

THIRTY-SECOND DAY - FEBRUARY 22, 2024**LEGISLATIVE JOURNAL****ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION****THIRTY-SECOND DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, February 22, 2024

PRAYER

The prayer was offered by Jim Haack, Beautiful Savior Lutheran, La Vista.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Brandt.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Fredrickson presiding.

The roll was called and all members were present except Senator Walz who was excused; and Senators Bostar, J. Cavanaugh, Conrad, Day, Dungan, Hansen, Hunt, Jacobson, McDonnell, Raybould, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the thirty-first day was approved.

MESSAGE(S) FROM THE GOVERNOR

February 9, 2024

Mr. President, Speaker Arch
and Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Speaker Arch, and Members of the Legislature:

Contingent upon your approval, the following individuals are being appointed as members of the Nebraska State Electrical Board

Don F Gerjevic, 8716 South 187th Street, Omaha, NE 68136, Inspector
Michael M Hunsberger, 44175 Dr 796, Broken Bow, NE 68822,
Journeyman/Electrician

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,
(Signed) Jim Pillen
Governor

Enclosures

February 15, 2024

Mr. President, Speaker Arch
and Members of the Legislature
State Capitol
Lincoln, NE 68509

Dear Mr. President, Speaker Arch, and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Nebraska State Electrical Board:

Stephen M Farrington, 1301 N 187th Street, Elkhorn, NE 68022

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,
(Signed) Jim Pillen
Governor

Enclosures

COMMITTEE REPORT(S)
Executive Board

LEGISLATIVE RESOLUTION 298. Reported to the Legislature for further consideration with the following amendment:

[AM2637](#)

- 1 1. Strike the original provisions and insert the following new
- 2 provisions:
- 3 WHEREAS, the Legislature has the inherent power to secure
- 4 information in order to legislate, hold hearings, and conduct
- 5 investigations related to the operation of state government; and
- 6 WHEREAS, legislative oversight functions related to the
- 7 Legislature's inherent power are currently distributed among the various
- 8 legislative divisions within the Legislative Council, including the

9 office of Public Counsel, the office of Legislative Audit, the office of
 10 Legislative Research, and the office of Legislative Fiscal Analyst; and
 11 WHEREAS, the office of the Attorney General issued an opinion on
 12 August 16, 2023, stating that the current statutory regime governing two
 13 offices related to legislative oversight, the office of Inspector General
 14 of Nebraska Child Welfare and the office of Inspector General of the
 15 Nebraska Correctional System, violated the separation of powers
 16 provisions in Article II, section 1, of the Constitution of Nebraska; and
 17 WHEREAS, the Legislature believes that the legislative divisions and
 18 offices, including the office of Inspector General of Nebraska Child
 19 Welfare and the office of Inspector General of the Nebraska Correctional
 20 System, serve important legislative oversight functions and that these
 21 divisions and offices will benefit from a full review to strengthen the
 22 performance of their legislative oversight functions, to address any
 23 restructuring or reorganization necessary for continued legislative
 24 oversight, to examine how any such restructuring or reorganization may
 25 impact the interface between the Legislature and the Executive and
 26 Judicial branches, and to address any remaining issues related to the
 27 opinion of the Attorney General issued on August 16, 2023.
 1 NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE ONE HUNDRED
 2 EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:
 3 1. That the Legislature hereby calls for the Executive Board of the
 4 Legislative Council to appoint a committee of the Legislature to be known
 5 as the Legislative Oversight Review Special Committee of the Legislature.
 6 Members shall include all members of the Executive Board of the
 7 Legislative Council, the chairperson of the Health and Human Services
 8 Committee of the Legislature, the chairperson of the Judiciary Committee
 9 of the Legislature, and three at-large members of the Legislature. The
 10 Legislative Oversight Review Special Committee shall elect a chairperson
 11 and vice-chairperson from the membership of the committee. The executive
 12 board may provide the committee with a legal counsel, committee clerk,
 13 and other staff as required by the committee from existing legislative
 14 staff. The executive board may authorize the committee to hire outside
 15 legal counsel as deemed necessary by the committee. The committee may
 16 hold hearings. After authorization by the executive board, the committee
 17 may issue subpoenas to compel the attendance of witnesses and the
 18 production of any papers, books, accounts, documents, and testimony under
 19 oath.
 20 2. The Legislative Oversight Review Special Committee may study the
 21 current structure and organization of legislative oversight functions
 22 among the various legislative divisions and offices and the structure and
 23 organization of legislative oversight functions in other state
 24 legislatures. The committee may also study whether current oversight
 25 conducted by any statutorily created board or commission would be more
 26 appropriately conducted within the legislative branch.
 27 3. The Legislative Oversight Review Special Committee shall issue a
 28 report with its findings and recommendations to the Legislature no later
 29 than December 15, 2024. The report shall include recommendations for
 30 draft legislation, if necessary. The committee terminates on December 31,
 31 2024.

(Signed) Raymond Aguilar, Chairperson

AMENDMENT(S) - Print in Journal

Senator Fredrickson filed the following amendment to LB927:
AM2553

1 1. Strike the original sections and insert the following new
 2 sections:
 3 Section 1. For purposes of providing training for individuals
 4 involved in the child welfare system, the Department of Health and Human
 5 Services shall develop a baseline of curriculum and training materials

6 related to suicide awareness and prevention in consultation with
7 statewide and national organizations and professionals with expertise in
8 behavioral and mental health and suicide prevention, including, but not
9 limited to, the Nebraska State Suicide Prevention Coalition and the
10 Behavioral Health Education Center of Nebraska. All such suicide
11 awareness and prevention training shall incorporate evidence-based
12 practices and may include, but not be limited to, (1) identification of
13 early warning signs and symptoms of behavioral and mental health issues
14 for youth in the child welfare system and (2) appropriate and effective
15 responses for behavioral and mental health issues and trauma-informed
16 care.

17 Sec. 2. All staff of the Department of Health and Human Services
18 that are involved in the implementation of the Child Protection and
19 Family Safety Act or involved in the implementation of the powers and
20 duties of the department prescribed in Chapter 43, and any other
21 appropriate personnel as determined by the Division of Children and
22 Family Services of the Department of Health and Human Services, shall
23 have training in suicide awareness and prevention. Such training shall
24 include at least ninety minutes of behavioral and mental health training
25 with a focus on suicide awareness and prevention prior to any independent
26 contact with youth and families and annually thereafter. Such training
27 shall be provided within the framework of existing training programs
1 offered by the department.

2 Sec. 3. Section 71-1904, Reissue Revised Statutes of Nebraska, is
3 amended to read:

4 71-1904 (1) The department shall adopt and promulgate rules and
5 regulations pursuant to sections 71-1901 to 71-1906.01 for (a) the proper
6 care and protection of children by licensees under such sections, (b) the
7 issuance, suspension, and revocation of licenses to provide foster care,
8 (c) the issuance, suspension, and revocation of probationary licenses to
9 provide foster care, (d) the issuance, suspension, and revocation of
10 provisional licenses to provide foster care, (e) the provision of
11 training in foster care, which training shall be directly related to the
12 skills necessary to care for children in need of out-of-home care,
13 including, but not limited to, abused, neglected, dependent, and
14 delinquent children, and (f) the proper administration of sections
15 71-1901 to 71-1906.01.

16 (2) The department may issue a waiver for any licensing standard not
17 related to children's safety for a relative home that is pursuing
18 licensure. Such waivers shall be granted on a case-by-case basis upon
19 assessment by the department based upon the best interests of the child.
20 A relative home that receives a waiver pursuant to this subsection shall
21 be considered fully licensed for purposes of federal reimbursement under
22 the federal Fostering Connections to Success and Increasing Adoptions Act
23 of 2008, Public Law 110-351.

24 (3) The department shall adopt and promulgate rules and regulations
25 establishing new foster home licensing requirements that ensure
26 children's safety, health, and well-being but minimize the use of
27 licensing mandates for nonsafety issues. Such rules and regulations shall
28 provide alternatives to address nonsafety issues regarding housing and
29 provide assistance to families in overcoming licensing barriers,
30 especially in child-specific relative and kinship placements, to maximize
31 appropriate reimbursement under Title IV-E of the federal Social Security
1 Act, as amended, including expanding the use of kinship guardianship
2 assistance payments under 42 U.S.C. 673(d), as such act and section
3 existed on January 1, 2013.

4 (4) The department shall include suicide awareness and prevention
5 training meeting the requirements of section 1 of this act for initial
6 licensure and renewal of licensure pursuant to sections 71-1901 to
7 71-1906.01.

8 Sec. 4. Section 71-1924, Revised Statutes Cumulative Supplement,
 9 2022, is amended to read:
 10 71-1924 Sections 71-1924 to 71-1951 and section 5 of this act shall
 11 be known and may be cited as the Children's Residential Facilities and
 12 Placing Licensure Act.
 13 Sec. 5. The department shall establish standardized suicide
 14 awareness and prevention training requirements for all employees of a
 15 child-placing agency prior to any independent contact with youth and
 16 families. Such training shall incorporate a baseline of curriculum
 17 materials described in section 1 of this act while also allowing a child-
 18 placing agency to incorporate training elements that meet the specific
 19 needs of the individual agency. The department may approve the existing
 20 curriculum of a child-placing agency if such curriculum meets the
 21 baseline of curriculum pursuant to section 1 of this act.
 22 Sec. 6. Original section 71-1904, Reissue Revised Statutes of
 23 Nebraska, and section 71-1924, Revised Statutes Cumulative Supplement,
 24 2022, are repealed.

GENERAL FILE

LEGISLATIVE BILL 137. Senator M. Cavanaugh renewed [MO1192](#), found and considered on page 774, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Pending.

AMENDMENT(S) - Print in Journal

Senator Kauth filed the following amendment to [LB1340](#):
[AM2202](#)

1 1. Strike the original sections and insert the following new
 2 sections:
 3 Section 1. Section 28-306, Reissue Revised Statutes of Nebraska, is
 4 amended to read:
 5 28-306 (1) A person who causes the death of another unintentionally
 6 while engaged in the operation of a motor vehicle in violation of the law
 7 of the State of Nebraska or in violation of any city or village ordinance
 8 commits motor vehicle homicide.
 9 (2) Except as provided in subsection (3) of this section, motor
 10 vehicle homicide is a Class ~~IV felony~~ ~~I misdemeanor~~.
 11 (3)(a) If the proximate cause of the death of another is the
 12 operation of a motor vehicle in violation of section ~~60-6,179.01,~~
 13 ~~60-6,179.02,~~ 60-6,213, or 60-6,214, motor vehicle homicide is a Class
 14 IIIA felony.
 15 (b) If the proximate cause of the death of another is the operation
 16 of a motor vehicle in violation of section 60-6,196 or 60-6,197.06, motor
 17 vehicle homicide is a Class IIA felony. The court shall, as part of the
 18 judgment of conviction, order the person not to drive any motor vehicle
 19 for any purpose for a period of at least one year and not more than
 20 fifteen years and shall order that the operator's license of such person
 21 be revoked for the same period.
 22 (c) If the proximate cause of the death of another is the operation
 23 of a motor vehicle in violation of section 60-6,196 or 60-6,197.06, motor
 24 vehicle homicide is a Class II felony if the defendant has a prior
 25 conviction for a violation of section 60-6,196 or 60-6,197.06, under a
 26 city or village ordinance enacted in conformance with section 60-6,196,
 27 or under a law of another state if, at the time of the conviction under

1 the law of such other state, the offense for which the defendant was
2 convicted would have been a violation of section 60-6,196. The court
3 shall, as part of the judgment of conviction, order the person not to
4 drive any motor vehicle for any purpose for a period of fifteen years and
5 shall order that the operator's license of such person be revoked for the
6 same period.

7 (d) An order of the court described in subdivision (b) or (c) of
8 this subsection shall be administered upon sentencing, upon final
9 judgment of any appeal or review, or upon the date that any probation is
10 revoked.

11 (4) The crime punishable under this section shall be treated as a
12 separate and distinct offense from any other offense arising out of acts
13 alleged to have been committed while the person was in violation of this
14 section.

15 Sec. 2. Section 60-682.01, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 60-682.01 (1) ~~A Any person shall not operate who operates~~ a vehicle
18 in violation of any maximum speed limit established for any highway or
19 freeway. ~~A violation of this section shall be punished as is guilty of a~~
20 traffic infraction except that if the violation involved traveling over
21 thirty-five miles per hour over the authorized speed limit, it shall be
22 punished as a Class I misdemeanor.

23 (2) ~~Upon and upon~~ conviction for a violation of this section, a
24 person shall be fined:

25 (a) ~~Fifty Ten~~ dollars for traveling one to five miles per hour over
26 the authorized speed limit;

27 (b) ~~Seventy-five Twenty-five~~ dollars for traveling over five miles
28 per hour but not over ten miles per hour over the authorized speed limit;

29 (c) ~~One hundred twenty-five Seventy-five~~ dollars for traveling over
30 ten miles per hour but not over fifteen miles per hour over the
31 authorized speed limit;

1 (d) ~~Two hundred One hundred twenty-five~~ dollars for traveling over
2 fifteen miles per hour but not over twenty miles per hour over the
3 authorized speed limit;

4 (e) ~~Three Two~~ hundred dollars for traveling over twenty miles per
5 hour but not over thirty-five miles per hour over the authorized speed
6 limit; and

7 (f) ~~Four Three~~ hundred dollars for traveling over thirty-five miles
8 per hour over the authorized speed limit.

9 (3) (2) The fines prescribed in subsection (2) (1) of this section
10 shall be doubled if the violation occurs within a maintenance, repair, or
11 construction zone established pursuant to section 60-6,188. For purposes
12 of this subsection, maintenance, repair, or construction zone means (a)
13 (i) the portion of a highway identified by posted or moving signs as
14 being under maintenance, repair, or construction or (ii) the portion of a
15 highway identified by maintenance, repair, or construction zone speed
16 limit signs displayed pursuant to section 60-6,188 and (b) within such
17 portion of a highway where road construction workers are present. The
18 maintenance, repair, or construction zone starts at the location of the
19 first sign identifying the maintenance, repair, or construction zone and
20 continues until a posted or moving sign indicates that the maintenance,
21 repair, or construction zone has ended.

22 (4) (3) The fines prescribed in subsection (2) (1) of this section
23 shall be doubled if the violation occurs within a school crossing zone as
24 defined in section 60-658.01.

25 Sec. 3. Original sections 28-306 and 60-682.01, Reissue Revised
26 Statutes of Nebraska, are repealed.

GENERAL FILE

LEGISLATIVE BILL 137. Senator M. Cavanaugh renewed [MO1192](#), found on page 774 and considered on page 774 and in this day's Journal, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

Senator M. Cavanaugh moved for a call of the house. The motion prevailed with 12 ayes, 5 nays, and 32 not voting.

The M. Cavanaugh motion to indefinitely postpone prior to the bill being read failed with 7 ayes, 36 nays, 2 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Title read. Considered.

Committee [AM2154](#), found on page 727, was offered.

Senator Wayne offered [AM2643](#), found on page 775, to the committee amendment.

The Wayne amendment, to the committee amendment, was withdrawn.

Senator Wayne offered the following amendment to the committee amendment:

[FA229](#)

On page 7, strike lines 4 to 6 and insert the following new subdivision: "(ii) Such violation resulted in the use of the controlled substance and directly and proximately caused the death of, or serious bodily injury to, another person."; and in line 11, strike "IB", show as stricken, and insert "IC".

Senator Wayne moved for a call of the house. The motion prevailed with 20 ayes, 3 nays, and 26 not voting.

The Wayne amendment, to the committee amendment, was adopted with 40 ayes, 0 nays, 6 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

The committee amendment, as amended, was adopted with 34 ayes, 1 nay, 9 present and not voting, and 5 excused and not voting.

Senator Bosn withdrew [FA219](#), found on page 733.

Senator M. Cavanaugh asked unanimous consent to withdraw the following motions:

[MO1193](#), found on page 776, to recommit to committee.

[MO1194](#), found on page 776, to bracket.

No objections. So ordered.

Senator McKinney requested a roll call vote on the advancement of the bill.

Advanced to Enrollment and Review Initial with 35 ayes, 2 nays, 6 present and not voting, 1 absent and not voting, and 5 excused and not voting.

COMMITTEE REPORT(S)
Health and Human Services

LEGISLATIVE BILL 1215. Placed on General File with amendment. [AM2549](#) is available in the Bill Room.

(Signed) Ben Hansen, Chairperson
Education

LEGISLATIVE BILL 635. Placed on General File.

(Signed) Dave Murman, Chairperson
Government, Military and Veterans Affairs

LEGISLATIVE BILL 861. Placed on General File with amendment. [AM2558](#)

1 1. Strike the original sections and insert the following new
2 sections:
3 Section 1. Section 32-632, Reissue Revised Statutes of Nebraska, is
4 amended to read:
5 32-632 Any person may remove his or her name from a petition by
6 signing and delivering a written letter to the Secretary of State, an
7 affidavit signed and sworn to by such person before the election
8 commissioner, or the county clerk, or a notary public. The letter
9 affidavit shall be delivered presented to and received by the Secretary
10 of State, election commissioner, or county clerk prior to or on the day
11 the petition is filed for verification with the election commissioner or
12 county clerk. The Secretary of State, election commissioner, or county
13 clerk shall verify the signature in the letter with the signature
14 appearing in the voter registration records.
15 Sec. 2. Section 32-1305, Revised Statutes Cumulative Supplement,
16 2022, is amended to read:
17 32-1305 (1) The principal circulator or circulators shall file, as
18 one instrument, all petition papers comprising a recall petition for
19 signature verification with the filing clerk within thirty days after the
20 filing clerk issues the initial petition papers to the principal
21 circulator or circulators as provided in section 32-1303.
22 (2) If the filing clerk is the subject of a recall petition, the
23 signature verification process shall be conducted by two election
24 commissioners or county clerks appointed by the Secretary of State.
25 Mileage and expenses incurred by officials appointed pursuant to this
26 subsection shall be reimbursed by the political subdivision involved in
27 the recall.
1 (3) Within fifteen business days after the filing of the petition,
2 the filing clerk shall ascertain whether or not the petition is signed by

3 the requisite number of registered voters. No new signatures may be added
 4 after the initial filing of the petition papers. Any person may remove
 5 his or her name from a petition as provided in section 32-632. No
 6 signatures may be removed unless the filing clerk receives an affidavit
 7 signed by the person requesting his or her signature be removed before
 8 the petitions are filed with the filing clerk for signature verification.
 9 If the petition is found to be sufficient, the filing clerk shall attach
 10 to the petition a certificate showing the result of such examination. If
 11 the requisite number of signatures has not been gathered, the filing
 12 clerk shall file the petition in his or her office without prejudice to
 13 the filing of a new petition for the same purpose.
 14 Sec. 3. Section 32-1546, Reissue Revised Statutes of Nebraska, is
 15 amended to read:
 16 32-1546 (1) Any person who is not, at the time of signing a
 17 petition, a registered voter and qualified to sign the petition except as
 18 provided for initiative and referendum petitions in section 32-1404 or
 19 who signs any name other than his or her own to any petition shall be
 20 guilty of a Class I misdemeanor.
 21 (2) Any person who falsely swears to a circulator's affidavit on a
 22 petition, who accepts money or other things of value for signing a
 23 petition, or who offers money or other things of value in exchange for a
 24 signature upon any petition shall be guilty of a Class IV felony.
 25 (3) Any person who falsifies a letter submitted pursuant to section
 26 32-632 or subsection (3) of section 32-1305 or who signs any name other
 27 than his or her own to such letter shall be guilty of a Class I
 28 misdemeanor.
 29 Sec. 4. Original sections 32-632 and 32-1546, Reissue Revised
 30 Statutes of Nebraska, and section 32-1305, Revised Statutes Cumulative
 31 Supplement, 2022, are repealed.

(Signed) Tom Brewer, Chairperson

Enrollment and Review

LEGISLATIVE BILL 16A. Placed on Final Reading.

LEGISLATIVE BILL 83. Placed on Final Reading.

LEGISLATIVE BILL 102. Placed on Final Reading.

ST34

The following changes, required to be reported for publication in the Journal, have been made:

1. On page 1, line 4, "81-8,110.12," has been inserted after "81-8,110.08,".
2. On page 16, line 12, "30" has been struck and "31" inserted.

LEGISLATIVE BILL 102A. Placed on Final Reading.

LEGISLATIVE BILL 147. Placed on Final Reading.

LEGISLATIVE BILL 152. Placed on Final Reading.

LEGISLATIVE BILL 190. Placed on Final Reading.

LEGISLATIVE BILL 218. Placed on Final Reading.

LEGISLATIVE BILL 218A. Placed on Final Reading.

LEGISLATIVE BILL 303. Placed on Final Reading.

LEGISLATIVE BILL 317. Placed on Final Reading.

LEGISLATIVE BILL 731. Placed on Final Reading.

LEGISLATIVE BILL 771. Placed on Final Reading.

(Signed) Beau Ballard, Chairperson

General Affairs

The General Affairs Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Bruce D. Bailey - Nebraska Liquor Control Commission

Aye: 6. Brewer, Day, Hardin, Holdcroft, Hughes, Lowe. Nay: 0. Absent: 1. Raybould. Present and not voting: 1. Cavanaugh, J..

The General Affairs Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

John (Chris) Stinson - State Racing and Gaming Commission

Aye: 7. Brewer, Cavanaugh, J., Day, Hardin, Holdcroft, Hughes, Lowe. Nay: 0. Absent: 1. Raybould. Present and not voting: 0.

The General Affairs Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Cameron Arch - Nebraska Commission on Problem Gambling

Kelly Lambert - Nebraska Commission on Problem Gambling

Claudia Moore - Nebraska Commission on Problem Gambling

Aye: 7. Brewer, Cavanaugh, J., Day, Hardin, Holdcroft, Hughes, Lowe. Nay: 0. Absent: 1. Raybould. Present and not voting: 0.

The General Affairs Committee desires to report favorably upon the appointment(s) listed below. The Committee suggests the appointment(s) be confirmed by the Legislature and suggests a record vote.

Brian Botsford - Nebraska Arts Council

Zachary Cheek - Nebraska Arts Council

Jana Goranson - Nebraska Arts Council

Jon Gross - Nebraska Arts Council

Clark Roush - Nebraska Arts Council

Lovell James Wright - Nebraska Arts Council

Aye: 7. Brewer, Cavanaugh, J., Day, Hardin, Holdcroft, Hughes, Lowe. Nay: 0. Absent: 1. Raybould. Present and not voting: 0.

(Signed) John Lowe, Chairperson

AMENDMENT(S) - Print in Journal

Senator Linehan filed the following amendment to LB1317:
[AM2672](#) is available in the Bill Room.

Senator Wayne filed the following amendment to LB137:
[AM2675](#)

(Amendments to Standing Committee amendments, AM2154)

- 1 1. Insert the following new amendments:
- 2 1. Insert the following new sections:
- 3 Sec. 2. (1) In order to educate students about the dangers posed by
- 4 the drug fentanyl and the risks of fentanyl poisoning, including
- 5 overdose, the Governor shall designate a week during the normal school
- 6 year to be known as Fentanyl Poisoning Awareness Week in public schools.
- 7 (2) Fentanyl Poisoning Awareness Week may include age-appropriate
- 8 instruction, including instruction on the prevention of the abuse of and
- 9 addiction to fentanyl, as determined by each school district.
- 10 Sec. 3. Beginning with school year 2025-26, each school district
- 11 shall annually provide research-based instruction related to fentanyl
- 12 abuse prevention and drug poisoning awareness to students in grades six
- 13 through twelve. The instruction required by this section must include
- 14 instruction concerning:
- 15 (1) Suicide prevention;
- 16 (2) Prevention of the abuse of and addiction to fentanyl;
- 17 (3) Awareness of local school and community resources and any
- 18 processes involved in accessing those resources;
- 19 (4) Methods of administering an opioid antagonist; and
- 20 (5) Health education that includes information about substance use
- 21 and abuse, including youth substance use and abuse.
- 22 3. Renumber the remaining section accordingly.
- 23 2. Renumber the remaining amendment accordingly.

NOTICE OF COMMITTEE HEARING(S)

Revenue
 Room 1524 1:30 PM

Thursday, February 29, 2024
 LB1149
 LB1342
 AM2672 Amending LB1317

(Signed) Lou Ann Linehan, Chairperson

Judiciary
 Room 1113 1:30 PM

Thursday, February 29, 2024
 LB1185
 LB1224
 LB1357
 LB974
 LB1156

(Signed) Justin Wayne, Chairperson

MOTION(S) - Print in Journal

Senator McKinney filed the following motion to [LB1137](#):

[MO1202](#)

Withdraw LB1137.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 304. Introduced by Arch, 14.

WHEREAS, on March 2, 2024, the NEBRASKAland Foundation will present the Distinguished NEBRASKAlander Award, recognizing Nebraskans who have distinguished themselves and the state, to Karen and Robert Duncan at the annual Statehood Day Dinner held in the Nebraska State Capitol; and

WHEREAS, Karen and Robert started their journey as successful business leaders, avid art collectors, and devoted community leaders in Clarinda, Iowa, where Robert's father laid the foundation for Duncan Aviation before the company moved its headquarters to Lincoln Municipal Airport in 1963 where Robert became company president at the age of twenty-six; and

WHEREAS, under Robert's leadership, Duncan Aviation transformed into a comprehensive and innovative aviation company offering an array of services in maintenance, modifications, avionics, accessories, and instrumental repairs and has repeatedly been named to Fortune Magazine's 100 Best Companies to Work For; and

WHEREAS, in 1965, Robert married Karen, an accomplished pianist and author, and the couple have two children who followed in their father's footsteps by entering the family businesses; and

WHEREAS, Karen and Robert are passionate about contemporary art and founded the Clarinda Carnegie Art Museum, a nonprofit institution serving as an educational resource for southwest Iowa; established The Assemblage, a private exhibition in downtown Lincoln, Nebraska; and created an artist-in-residence program in Puerto Vallarta, Mexico, in addition to continuing to offer their expertise to numerous boards focused on the arts; and

WHEREAS, the Legislature recognizes the leadership of Karen and Robert Duncan and their continued dedication to the arts and sciences.

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

1. That the Legislature congratulates Karen and Robert Duncan as recipients of the Distinguished NEBRASKAlander Award and extends its appreciation for their service to the State of Nebraska.

2. That a copy of this resolution be sent to Karen and Robert Duncan.

Laid over.

LEGISLATIVE RESOLUTION 305. Introduced by Arch, 14.

WHEREAS, on March 2, 2024, the NEBRASKAland Foundation will present the Distinguished NEBRASKAlander Award, recognizing Nebraskans who have distinguished themselves and the state, to Al Svajgr at the annual Statehood Day Dinner held in the Nebraska State Capitol; and

WHEREAS, Al grew up on a farm near Diller, Nebraska, and attended a one-room grade school in Jefferson County before graduating from Diller Rural High School, Fairbury Junior College, the University of Nebraska-Lincoln with degrees in animal science, and the University of Kentucky with a PhD in animal science and nutrition; and

WHEREAS, Al was married to Judy Smith from Cozad, Nebraska, in 1966 until her passing in 1997, and later married JoAnn Braun in 1998 and together they have three children; and

WHEREAS, Al's career began at Continental Grain in Chicago from 1971 to 1977 where he worked in research until moving back to Cozad in 1977 to join his father-in-law's business of cattle feeding and ranching; and

WHEREAS, Al continued the tradition of cattle feeding, ranching, and farming operations as the owner of Agrow, Inc.; became an original owner and chairman of the board of Darr Feedlot, Inc., a commercial cattle feedlot that recently celebrated over forty years in business; and is the director of Waypoint Bank and chairman of Midwest Banco Corp., a bank holding company; and

WHEREAS, Al's parents taught him to participate in and support the tools and activities that helped shape future successes in life, which for him includes his home town, the University of Nebraska-Lincoln, his fraternity Alpha Gamma Rho, and the future leaders of the cattle business in Nebraska and the United States; and

WHEREAS, Al's community and volunteer service reflect his dedication to instrumental leadership roles which include: the Chairman of the National Beef Check-Off Board, the President of the Ag Builders of Nebraska, Nebraska Lead Board, the University of Nebraska Foundation Board of Trustees, and the creation of Nebraska Cattlemen, among many others.

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

1. That the Legislature congratulates Al Svajgr as a recipient of the Distinguished NEBRASKAlander Award and extends its appreciation for his service to the State of Nebraska.
2. That a copy of this resolution be sent to Al Svajgr.

Laid over.

LEGISLATIVE RESOLUTION 306. Introduced by Arch, 14.

WHEREAS, on March 2, 2024, the NEBRASKAland Foundation will present the Distinguished NEBRASKAlander Award, recognizing Nebraskans who have distinguished themselves and the state, to Carmen Tapio at the annual Statehood Day Dinner held in the Nebraska State Capitol; and

WHEREAS, Carmen started her career in teleservices at age eighteen and, empowered by her parents who told her and her sisters that they could do anything, rose from contact center positions to global leadership roles; and

WHEREAS, Carmen founded and leads the largest African-American-owned business in the State of Nebraska, North End Teleservices, which was created with the intention of job creation in northeast Omaha. North End Teleservices soared onto the Inc. 5000 list of fastest-growing private companies in the United States based on revenue growth rate, and has injected over two hundred fifty million dollars into Nebraska's economy; and

WHEREAS, Carmen's passion for job creation and changing lives in North Omaha and the African-American community led her to establish Nebraska Black Women United, an eight-hundred-strong organization empowering black women across the state and beyond; the North End Teleservices Work Spot, a premier coworking space nestled in the heart of the North Omaha community that exists for collaboration and the encouragement of brilliant entrepreneurial minds; and Forever North, an enterprise that is making the largest private investment in North Omaha history; and

WHEREAS, Carmen lends her expertise by serving on various for-profit and nonprofit boards, including the Greater Omaha Chamber of Commerce Board of Directors, the Omaha Zoological Society Board of Directors, Federal Reserve Bank of Kansas City's Omaha Branch Board of Directors, Werner Enterprises' Board of Directors, and the Peter Kiewit Foundation Board of Trustees, among others; and

WHEREAS, Carmen remains a coach, mentor, and sponsor to many individuals, organizations, and businesses.

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

1. That the Legislature congratulates Carmen Tapio as a recipient of the Distinguished NEBRASKAlander Award and extends its appreciation for her service to the State of Nebraska.

2. That a copy of this resolution be sent to Carmen Tapio.

Laid over.

ANNOUNCEMENT(S)

February 22, 2024

Dear Clerk,

The Health and Human Services Committee requests a briefing with Dr. Timothy Tesmer, Chief Medical Officer of the Department of Health and Human Services, dated Thursday, February 29, 2024 at 1:00 pm. The purpose of the hearing will be to review rules and regulations pertaining to LB 574.

Thank you,
(Signed) Ben Hansen
Senator Ben Hansen
Chairman, Health and Human Services Committee

MOTION(S) - Withdraw LB879

Senator M. Cavanaugh offered the following motion to LB879:

[MO1203](#)

Withdraw LB879.

The M. Cavanaugh motion to withdraw the bill prevailed with 30 ayes, 2 nays, 11 present and not voting, and 6 excused and not voting.

VISITOR(S)

Visitors to the Chamber were students from Knickrehm Elementary, Grand Island; Mattias Brandt, Rebecka and Elisa Petersen, Sweden; Adam Wiblishouser, Omaha; members of Nebraska Nurses Association; Allen Fredrickson, Omaha; Judy Brown and Dianne Swertzig, Grand Island; members of Moms Demand Action – Nebraska Chapter; members of the Nebraska Petroleum Producers Association; members of Autism Action Partnership, Omaha.

The Doctor of the Day was Dr. Dave Hoelting of Pender.

ADJOURNMENT

At 12:04 p.m., on a motion by Senator Hunt, the Legislature adjourned until 9:00 a.m., Friday, February 23, 2024.

Brandon Metzler
Clerk of the Legislature

