jason Bepalec from Geneva.

**ADJOURNMENT**

At 11:58 a.m., on a motion by Senator Johnson, the Legislature adjourned until 9:00 a.m., Wednesday, February 17, 2016.

Patrick J. O'Donnell  
Clerk of the Legislature

