

FORTY-EIGHTH DAY - MARCH 21, 2024**LEGISLATIVE JOURNAL****ONE HUNDRED EIGHTH LEGISLATURE
SECOND SESSION****FORTY-EIGHTH DAY**

Legislative Chamber, Lincoln, Nebraska
Thursday, March 21, 2024

PRAYER

The prayer was offered by Pastor Mark Ashton, Christ Community Church, Omaha.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was offered by Senator Lowe.

ROLL CALL

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Arch presiding.

The roll was called and all members were present except Senator Hughes who was excused; and Senators Bostar, Day, Dover, Dungan, Hansen, Hunt, Raybould, Wayne, and Wishart who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the forty-seventh day was approved.

RESOLUTION(S)

LEGISLATIVE RESOLUTION 336. Introduced by Cavanaugh, J., 9.

PURPOSE: The purpose of this resolution is to propose an interim study to examine the method of funding for court interpreters and determine a stable or permanent funding arrangement to ensure Nebraska courts have qualified interpreters providing interpreting services. The study should also consider legislative or judicial policies that maintain and promote effective and professional interpreting services for courts and litigants in Nebraska.

It is a matter of fundamental fairness and due process of law that when a litigant, a witness, or a victim do not understand or speak English well enough to adequately comprehend or communicate in legal proceedings, a

qualified interpreter should be provided. In order to accommodate the rights of participants who do not speak English, the Nebraska Supreme Court, through the State Court Administrator, maintains a statewide register of interpreters consisting of certified and noncertified interpreters. All such interpreters must satisfy minimum requirements and be able to interpret simultaneously and consecutively and provide sight translation from English into the language of the non-English-speaking person and from the language of that person into English.

Interpreters are not employees of the Nebraska Supreme Court or the state. Instead, interpreters are paid an hourly rate set by the State Court Administrator. The rate is higher for certified interpreters than for non-certified. The hourly rates have not permanently changed since 2004, despite numerous attempts to increase the rates. In 2023, the Legislature appropriated funds to the Nebraska Supreme Court budget to increase the number of certified and non-certified interpreters and to provide for an automatic annual increase. Governor Jim Pillen vetoed this increase and the Legislature did not override the veto. As a consequence, many interpreters refused to work in Nebraska courts, opting to work in other legal interpreting services, such as in federal court or for courts in neighboring states, or in other interpreting services not related to law. Ultimately, the State Court Administrator was able to use residual money in its budget to increase the payment rate for interpreters on a temporary basis in order that interpreters would work in Nebraska courts.

Legislative Bill 864 was introduced in the One Hundred Eighth Legislature of Nebraska, Second Session, to continue the temporary increase arranged by the State Court Administrator. This appropriation, if signed into law, would only extend through the end of fiscal year 2024-25.

On January 25, 2024, in his State of the Judiciary to the Legislature, Chief Justice Mike Heavican of the Nebraska Supreme Court noted the historic increase in interpreter demand, not simply in the increased numbers of those who need interpreting services, but also the increase in the diversity of interpreted languages. The Chief Justice also stated that the Nebraska Supreme Court anticipates that the number of limited English proficient, deaf, and hard of hearing court and probation users to steadily increase in the coming years and that increased funding for language-access initiatives, including interpreters, is necessary.

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

1. That the Appropriations Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR Committee
LR335 Executive Board

Becker, Jill - Environmental Quality Council - Natural Resources
Bird, Brad - Environmental Quality Council - Natural Resources
Bogner, Kurt - Environmental Quality Council - Natural Resources
Elliott, Janis - Public Employees Retirement Board - Nebraska Retirement Systems
Figard, Roger - Board of Public Roads Classifications and Standards - Transportation and Telecommunications
Harder, Seth B. - Environmental Quality Council - Natural Resources
Krechbaum, Russell L., Jr. - Board of Public Roads Classifications and Standards - Transportation and Telecommunications
Lunz, Lisa A. - Environmental Quality Council - Natural Resources
Mayhew, Lynn - Environmental Quality Council - Natural Resources
Rames, Steven - Board of Public Roads Classifications and Standards - Transportation and Telecommunications
Stange, Marty - Environmental Quality Council - Natural Resources
Tesmer, Timothy A. - Environmental Quality Council - Natural Resources
Theiler, James E. - Environmental Quality Council - Natural Resources
Willis, Allison - Environmental Quality Council - Natural Resources

(Signed) Raymond Aguilar, Chairperson
Executive Board

REPORTS

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

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of March 20, 2024, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Brandon Metzler
Clerk of the Legislature

Kelley Plucker, LLC
American Communications, Inc.
Mueller Robak
Omaha Housing Authority
Nebraska Strategies
American Communications, Inc.

RESOLUTION(S)

Pursuant to Rule 4, Sec. 5(b), LRs 322, 323, and 326 were adopted.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LRs 322, 323, and 326.

GENERAL FILE

LEGISLATIVE BILL 130A. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 5 present and not voting, and 9 excused and not voting.

LEGISLATIVE BILL 287A. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 1 nay, 2 present and not voting, and 8 excused and not voting.

LEGISLATIVE BILL 867A. Title read. Considered.

Advanced to Enrollment and Review Initial with 34 ayes, 0 nays, 6 present and not voting, and 9 excused and not voting.

LEGISLATIVE BILL 1169A. Title read. Considered.

Senator Erdman offered the following motion:

[MO1296](#)

Indefinitely postpone.

The Erdman motion to indefinitely postpone prevailed with 39 ayes, 0 nays, 2 present and not voting, and 8 excused and not voting.

LEGISLATIVE BILL 1355A. Title read. Considered.

Advanced to Enrollment and Review Initial with 37 ayes, 0 nays, 5 present and not voting, and 7 excused and not voting.

SELECT FILE

LEGISLATIVE BILL 644A. Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1204A. Senator J. Cavanaugh offered [AM3108](#), found on page 1147.

The J. Cavanaugh amendment was adopted with 33 ayes, 0 nays, 9 present and not voting, and 7 excused and not voting.

Advanced to Enrollment and Review for Engrossment.

MOTION(S) - Recommit LB43 to Committee

Senator Conrad offered the following motion to LB43:

[MO1295](#)

Recommit to the Government, Military and Veterans Affairs Committee.

Senator Conrad asked unanimous consent to withdraw her motion to recommit to committee.

No objections. So ordered.

BILLS ON FINAL READING

Dispense With Reading at Large

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB43 with 37 ayes, 3 nays, 3 present and not voting, and 6 excused and not voting.

The following bill was put upon final passage:

LEGISLATIVE BILL 43. With Emergency Clause.

A BILL FOR AN ACT relating to law; to amend sections 84-712, 84-712.01, and 84-712.07, Reissue Revised Statutes of Nebraska, and sections 84-712.03, 84-712.05, 84-920, and 84-1412, Revised Statutes Cumulative Supplement, 2022; to adopt the First Freedom Act; to authorize wearing of tribal regalia by students as prescribed; to change public records provisions relating to residents, nonresidents, fees, duties, and remedies; to allow certain records relating to cybersecurity to be withheld from the public as prescribed; to provide a duty for the Nebraska Information Technology Commission; to provide requirements regarding the interpretation of statutes, rules, and regulations as prescribed; to prohibit state agencies from imposing annual filing and reporting requirements on charitable organizations as prescribed; to state intent; to adopt the Personal Privacy Protection Act; to define terms; to change provisions relating to public meetings; to harmonize provisions; to provide operative dates; to provide severability; to repeal the original sections; 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, 39:

Aguilar	Brandt	Fredrickson	Linehan	Sanders
Albrecht	Clements	Halloran	Lippincott	Slama
Arch	Conrad	Hansen	Lowe	Vargas
Armendariz	DeBoer	Hardin	McDonnell	von Gillern
Ballard	DeKay	Holdcroft	Meyer	Walz
Bosn	Dorn	Ibach	Moser	Wayne
Bostar	Dover	Jacobson	Murman	Wishart
Bostelman	Erdman	Kauth	Riepe	

Voting in the negative, 0.

Present and not voting, 4:

Blood Cavanaugh, J. Cavanaugh, M. McKinney

Excused and not voting, 6:

Brewer	Dungan	Hunt
Day	Hughes	Raybould

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

The following bills were read and put upon final passage:

LEGISLATIVE BILL 905.

A BILL FOR AN ACT relating to public health and welfare; to amend section 71-428, Reissue Revised Statutes of Nebraska, section 68-996, Revised Statutes Cumulative Supplement, 2022, and section 68-911, Revised Statutes Supplement, 2023; to require the Department of Health and Human Services to submit a medicaid waiver or state plan amendment for medical respite care as prescribed; to change provisions relating to the Medicaid Managed Care Excess Profit Fund; to redefine a term under the Health Care Facility Licensure Act; and to repeal the original sections.

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

Voting in the affirmative, 43:

Aguilar	Brandt	Erdman	Linehan	Sanders
Albrecht	Cavanaugh, J.	Fredrickson	Lippincott	Slama
Arch	Cavanaugh, M.	Halloran	Lowe	Vargas
Armendariz	Clements	Hansen	McDonnell	von Gillern
Ballard	Conrad	Hardin	McKinney	Walz
Blood	DeBoer	Holdcroft	Meyer	Wayne
Bosn	DeKay	Ibach	Moser	Wishart
Bostar	Dorn	Jacobson	Murman	
Bostelman	Dover	Kauth	Riepe	

Voting in the negative, 0.

Excused and not voting, 6:

Brewer	Dungan	Hunt
Day	Hughes	Raybould

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 905A.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 905, One Hundred Eighth Legislature, Second Session, 2024.

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

Voting in the affirmative, 45:

Aguilar	Brandt	Dorn	Jacobson	Murman
Albrecht	Brewer	Dover	Kauth	Riepe
Arch	Cavanaugh, J.	Erdman	Linehan	Sanders
Armendariz	Cavanaugh, M.	Fredrickson	Lippincott	Slama
Ballard	Clements	Halloran	Lowe	Vargas
Blood	Conrad	Hansen	McDonnell	von Gillern
Bosn	Day	Hardin	McKinney	Walz
Bostar	DeBoer	Holdcroft	Meyer	Wayne
Bostelman	DeKay	Ibach	Moser	Wishart

Voting in the negative, 0.

Excused and not voting, 4:

Dungan	Hughes	Hunt	Raybould
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A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1087. With Emergency Clause.

A BILL FOR AN ACT relating to public health and welfare; to amend section 71-1798, Revised Statutes Supplement, 2023; to adopt the Hospital Quality Assurance and Access Assessment Act; to provide duties for the Nebraska Center for Nursing; 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, 45:

Aguilar	Brandt	Dorn	Kauth	Raybould
Albrecht	Brewer	Dover	Linehan	Riepe
Arch	Cavanaugh, J.	Erdman	Lippincott	Sanders
Armendariz	Cavanaugh, M.	Fredrickson	Lowe	Slama
Ballard	Clements	Halloran	McDonnell	Vargas
Blood	Conrad	Hardin	McKinney	von Gillern
Bosn	Day	Holdcroft	Meyer	Walz
Bostar	DeBoer	Ibach	Moser	Wayne
Bostelman	DeKay	Jacobson	Murman	Wishart

Voting in the negative, 0.

Present and not voting, 1:

Hansen

Excused and not voting, 3:

Dungan Hughes Hunt

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 1087A. With Emergency Clause.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1087, One Hundred Eighth Legislature, Second Session, 2024; 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:

Aguilar	Brewer	Erdman	Lippincott	Slama
Albrecht	Cavanaugh, J.	Fredrickson	Lowe	Vargas
Arch	Cavanaugh, M.	Halloran	McDonnell	von Gillern
Armendariz	Clements	Hardin	McKinney	Walz
Ballard	Conrad	Holdcroft	Meyer	Wayne
Blood	Day	Hunt	Moser	Wishart
Bosn	DeBoer	Ibach	Murman	
Bostar	DeKay	Jacobson	Raybould	
Bostelman	Dorn	Kauth	Riepe	
Brandt	Dover	Linehan	Sanders	

Voting in the negative, 0.

Present and not voting, 1:

Hansen

Excused and not voting, 2:

Dungan Hughes

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

BILL ON FIRST READING

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

LEGISLATIVE BILL 1031A. Introduced by Bostelman, 23.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 1031, One Hundred Eighth Legislature, Second Session, 2024; and to declare an emergency.

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 43e, 905, 905A, 1087e, and 1087Ae.

GENERAL FILE

LEGISLATIVE BILL 71. Senator Hunt asked unanimous consent to withdraw the following motions:

[MO229](#), found on page 927, First Session, 2023, to indefinitely postpone pursuant to Rule 6, Sec. 3(f).

[MO230](#), found on page 928, First Session, 2023, to recommit to committee.

[MO231](#), found on page 928, First Session, 2023, to bracket.

No objections. So ordered.

Title read. Considered.

SENATOR DORN PRESIDING

Committee [AM833](#), found on page 808, First Session, 2023, was offered.

Senator Conrad offered [AM2589](#), found on page 771, to the committee amendment.

The Conrad amendment, to the committee amendment, was adopted with 40 ayes, 0 nays, 7 present and not voting, and 2 excused and not voting.

Senator Murman offered the following amendment to the committee amendment:

[AM3020](#)

(Amendments to Standing Committee amendments, AM833)

1 1. Strike amendment 1 and insert the following new amendment:
 2 1. Strike the original sections and insert the following new
 3 sections:
 4 Section 1. Section 79-530, Reissue Revised Statutes of Nebraska, is
 5 amended to read:
 6 79-530 (1) For purposes of sections 79-530 to 79-533 and sections 5
 7 to 9 of this act, educational decisionmaker means a person designated or
 8 ordered by a court to make educational decisions on behalf of a child.
 9 (2) The Legislature finds and declares:
 10 (a) (1) That parental involvement of parents, guardians, and
 11 educational decisionmakers is a key factor in the education of children;
 12 (b) (2) That such individuals parents need to be informed of the
 13 educational practices affecting their children; and
 14 (c) (3) That public schools should foster and facilitate access by
 15 such individuals to parental information about and involvement in
 16 educational practices affecting their children.
 17 (3) It is the intent of the Legislature, through the enactment of
 18 sections 79-531 to 79-533 and sections 5 to 9 of this act, to strengthen
 19 the level of parental involvement and participation by parents,
 20 guardians, and educational decisionmakers in the public school system of
 21 the state.
 22 Sec. 2. Section 79-531, Reissue Revised Statutes of Nebraska, is
 23 amended to read:
 24 79-531 (1) On or before July 1, 2025 1995, each public school
 25 district in the state shall develop and adopt a policy stating how the
 26 district will seek to involve parents, guardians, or educational
 1 decisionmakers in the education of their children schools and the rights
 2 of each parent, guardian, or educational decisionmaker to: what parents'
 3 rights shall be relating to access to the schools;
 4 (a) Access testing information; and curriculum; and matters-
 5 (b) Request that a child be excused from specific instruction or
 6 activities.
 7 (2) The policy of each public school district relating to how the
 8 district will seek to involve parents in the schools and what rights
 9 parents have relating to access to schools that is in effect prior to the

10 effective date of this act shall remain in effect until a new policy is
11 developed and adopted on or before July 1, 2025, pursuant to subsection
12 (1) of this section.

13 Sec. 3. Section 79-532, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 79-532 (1) The policy required by section 79-531 shall include, but
16 need not be limited to, the following:

17 (a) (1) How the school district will provide access to parents,
18 guardians, or educational decisionmakers concerning textbooks; tests;
19 activities information; digital materials; websites or applications used
20 for learning; training materials for teachers, administrators, and staff;
21 procedures for the review and approval of training materials, learning
22 materials, and activities; and other curriculum materials used in the
23 school district;

24 (b) (2) How the school district will accommodate ~~handle~~ requests by
25 parents, guardians, or educational decisionmakers to attend and monitor
26 courses, assemblies, counseling sessions, and other instructional
27 activities;

28 (c) (3) Under what circumstances parents, guardians, or educational
29 decisionmakers may ask that their children be excused from testing,
30 classroom instruction, learning materials, activities, guest speaker
31 events, and other school experiences the parents, guardians, or
1 educational decisionmakers may find objectionable;

2 (d) (4) How the school district will provide access to records of
3 students;

4 (e) (5) What the school district's testing policy will be; and

5 (f) (6) How the school district participates in surveys of students
6 and the right of parents, guardians, or educational decisionmakers to
7 remove their children from such surveys.

8 (2) Nothing in this section shall be construed to require disclosure
9 of information in violation of the federal Family Educational Rights and
10 Privacy Act of 1974, as amended, 20 U.S.C. 1232g, or any federal
11 regulations and applicable guidelines adopted in accordance with such
12 act, as such act, regulations, and guidelines existed on January 1, 2024.

13 Sec. 4. Section 79-533, Reissue Revised Statutes of Nebraska, is
14 amended to read:

15 79-533 The policy required by section 79-531 shall be developed with
16 ~~parental~~ input from parents, guardians, and educational decisionmakers
17 and shall be the subject of a public hearing before the school board or
18 board of education of the school district before adoption by the board.
19 The policy shall be reviewed annually and either altered and adopted as
20 altered or reaffirmed by the board following a public hearing. Any public
21 hearing under this section shall include a reasonable opportunity for
22 public comments.

23 Sec. 5. By August 1, 2025, each school district shall make the
24 policy required by section 79-531 accessible on the school district's
25 public website. The policy shall be accessible by a prominently displayed
26 link on such website. If the policy is altered, the new version of the
27 policy shall be made accessible within a reasonable time thereafter.

28 Sec. 6. To the extent practicable, each public school district
29 shall make a reasonable effort to make any learning materials, including
30 original materials, available for inspection by a parent, guardian, or
31 educational decisionmaker upon request.

1 Sec. 7. (1) On or before August 1, 2026, each school district shall
2 make a list of library books offered for checkout available as a
3 downloadable list on the school district's website.

4 (2) Unless waived by the parent, guardian, or educational
5 decisionmaker as prescribed in subdivision (d) of this subsection, a
6 school district using digital library check-out software shall provide to
7 each parent, guardian, or educational decisionmaker of a student an email

8 communication when such student checks out a book. Such email
9 notification shall include:
10 (a) The book's title;
11 (b) The author of the book;
12 (c) The date the book is due to be returned to the school district's
13 library; and
14 (d) The ability to waive receipt of further email notifications
15 pursuant to this section.
16 Sec. 8. (1) Beginning with the 2026-27 school year, each school
17 district shall allow any student attending such school district or any
18 parent, guardian, or educational decisionmaker of a student attending
19 such school district to request the opportunity to provide a presentation
20 at one meeting of the school board regarding any book in the school
21 district's library or any material owned, possessed, or used by the
22 school district and have such book or material reviewed.
23 (2) Following any presentation and review described in subsection
24 (1) of this section, the school board shall make a determination relating
25 to the availability or use of such book or material. The school district
26 shall:
27 (a) Provide public notice relating to the book or material
28 presentation and review with the public notice of the meeting at least
29 one week before the meeting, including the time, date, and location of
30 the meeting;
31 (b) Provide public notice detailing how a student, parent, guardian,
1 or educational decisionmaker may have a request pursuant to this section
2 facilitated; and
3 (c) Specify that following the presentation and review the school
4 board shall make a determination relating to the availability or use of
5 such book or material.
6 Sec. 9. If the Commissioner of Education determines that any school
7 district has intentionally refused, in a material manner, to comply with
8 sections 79-530 to 79-533 and sections 5 to 8 of this act, the
9 commissioner shall notify the school district of such determination of
10 noncompliance and allow the school district a reasonable time to comply.
11 If the commissioner determines, after such time has elapsed, that the
12 school district is not in compliance and has not made a good faith
13 attempt to comply, the commissioner shall take appropriate remedial
14 action within the commissioner's authority, up to and including finding
15 such noncompliance as a violation of the rules and regulations for the
16 accreditation of schools.
17 Sec. 10. Original sections 79-530, 79-531, 79-532, and 79-533,
18 Reissue Revised Statutes of Nebraska, are repealed.

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

The committee amendment, as amended, was adopted with 44 ayes, 0 nays, 3 present and not voting, and 2 excused and not voting.

Senator Murman withdrew [AM252](#), found on page 468, First Session, 2023.

Senator Murman withdrew [AM253](#), found on page 468, First Session, 2023.

Senator Murman withdrew [AM254](#), found on page 468, First Session, 2023.

Senator Murman withdrew [AM255](#), found on page 468, First Session, 2023.

Senator Murman withdrew [AM256](#), found on page 468, First Session, 2023.

Senator Murman withdrew [AM257](#), found on page 468, First Session, 2023.

Advanced to Enrollment and Review Initial with 43 ayes, 0 nays, 4 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 1284. Title read. Considered.

Committee [AM3061](#), found on page 1144, was offered.

Senator Wayne moved for a call of the house. The motion prevailed with 26 ayes, 5 nays, and 18 not voting.

Senator Wayne requested a roll call vote, in reverse order, on the committee amendment.

Voting in the affirmative, 25:

Arch	Cavanaugh, M.	Hansen	Meyer	Vargas
Ballard	Conrad	Hunt	Murman	von Gillern
Blood	DeBoer	Linehan	Raybould	Walz
Bostar	Dorn	McDonnell	Sanders	Wayne
Brandt	Fredrickson	McKinney	Slama	Wishart

Voting in the negative, 18:

Albrecht	Brewer	Halloran	Jacobson	Moser
Armendariz	Clements	Hardin	Kauth	Riepe
Bosn	Dover	Holdcroft	Lippincott	
Bostelman	Erdman	Ibach	Lowe	

Excused and not voting, 6:

Aguilar	Day	Dungan
Cavanaugh, J.	DeKay	Hughes

The committee amendment was adopted with 25 ayes, 18 nays, and 6 excused and not voting.

The Chair declared the call raised.

Advanced to Enrollment and Review Initial with 28 ayes, 10 nays, 5 present and not voting, and 6 excused and not voting.

AMENDMENT(S) - Print in Journal

Senator Bosn filed the following amendment to [LB934](#):

[FA307](#)

Remove the comma after "paper" in line 5 on page 6.

Senator Bosn filed the following amendment to [LB934](#):
[FA308](#)

Remove the comma after "account" in line 3 on page 6.

Senator Bosn filed the following amendment to [LB934](#):
[FA309](#)

Remove the comma after "offer" in line 29 on page 5.

Senator Bosn filed the following amendment to [LB934](#):
[FA310](#)

Remove the comma after "offer" in line 29 on page 5.

Senator Bosn filed the following amendment to [LB934](#):
[FA311](#)

Insert the following new section: Since an emergency exists, this act takes effect when passed and approved according to law.

MOTION(S) - Print in Journal

Senator Bosn filed the following motion to [LB934](#):
[MO1298](#)

Recommit to the Judiciary Committee.

Senator Bosn filed the following motion to [LB934](#):
[MO1299](#)

Bracket until April 12, 2024.

Senator Bosn filed the following motion to [LB934](#):
[MO1300](#)

Indefinitely postpone.

Senator Bosn filed the following motion to [LB934](#):
[MO1302](#)

Recommit to the Judiciary Committee.

BILL ON FIRST READING

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

LEGISLATIVE BILL 262A. Introduced by Halloran, 33.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 262, One Hundred Eighth Legislature, Second Session, 2024.

NOTICE OF COMMITTEE HEARING(S)

General Affairs
Room 1510 12:00 PM

Tuesday, April 2, 2024

Dan Volnek - Nebraska Commission on Problem Gambling
Paul Leckband - Nebraska Commission on Problem Gambling
Stephen M. Farrington - State Electrical Board
Todd Zohner - Nebraska Commission on Problem Gambling

(Signed) John Lowe, Chairperson

Transportation and Telecommunications
Room 1113 12:00 PM

Thursday, April 4, 2024

Roger Figard - Board of Public Roads Classifications and Standards
Russell L., Jr. Kreachbaum - Board of Public Roads Classifications and Standards
Steven Rames - Board of Public Roads Classifications and Standards

(Signed) Mike Moser, Chairperson

PRESENTED TO THE GOVERNOR

Presented to the Governor on March 21, 2024, at 10:59 a.m. were the following: LBs 43e, 905, 905A, 1087e, and 1087Ae.

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

GENERAL FILE

LEGISLATIVE BILL 934. Title read. Considered.

Committee [AM2706](#), found on page 934, was offered.

Senator Armendariz offered [AM3050](#), found on page 1156, to the committee amendment.

The Armendariz amendment, to the committee amendment, was adopted with 33 ayes, 0 nays, 8 present and not voting, and 8 excused and not voting.

The committee amendment, as amended, was adopted with 33 ayes, 0 nays, 8 present and not voting, and 8 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 6 present and not voting, and 8 excused and not voting.

LEGISLATIVE BILL 1023. Title read. Considered.

Committee [AM3034](#), found on page 1170, was offered.

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

Senator von Gillern offered [AM2150](#), found on page 533.

The von Gillern amendment was adopted with 37 ayes, 0 nays, 3 present and not voting, and 9 excused and not voting.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 5 present and not voting, and 9 excused and not voting.

LEGISLATIVE BILL 1370. Title read. Considered.

SPEAKER ARCH PRESIDING

Committee [AM2863](#), found on page 948, was offered.

The committee amendment was adopted with 29 ayes, 0 nays, 11 present and not voting, and 9 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 0 nays, 11 present and not voting, and 9 excused and not voting.

LEGISLATIVE BILL 1017. Title read. Considered.

Committee [AM2683](#), found on page 821, was offered.

Senator McDonnell withdrew [AM2769](#), found on page 875, to the committee amendment.

The committee amendment was adopted with 26 ayes, 0 nays, 15 present and not voting, and 8 excused and not voting.

Advanced to Enrollment and Review Initial with 29 ayes, 1 nay, 11 present and not voting, and 8 excused and not voting.

LEGISLATIVE BILL 253. Title read. Considered.

Committee [AM2978](#), found on page 1075, was offered.

Senator Lowe offered the following amendment to the committee amendment:
[AM3160](#)

(Amendments to Standing Committee amendments, AM2978)

1 1. Strike the original sections and all amendments thereto and

2 insert the following new sections:

3 Section 1. For purposes of sections 1 to 6 of this act:

4 (1) Case plan means a set of goals, conditions, and programs that

5 is:

6 (a) Based on a professional risk and needs assessment;

7 (b) Tailored to the specific risks and needs of the veteran; and

8 (c) Developed in collaboration with the veteran;
9 (2) Condition from military service means substance-use disorder,
10 military sexual trauma, traumatic brain injury, post-traumatic stress
11 disorder, or another mental health condition that is related to an
12 individual's military service in some manner and includes psychological
13 effects from a veteran's time in service as well as from the period of
14 family separation related to deployment;
15 (3) Veteran means an individual who:
16 (a) Is serving in the United States Armed Forces, including any
17 reserve component or the National Guard;
18 (b) Has served in such armed forces and was discharged or released
19 from such service under conditions other than dishonorable; or
20 (c) Has served in such armed forces and received a dishonorable
21 discharge and such individual has been diagnosed with substance-use
22 disorder, military sexual trauma, traumatic brain injury, post-traumatic
23 stress disorder, or another mental health condition; and
24 (4) Veteran justice program means the program described in sections
25 2 to 4 of this act through which a veteran may request a court to defer
26 entry of judgment of conviction for an offense pending completion of the
1 program, and upon successful completion, avoid entry of judgment of
2 conviction.
3 Sec. 2. (1) A veteran justice program shall be operated by use of
4 deferred judgments under section 29-2292, except as otherwise provided in
5 this section or the rules established by the Supreme Court.
6 (2) The Supreme Court shall establish rules for the creation and
7 operation of veteran justice programs. Such rules shall provide for the
8 following:
9 (a) Eligibility for participation, subject to subsection (3) of this
10 section;
11 (b) Screening and referral of eligible veterans;
12 (c) Establishing the conditions of the program, including the
13 creation of case plans;
14 (d) Establishing procedures for imposing sanctions or termination
15 from the program;
16 (e) Setting the terms of successful program completion and release
17 upon that successful completion; and
18 (f) Determining whether the veteran has successfully completed the
19 program at a final hearing.
20 (3) A veteran shall not be eligible for participation if any offense
21 charged:
22 (a) Is in violation of section 60-6,196 or 60-6,197 or a city or
23 village ordinance enacted in conformance with section 60-6,196 or
24 60-6,197 and such veteran does not hold a commercial driver's license or
25 a CLP-commercial learner's permit;
26 (b) Is a violation of any state or local traffic control law, except
27 a parking, vehicle weight, or vehicle defect violation, and such veteran
28 holds a commercial driver's license or a CLP-commercial learner's permit;
29 (c) Involves a victim who is an intimate partner as defined in
30 section 28-323;
31 (d) Includes an element of sexual contact or sexual penetration as
1 such terms are defined in section 28-318; or
2 (e) Is not eligible for probation.
3 (4) Prior to establishing the rules provided for in this section,
4 the Supreme Court shall establish an advisory committee to make
5 recommendations. The committee shall consist of the following members,
6 appointed by the Supreme Court:
7 (a) Three county attorneys;
8 (b) Three criminal defense attorneys;
9 (c) Three members of the Legislature; and
10 (d) Three members of the public who have prior military experience.
11 (5) Upon finalization of the rules, the probation office in each
12 judicial district shall establish a veteran justice program for such
13 district.
14 Sec. 3. (1) Subject to section 2 of this act, a veteran shall be

15 eligible to participate in a veteran justice program if the court finds
16 that the veteran has shown, by a preponderance of the evidence, that a
17 condition from military service contributed to the offense.

18 (2)(a) There shall be a rebuttable presumption that a veteran
19 eligible under subsection (1) of this section and the rules established
20 under section 2 of this act shall be allowed to participate in a veteran
21 justice program.

22 (b) This presumption applies even though a veteran may have
23 previously absconded from or violated pretrial release, probation,
24 parole, supervised release, or another form of court-ordered supervision,
25 including a violation arising from commission of a new offense or an
26 offense committed while previously participating in a veteran justice
27 program.

28 (c) The presumption shall only be overcome by a procedure set forth
29 in the rules established under section 2 of this act.

30 Sec. 4. (1) A veteran justice program shall include the following
31 elements:

1 (a) Evidence-based treatment tailored to address the specific
2 challenges facing veterans, such as post-traumatic stress disorder,
3 traumatic brain injury, military sexual trauma, or another condition from
4 military service; and

5 (b) A case plan that:

6 (i) Is developed by the court with probation and appropriate
7 experts;

8 (ii) Is based on a professional assessment of the veteran's specific
9 risks and needs;

10 (iii) Is created in conjunction with input from the veteran;

11 (iv) Contains clear and individualized supervision and treatment
12 goals, including guidelines that detail the program rules, consequences
13 for violating the rules, and incentives for compliance; and

14 (v) Is communicated to the veteran at the start of the program.

15 (2) In the implementation of a veteran justice program, the district
16 court or county court shall retain discretion in:

17 (a) Determining eligibility for participation, subject to sections 2
18 and 3 of this act;

19 (b) Establishing the conditions of the program, including the
20 creation of the case plan;

21 (c) Setting the terms of successful program completion and release
22 upon that successful completion; and

23 (d) Determining whether the veteran has successfully completed the
24 program at a final hearing.

25 (3) A victim of the veteran shall be notified of the veteran's
26 participation in the program and shall have the opportunity to be
27 involved in the veteran justice program, including the opportunity to be
28 heard or submit a written statement at the final hearing where program
29 completion is determined. The victim shall be notified at least fifteen
30 days prior to such final hearing. If the victim is not present at the
31 hearing, probation shall notify the court of any known objections to
1 dismissal by the victim. The judge shall consider the victim's statement,
2 harm caused to the victim, and potential future harm to the victim or
3 community when determining program completion.

4 (4) Upon successful completion of a veteran justice program, the
5 veteran shall be entitled to the relief provided for a deferred judgment
6 under section 29-2292.

7 Sec. 5. (1) Law enforcement, court, and correctional personnel shall
8 verify the veteran status of any individual being processed through the
9 criminal justice system in order to identify individuals who may be
10 eligible for participation in a veteran justice program.

11 (2) Law enforcement, court, and correctional personnel shall receive
12 training designed to increase their understanding of cases involving
13 veterans, including veterans' exposure to violence and trauma. Such
14 training shall include attention to issues that disproportionately impact
15 female veterans, such as military sexual trauma.

16 Sec. 6. (1) The State Court Administrator shall compile information

17 on the number of veterans receiving, successfully completing, declining,
18 and denied participation in a veteran justice program.

19 (2) The State Court Administrator shall track outcomes among
20 veterans who participate in a veteran justice program, including
21 completion status, recidivism, and housing and employment status.

22 (3) Data collected under this section shall be disaggregated by
23 race, ethnicity, gender, age, military discharge characterization, and
24 the offense involved.

25 (4) On or before July 1, 2026, and on or before each July 1
26 thereafter, the State Court Administrator shall electronically submit a
27 report to the Judiciary Committee of the Legislature. The report shall
28 contain de-identified data collected pursuant to this section and shall
29 analyze the outcomes, successes, and areas for improvement of the veteran
30 justice programs.

31 Sec. 7. Section 29-2260, Reissue Revised Statutes of Nebraska, is
1 amended to read:

2 29-2260 (1) Whenever a person is adjudicated to be as described in
3 subdivision (1), (2), (3)(b), or (4) of section 43-247, his or her
4 disposition shall be governed by the Nebraska Juvenile Code.

5 (2) Whenever a court considers sentence for an offender convicted of
6 either a misdemeanor or a felony for which mandatory or mandatory minimum
7 imprisonment is not specifically required, the court may withhold
8 sentence of imprisonment unless, having regard to the nature and
9 circumstances of the crime and the history, character, and condition of
10 the offender, the court finds that imprisonment of the offender is
11 necessary for protection of the public because:

12 (a) The risk is substantial that during the period of probation the
13 offender will engage in additional criminal conduct;

14 (b) The offender is in need of correctional treatment that can be
15 provided most effectively by commitment to a correctional facility; or

16 (c) A lesser sentence will depreciate the seriousness of the
17 offender's crime or promote disrespect for law.

18 (3) The following grounds, while not controlling the discretion of
19 the court, shall be accorded weight in favor of withholding sentence of
20 imprisonment:

21 (a) The crime neither caused nor threatened serious harm;

22 (b) The offender did not contemplate that his or her crime would
23 cause or threaten serious harm;

24 (c) The offender acted under strong provocation;

25 (d) Substantial grounds were present tending to excuse or justify
26 the crime, though failing to establish a defense;

27 (e) The victim of the crime induced or facilitated commission of the
28 crime;

29 (f) The offender has compensated or will compensate the victim of
30 his or her crime for the damage or injury the victim sustained;

31 (g) The offender has no history of prior delinquency or criminal
1 activity and has led a law-abiding life for a substantial period of time
2 before the commission of the crime;

3 (h) The crime was the result of circumstances unlikely to recur;

4 (i) The character and attitudes of the offender indicate that he or
5 she is unlikely to commit another crime;

6 (j) The offender is likely to respond affirmatively to probationary
7 treatment; ~~and~~

8 (k) Imprisonment of the offender would entail excessive hardship to
9 his or her dependents; ~~and~~ :

10 (l) The offender's prior military service and any service-related
11 trauma.

12 (4) When an offender who has been convicted of a crime is not
13 sentenced to imprisonment, the court may sentence him or her to
14 probation.

15 Sec. 8. This act becomes operative on July 1, 2025.

16 Sec. 9. Original section 29-2260, Reissue Revised Statutes of
17 Nebraska, is repealed.

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

The committee amendment was adopted with 34 ayes, 0 nays, 8 present and not voting, and 7 excused and not voting.

Senator Wayne withdrew [AM2534](#), found on page 754.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 4 present and not voting, and 7 excused and not voting.

COMMITTEE REPORT(S)
Enrollment and Review

LEGISLATIVE BILL 1412. Placed on Final Reading.

LEGISLATIVE BILL 1413. Placed on Final Reading.

[ST54](#)

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

1. In the E&R amendments, ER93, on page 1, line 7, "2-1507, 45-930," has been inserted before "48-621"; in line 11 "79-3501" has been struck and "79-1054" inserted; and in line 18 "to require prioritization of certain grant applications under the Water Sustainability Fund;" has been inserted after the semicolon.

(Signed) Beau Ballard, Chairperson

Revenue

LEGISLATIVE BILL 1356. Placed on General File with amendment.
[AM3109](#) is available in the Bill Room.

(Signed) Lou Ann Linehan, Chairperson

MOTION(S) - Print in Journal

Senator Murman filed the following motion to [LB1092](#):
[MO1292](#)
Bracket until April 18, 2024.

Senator Murman filed the following motion to [LB1092](#):
[MO1293](#)
Recommit to the Judiciary Committee.

Senator Murman filed the following motion to [LB1092](#):
[MO1294](#)
Indefinitely postpone.

AMENDMENT(S) - Print in Journal

Senator Murman filed the following amendment to [LB1092](#):
[FA304](#)
Strike Section 1.

Senator Murman filed the following amendment to [LB1092](#):

[FA305](#)

Strike Section 1.

Senator Murman filed the following amendment to [LB1092](#):

[FA306](#)

Strike Section 2.

Senator Walz filed the following amendment to [LB1329](#):

[AM3150](#)

(Amendments to Standing Committee amendments, AM2831)

1 1. Insert the following new sections:

2 Sec. 4. Section 79-262.01, Revised Statutes Supplement, 2023, is

3 amended to read:

4 79-262.01 (1) On or before July 1, 2025, the State Department of
5 Education shall develop and adopt a model policy relating to behavioral
6 intervention, behavioral management, classroom management, and removal of
7 a student from a classroom in school. The model policy shall include
8 appropriate training for school employees on behavioral intervention,
9 behavioral management, classroom management, and removal of a student
10 from a classroom in schools and how frequently such training shall be
11 required. The length of such training shall be a reasonable amount as
12 determined by each school board.

13 (2) On or before August 1, 2025, each school district shall develop
14 and adopt a policy consistent with or comparable to the model policy
15 developed by the State Department of Education pursuant to subsection (1)
16 of this section, which shall be a requirement for accreditation in
17 accordance with section 79-703. Such policy shall be filed with the
18 Commissioner of Education. The policy developed and adopted by a school
19 district pursuant to this subsection shall be included with any
20 notifications required under the Student Discipline Act.

21 (3)(a) Beginning in school year 2026-27, each school district shall
22 ensure that any school employee who has behavioral management
23 responsibilities participates in behavioral awareness and intervention
24 training consistent with the school district policy developed and adopted
25 in accordance with subsection (2) of this section. Such training shall be
26 provided by the school district or such school district's educational
1 service unit. The length of such training shall be a reasonable amount as
2 determined by the school board.

3 (b) Each school district shall, either independently, or through the
4 educational service unit of which such school district is a member,
5 develop and provide behavioral awareness and intervention training to
6 employees from such school who have behavioral management
7 responsibilities. If such training is provided by the educational service
8 unit, such training shall be available to any educational service unit
9 employee and any member school district employee that works in a school
10 and has behavioral management responsibilities. Such training shall be
11 consistent with the model policy developed by the State Department of
12 Education pursuant to subsection (1) of this section.

13 (4) The State Board of Education may adopt and promulgate rules and
14 regulations to carry out this section.

15 Sec. 5. Section 79-2,141, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 79-2,141 (1) On or before March 1, 2010, the department shall
18 develop and adopt a model dating violence policy to assist school
19 districts in developing policies for dating violence.

20 (2) On or before July 1, 2010, each school district shall develop
21 and adopt a specific policy to address incidents of dating violence
22 involving students at school, which shall be made a part of the
23 requirements for accreditation in accordance with section 79-703. Such

24 policy shall include a statement that dating violence will not be
25 tolerated.

26 (3) To ensure notice of a school district's dating violence policy,
27 the policy shall be published in any school district handbook, manual, or
28 similar publication that sets forth the comprehensive rules, procedures,
29 and standards of conduct for students at school.

30 (4) Each school district shall provide dating violence training to
31 staff deemed appropriate by a school district's administration. The
1 dating violence training shall include, but not be limited to, basic
2 awareness of dating violence, warning signs of dating violence, and the
3 school district's dating violence policy. The dating violence training
4 may be provided by any school district or combination of school
5 districts, an educational service unit, or any combination of educational
6 service units. The length of such training shall be a reasonable amount
7 as determined by each school board.

8 (5) Each school district shall inform the students' parents or legal
9 guardians of the school district's dating violence policy. If requested,
10 the school district shall provide the parents or legal guardians a copy
11 of the school district's dating violence policy and relevant information.

12 (6) This section does not prevent a victim of dating violence from
13 seeking redress under any other available law, either civil or criminal,
14 and does not create or alter any existing tort liability.

15 Sec. 6. Section 79-2,145, Reissue Revised Statutes of Nebraska, is
16 amended to read:

17 79-2,145 The State Board of Education, based on the recommendations
18 of the state school security director appointed pursuant to section
19 79-2,143, may adopt and promulgate rules and regulations establishing
20 minimum school security standards on or before July 1, 2016. Any rules or
21 regulations that create a training requirement shall ensure that such
22 training requirement shall be reasonable in length.

23 Sec. 7. Section 79-2,146, Revised Statutes Supplement, 2023, is
24 amended to read:

25 79-2,146 (1) Beginning in school year 2023-24, all public school
26 employees who interact with students and any other appropriate personnel,
27 as determined by the school superintendent, shall receive ~~at least one~~
28 ~~hour of~~ behavioral and mental health training with a focus on suicide
29 awareness and prevention training each year. The length of such training
30 shall be a reasonable amount as determined by each school board. Such
31 training may include, but need not be limited to, topics such as
1 identification of early warning signs and symptoms of behavioral and
2 mental health issues in students, appropriate and effective responses for
3 educators to student behavioral and mental health issues, trauma-informed
4 care, and procedures for making students and parents and guardians aware
5 of services and supports for behavioral and mental health issues. This
6 training shall be provided within the framework of existing inservice
7 training programs offered by the State Department of Education or as part
8 of required professional development activities.

9 (2) The department, in consultation with organizations including,
10 but not limited to, the Nebraska State Suicide Prevention Coalition, the
11 Nebraska chapter of the American Foundation for Suicide Prevention, the
12 Behavioral Health Education Center of Nebraska, the National Alliance on
13 Mental Illness Nebraska, and other organizations and professionals with
14 expertise in behavioral and mental health and suicide prevention, shall
15 develop a list of approved training materials to fulfill the requirements
16 of subsection (1) of this section. Such materials shall include training
17 on how to identify appropriate mental health services, both within the
18 school and also within the larger community, and when and how to refer
19 youth and their families to those services. Such materials may include
20 programs that can be completed through self-review of suitable behavioral
21 and mental health and suicide prevention materials.

22 (3) The department may adopt and promulgate rules and regulations to
23 carry out this section.

24 Sec. 12. Section 79-3105, Revised Statutes Cumulative Supplement,
25 2022, is amended to read:

26 79-3105 The department shall provide training for the members of any
27 threat assessment team serving a public or nonpublic school. Such
28 training shall provide the knowledge and skill to allow threat assessment
29 teams to work collaboratively to conduct threat assessments, engage in
30 crisis intervention, increase awareness of concerning behavior among
31 school staff, students, and the public, and interrupt violence in the
1 planning stage to thwart potential harm to persons and property. Such
2 training shall be reasonable in length.

3 Sec. 14. Section 79-3602, Revised Statutes Supplement, 2023, is
4 amended to read:

5 79-3602 (1)(a) Beginning in school year 2024-25, the Educational
6 Service Unit Coordinating Council shall (i) ensure annual behavioral
7 awareness training is available statewide and (ii) develop, implement,
8 and administer an ongoing statewide teacher support system.
9 (b) Beginning in school year 2026-27, each school district shall
10 ensure that each administrator, teacher, paraprofessional, school nurse,
11 and counselor receives behavioral awareness training. The length of such
12 training shall be a reasonable amount as determined by each school board.

13 Each administrator, teacher, paraprofessional, school nurse, and
14 counselor who has received such training shall receive a behavioral
15 awareness training review at least once every three years. Each school
16 district may offer such training, or similar training, to any other
17 school employees at the discretion of the school district. In addition,
18 all school employees shall have a basic awareness of the goals,
19 strategies, and schoolwide plans included in such training.

20 (c) Behavioral awareness training shall include, but not be limited
21 to, evidence-based training on a continuum that includes:

22 (i) Recognition of detrimental factors impacting student behavior,
23 including, but not limited to, signs of trauma;

24 (ii) Positive behavior support and proactive teaching strategies,
25 including, but not limited to, expectations and boundaries; and
26 (iii) Verbal intervention and de-escalation techniques.

27 (2)(a) On or before July 1, 2025, and on or before July 1 of each
28 year thereafter, each school district shall submit a behavioral awareness
29 training report to the Educational Service Unit Coordinating Council.
30 Such report shall include the school district behavioral awareness
31 training plan and summarize how such plan fulfills the requirements of
1 this section.

2 (b) On or before December 31, 2025, and each December 31 thereafter,
3 the Educational Service Unit Coordinating Council shall submit a report
4 electronically to the Education Committee of the Legislature summarizing
5 the behavioral awareness training reports received by school districts,
6 the various trainings provided across the state, the teacher support
7 system, and a financial report of funding received and expended in
8 accordance with the Behavioral Intervention Training and Teacher Support
9 Act.

10 (3)(a) Behavioral awareness training and the teacher support system
11 required pursuant to this section shall be funded from the Behavioral
12 Training Cash Fund.

13 (b) Any funding received by a school district for behavioral
14 awareness training under the Behavioral Intervention Training and Teacher
15 Support Act shall be considered special grant funds under section
16 79-1003.

17 Sec. 15. Section 79-3603, Revised Statutes Supplement, 2023, is
18 amended to read:

19 79-3603 (1) Each school district shall designate one or more school
20 employees as a behavioral awareness point of contact for each school
21 building or other division as determined by such school district. Each
22 behavioral awareness point of contact shall be trained in behavioral
23 awareness and shall have knowledge of community service providers and
24 other resources that are available for the students and families in such
25 school district. The length of such training shall be a reasonable amount
26 as determined by the school board.

27 (2) Each school district shall maintain or have access to a registry

28 of local mental health and counseling resources. The registry shall
 29 include resource services that can be accessed by families and
 30 individuals outside of school. Each behavioral awareness point of contact
 31 shall coordinate access to support services for students whenever
 1 possible. Except as provided in section 43-2101, if information for an
 2 external support service is provided to an individual student, school
 3 personnel shall notify a parent or guardian of such student in writing
 4 unless such recommendation involves law enforcement or child protective
 5 services. Each school district shall indicate each behavioral awareness
 6 point of contact for such school district on the website of the school
 7 district and in any school directory for the school that the behavioral
 8 awareness point of contact serves.
 9 2. Renumber the remaining sections and correct internal references
 10 and the repealer accordingly.

BILL ON FIRST READING

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

LEGISLATIVE BILL 635A. Introduced by Albrecht, 17.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 635, One Hundred Eighth Legislature, Second Session, 2024; and to declare an emergency.

NOTICE OF COMMITTEE HEARING(S)

Natural Resources
 Room 1525 12:15 PM

Tuesday, April 2, 2024

Marty Stange - Environmental Quality Council
 Timothy A. Tesmer - Environmental Quality Council
 Lisa A. Lunz - Environmental Quality Council

Room 1507 12:15 PM

Wednesday, April 3, 2024

Allison Willis - Environmental Quality Council
 Jill Becker - Environmental Quality Council

(Signed) Bruce Bostelman, Chairperson

Executive Board
 Room 1524 3:00 PM

Thursday, March 28, 2024

LR335

Note: Invited Testimony Only

(Signed) Raymond Aguilar, Chairperson

UNANIMOUS CONSENT - Add Cointroducer(s)

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

Senator Dover name added to LB71.
Senator Vargas name added to LB126.
Senator J. Cavanaugh name added to LB840.
Senator Vargas name added to LB905.
Senator Blood name added to LB1023.
Senator Dover name added to LB1092.
Senator Dover name added to LB1096.
Senator Vargas name added to LB1284.
Senator Blood name added to LB1284.

VISITOR(S)

Visitors to the Chamber were Gale Pohlmann, Plymouth; members of Nebraska Association of Behavioral Health Organizations; John and Tyler Wolfe, Omaha; Jill Johnson, Lincoln; students and teachers from Immanuel Lutheran, Columbus; students, teacher, and sponsor from Millard West High School, Millard; students and teachers from Southwest High School, Bartley; Leadership Washington County; students from Aurora Public Schools, Aurora; Alexis and Lucas Linehan, Aurora.

ADJOURNMENT

At 1:57 p.m., on a motion by Senator Fredrickson, the Legislature adjourned until 10:00 a.m., Monday, March 25, 2024.

Brandon Metzler
Clerk of the Legislature

