

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
555 S. 10TH STREET, ROOM 112
OF THE COUNTY CITY BUILDING
THURSDAY, FEBRUARY 11, 2021
8:30 A.M.**

Commissioners Present: Rick Vest, Chair; Deb Schorr, Vice Chair; Roma Amundson, Sean Flowerday and Christa Yoakum

Others Present: Dave Derbin, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; and Leslie Brestel, County Clerk's Office

Advanced public notice of the meeting was posted on the County-City Building bulletin board, and the Lancaster County, Nebraska, website and emailed to media on February 10, 2021 and published in the Lincoln Journal Star print edition and website on February 10, 2021.

The Chair noted the location of the Open Meetings Act and opened the meeting at 8:33 a.m.

AGENDA ITEM

1. APPROVAL OF STAFF MEETING MINUTES FOR FEBRUARY 2, 2021

MOTION: Yoakum moved and Flowerday seconded approval of the February 2, 2021 Staff Meeting minutes. Amundson, Flowerday, Schorr, Yoakum and Vest voted yes. Motion carried 5-0.

2. APPROVAL OF MID-YEAR BUDGET MEETING MINUTES FOR FEBRUARY 4, 2021

MOTION: Amundson moved and Schorr seconded approval of the February 4, 2021 Mid-Year Budget Meeting minutes. Amundson, Flowerday, Schorr, Yoakum and Vest voted yes. Motion carried 5-0.

3. LEGISLATIVE UPDATE – Joe Kohout and Brennen Miller, Kissel, Kohout, ES Associates LLC

Kohout reviewed the weekly report (Exhibit 1). He emphasized the committees are moving quickly, and the hearings are different than past sessions. Beginning the second week in March, the Legislature will have floor debates in the mornings followed by executive sessions in the afternoons.

Schorr will testify on LB310 (Change inheritance tax rates and exemption amounts) and LB377 (Change inheritance tax provisions) next Thursday at 9:30 a.m.

Regarding LB271 (Adopt the 24/7 Sobriety Program Act), Kohout said changes were received from Vigil Net (interlock company) and would be reviewed.

At the hearing for LB663 (Require the Nebraska Commission on Law Enforcement and Criminal Justice to create a mental health indicator in a criminal justice information system to alert emergency dispatch operators), Miller stated there were concerns regarding HIPAA and the length of time that

an indicator would be imposed on an individual.

Kohout said LB414 (Change provisions of the Political Subdivisions Construction Alternatives Act) may become the vehicle for LB242 (Provide for county bridges under the Political Subdivisions Construction Alternatives Act). LB242 has been put on the Government Committee's executive agenda.

Miller noted LB73 (Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies) may be in executive session soon, with possible changes to be discussed.

Concerning LB83 (Change the Open Meetings Act to provide for virtual conferencing), Kohout noted there will be an amendment that public bodies would be able to hold virtual conferencing only by emergencies as declared by the Governor.

Pam Dingman, County Engineer, expressed concern about LB339 (Require a utility coordination plan for certain highway and bridge contracts) that the bill makes the County liable for construction delays and for where the utility contractors have placed utilities. She said the delays for projects are significant and did not feel it right for the political subdivision to be held liable for the actions of other contractors. She is willing to testify in opposition.

It was the consensus of the Board to oppose LB339. Dingman will testify in opposition.

It was the consensus of the Board to send a letter of support for LB657 (Require the office of Legislative Research to prepare racial impact statements for legislative bills). Sara Hoyle, Human Services Director, will assist in drafting the letter.

It was the consensus of the Board to oppose LB679 (Require the Tax Commissioner to collect lodging taxes as prescribed) and send a letter of opposition.

Concerning LB335 (Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services), Vest felt this is a good conversational tool.

Kohout noted the hearing for LB670 (Authorize design and placement of highway memorial signs) is next Tuesday. Dingman added the County pioneered memorial signs and the State has followed suit.

Kohout recommended monitoring the following bills: LB32 (Provide for Class ICA and IDA felony classifications and change penalties), LB34 (Change sentencing provisions for crimes committed by a person under twenty-one years of age), LB109 (Provide that photographing or recording a peace officer is not obstruction of justice), LB590 (Change time periods for ballots for early voting), LB635 (Change provisions regarding nomination and election of certain partisan candidates), LB52 (Provide for immunity for injury or death resulting from COVID-19 exposure), LB139 (Adopt the COVID-19 Liability Protection Act), LB54 (Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act), LB71 (Change provisions relating to intentional tort claims under the Political Subdivisions Tort Claims Act and State Tort Claims Act), LB259 (Authorize a civil action for damages sustained by public safety officers), LB103 (Appropriate funds to aid counties

to pay certain federal judgments) and LB326 (Provide immunity for claims against first responders operating motor vehicles and arising from vehicular pursuits and provide for policies, training, and duties relating to vehicular pursuits).

It was the consensus of the Board to send letters of support for LB192 (State intent regarding appropriations for law enforcement training and certification), LB193 (State intent regarding appropriations for law enforcement training), and LB304 (Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice).

It was the consensus of the Board to oppose LB179 (Transition from elected to appointed county assessors) and send a letter of opposition.

Regarding LR3CA (Constitutional amendment to require verification of identity prior to voting), Yoakum and Vest said it is a hardship for some citizens to get identification to vote.

MOTION: Yoakum moved and Flowerday seconded to oppose LR3CA. Amundson, Flowerday, Schorr, Yoakum and Vest voted yes. Motion carried 5-0.

Additionally, a comprehensive listing of bills (Exhibit 2), a listing of bills the Board is taking action on (Exhibit 3), and a listing of hearing dates (Exhibit 4).

4. COVID-19 UPDATE AND RESPONSE

Vest said vaccinations are continuing and the number of COVID positive cases is declining.

5. CHIEF ADMINISTRATIVE OFFICER REPORT

A. Emergency Paid Sick Leave HR Policy Bulletin 2021-2

Derbin said the policy expires at the end of the month and asked if the Board wants to extend the policy or let it expire.

It was the consensus of the Board to let the policy expire.

6. DEPUTY CHIEF ADMINISTRATIVE OFFICER REPORT

A. County Board Priorities

No updates were given.

7. DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

- A.** JDAI Steering Committee – Amundson
- B.** Chamber Coffee – Vest / Schorr
- C.** MPO Technical Committee – Amundson
- D.** Justice Council – Vest / Schorr / Derbin
- E.** Region V Services Committee Meeting – Yoakum

- F. Region V Systems Governing Board Meeting – Yoakum
- G. Public Building Commission – Amundson / Flowerday
- H. Lincoln - Lancaster County Board of Health – Flowerday
- I. Lancaster County Mental Health Crisis Center Advisory Committee – Yoakum
- J. Realtors Association Government Affairs Committee – Amundson

Items A-J were held for a future meeting.

8. SCHEDULE OF BOARD MEMBER MEETINGS

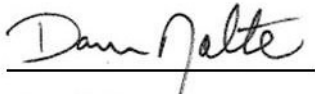
For informational purposes only.

9. EMERGENCY ITEMS

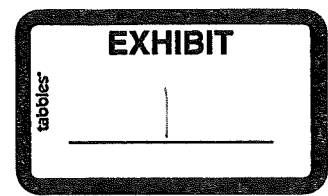
There were no emergency items.

10. ADJOURNMENT

MOTION: Flowerday moved and Yoakum seconded to adjourn at 9:20 a.m. Amundson, Flowerday, Schorr, Yoakum and Vest voted yes. Motion carried 5-0.


Dan Nolte
Lancaster County Clerk





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LEGISLATIVE MEMORANDUM

TO: Lancaster County Board of Commissioners

FROM: Joseph D. Kohout
Brennen L. Miller

DATE: February 11, 2021

RE: Weekly Report

Good Morning. Please accept this as your weekly report for the 2021 session of the Legislature for the date noted above.

Procedurally, we would like to update you on the substance of Speaker Hilgers' Floor Announcement last Friday. In addition to scheduling morning floor debate on Tuesday, February 16, Speaker Hilgers plans to schedule morning floor debate on Tuesday, March 2. The afternoon of both days will be devoted to public hearings of those committees that normally meet on those days.

The mornings of March 9, 10, and 11 will be floor debate with the afternoon available for public hearings or executive sessions. Friday, March 12 will be a 9:00 a.m. check-in day, with the full-day available for Friday committees to utilize. All committees, other than the Judiciary Committee, have been directed to schedule their final day of public hearings by March 4; Judiciary Committee's last day of scheduled public hearings will be March 12. For committees other than the Judiciary Committee, the week of March 9 will be available for executive sessions and Covid-related public hearing "make-up days" if circumstances warranted a committee canceling a public hearing due to the full committee quarantining due to a Covid exposure. All day floor debate will begin on March 15. Furthermore, it appears that the Appropriations Committee is moving at "full throttle" to get a budget advanced by mid-March.

We have been in conversations with Committee chairs in the last week and have been encouraged with the old adage of "less is more" when it comes to public hearings.

LANCASTER COUNTY PRIORITIES

Defeat Inheritance Tax Repeal. Three bills have been introduced which would repeal or amend the inheritance tax:

LB133 (Erdman) Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes. OPPOSE. *This bill would adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes. EPIC stands for the elimination of property (imposed pursuant to Chapter 77), income (state income and state sales and use tax imposed pursuant to the Nebraska Revenue Act of 1967), and corporate taxes. The inheritance tax imposed pursuant to sections 77-2001 to 77-2040 would also be repealed. This would become effective 12/31/2024.*

LR11CA (Erdman) Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation. OPPOSE

Commissioner Amundson testified in a joint hearing on the two measures on Wednesday, February 3rd. Originally it was planned to only testify on LR11CA, however Senator Linehan took testifiers together as the measures are similar—only differing the manner of delivering the consumption tax (statutory or via ballot question). Commissioner Amundson illustrated the impact to the county, with her only question post-testimony coming from Senator Linehan regarding the current levels at which inheritance tax applies to individual's estates. Senator Erdman, who introduced the measures, mentioned Lancaster County's testimony in his closing, stating that the tax is "the most immoral thing ever", and noted that LB310 by Senator Clements is also targeting the tax.

LB310 (Clements) Change inheritance tax rates and exemption amount. OPPOSE *The bill would fundamentally change the amounts collected under the inheritance tax and almost phase it out.*

The hearing on this bill has been scheduled for 930am on February 18, 2021. Commissioner Schorr has indicated her willingness to testify in opposition to the bill.

LB377 (DeBoer) Change inheritance tax provisions. *The bill redefines what is meant by the term relative. Introduced at the request of the Nebraska State Bar Association. Relating to inheritance taxes, relatives of the decedent would additionally include relatives of a spouse or former spouse of the decedent's parent, grandparent, child, sibling, uncle, aunt, niece, or nephew, if the decedent's parent, grandparent, child, sibling, uncle, aunt, niece, or nephew was married to the spouse at the date of death of the decedent or at the date of death of such spouse.*

The hearing on this bill has been scheduled for 930am on February 18, 2021.

Defeat changes to the Building Commission statutes. We did not see any legislation on this issue so far this year.

Statewide 24/7 Sobriety. **LB271 (Morfeld) Adopt the 24/7 Sobriety Program Act. SUPPORT.** *This bill contains our amended provisions from 2019-20 along with a version of LB500 from last year regarding diversion.*

The hearing on this bill has been scheduled for 930am on February 17, 2021. Kim Etherton, Joe Nigro have already indicated that they plan to testify on this bill in support.

Sharing of Mental Health Information. LB663 (Geist) Require the Nebraska Commission on Law Enforcement and Criminal Justice to create a mental health indicator in a criminal justice information system to alert emergency dispatch operators. *This legislation is our version of sharing of mental health information. Senator Geist made some changes to the draft in the last hours before introduction that limited the scope of the bill.*

The hearing for the Mental Health Data priority for the board was held February 3rd before the Judiciary Committee. Both Commissioner Schorr and Kim Etherton testified representing the county. Highlighted in their testimony was the importance that this tool would provide to identifying possible mental health crisis situations. Questions were largely regarding how long this identifier, established within the Nebraska Crime Commission, would last. Other proponent testimony was presented by the Omaha Police Department, and the Nebraska Association of Behavioral Health Organizations. Supportive letters were submitted by the Lancaster County Sheriff, the ACLU of Nebraska, and the Nebraska Defense Counsel Association. Opposition was presented by the Department of Health and Human Services who focused on possible HIPPA concerns, as well privacy issues surrounding the use of a database that the measure does not utilize, as well as Disability Rights of Nebraska who expressed concerns over their read of the intent of the bill, focusing on what he viewed as the immediate criminalization of individuals in crisis.

Appropriation Bill to cover leased space by state. Senator Anna Wishart has offered to carry this legislation in the 2022 session.

Infrastructure Funding. LB242 (Brandt) Provide for county bridges under the Political Subdivisions Construction Alternatives Act. SUPPORT. *This bill would allow for a longer payment period and for design-build for bridges.*

The hearing on this bill occurred on February 4, 2021 before the Government, Military & Veterans Affairs Committee. Those who appeared in support included Commissioner Vest, Jon Edwards from NACO and Todd Wilgen from the Lincoln Chamber. There was no opposition to the measure and LIBA appeared in a neutral capacity. We spoke to Senator Brandts office this week who indicated that the Committee is interested in advancing this bill as part of LB414 (another design-build bill) which is Senator Wishart's bill.

Gaming Revenue. LB73 (Geist) Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies. SUPPORT. *For the Nebraska Racetrack Gaming Act, 25% of the tax is already remitted to the county treasurer of the county in which the licensed racetrack enclosure is located. 10% of the distribution remitted would be distributed to the county agricultural society in the county in which the licensed racetrack enclosure is located, if such county agricultural society has been formed in the county under the County Agricultural Society Act. Following any distribution to a county agricultural society, the remaining funds would be distributed by the county treasurer.*

The hearing on this bill occurred on February 1, 2021 before the General Affairs Committee. Those appearing in support of the measure included Commissioner Vest, Steve Kruger from the State Association of Ag Societies, Amy Dickerson from the Lancaster County Event Center and Bud Synhorst from LIBA. Those appearing opposition to the bill included Commissioner Schorr in her personal capacity, Jon Cannon from NACO, Eric Gerrard on behalf of the City of Lincoln, Lynn Rex from the League of Nebraska Municipalities and Jack Cheloha on behalf of the City of Omaha. Tom Sage, the Executive Secretary of the Racing Commission appeared in a neutral capacity. The hearings on all the bills on gaming went well into the evening and it isn't clear what the outcome could be on all of these bills.

Of note, Lance Morgan from Ho-Chunk during testimony late in the day made a reference back to LB73 saying something like this: "I noticed that some people are trying to split the money. I would remind you I still have to finance and build these facilities."

BILLS IDENTIFIED BY COMMISSIONERS/DEPARTMENT HEADS

David Derbin – LB83 (Flood) Change the Open Meetings Act to provide for virtual conferencing. Regarding the Open Meetings Act, "virtual conferencing" would replace "videoconferencing." Virtual conferencing means conducting or participating in a meeting electronically or telephonically with interaction among the participants. No more than one-half of the meetings of the state entities, advisory committees, boards, councils, organizations, or governing bodies would be able to be held by virtual conferencing in a calendar year (except for organizations created under the Interlocal Cooperation Act or Municipal Cooperative Financing Act). In an emergency as defined in section 81-829.39 (for purposes of the Emergency Management Act), a public body would be able to hold a meeting by virtual conferencing during such an emergency if they give reasonable advance publicized notice.

Beginning 7/31/2022, the governing body of a natural resources district, the city council of a city of the metropolitan, primary, or first class, the county board with a population greater than 25,000 inhabitants, and the school board of a school district would be required to make available on such entity's public web site the agenda and minutes of the governing body.

Developed by the Nebraska League of Municipalities and a group of stakeholders over the interim, we have had numerous conversations with interested parties regarding this bill. Mr. Derbin has worked directly with NACO and the League on this.

The hearing on this bill occurred on January 27, 2021. The hearing went well with only one opponent from Gretna regarding frustrations he had with open meetings. The Governor sent a letter of opposition. The current amendment under consideration for this bill would strike the provisions dealing with local officials calling the emergency that triggers the ability to utilize virtual meetings.

Brad Johnson - LB111 (Albrecht) Change provisions relating to various offenses involving public safety. SUPPORT. Relating to public safety crimes and offenses, criminal mischief or unauthorized application of graffiti would be a Class IV

felony if the property involved in the offense belongs to a peace officer, active duty member in the armed services of the US, judge, or elected or appointed government official and the offense was committed with the intent to harass or intimidate such person because of such person's status. Criminal mischief or unauthorized application of graffiti would be a Class I misdemeanor if the property involved in the offense belongs to the government, a hospital, or a school. Upon conviction for these violations, the court would, in addition to any other punishment imposed, order the defendant to make restitution as provided in sections 29-2280 to 29-2289 and for a second or subsequent violation involving government property, impose a fine of \$5,000. The definitions of school, public safety officer, assault on a public safety officer (such penalty in third degree would be a Class IIIA felony with fine of at least \$1,000), strangulation, suffocation, and offensive substance.

Additionally, a person would not be able to knowingly aim a laser pointer (or aim or deploy any other device with intent to cause serious bodily injury or interference with their sight or hearing) toward the head of a public safety officer while they are engaged in the performance of the officer's official duties. This violation would be a Class I misdemeanor and have a fine of \$5,000, and the defendant would be ordered to make restitution. Definitions would be included for correctional officer, participate, and riot.

A person would also not be able to knowingly participate in a riot or organize 6 or more persons to engage in a riot. This would be a Class I misdemeanor (unless serious bodily injury results, then Class IV felony). A person would also not be able to intentionally interfere with a lawful meeting, procession, or gathering by physical action or verbal utterance (Class II misdemeanor). A person would also commit an offense by, without legal privilege, intentionally, knowingly, or recklessly obstructing a public way or disobeying a reasonable request or order to move issued by someone with the authority to control use of the public way.

Brad has requested that the bill apply to county correctional officers. Senator Albrecht's office has indicated that they have accepted our requested amendment on the bill but would like Brad to testify at the hearing on February 24, 2021.

Cori R. Beattie - LB291 (Friesen) Change provisions relating to property tax protests. Relating to property tax protests, each protest would be made on a form prescribed by the Tax Commissioner, signed, and filed with the county clerk of the county where the property is assessed. The protest would contain or have attached a statement of the reason or reasons why the requested change should be made, including the requested valuation.

Cori R. Beattie - LB557 (M. Hansen) Change provisions relating to public records and include body-worn camera recordings in certain circumstances. This bill contains multiple provisions including what is noted in the one liner that would require recordings on body cameras to be open records and required to provide them to the media. The bill also bifurcates a request made by a Nebraska resident for public records to allow for up to 8 hours of research to be done on the same; but it also makes it possible to bill non-resident requesters for a percentage of the researchers salary.

Sheli Schindler – LB407 (McDonnell) Include certain county correctional officers in provisions governing mental injuries and mental illnesses under the Nebraska Workers' Compensation Act. Regarding the Nebraska Workers'

Compensation Act, definitions would be included for “county correctional officer” and “high-population county.” The definition of “personal injury” would include mental injuries and mental illness unaccompanied by physical injury for an employee who is a county correctional officer. The definition of “high-risk individual” would include a person in the custody of a county jail or in the process of being placed in the custody of a county jail in a high-population county.

Sheli has noted that the definition of correctional worker does not include individuals working in the Youth Services Center.

Pam Dingman - LB339 (Bostelman) Require a utility coordination plan for certain highway and bridge contracts. Introduced by Senator Bostelman at the request of the Nebraska Department of Transportation, the bill would require any contract exceeding \$50,000 for the construction, reconstruction, improvement, maintenance, or repair of a road, street, highway, bridge, or other related structure to which the Department of Transportation or any city of the metropolitan class, any city of the primary or first class, or any county with more than 25,000 inhabitants is a party would require a utility coordination plan.

The hearing on this measure has been schedule for February 16, 2021.

David Derbin - LB657 (Vargas) Require the office of Legislative Research to prepare racial impact statements for legislative bills. Beginning in the second session of the 107th Legislature, the office of Legislative Research would prepare and provide racial impact statements for designated bills or resolutions as determined by the Executive Board of the Legislative Council. A racial impact statement would clearly summarize the estimated impact of a bill on racial populations in the state and the estimated impact of the bill on racial disparities in the state.

The hearing on this measure has not been scheduled yet.

David Derbin - LB679 (Linehan) Require the Tax Commissioner to collect lodging taxes as prescribed. Beginning 1/1/2022, any lodging tax imposed by any city or village in this state would be collected and enforced by the Tax Commissioner. All such taxes would be due and payable to the Tax Commissioner monthly on or before the 25th day of the month next succeeding each monthly period. The amount that the Tax Commissioner would remit to the cities and villages imposing the tax would be reduced by 3% as an administrative fee necessary to defray the cost of collecting the tax and the expenses incident to such collection. Douglas County Board of Commissioners has noted that this bill is one of their Bills of Concern.

The hearing on this measure has not been scheduled yet.

BILLS FROM THE PREVIOUS WEEK

LB419 (Cavanaugh, J.) Require appointment of counsel in eviction proceedings and provide for a filing fee. NEUTRAL. *Douglas County Bill of Concern.* Relating to civil actions, at the commencement of any eviction proceeding, the court would appoint counsel for the tenant unless the tenant is already represented by counsel. The tenant would be able to waive court-appointed counsel or retain the tenant’s own counsel and the cost of any court-appointed counsel would be paid by the

county. Counsel appointed here would apply to the court before which the proceedings were had for fees for services performed. In addition to all other court costs assessed according to law, an eviction proceeding fee of \$50 would be assessed in each county court and district court. Additional information required for summons is listed in detail.

Our neutral testimony was dropped for the hearing. The only question that came up in regards to our fiscal note was about Douglas County being able to do the program for \$1 Million and Lancaster at \$2 Million.

LB414 (Wishart) Change provisions of the Political Subdivisions Construction Alternatives Act. Introduced at the request of the City of Lincoln. Regarding the Political Subdivisions Construction Alternatives Act, a political subdivisions would be able to use a design-build contract or construction management at risk contract under this Act for a project for water, wastewater, utility, or sewer construction. For this project, the resolution would include a statement that the political subdivision has made a determination that the contract is in the public interest, based on either (a) savings in cost or time or (b) requirement of specialized or complex construction methods suitable for the contract delivery system. Political subdivisions would include a natural resources district.

The hearing on this bill was right before our LB242. This is the potential vehicle for LB242 action this session.

LB525 (Wishart) Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System. A provider who receives money from the state or a county to house residents in a transitional housing facility would (a) abide by all zoning and occupancy standards of the jurisdiction in which it is located, (b) provide the community supervision agency with a phone number for a manager or supervisor of the provider who is accessible 24 hours a day, 7 days a week, and (c) post in a conspicuous location on the exterior of the transitional housing, in a location visible to the public, a sign indicating the occupancy limit of the transitional housing. A community supervision agency or its employees, agents, or designees would be able to enter and inspect a transitional housing facility at any time without prior notice if such agency has jurisdiction over a resident of such facility or is paying for the housing of a resident of such facility. The Division of Parole Supervision would be given more powers that are listed under this act.

LB525. The bill was heard on Wednesday, February 10th at 9:30AM in the Judiciary Committee. There was no proponent testimony, and opposition was presented by the ACLU of Nebraska, and the Inspector General of Corrections in a neutral capacity. The Lincoln City Council was in support via written testimony. Lancaster County was mentioned due the fiscal note attached from Community Corrections, which upon further research is no longer accurate, and no fiscal impact is expected.

LB644 (Hansen, B) Adopt the Property Tax Request Act. OPPOSE. This bill would adopt the Property Tax Request Act. A political subdivision would be able to set its property tax request at an amount that exceeds its property tax request in the prior year if (a) a public hearing is held and notice of such hearing is provided in compliance with any rules in this section, and (b) the governing body of such political subdivision passes a resolution or an ordinance that complies with this section. Each political subdivision

within a county that seeks to set its property tax request at an amount that exceeds its property tax request in the prior year would participate in a joint public hearing. The hearing process is described in detail. Any resolution or ordinance setting a property tax request under this section would be certified and forwarded to the county clerk on or before October 15th of the year for which the tax request is to apply.

Our testimony in opposition was delivered to the Revenue Committee on Wednesday, February 10th. Those who appeared in support were Nebraskans for Prosperity and the Platte Institute. Those in opposition included the League of Nebraska Municipalities and NACO. Interestingly, one of the issues that came up was whether the committee should rid the statutes of the publication notices and move to postcards for budget and/or levy setting hearings.

LB2 (Briese) Change the valuation of agricultural land and horticultural land for certain school district taxes. OPPOSE. Regarding valuation of agricultural land and horticultural land for purposes of certain school district taxes, this bill creates an exception allowing lower percentage of actual value “for school district taxes levied to pay the principal and interest on bonds that are issued on or after the operative date of this act.” Where the normal valuation rate is 75% of its actual value, the exception rate would be 30%. Where the normal valuation rate range is 69-75% of actual value, the exception rate would be 24-30%.

LB2 was heard on Wednesday, February 10th before the Revenue Committee. There were the normal tax groups supporting the measure with a series of education groups and the chamber appearing in opposition.

LB165 (Erdman) Change provisions relating to the assessment of real property that suffers significant property damage. OPPOSE. Relating to property taxes, damaged real property would replace the term destroyed real property. Any events causing significant property damage that occurs with enough frequency in this state would be made to grant property tax relief to owners of real property adversely affected by such events. Significant property damage would no longer include damage exceeding 20% of the property’s assessed value in the current tax year as determined by the county assessor. The county assessor would also inspect and review all properties for which a report has been filed under this section and would submit a comprehensive report of all such properties to the county board of equalization on or before July 20 of the current assessment year.

LB165 by Senator Erdman was heard on Wednesday, February 10th before the Revenue Committee. The bill was brought following the summer's protests and the 2019 floods. The only proponent testimony was delivered by a Lincoln based company who suffered property damage, while opposition was provided by the Nebraska Association of County Officials. Supportive written testimony was provided by the Nebraska Realtors and opposition testimony by Chairman Vest on behalf of the board.

LB189 (Halloran) Change provisions relating to property tax refunds. MONITOR. *Douglas County Bill of Concern.* Relating to property taxes, the refund of a tax or penalty or the receipt for the registration of a claim made of issued pursuant to this section shall be satisfied in full as soon as practicable. If mutually agreed to by the governing body of the political subdivision and the person holding the receipt, such receipt would be applied to satisfy any tax levied or assessed by that political subdivision

which becomes due from the person holding the receipt until the claim is satisfied in full. For any refund or claim due under this section, interest would accrue on the unpaid balance at the rate of 9% beginning on the date of entry of the final non appealable order or other action approving the refund.

The hearing on this bill occurred on February 10, 2021. The source of the angst on this bill was an ethanol plant that received a favorable ruling from TERC and a small community that the ethanol plant is located in has expressed a hardship that will occur as a result of the refund and hasn't issued it yet. The bill would put it in place so that 9% inures to the property tax payer.

LB335 (Flood) Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services. MONITOR. Beginning 9/15/2022, when sentencing a defendant to any term of imprisonment in an institution of the department, the court would announce in open court and on the record the total estimated cost to the taxpayers of such term of imprisonment. On or before 8/1/2022, and on or before each August 1 thereafter the Department would calculate the average cost of imprisonment for inmates in Department institutions for the preceding year and report such amount or amounts to the commission in a form and manner prescribed by the commission.

LB335 by Senator Flood was heard on Wednesday, February 10th. This bill would require that judges announce the average costs of incarceration at sentencing at a state level. Proponent testimony was provided by the ACLU, and Criminal Defense Attorney Association. Opposition was provided by the Nebraska Bar Association. Senator Flood noted that while many want to talk about the costs associated with governments that are taken well by the public (potholes, snow removal), there are other areas that need attention such as the cost of corrections.

POTENTIAL BILLS FOR ACTION IN THE COMING WEEK

Thursday, February 11, 2021

LB313 (Sanders) Change provisions relating to late applications for homestead exemptions. Douglas County & Sarpy County Support. Introduced at the request of Sarpy County and relating to late applications for homestead exemptions, an owner would be able to file a late application if he or she includes a copy of the death certificate of a spouse who died during the year for which the exemption is requested. This request for exemption would only be for the current tax year. The late application would be filed with the county assessor on or before June 30 of the year in which the real estate taxes levied on the property for the current year become delinquent. Applications would include a copy of the death certificate of the deceased spouse. If the approval occurs after the date on which the first half of the real estate taxes levied on the property for the current year become delinquent, such delinquency and any interest would be removed from the tax roll. The approved application and other documentation would be forwarded to the Tax Commissioner. Any delinquency or interest accrued prior to the application date would, in the case of a rejection, remain on the tax roll.

Tuesday, February 16, 2021

LB670 (Murman) Authorize design and placement of highway memorial signs. In order to raise public awareness about highway safety and the dangers of impaired driving and to afford families an opportunity to memorialize family victims any qualified relative would be able to apply for a memorial sign on a form prescribed by the Department of Transportation. The application would have a fee of \$75 and would be credited to the Highway Trust Fund. The application would be made no more than 10 years after the death of the person killed on a Nebraska roadway. If any qualified relative other than the applicant object in writing to such memorial sign, the application would be denied without prejudice. Signs giving specific information regarding person killed on Nebraska roadways would be able to be erected by or at the direction of the Department of Transportation and maintained within the right-of-way at appropriate distances from roadways of the state primary system, but not within any municipality, as would conform with the rules and regulations adopted and promulgated by the department to carry out this section. Reasonable efforts would be made to place such signs as close to the location requested by a qualified relative as practicable. The design and contents of the signs are listed in detail, and they would be posted for five years (applications could be made again for more five year periods).

Wednesday, February 17, 2021

LR3CA (Slama) Constitutional amendment to require verification of identity prior to voting. This constitutional amendment would require verification of identity prior to voting in order to combat voter fraud, preserve the relative power of each eligible citizen's right to vote, modernize the election infrastructure of the state, and ensure the integrity of the elections of the state so as to preserve the public confidence in the legitimacy of the elected government. A poll worker would review a photograph or digital image of each voter to verify the identity of the voter in a manner determined by the Legislature prior to allowing the voter to vote.

LB32 (Pansing-Brooks) Provide for Class ICA and IDA felony classifications and change penalties. This bill would add Class ICA felony (maximum of 50 years imprisonment and minimum of 5 years imprisonment) and Class IDA felony (maximum of 50 years imprisonment and minimum of 3 years imprisonment). When an offense is a Class IC or ICA felony (or between ID or IDA felony), the prosecutor would be able to elect to charge the offense as either a Class IC or ICA felony (or ID or IDA felony) at their own discretion. Where a Class IC or ID felony is mentioned, Class ICA or IDA is added to attach with it.

LB34 (Pansing-Brooks) Change sentencing provisions for crimes committed by a person under twenty-one years of age. Minimum imprisonment for a person convicted of Class IC or ID felony under 21 years of age would not be a mandatory minimum but a minimum term only. The death penalty or life imprisonment would not be imposed on anyone younger than 21 years old (as opposed to 18 years old). For someone younger than 21 years old, the penalty for a conviction of Class IA (IB) felony would be a maximum sentence of not greater than 80 (60) years imprisonment and a minimum of not greater than 40 (20) years imprisonment. If the defendant was under 21 years old at the time the crime was committed, the court would consider mitigating factors prior to sentencing.

LB109 (Pansing-Brooks) Provide that photographing or recording a peace officer is not obstruction of justice. This bill would make it so that photographing

or recording a peace officer while the peace officer is acting under color of such peace officer's official authority if the person taking the photograph or recording is in a public place or in a place the person has the right to be is not obstruction of justice

Thursday, February 18, 2021

LB192 (Wishart) State intent regarding appropriations for law enforcement training and certification. This bill would state that the intent of the Legislature would be to appropriate \$140,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for each of FY 2021-22 and 2022-23 for in-person and online training for law enforcement officer to be certified through an accreditation agency approved by the Nebraska Commission on Law Enforcement and Criminal Justice.

LB193 (Wishart) State intent regarding appropriations for law enforcement training. This bill would state that the intent of the Legislature would be to appropriate \$800,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for FY 2021-22 for the purchase of 2 law enforcement training systems and software to simulate real life encounters of law enforcement officers. It would also be their intent that the systems and software be designed for law enforcement officers to train on the use of nondeadly force and that the Nebraska Police Standards Advisory Council direct the location of such systems so that they are not located where similar systems are in place for law enforcement officers.

LB304 (Hansen, M) Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice. This bill would appropriate \$172,000 from the General Fund for FY 2021-22 to the Nebraska Commission on Law Enforcement and Criminal Justice to be used by the Nebraska Law Enforcement Training Center to enforce sections 81-1456 (employment of law enforcement officer; submit personnel change in status form; record; contents; report of termination or resignation in lieu of termination) and 81-1457 (employment of law enforcement officer; waiver to prospective employer; contents; form; former employer; duties) relating to revocation of law enforcement officer certification.

LB125 (McCollister) Provide for ranked-choice voting for certain elections. Regarding the Election Act, this bill would allow for ranked-choice voting for certain elections. Ranked-choice voting means an election voting system in which a voter uses a ranked ballot to indicate the voter's preference between candidates and the results are determined using the ranked-choice voting count. The Secretary of State would provide for the proper and efficient administration of elections determined by ranked-choice voting. This method would be different from the traditional "fill-in-the-one-oval" method, as each candidate would have to be ranked. The specific process is described.

LB590 (Groene) Change time periods for ballots for early voting. Ballots for early voting to be mailed would be ready for delivery to registered voters at least 20 (no longer 35) days prior to each statewide primary or general election and at least 15 days prior to all other elections. A registered voter of this state who anticipates being absent from the county of his or her residence on the day of any election would be able to appear in person before the election commissioner or county clerk not more than 15 (no longer 30) days prior to the day of election and obtain his or her ballot.

LB635 (Cavanaugh, J) Change provisions regarding nomination and election of certain partisan candidates. Relating to elections, the ballot at the statewide primary election would only designate political party affiliation for partisan county, city, and village offices and for presidential and vice presidential candidates and would not in any way refer to or designate the political party affiliation of a candidate for any other partisan or nonpartisan office on the ballot. The two candidates for an officer, other than a partisan county, city, or village office, who receive the most votes at the statewide primary election would be placed on the ballot at the statewide general election, and if the office is a partisan office, the political party affiliation of each candidate or the candidate's nonpartisan status as stated on the candidate filing form would be noted on the ballot at the statewide general election next to the candidate's name

LB52 (Lathrop) Provide for immunity for injury or death resulting from COVID-19 exposure. Under this bill, no person would be liable in any civil action for any injury or death resulting from an alleged exposure to COVID-19 if such exposure occurred after the effective date of this act.

LB139 (Briese) Adopt the COVID-19 Liability Protection Act. This bill would adopt the COVID-19 Liability Protection Act. Definitions are provided for COVID-19, COVID-19 state of emergency, first responder, gross negligence, health care facility, health care provider, health care service, minimum medical condition, person, premises, public health guidance, and willful misconduct. A person would not be able to bring or maintain a civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct.

A person would also not be able to bring or maintain a civil action (even against health care providers/facilities or first responders unless proven beyond clear and convincing evidence) seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of care was permitted by, in substantial compliance with, or consistent with any federal or state statute, regulation, or order or public health guidance related to COVID-19. A person who owns, occupies, possesses, or is in control of a premises, including a tenant, lessee, or occupant of a premises would not be liable in any civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19, unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct. Any civil action related to COVID-19 exposure would have to be brought within 2 years after the cause of action would have accrued. This would apply to any cause of action accruing on or after the effective date of this act and before the earlier of either 12/31/2022 or 1 year after the end of the COVID-19 state of emergency.

LB54 (Lathrop) Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act. *Douglas County Bill of Concern.* Under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from such an act that is the direct result of the negligent failure of a political subdivision or an employee of a political subdivision to protect a person to whom the political subdivision or employee owes a duty of care. Under the State Tort Claims Act, this Act would apply to claims arising from such an act that is the direct

result of the negligent failure of a state agency or an employee of the state to protect a person to whom the agency or employee owes a duty of care. Hearing is likely to be on February 18, 2021.

LB71 (Wayne) Change provisions relating to intentional tort claims under the Political Subdivisions Tort Claims Act and State Tort Claims Act. *Douglas County Bill of Concern.* Similar to LB54, under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a political subdivision or an employee of a political subdivision. Under the State Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a state agency or an employee of the state. Hearing is likely to be on February 18, 2021.

LB259 (Halloran) Authorize a civil action for damages sustained by public safety officers. A public safety officer would be able to bring a civil action against any person, group of persons, organization, corporation, or the head of an organization or corporation for (i) injury suffered during their official duties, (ii) abridgement of the officer's civil rights arising out of their civil duties, or (iii) the filing of a complaint against the officer, relating to the officer's performance of official duties, which the person filing knew was false when filed. Damages recoverable would include economic and noneconomic damages.

LB103 (Dorn) Appropriate funds to aid counties to pay certain federal judgments. This bill would appropriate funds to aid counties to pay for federal judgments. It would appropriate \$2 million from the General Fund for FY 2021-22 and FY 2022-23 to any county that has a judgment in excess of \$25 million rendered against it by a federal court for a violation of federal law if the total cost of the judgment is equal to 20% or more of the county's annual budget. Such appropriation would be used in the payment of such judgment, and no expenditures for permanent and temporary salaries and per diems for state employees would be made from the funds appropriated in this section.

LB326 (Slama) Provide immunity for claims against first responders operating motor vehicles and arising from vehicular pursuits and provide for policies, training, and duties relating to vehicular pursuits. Relating to tort claims, the Political Subdivisions Tort Claims Act would not apply to any claim against an employee of a political subdivisions arising out of certain conduct occurring within the court and scope of the employee's employment by the political subdivision and any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit. A law enforcement agency would be able to, but would not be required to, adopt and implement a policy on vehicular pursuits and provide training on vehicular pursuits. Requirements, elements, and standards for any policy on vehicular pursuits are listed in detail. The Nebraska Commission on Law Enforcement and Criminal Justice would be able to develop and distribute a suggested model vehicular pursuit policy for use by law enforcement agencies, but the Commission would not mandate the adoption of the model policy. On or before 1/1/2022, the Nebraska Police Standards Advisory Council would develop a training program and develop standards and procedures relating to vehicular pursuits. The State Tort Claims Act would not apply to any claim against a law enforcement officer employed by the state arising out of a vehicular pursuit that occurred within the course and scope of the employee's

employment or any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit.

Friday, February 19, 2021

LB179 (Linehan) Transition from elected to appointed county assessors.

Starting on 1/1/2023, the county board of every county which has an elected county assessor would appoint a county assessor or designate the county clerk to serve as county assessor. Each county having a population of more than 3,500 inhabitants and having more than 1,200 tax returns in any tax year would have a county assessor appointed by the county board and each other county would have a county assessor or would have the county clerk serve as county assessor as determined by the county board.

LB103 (Dorn) Appropriate funds to aid counties to pay certain federal judgments.

This bill would appropriate funds to aid counties to pay for federal judgments. It would appropriate \$2 million from the General Fund for FY 2021-22 and FY 2022-23 to any county that has a judgment in excess of \$25 million rendered against it by a federal court for a violation of federal law if the total cost of the judgment is equal to 20% or more of the county's annual budget. Such appropriation would be used in the payment of such judgment, and no expenditures for permanent and temporary salaries and per diems for state employees would be made from the funds appropriated in this section.

DOUGLAS AND SARPY BILLS OF INTEREST NOT PREVIOUSLY LISTED

DOUGLAS COUNTY

LB613 (Erdman) Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act

Douglas County Bill of High Concern. This bill adds a 'speedy hearing right' to TERC appeals; if no decision by TERC has been reached within nine months after the filing date of the appeal, the appeal shall be decided in favor of the property owner.

LB622 (Friesen) Limit the growth of real property valuations and provide for adjustments to assessed values.

Douglas County Bill of High Concern. This bill will create an annual limit on real property value increases at 3% over the previous year for both "agricultural and horticulture" and "non-agricultural" and calls for action by the Tax Commissioner to reduce if the increase exceeds 3%.

LB207 (McDonnell) Change provisions relating to the date when compensation begins under the Nebraska Workers' Compensation Act.

Douglas County Bill of Concern. Regarding the Nebraska Workers' Compensation Act, no compensation would be allowed for the first 3 (no longer 7) calendar days of disability, but if disability extends beyond the period of 3 (no longer 7) calendar days, compensation would begin on the 4th (no longer 8th) calendar day of disability, except that if such disability continues for 2 (no longer 6) weeks or longer, compensation would be computed from the date disability began. This is the same proposition as LB170.

LB201 (Pansing-Brooks) Change provisions relating to jurisdiction over juveniles.

Douglas County Support. Relating to juveniles, the accused would be able to be arraigned in county court or district court if the alleged offense is a traffic offense

and the accused was 11 years of age or older at the time the alleged traffic offense was committed, or if the accused was 16 or 17 years of age when an alleged offense was committed, following a transfer from juvenile court. The juvenile court would have exclusive original jurisdiction as to any juvenile who was under 18 years (no longer 16) of age at the time the alleged offense was committed, except that proceedings initiated under this subdivision would be able to be transferred to county court or district court if the juvenile was 14, 15, 16, or 17 years of age at the time the alleged offense was committed. Hearing was on January 28, 2021.

LB462 (Dorn) Appropriate funds to the Department of Health and Human Services. *Douglas County Support.* This bill would provide a rate increase for behavioral health services of 3% for FY 2021-22 and 3% for FY 2022-23 to Agency No. 25, Department of Health and Human Services, Program 348, Medical Assistance, and Program 349, Medicaid Expansion.

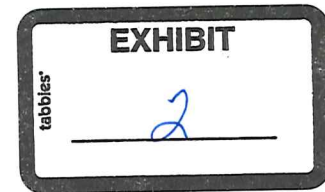
LB585 (Vargas) Appropriate funds for local public health departments . *Douglas County Support.* Appropriates \$5 Million to Public Health Departments in FY2021-22.

SARPY COUNTY

LB178 (Lindstrom) Adopt the Infrastructure Improvement and Replacement Assistance Act and provide for a turnback of state sales tax revenue. Introduced at the request of the League of Nebraska Municipalities. This bill would adopt the Infrastructure Improvement and Replacement Assistance Act and provide for a turnback of state sales tax revenue. The state would assist political subdivisions and sewer and water utilities by turning back a percentage of certain state sales tax revenue to political subdivisions and sewer and water utilities. For sales tax imposed from 7/1/2021 through 6/30/2022, 36.36%. For sales tax imposed from 7/1/2022 through 6/30/2024, 54.54%. For sales tax imposed after 7/1/2024, 72.72%. Funds received would be used exclusively to assist in paying for infrastructure improvements, paying for redevelopment and replacement of obsolete water or sewer facilities, or repaying bonds issued and pledged for such work. Another purpose would be to use the funds to defer increases in sewer and water rates.

This concludes our report for this week.

Kissel Kohout ES Associates LLC
Lancaster County Board of Commissioners
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Document	Senator	Position	Committee	Status	Description
LB2	Briese	Quiet Opposition	Revenue 02/10/2021	In Committee 01/11/2021	Change the valuation of agricultural land and horticultural land for certain school district taxes
<i>Regarding valuation of agricultural land and horticultural land for purposes of certain school district taxes, this bill creates an exception allowing lower percentage of actual value "for school district taxes levied to pay the principal and interest on bonds that are issued on or after the operative date of this act." Where the normal valuation rate is 75% of its actual value, the exception rate would be 30%. Where the normal valuation rate range is 69-75% of actual value, the exception rate would be 24-30%.</i>					
<i>Nebraska Association of School Boards position: Oppose</i>					
<i>Nebraska Rural Community Schools Association: Oppose</i>					
<i>Schools Taking Action for Nebraska Children Education: Oppose</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>Greater Nebraska Schools Association position: Oppose - Testify</i>					
LB73	Geist	Support	General Affairs 02/01/2021	In Committee 01/11/2021	Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies
<i>For the Nebraska Racetrack Gaming Act, 25% of the tax is already remitted to the county treasurer of the county in which the licensed racetrack enclosure is located. 10% of the distribution remitted would be distributed to the county agricultural society in the county in which the licensed racetrack enclosure is located, if such county agricultural society has been formed in the county under the County Agricultural Society Act. Following any distribution to a county agricultural society, the remaining funds would be distributed by the county treasurer.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB102	Dorn	Monitor	Judiciary 02/25/2021	In Committee 01/11/2021	Provide for transfer of duties of clerks of the district court to clerk magistrates
<i>Beginning 7/1/2023, in any county that has an elected clerk of the district court, the county board would be able to vote to eliminate the office of this clerk when a vacancy occurs or when the incumbent does not file for reelection by the deadline. If such an office is eliminated, the duties of the clerk of the district court would be performed by the clerk magistrate for such county under the direction of the district court judge for the county and the State Court Administrator. The final decision with respect to maintaining, increasing, or reducing office space provided by such county for this clerkship would be made by the county board. All financial records and bank accounts related to district court functions would be transferred to the Supreme Court.</i>					
<i>In a county where the clerk magistrate has taken over, they would account for and pay any fees, revenue, prerequisites, or receipts not later than the 15th day of the month following the calendar month in which they were received in the following manner: (a) of the \$42 docket fee, \$1 to the General Fund and \$6 to the Nebraska Retirement Fund for Judges, (b) of the \$27 docket fee, \$2 to the Nebraska Retirement Fund for Judges, and (c) the remaining fees, revenue, prerequisites, or receipts would be remitted to the State Treasurer for credit to the General Fund.</i>					
<i>Nebraska Association of County Officials position: Watch/Oppose</i>					
LB111	Albrecht	Support	Judiciary 02/24/2021	In Committee 01/11/2021	Change provisions relating to various offenses involving public safety
<i>Relating to public safety crimes and offenses, criminal mischief or unauthorized application of graffiti would be a Class IV felony if the property involved in the offense belongs to a peace officer, active duty member in the armed services of the US, judge, or elected or appointed government official and the offense was committed with the intent to harass or intimidate such person because of such person's status. Criminal mischief or unauthorized application of graffiti would be a Class I misdemeanor if the property involved in the offense belongs to the government, a hospital, or a school. Upon conviction for these violations, the court would, in addition to any other punishment imposed, order the defendant to make restitution as provided in sections 29-2280 to 29-2289 and for a second or subsequent violation involving government property, impose a fine of \$5,000. The definitions of school, public safety officer, assault on a public safety officer (such penalty in third degree would be a Class IIIA felony with fine of at least \$1,000), strangulation, suffocation, and offensive substance.</i>					
<i>Additionally, a person would not be able to knowingly aim a laser pointer (or aim or deploy any other device with intent to cause serious bodily injury or interference with their sight or hearing) toward the head of a public safety officer while they are engaged in the performance of the officer's official duties. This violation would be a Class I misdemeanor and have a fine of \$5,000, and the defendant would be ordered to make restitution. Definitions would be included for correctional officer, participate, and riot.</i>					

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Document	Senator	Position	Committee	Status	Description
<i>A person would also not be able to knowingly participate in a riot or organize 6 or more persons to engage in a riot. This would be a Class I misdemeanor (unless serious bodily injury results, then Class IV felony). A person would also not be able to intentionally interfere with a lawful meeting, procession, or gathering by physical action or verbal utterance (Class II misdemeanor). A person would also commit an offense by, without legal privilege, intentionally, knowingly, or recklessly obstructing a public way or disobeying a reasonable request or order to move issued by someone with the authority to control use of the public way.</i>					
<i>Nebraska County Attorneys Association Position: Support</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB112	Albrecht	Oppose	Government, Military and Veterans Affairs 01/27/2021	In Committee 01/11/2021	Require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act
<i>This bill would require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act, except for closed sessions pursuant to section 84-1410.</i>					
<i>Nebraska Association of School Boards position: Oppose</i>					
<i>Nebraska Rural Community Schools Association position: Oppose</i>					
<i>Nebraska State Education Association position: Support</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB133	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes
<i>This bill would adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes. EPIC stands for the elimination of property (imposed pursuant to Chapter 77), income (state income and state sales and use tax imposed pursuant to the Nebraska Revenue Act of 1967), and corporate taxes. The inheritance tax imposed pursuant to sections 77-2001 to 77-2040 would also be repealed. This would become effective 12/31/2024. The Nebraska Taxpayer's Bill of Rights would also be established, stating that citizens of Nebraska are entitled to a fair and just tax system. Beginning on 1/1/2024, there would be a tax imposed on the use or consumption in the State of Nebraska of taxable property or services. The rate would be 10.64%. Land, purchase of fuel, taxable property or service purchased for a business purpose in a trade or business, investment purpose, educational purpose, and used property among other listed items would not be subject to the consumption tax.</i>					
<i>The formula for consumption tax monthly allowance is provided as the product of the consumption tax rate and the monthly poverty level for a family of the size of the qualified family. The process related to qualified families is provided in detail. The Consumption Tax Transition Fund would be created in order to pay the consumption tax monthly allowance to the heads of households of qualified families. It would be a destination principle tax. The process related to registered sellers is provided in detail. There would be a penalty of \$500 for anyone who is required to register under this but fails to do so. This would not limit the ability of counties, cities, or villages from imposing a separate consumption tax within their limits. Beginning 1/1/2024, the primary source of funding for all public and elementary schools and for all educational service units would be the taxes collected under this Act.</i>					
<i>The State Treasurer would transfer \$240 million from the Cash Reserve Fund to the Consumption Tax Transition Fund on or before 12/31/2023. The Community College Aid Act would apply until 1/1/2024. After this, community colleges would be funded as provided under this Act.</i>					
<i>CHAMBER SUMMARY: "LB133 eliminates all state income, sales and use taxes, property taxes and inheritance taxes. Refer to LR 11 CA for the related Constitutional Amendment. Beginning January 1, 2024, there is hereby imposed a tax on the use or consumption in the State of Nebraska of taxable property or services. The rate of the consumption tax shall be ten and sixty-four hundredths percent (10.64%). The person purchasing taxable property or services in the State of Nebraska shall be liable for the tax. The bill creates numerous exemptions for purchases such as fuel, used property, property or service purchased for a business purpose in a trade or business, property or service used for educational purposes, etc.</i>					
<i>Funding for schools would be through a collective request through the Department of Education. Funding for other political subdivision would go through the local county. All local political subdivisions would have to work with the county within their jurisdiction to have the county submit a total budget request to the Legislature."</i>					
<i>Nebraska Hospital Association position: Oppose</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i>					
<i>Nebraska State Chamber position: Oppose</i>					

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Document	Senator	Position	Committee	Status	Description
<i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i>					
LB165	Erdman	Oppose Testimony	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to the assessment of real property that suffers significant property damage
<i>Relating to property taxes, damaged real property would replace the term destroyed real property. Any events causing significant property damage that occurs with enough frequency in this state would be made to grant property tax relief to owners of real property adversely affected by such events. Significant property damage would no longer include damage exceeding 20% of the property's assessed value in the current tax year as determined by the county assessor. The county assessor would also inspect and review all properties for which a report has been filed under this section and would submit a comprehensive report of all such properties to the county board of equalization on or before July 20 of the current assessment year.</i>					
<i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Monitor</i>					
LB189	Halloran	Monitor	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to property tax refunds
<i>Relating to property taxes, the refund of a tax or penalty or the receipt for the registration of a claim made or issued pursuant to this section shall be satisfied in full as soon as practicable. If mutually agreed to by the governing body of the political subdivision and the person holding the receipt, such receipt would be applied to satisfy any tax levied or assessed by that political subdivision which becomes due from the person holding the receipt until the claim is satisfied in full. For any refund or claim due under this section, interest would accrue on the unpaid balance at the rate of 9% beginning on the date of entry of the final non appealable order or other action approving the refund.</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Monitor</i>					
LB242	Brandt	Support	Government, Military and Veterans Affairs 02/04/2021	In Committee 01/13/2021	Provide for county bridges under the Political Subdivisions Construction Alternatives Act
<i>A political subdivision would be able to use a design-build contract or construction management at risk contract under the Political Subdivisions Construction Alternatives Act for a project to repair, retrofit, reconstruct, or replace any bridge. The County Bridge Incentive Program would be created. The department would administer the program using funds from the Transportation Infrastructure Bank Fund designated for the County Bridge Match Program, except that no more than \$10 million would be expended for the County Bridge Incentive Program. The purpose of this program would be to incentivize innovative solutions and provide funding to accelerate the repair and replacement of deficient bridges on the county road system.</i>					
<i>Nebraska Association of County Officials position: Support</i>					
LB271	Morfeld	Support	Judiciary 02/17/2021	In Committee 01/14/2021	Adopt the 24/7 Sobriety Program Act
<i>This bill would adopt the 24/7 Sobriety Program Act. Each county, through its county sheriff, would be able to participate in a 24/7 sobriety program. If a sheriff is unwilling or unable to participate in a 24/7 sobriety program, the sheriff would be able to designate an entity willing to provide the service. This program would meet at least the following minimum requirements: (a) testing would occur either twice a day or every day at a testing location or locations established by the county sheriff or a designated entity or continuously with a continuous alcohol monitoring device or similar technology, (b) participants would enter into a participation agreement with the sheriff or designated entity, and (c) participants would not consume alcohol or any drug not prescribed by a physician. Sanctions for violations of the program would be according to best practices. If a person is enrolled in a 24/7 sobriety program under this Act and has not violated any program conditions for drugs or alcohol after 30 consecutive days of testing, such person would be able to apply for a 24/7 sobriety program permit as a condition of bail under the 24/7 Sobriety Program Act. Such permit would expire at the same time as the later of any administrative license revocation being served.</i>					
<i>Nebraska County Attorneys Association Position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i>					

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Document	Senator	Position	Committee	Status	Description
LB310	Clements	Oppose	Revenue	In Committee 01/14/2021	Change inheritance tax rates and exemption amounts
<p><i>Relating to inheritance tax rates and exemption amount, in the case of a father, mother, grandparent, sibling, child, or child legally adopted, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 1% of the clear market value of the property received by each person in excess of \$40,000; (b) for decedents dying during calendar year 2022, 1% of the clear market value of the property received by each person in excess of \$150,000; (c) for decedents dying during calendar year 2023, 0.75% of the clear market value of the property received by each person in excess of \$150,000; (d) for decedents dying during calendar year 2023 or thereafter, 0.5% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$160,000. For each subsequent calendar year, the exempt amount would increase by \$5,000.</i></p> <p><i>In the case of an uncle, aunt, niece, or nephew related to the deceased by blood or legal adoption, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 13% of the clear market value of the property received by each person in excess of \$15,000; (b) for decedents dying during calendar year 2022, 11% of the clear market value of the property received by each person in excess of \$60,000; (c) for decedents dying during calendar year 2023, 9% of the clear market value of the property received by each person in excess of \$62,500; (d) for decedents dying during calendar year 2023 or thereafter, 6% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$65,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i></p> <p><i>In all other cases, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 18% of the clear market value of the property received by each person in excess of \$10,000; (b) for decedents dying during calendar year 2022, 15% of the clear market value of the property received by each person in excess of \$40,000; (c) for decedents dying during calendar year 2023, 12% of the clear market value of the property received by each person in excess of \$42,500; (d) for decedents dying during calendar year 2023 or thereafter, 9% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$45,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i></p> <p><i>Douglas County Board of Commissioners position: Bill of High Concern</i></p> <p><i>Nebraska Association of County Officials position: Oppose</i></p>					
LB313	Sanders	Support Letter	Revenue 02/11/2021	In Committee 01/14/2021	Change provisions relating to late applications for homestead exemptions
<p><i>Introduced at the request of the Sarpy County Board of Commissioners and their highest priority this session. Relating to late applications for homestead exemptions, an owner would be able to file a late application if he or she includes a copy of the death certificate of a spouse who died during the year for which the exemption is requested. This request for exemption would only be for the current tax year. The late application would be filed with the county assessor on or before June 30 of the year in which the real estate taxes levied on the property for the current year become delinquent. Applications would include a copy of the death certificate of the deceased spouse. If the approval occurs after the date on which the first half of the real estate taxes levied on the property for the current year become delinquent, such delinquency and any interest would be removed from the tax roll. The approved application and other documentation would be forwarded to the Tax Commissioner. Any delinquency or interest accrued prior to the application date would, in the case of a rejection, remain on the tax roll.</i></p> <p><i>Douglas County Board of Commissioners position: Support</i></p> <p><i>Nebraska Association of County Officials position: Support</i></p>					
LB330	Wayne	Monitor	Judiciary 01/28/2021	In Committee 01/15/2021	Raise the jurisdictional age limit for juvenile court to age twenty-one for certain purposes
<p><i>This bill would raise the jurisdictional age limit for juvenile court to age 21 years (no longer 18 or 19 years) for certain provisions. A person under 21 years of age arraigned in county court or district court prior to the effective date of this act would be able to file a motion to transfer the case to juvenile court if a conviction has not yet been obtained, whether by trial or plea of guilty or nolo contendere.</i></p> <p><i>Nebraska County Attorneys Association Position: Oppose</i></p>					
LB335	Flood	Monitor	Judiciary 02/10/2021	In Committee 01/15/2021	Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services
<p><i>Beginning 9/15/2022, when sentencing a defendant to any term of imprisonment in an institution of the department, the court would announce in open court and on the record the total estimated cost to the taxpayers of such term of imprisonment. On or before 8/1/2022, and on or before each August 1 thereafter the Department would calculate the average cost of imprisonment for inmates in Department institutions for the preceding year and report such amount or amounts to the commission in a form and manner prescribed by the commission.</i></p>					

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LB379	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Provide, change, and eliminate provisions relating to appropriations <i>Part of the biennial budget package, this is the deficit appropriations bill for FY2020-21. Meaning this is spending that must pass by June 30, 2020 to preserve a balanced budget and to keep departments whole. It also allows for dollars to be spent on new projects needed before June 30, 2021.</i>
LB380	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023 <i>Part of the biennial budget package, this is the mainline appropriations bill for 2021-23. All programmatic spending will be housed in this bill.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Education Association position: Neutral</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB407	McDonnell	Neutral	Business and Labor 02/01/2021	In Committee 01/20/2021	Include certain county correctional officers in provisions governing mental injuries and mental illnesses under the Nebraska Workers' Compensation Act <i>Regarding the Nebraska Workers' Compensation Act, definitions would be included for "county correctional officer" and "high-population county." The definition of "personal injury" would include mental injuries and mental illness unaccompanied by physical injury for an employee who is a county correctional officer. The definition of "high-risk individual" would include a person in the custody of a county jail or in the process of being placed in the custody of a county jail in a high-population county.</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB408	Briese	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Adopt the Property Tax Request Act <i>This bill would adopt the Property Tax Request Act and is the statutory equivalent of LR22CA. Definitions are included for approved bonds, political subdivision, property tax request, and real growth value. A political subdivision's property tax request for any year would not exceed its property tax request in the prior year by more than 3%, except as otherwise provided in this section. A political subdivision would be able to exceed the limit provided in this section by an amount approved by a majority of registered voters voting on the issue in a primary, general, or special election at which the issue is placed before the registered voters. The limit in this section would not apply to that portion of a political subdivision's property tax request that is needed to pay the principal and interest on approved bonds and that will be derived from the real growth value for the political subdivision.</i> <i>Douglas County Board of Commissioners position: Bill of High Concern</i> <i>Nebraska Association of School Boards position: Follow</i> <i>ESU Coordinating Council position: Oppose</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: None</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>
LB419	Cavanaugh, J.	Neutral	Judiciary 02/04/2021	In Committee 01/20/2021	Require appointment of counsel in eviction proceedings and provide for a filing fee <i>Relating to civil actions, at the commencement of any eviction proceeding, the court would appoint counsel for the tenant unless the tenant is already represented by counsel. The tenant would be able to waive court-appointed counsel or retain the tenant's own counsel and the cost of any court-appointed counsel would be paid by the county. Counsel appointed here would apply to the court before which the proceedings were had for fees for services performed. In addition to all other court costs assessed according to law, an eviction proceeding fee of \$50 would be assessed in each county court and district court. Additional information required for summons is listed in detail.</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i>

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<i>Nebraska Association of County Officials position: Oppose</i>					
LB427		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	State intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed
<i>It would be the intent of the Legislature that no institution under the supervision of the Department of Health and Human Services at which the department provides inpatient or subacute substance abuse or behavioral health residential treatment for juveniles under the jurisdiction of a juvenile court would delay such treatment to a juvenile when such treatment has been determined necessary or has been order by a juvenile court.</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Support</i>					
LB428		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	Entitlement of juveniles at youth rehabilitation and treatment centers to receive an appropriate educational equivalent to educational opportunities offered in public schools
<i>Each youth and rehabilitation center would provide an age-appropriate and developmentally appropriate education program for each juvenile that can award relevant and necessary credits toward high school graduation that will be accepted by any public school district in the state. Juveniles committed to the centers would be entitled to receive an appropriate education equivalent to educational opportunities offered within the regular settings of public school districts across the state.</i>					
<i>Nebraska Association of School Boards position: Follow</i>					
<i>Nebraska State Education Association position: Support</i>					
LB490	Cavanaugh, M.	Monitor	Health and Human Services 02/03/2021	In Committee 01/22/2021	Require youth rehabilitation and treatment centers to obtain a license from the Division of Public Health
<i>On or before 10/15/2021, a youth rehabilitation and treatment center would be required to obtain a license from the Division of Public Health of the Department of Health and Human Services to operate such a facility.</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB525	Wishart	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System
<i>A provider who receives money from the state or a county to house residents in a transitional housing facility would (a) abide by all zoning and occupancy standards of the jurisdiction in which it is located, (b) provide the community supervision agency with a phone number for a manager or supervisor of the provider who is accessible 24 hours a day, 7 days a week, and (c) post in a conspicuous location on the exterior of the transitional housing, in a location visible to the public, a sign indicating the occupancy limit of the transitional housing. A community supervision agency or its employees, agents, or designees would be able to enter and inspect a transitional housing facility at any time without prior notice if such agency has jurisdiction over a resident of such facility or is paying for the housing of a resident of such facility. The Division of Parole Supervision would be given more powers that are listed under this act.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB613	Erdman	Oppose Letter	Revenue	In Committee 01/22/2021	Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act
<i>This bill adds a 'speedy hearing right' to TERC appeals; if no decision by TERC has been reached within nine months after the filing date of the appeal, the appeal shall be decided in favor of the property owner.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					

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LB619	Sanders	Recommend: Oppose	Transportation and Telecommunications 02/01/2021	In Committee 01/22/2021	Change excavation requirements under the One-Call Notification System Act
<i>Regarding the One-Call Notification System Act, excavation would not include fine grading of lots used for single-family residential property construction. Any underground facilities installed after 1/1/2022, would be installed at the following minimum depths: (a) 36 inches for electric energy underground facilities, (b) 24 inches for oil, gas, or hazardous liquids underground facilities, and (c) 18 inches for electronic communications, telephonic communications, telegraphic communications, or cable television underground facilities, including, but not limited to, fiber optic cables.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>League of Nebraska Municipalities position: Neutral</i>					
LB620	Vargas	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Limit use of restrictive housing and solitary confinement
<i>Relating to treatment and corrections, restrictive housing would include out-of-cell time of less than 24 hours per week or less than two hours per day. Solitary confinement would mean the status of confinement of an inmate for at least 22 hours per day in an individual cell having solid, soundproof doors and which deprives the inmate of all visual and auditory contact with other persons, has reduced or no natural light, involves a restriction or deprivation of reading material, television, radios, or other property, includes significant restrictions on visitation, or restricts the ability to participate in group activities, including eating with others. No inmate would be held in restrictive housing or solitary confinement for more than 15 consecutive days.</i>					
LB631	Bostar	Monitor	Government, Military and Veterans Affairs 02/11/2021	In Committee 01/22/2021	Prohibit counties from prohibiting the use of residential property as short-term rentals
<i>A county would not adopt or enforce an ordinance, resolution, or other regulation that expressly or effectively prohibits the use of a property as a short-term rental. A county would be able to adopt or enforce an ordinance, resolution, or other regulation that specifically regulates property used as a short-term rental only if the county demonstrates that the primary purpose of the ordinance, resolution, or other regulation is to protect the public's health and safety. A county would be able to additionally adopt or enforce an ordinance, resolution, or other regulation that imposes a sales tax or an occupation tax on short-term rentals if the tax is otherwise permitted by applicable law and that limits or prohibits the use of a short-term rental only if the law limits or prohibits the use of a short-term rental.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB644	Hansen, B.	Oppose Letter	Revenue 02/10/2021	In Committee 01/22/2021	Adopt the Property Tax Request Act
<i>This bill would adopt the Property Tax Request Act. A political subdivision would be able to set its property tax request at an amount that exceeds its property tax request in the prior year if (a) a public hearing is held and notice of such hearing is provided in compliance with any rules in this section, and (b) the governing body of such political subdivision passes a resolution or an ordinance that complies with this section. Each political subdivision within a county that seeks to set its property tax request at an amount that exceeds its property tax request in the prior year would participate in a joint public hearing. The hearing process is described in detail. Any resolution or ordinance setting a property tax request under this section would be certified and forwarded to the county clerk on or before October 15th of the year for which the tax request is to apply.</i>					
<i>Nebraska Association of School Boards position: Oppose</i>					
<i>Nebraska State Chamber position: Support</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>Greater Nebraska Schools Association position: Oppose - Testify</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB657	Vargas	No Recommendation	Executive Board	In Committee 01/22/2021	Require the office of Legislative Research to prepare racial impact statements for legislative bills
<i>Beginning in the second session of the 107th Legislature, the office of Legislative Research would prepare and provide racial impact statements for designated bills or resolutions as determined by the Executive Board of the Legislative Council. A racial impact statement would clearly summarize the estimated impact of a bill on racial populations in the state and the estimated impact of the bill on racial disparities in the state.</i>					

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LB663	Geist	Support	Judiciary 02/03/2021	In Committee 01/22/2021	Require the Nebraska Commission on Law Enforcement and Criminal Justice to create a mental health indicator in a criminal justice information system to alert emergency dispatch operators <i>If the Department of Health and Human Services takes custody of a subject under this section, the department would provide the Nebraska Commission on Law Enforcement and Criminal Justice with the name, address, birth date, social security number, and any other information of the subject as is strictly necessary to properly identify the subject using an indicator within a criminal justice information system maintained in this state. The indicator would not include any information other than that a subject was ordered to inpatient treatment and committed to the custody of the department. The commission would grant access to the indicator to emergency dispatch operators or other persons designated by the commission to carry out the purposes of this subdivision.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Not on list</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LR11CA	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation <i>This constitutional amendment, effective 1/1/2024, would make it so that the State of Nebraska and all political subdivisions of the state would be prohibited from imposing a tax on personal income, corporate income, personal property, real property, inheritance from a deceased person, the estate of a deceased person, the retail sale of goods and services except as provided in subsection (2) of this section. The Legislature would enact a consumption tax which would apply to purchases of services and new goods, except for fuel. Such consumption tax would begin no later than 1/1/2024. The Legislature would be able to authorize political subdivisions of the state to enact their own consumption taxes upon such terms and conditions as the Legislature may provide.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Oppose</i>
LR22CA	Linehan	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Constitutional amendment to limit the total amount of property tax revenue that may be raised by political subdivisions <i>This constitutional amendment would limit the total amount of property tax revenue that may be raised by political subdivisions. In any fiscal year the total amount of property tax revenue would not be more than 3% greater than the amount raised in the prior fiscal year, and it may exceed this limitation by an amount approved by a majority of legal voters voting on the issue at an election called for such purpose upon the recommendation of a majority of the governing body of the political subdivision. The limitation would also not apply to the amount of property tax revenue needed to pay the principal and interest on bonded indebtedness that has been approved according to law.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>ESU Coordinating Council position: Oppose</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: Unspecified</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>
LR25		Recommend: Monitor	Executive Board	In Committee 01/22/2021	Provide the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature <i>This resolution would provide that the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>

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LB2	Briese	Quiet Opposition	Revenue 02/10/2021	In Committee 01/11/2021	Change the valuation of agricultural land and horticultural land for certain school district taxes <i>Regarding valuation of agricultural land and horticultural land for purposes of certain school district taxes, this bill creates an exception allowing lower percentage of actual value "for school district taxes levied to pay the principal and interest on bonds that are issued on or after the operative date of this act." Where the normal valuation rate is 75% of its actual value, the exception rate would be 30%. Where the normal valuation rate range is 69-75% of actual value, the exception rate would be 24-30%.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Rural Community Schools Association: Oppose</i> <i>Schools Taking Action Action for Nebraska Children Education: Oppose</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>
LB9	Blood		Urban Affairs 02/09/2021	In Committee 01/28/2021	Change annexation requirements and property tax special valuation provisions <i>Introduced at the request of the City of Bellevue and the United Cities of Sarpy County. Lands, lots, tracts, streets, or highways would be deemed contiguous although property owned by federal government or a natural resources district lies between the same and the corporate limits, so long as those sought to be annexed are adjacent to or contiguous with the property owned by the federal government or natural resources district.</i> <i>Special valuation may be applicable to agricultural or horticultural land included within the corporate boundaries of a city or village if the land is subject to air installation compatible use zone regulations or the land is within a flood plain.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Support</i>
LB11	Blood		Government, Military and Veterans Affairs 02/05/2021	In Committee 01/11/2021	Change provisions regarding voter registration and requests for ballots for early voting <i>Relating to the Election Act, the registration application prescribed by the Secretary of State would include a permanent request for ballot for early voting for every statewide primary and general election, with the option for "Yes" or "No." The Secretary of State, with the Department of Motor Vehicles, would also implement an electronic process for a registered voter who has a valid Nebraska motor vehicle operator's license or state identification card to request a ballot for early voting. The election commissioner or county clerk would send an electronic acknowledgement to the registered voter indicating whether the request is approved. A denial must be in writing, give the reasons for denial, and provide whether the registered voter can resubmit or provide additional information to be approved. The Secretary of State would also provide a process for a registered voter to be placed on a list to receive a ballot for early voting for every statewide primary and general election.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB12	Blood		Transportation and Telecommunications	In Committee 01/11/2021	Require a commuter rail service study by the Department of Transportation <i>The Department of Transportation would conduct a study for commuter rail service between Omaha and Lincoln and would include cost estimates, timelines, and economic impacts for the creation of such service.</i>
LB13	Blood		Judiciary 03/03/2021	In Committee 01/11/2021	Prohibit possession of a deadly weapon by the subject of a foreign protection order <i>Regarding Section 28-1206, which describes the offense of possession of a deadly weapon, a "domestic violence protection order" would mean a protection order issued pursuant to section 42-924 or a protection order that meets the criteria set forth in section 42-391 regarding protection orders issued by a court in any other state or a territory, possession, or tribe.</i>

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LB23	Williams		Banking, Commerce and Insurance 01/26/2021	General File 01/27/2021	Change provisions of the Real Property Appraiser Act
<p><i>Regarding the Real Property Appraiser Act, to fall under the Act and the Uniform Standards of Professional Appraisal Practice, a small loan company licensed by this state or supervised or regulated by or through federal enactments covering financial institutions would have to render an estimate or opinion of value of real estate or any interest in real estate when such estimate or opinion is rendered in connection with the salaried employee's employment for any other listed entities (federal government, state agency/government, insurance company, bank). A bachelor's degree or higher in real estate would no longer be required, just any degree in real estate. In this subsection, any action taken by the board or other appraiser regulatory agencies, including late payments of fees, failure to timely renew a credential, or failure to provide notification of a change in contact information, would not be considered disciplinary action. The scope of complex residential real property or real estate for an appraiser would be raised from a transaction value of less than \$250,000 to less than \$400,000.</i></p>					
LB25	Wayne		Urban Affairs 01/26/2021	General File 01/28/2021	Change provisions relating to the division of ad valorem taxes under the Community Development Law
<p><i>Introduced at the request of the League of Nebraska Municipalities. Relating to the Community Development Law, cities would fall under the Law if they intend to prepare a redevelopment plan that would divide ad valorem taxes for a period of more than 15 years but not more than 20 years. For any redevelopment plan where more than 50% of property has been declared an extremely blighted area, ad valorem taxes would be divided for a period not to exceed 20 years after the effective date as identified in the project redevelopment contract or in the resolution of the authority authorizing the issuance of bonds pursuant to section 18-2124 (bonds; issuance; source of payments; limitations).</i></p> <p><i>Nebraska Association of County Officials position: Watch Letter</i></p>					
LB28	Wayne		Judiciary 01/29/2021	In Committee 01/11/2021	Provide for motions for new trial based on newly discovered evidence
<p><i>Regarding criminal procedure, newly discovered evidence would include testimony or evidence from a witness who previously asserted a testimonial or constitutional privilege and refused to testify or produce evidence in a prior proceeding. This would apply to everyone whether convicted prior to, on, or subsequent to the effective date of this act.</i></p> <p><i>Nebraska County Attorneys Association Position: Oppose</i></p>					
LB31	Wayne		Judiciary 03/10/2021	In Committee 01/11/2021	Authorize punitive damages as prescribed and provide for distribution
<p><i>This bill would authorize punitive damages and require that punitive damages be appropriated for the use of the common schools which could be used to provide property tax relief. Unless waived by all parties, trier of fact determines whether to award punitive damages. Any award of punitive damages would be remitted to the State Treasurer for distribution.</i></p> <p><i>Nebraska State Chamber position: Oppose</i></p>					
LB32	Pansing Brooks		Judiciary 02/17/2021	In Committee 01/11/2021	Provide for Class ICA and IDA felony classifications and change penalties
<p><i>This bill would add Class ICA felony (maximum of 50 years imprisonment and minimum of 5 years imprisonment) and Class IDA felony (maximum of 50 years imprisonment and minimum of 3 years imprisonment). When an offense is a Class IC or ICA felony (or between ID or IDA felony), the prosecutor would be able to elect to charge the offense as either a Class IC or ICA felony (or ID or IDA felony) at their own discretion. Where a Class IC or ID felony is mentioned, Class ICA or IDA is added to attach with it.</i></p> <p><i>Nebraska County Attorneys Association Position: Oppose</i></p>					
LB34	Pansing Brooks		Judiciary 02/17/2021	In Committee 01/11/2021	Change sentencing provisions for crimes committed by a person under twenty-one years of age
<p><i>Minimum imprisonment for a person convicted of Class IC or ID felony under 21 years of age would not be a mandatory minimum but a minimum term only. The death penalty or life imprisonment would not be imposed on anyone younger than 21 years old (as opposed to 18 years old). For someone younger than 21 years old, the penalty for a conviction of Class IA (IB) felony would be a maximum sentence of not greater than 80 (60) years imprisonment and a minimum of not greater than 40 (20) years imprisonment. If the defendant was under 21 years old at the time the crime was committed, the court would consider mitigating factors prior to sentencing.</i></p> <p><i>Nebraska County Attorneys Association Position: Oppose</i></p>					

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LB41	Dorn		Government, Military and Veterans Affairs 02/04/2021	In Committee 01/11/2021	Change provisions relating to certain payments of funds to townships <i>Relating to counties under township organizations, the proceeds of property tax would be paid by the county treasurer to the town treasurer on or before the 15th day of each month or more frequently as provided in section 77-1759 (collection of taxes; report to and payment of taxes and special assessments; when required).</i> <i>Nebraska Association of County Officials position: Support</i>
LB43	Hansen, M.		Government, Military and Veterans Affairs 01/28/2021	In Committee 01/11/2021	Provide for election of election commissioners and eliminate certain deputy positions <i>Each election commissioner would execute a bond with penalties of \$10,000. If a vacancy occurs in the office, the new election commissioner appointed by the county board would serve for the unexpired term until January 2022, and if a vacancy occurs thereafter the office would be filled provided in section 32-567 (vacancies; offices listed; how filled). Anything regarding the chief deputy election commissioner is struck. An election commissioner would be elected in each county having a population of more than 400,000 inhabitants at the statewide general election in 2022 for a 2-year term and in 2024 and each 4 years thereafter, and in counties having a population of not less than 40,000 nor more than 400,000 inhabitants at the statewide general election in 2022 and each 4 years thereafter. They would be elected on the nonpartisan ballot.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB47	Hansen, M.		Judiciary 01/29/2021	In Committee 01/11/2021	Change procedures relating to obligees in child support proceedings <i>All orders, decrees, or judgments for temporary or permanent child support payments or judgments for modification of such support payments would include a notice to the obligee that informs them they may file an Affidavit and Application for Order to Show Cause with the court if they are owed court-ordered child support and it is delinquent. Obligees would be able to use other collection methods as well. Any known obligee would be joined in as a real party in interest to such action where the purpose is to establish paternity or securing, modifying, suspending, or terminating child or medical support.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB51	Lathrop		Judiciary 02/03/2021	In Committee 01/11/2021	Change and provide qualifications for and duties relating to certification of law enforcement officers, require accreditation of law enforcement agencies, prohibit chokeholds in law enforcement, and require policies on excessive force <i>Relating to law enforcement, each sheriff would only have to attend 40 hours of continuing education as provided in section 81-1414.07 (continuing education requirements; course offerings) each year following the 1st year of their term of office. When a court grants the offender's petition and issues an order, it would preclude use of conviction as evidence of serious misconduct or final conviction of or pleading guilty or nolo contendere to a felony or misdemeanor for purposes of determining whether an application should be denied, suspended, or revoked.</i> <i>The subsection stating that members of a law enforcement reserve force shall be deemed employees of the county or city for which they were appointed would be struck. The definition of "incapacity" would be struck. To be considered a law enforcement officer, it would be required to have successfully completed an entry-level law enforcement certification from a training academy. Definitions for "misdemeanor crime of domestic violence" and "serious misconduct" would be added.</i> <i>The Nebraska Police Standards Advisory Council would expand from 7 to 9 members, 8 being full-time officers or employees of a law enforcement agency instead of 6. A representative chief of police or his or her designee from a city of the primary class and a sworn law enforcement officer holding the rank of sergeant or below would be added. The Governor would appoint the new members within 90 days after the effective date of this Act (one serving a 3-year term and one serving a 4-year term, each member thereafter serving a 4-year term).</i> <i>As part of entry-level law enforcement certification, each training academy would require completion of 40 hours of instruction relating to de-escalation and 8 hours of anti-bias and implicit bias training. A law enforcement agency would make a person undergo psychological evaluation to determine fitness for duty before hiring them as a law enforcement officer. An agency would also be required to adopt a policy to investigate complaints of law enforcement officer misconduct and must be completed within 180 days or else it would be deemed closed and the officer would be notified.</i> <i>Except when the use of deadly force is authorized, a law enforcement office would not be able to intentionally use a chokehold or carotid restraint control hold on any person, unless the officer reasonably believes it to be necessary or he is trained in carotid holds.</i>

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<i>The Nebraska Police Improvement and Professionalism Fund would also be created to provide grants to law enforcement agencies and law enforcement officers to pay for costs of accreditation.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Neutral Letter</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB52	Lathrop	Judiciary 02/18/2021	In Committee 01/11/2021	Provide for immunity for injury or death resulting from COVID-19 exposure	<i>Under this bill, no person would be liable in any civil action for any injury or death resulting from an alleged exposure to COVID-19 if such exposure occurred after the effective date of this act.</i> <i>Hearing on 2.18.21</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Association of County Officials position: Support Letter</i> <i>Nebraska Association of Behavioral Health Organizations: Monitor</i>
LB54	Lathrop	Judiciary 02/18/2021	In Committee 01/11/2021	Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act	<i>Under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from such an act that is the direct result of the negligent failure of a political subdivision or an employee of a political subdivision to protect a person to whom the political subdivision or employee owes a duty of care. Under the State Tort Claims Act, this Act would apply to claims arising from such an act that is the direct result of the negligent failure of a state agency or an employee of the state to protect a person to whom the agency or employee owes a duty of care.</i> <i>Hearing on 2.18.21</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Monitor</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB63	Lindstrom	Revenue 02/10/2021	In Committee 01/11/2021	Change certain deadlines relating to property tax exemptions	<i>Regarding property tax exemptions, the county assessor would examine the applications and recommend either taxable or exempt for the real property or tangible personal property to the county board of equalization on or before March 1 following (no longer February).</i>
LB71	Wayne	Judiciary 02/18/2021	In Committee 01/11/2021	Change provisions relating to intentional tort claims under the Political Subdivisions Tort Claims Act and State Tort Claims Act	<i>Similar to LB54, under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a political subdivision or an employee of a political subdivision. Under the State Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a state agency or an employee of the state.</i> <i>Hearing on 2.18.21</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of School Boards position: Oppose</i>

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Omaha Police Officers Association/Fraternal Order of Police position: Monitor Nebraska Association of County Officials position: Oppose					
LB73	Geist	Support	General Affairs 02/01/2021	In Committee 01/11/2021	Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies <i>For the Nebraska Racetrack Gaming Act, 25% of the tax is already remitted to the county treasurer of the county in which the licensed racetrack enclosure is located. 10% of the distribution remitted would be distributed to the county agricultural society in the county in which the licensed racetrack enclosure is located, if such county agricultural society has been formed in the county under the County Agricultural Society Act. Following any distribution to a county agricultural society, the remaining funds would be distributed by the county treasurer.</i> Nebraska Association of County Officials position: Oppose League of Nebraska Municipalities position: Oppose
LB79	Briese		Revenue 02/10/2021	In Committee 01/11/2021	Change the minimum amount of relief provided under the Property Tax Credit Act <i>Regarding the Property Tax Credit Act, the minimum amount of relief provided for tax years 2020-23 are already \$275 million. For tax year 2024 and each tax year thereafter, the minimum amount of relief granted under the Act would be the minimum amount from the prior tax year increased by the allowable growth percentage as defined in section 77-6702 (for purposes of the Nebraska Property Tax Incentive Act).</i> Nebraska Association of School Boards position: Follow Nebraska State Chamber position: Watch Nebraska Association of County Officials position: Neutral
LB81	Hilkemann		Urban Affairs	In Committee 01/11/2021	Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities <i>Relating to sanitary and improvement districts, a majority of the owners having an interest in the real property within the limits of a proposed sanitary and improvement district, situated in one or more counties in this state, would be able to form a sanitary and improvement district for the purpose of "acquiring, purchasing, leasing, owning, erecting, constructing, equipping, operating, or maintaining all or a portion of off street motor vehicle public parking facilities located in the district to serve business." If it is proposed to purchase or otherwise acquire off street motor vehicle public parking facilities as described in this section, the resolution would state the price and conditions of the purchase or how such facility is being acquired.</i> Hearing Likely: 2.16.21 PM
LB82	Hilkemann		Transportation and Telecommunications 01/26/2021	In Committee 01/11/2021	Change motor vehicle tax schedules <i>Regarding the Motor Vehicle Registration Act, the motor vehicle tax schedules would be changed. For the first year, the fraction amount would be 0.90. For the second year, the fraction amount would be 0.80 (3rd - 0.70; 4th - 0.60; 5th - 0.45; 6th - 0.35; 7th - 0.25; 8th - 0.20; 9th - 0.15; 10th and 11th - 0.12; 12th and 13th - 0.05; 14th and older - 0.01 or \$1, whichever amount is greater).</i> Nebraska Association of County Officials position: Oppose
LB83	Flood		Government, Military and Veterans Affairs 01/27/2021	In Committee 01/11/2021	Change the Open Meetings Act to provide for virtual conferencing <i>Introduced at the request of the League of Nebraska Municipalities after working with several political bodies and Media of Nebraska. Regarding the Open Meetings Act, "virtual conferencing" would replace "videoconferencing." Virtual conferencing means conducting or participating in a meeting electronically or telephonically with interaction among the participants. No more than one-half of the meetings of the state entities, advisory committees, boards, councils, organizations, or governing bodies would be able to be held by virtual conferencing in a calendar year (except for organizations created under the Interlocal Cooperation Act or Municipal Cooperative Financing Act). In an emergency as defined in section 81-829.39 (for purposes of the Emergency Management Act), a public body would be able to hold a meeting by virtual conferencing during such an emergency if they give reasonable advance publicized notice.</i>

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<i>Beginning 7/31/2022, the governing body of a natural resources district, the city council of a city of the metropolitan, primary, or first class, the county board with a population greater than 25,000 inhabitants, and the school board of a school district would be required to make available on such entity's public web site the agenda and minutes of the governing body.</i>					
<i>Douglas County position: Support</i>					
<i>Nebraska Association of School Boards position: Support</i>					
<i>ESU Coordinating Council position: Support</i>					
<i>Nebraska Council of School Administrators position: Support</i>					
<i>Nebraska Rural Community Schools Association position: Support</i>					
<i>Nebraska State Education Association: Neutral</i>					
<i>Schools Taking Action for Nebraska Children Education position: Support</i>					
<i>Nebraska Association of County Officials position: Support</i>					
LB89	Morfeld		Judiciary 01/28/2021	In Committee 01/11/2021	Allow persons eighteen years of age to make health care decisions and persons under nineteen years of age in correctional facilities to consent to medical and mental health care
<i>This bill would allow someone 18 years of age or older to make health care decisions for themselves without the consent of a parent or guardian. It would also allow someone under 19 years of age and who is committed to the Department of Correctional Services for secure care to consent to, and make decisions regarding, such person's medical care, mental health services, and related services during the period of the person's commitment to the Department without the consent of a parent of guardian except as required in section 71-6902 (performance of abortion; notarized written consent required).</i>					
<i>Nebraska Hospital Association position: Monitor</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB90	Halloran		Agriculture 01/26/2021	In Committee 01/11/2021	Change fee provisions under the Pesticide Act and the Nebraska Commercial Fertilizer and Soil Conditioner Act
<i>Regarding the Pesticide Act, \$50 instead of \$60 of the fee would go to the Buffer Strip Incentive Fund as provided in section 2-5106. Regarding the Nebraska Commercial Fertilizer and Soil Conditioner Act, the inspection fee at the rate fixed by the director would not be able to exceed 15 cents per ton instead of 10 cents per ton. The director would also be able to increase or decrease the inspection fee each July 1, but such fee would not be able to exceed the maximum rate established above (15 cents). The director would determine the fee based on the estimated annual revenue and fiscal year-end fund balance.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB91	Brandt		Agriculture 01/26/2021	In Committee 01/11/2021	Change germination seed testing provisions under the Nebraska Seed Law
<i>Under the Nebraska Seed Law, germination seed testing provisions would be changed. Agricultural seed would include seeds of habitat restoration or maintenance. The definition of native plant and nonnative plant would be included. It would now be unlawful for any person to sell any agricultural, vegetable, or flower seeds within this state unless the test to determine the percentage of germination or the test to determine the percentage of viability as indicated by a tetrazolium (TZ) test has been completed for native plant species, within a 15-month period, exclusive of the calendar month in which the test was completed, immediately prior to sale. It would still be a 9-month period for nonnative plant species.</i>					
LB93			Government, Military and Veterans Affairs 01/29/2021	General File 02/08/2021	Eliminate a reporting requirement regarding marriages
<i>Introduced at the request of the Nebraska Association of County Officials. Regarding marriage, a reporting requirement would be eliminated. This was that on or before the 5th day of each month, the county clerk would have to return to the department a statement of all marriages recorded by him or her during the preceding calendar month. Failure to do this would result in a \$25 fee for the use of the proper county.</i>					
<i>Nebraska Association of County Officials position: Support</i>					

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LB98	Walz		Revenue 02/10/2021	In Committee 01/11/2021	Change provisions relating to agricultural or horticultural land receiving special valuation <i>Relating to property taxes, in counties with a population of less than 100,000 inhabitants, land would qualify for special valuation if all of the following criteria are met: (a) the land would have to be located outside the corporate boundaries of any sanitary and improvement district, (b) the land would have to be agricultural or horticultural land, and (c) if the land consists of 5 contiguous acres or less, the owner or lessee of the land would have to provide an IRS Schedule F documenting a profit or loss from farming for 2 out of the last 3 years.</i> <i>Nebraska Association of County Officials position: Neutral</i>
LB99	Walz		Urban Affairs 01/26/2021	In Committee 01/11/2021	Change provisions of the Community Development Law relating to limitations on blighted areas <i>Introduced at the request of the League of Nebraska Municipalities. Regarding the Community Development Law relating to limitations on blighted areas, a redevelopment project involving a formerly used defense site as authorized under section 18-2123.01 and, under this bill, any area declared to be an extremely blighted area under section 18-2101.02 (extremely blighted area; governing body; duties; review; public hearing), would not count towards the percentage limitations contained in this subdivision.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB102	Dorn	Monitor	Judiciary 02/25/2021	In Committee 01/11/2021	Provide for transfer of duties of clerks of the district court to clerk magistrates <i>Beginning 7/1/2023, in any county that has an elected clerk of the district court, the county board would be able to vote to eliminate the office of this clerk when a vacancy occurs or when the incumbent does not file for reelection by the deadline. If such an office is eliminated, the duties of the clerk of the district court would be performed by the clerk magistrate for such county under the direction of the district court judge for the county and the State Court Administrator. The final decision with respect to maintaining, increasing, or reducing office space provided by such county for this clerkship would be made by the county board. All financial records and bank accounts related to district court functions would be transferred to the Supreme Court.</i> <i>In a county where the clerk magistrate has taken over, they would account for and pay any fees, revenue, prerequisites, or receipts not later than the 15th day of the month following the calendar month in which they were received in the following manner: (a) of the \$42 docket fee, \$1 to the General Fund and \$6 to the Nebraska Retirement Fund for Judges, (b) of the \$27 docket fee, \$2 to the Nebraska Retirement Fund for Judges, and (c) the remaining fees, revenue, prerequisites, or receipts would be remitted to the State Treasurer for credit to the General Fund.</i> <i>Nebraska Association of County Officials position: Watch/Oppose</i>
LB103	Dorn		Appropriations 02/19/2021	In Committee 01/11/2021	Appropriate funds to aid counties to pay certain federal judgments <i>This bill would appropriate funds to aid counties to pay for federal judgments. It would appropriate \$2 million from the General Fund for FY 2021-22 and FY 2022-23 to any county that has a judgment in excess of \$25 million rendered against it by a federal court for a violation of federal law if the total cost of the judgment is equal to 20% or more of the county's annual budget. Such appropriation would be used in the payment of such judgment, and no expenditures for permanent and temporary salaries and per diems for state employees would be made from the funds appropriated in this section.</i> <i>Nebraska Association of County Officials position: Support</i>
LB105	Friesen		Government, Military and Veterans Affairs 02/04/2021	In Committee 01/11/2021	Change certification dates for unpaid county claims <i>Introduced at the request of the Nebraska Association of County Officials. For unpaid county claims, the certification dates would be changed from June 15 to June 30 and December 15 to December 31 of each year.</i> <i>Nebraska Association of County Officials position: Support</i>

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LB106	Friesen		Transportation and Telecommunications 01/25/2021	General File 02/02/2021	Change fees relating to access to drivers' records and provide for a new motor vehicle operator's license services system
<i>Regarding the Motor Vehicle Operator's License Act, beginning 7/1/2021, for any record provided, the requester would be required to pay, in addition to the fee prescribed, a fee of \$4.50 per record. 50 cents would be credited to the Department of Motor Vehicles Cash Fund and \$4 would be credited to the Operator's License Services System Replacement and Maintenance Fund. The Department would build and maintain a new operator's license services system for the issuance of operator's licenses and state identification cards. The Director of Motor Vehicles would designate an implementation date for the new system which date is on or before 7/1/2032.</i>					
<i>The Operator's License Services System Replacement and Maintenance Fund would therefore be created. It would be used for the building, implementation, and maintenance of a new operator's license services system for the issuance of operators' licenses and state identification cards.</i>					
<i>Nebraska Association of County Officials position: Support Letter</i>					
LB107	McCollister		Executive Board	In Committee 01/11/2021	Adopt the Redistricting Act
<i>This bill would adopt the Redistricting Act. The purpose of this Act would be to establish procedures to divide the State of Nebraska into districts by designating boundary lines based on population for the election or appointment of representatives from the State of Nebraska to the US House of Representatives, judges of the Supreme Court, and members of the Legislature, the Board of Regents of the University of Nebraska, the Public Service Commission, and the State Board of Education. The districts would be established by maps incorporated by reference into legislation enacted by the Legislature. The chairperson and vice-chairperson of the committee would be elected by an affirmative vote of at least two-thirds of the members of the committee. The maps drawn under this Act would be drawn using politically neutral criteria. The committee would conduct at least one public hearing in each congressional district to receive public comment on the maps.</i>					
<i>No changes other than corrective amendments would be allowed to the initial version of the maps to be established under this Act or the legislative bills incorporating the maps. If the Legislature would fail in providing district boundaries prior to the adjournment of the legislative session, the Governor would call a special session within 30 days after the adjournment sine die of the session and the director and committee would begin with a new initial version of the map during the special session and otherwise comply with the Act.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB109	Pansing Brooks		Judiciary 02/17/2021	In Committee 01/11/2021	Provide that photographing or recording a peace officer is not obstruction of justice
<i>This bill would make it so that photographing or recording a peace officer while the peace officer is acting under color of such peace officer's official authority if the person taking the photograph or recording is in a public place or in a place the person has the right to be is not obstruction of justice.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i>					
LB110	Pansing Brooks		Judiciary 02/03/2021	In Committee 01/11/2021	Change and provide duties relating to use of force in law enforcement
<i>Relating to the use of force in law enforcement, a peace officer would be required to intervene to prevent or stop another peace officer from using excessive force, without regard for the chain of command. The intervening peace officer would report the incident to the peace officer's immediate supervisor or to the Nebraska Commission on Law Enforcement and Criminal Justice within 10 days after the incident. A law enforcement agency or any of its employees, officers, or agents would not be able to discipline or retaliate in any way against a peace officer for intervening or reporting. Additional definitions are provided for excessive force, peace officer, actor, assent, bodily harm, serious bodily harm, reckless, and unlawful force.</i>					
<i>Use of force would be justifiable if the peace officer has exhausted reasonable alternatives to the use of force or the peace officer reasonably believes that such alternatives would unduly place a peace officer or other person at risk of bodily harm or death. Deadly force would be justified if the peace officer reasonably and in good faith believes that someone is in imminent danger of being killed or suffering serious bodily harm and a lesser degree of force would be inadequate to prevent the imminent threat of death or serious bodily harm. A private person would be justified in using force to assist a peace officer to the same extent as a peace officer, but they must be assisting a peace officer or reasonably believe someone is a peace officer.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i>					

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<i>League of Nebraska Municipalities position: Oppose</i>					
LB111	Albrecht	Support	Judiciary 02/24/2021	In Committee 01/11/2021	Change provisions relating to various offenses involving public safety <i>Relating to public safety crimes and offenses, criminal mischief or unauthorized application of graffiti would be a Class IV felony if the property involved in the offense belongs to a peace officer, active duty member in the armed services of the US, judge, or elected or appointed government official and the offense was committed with the intent to harass or intimidate such person because of such person's status. Criminal mischief or unauthorized application of graffiti would be a Class I misdemeanor if the property involved in the offense belongs to the government, a hospital, or a school. Upon conviction for these violations, the court would, in addition to any other punishment imposed, order the defendant to make restitution as provided in sections 29-2280 to 29-2289 and for a second or subsequent violation involving government property, impose a fine of \$5,000. The definitions of school, public safety officer, assault on a public safety officer (such penalty in third degree would be a Class IIIA felony with fine of at least \$1,000), strangulation, suffocation, and offensive substance.</i> <i>Additionally, a person would not be able to knowingly aim a laser pointer (or aim or deploy any other device with intent to cause serious bodily injury or interference with their sight or hearing) toward the head of a public safety officer while they are engaged in the performance of the officer's official duties. This violation would be a Class I misdemeanor and have a fine of \$5,000, and the defendant would be ordered to make restitution. Definitions would be included for correctional officer, participate, and riot.</i> <i>A person would also not be able to knowingly participate in a riot or organize 6 or more persons to engage in a riot. This would be a Class I misdemeanor (unless serious bodily injury results, then Class IV felony). A person would also not be able to intentionally interfere with a lawful meeting, procession, or gathering by physical action or verbal utterance (Class II misdemeanor). A person would also commit an offense by, without legal privilege, intentionally, knowingly, or recklessly obstructing a public way or disobeying a reasonable request or order to move issued by someone with the authority to control use of the public way.</i> <i>Nebraska County Attorneys Association Position: Support</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Watch</i>
LB112	Albrecht	Oppose	Government, Military and Veterans Affairs 01/27/2021	In Committee 01/11/2021	Require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act <i>This bill would require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act, except for closed sessions pursuant to section 84-1410.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Support</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB114	McCollister		Judiciary 02/17/2021	In Committee 01/11/2021	Adopt the Clean Slate Act <i>This bill would adopt the Clean Slate Act. The state would provide a clean slate remedy under this Act to provide an incentive for offenders to remain crime-free, provide hope to offenders who are trying to rehabilitate themselves, save the state money that must be spent when offenders recidivate, and ensure appropriate access to criminal history record information by criminal justice agencies and for other purposes essential to the health and safety of the public. Exceptions for qualified offenses are laid out.</i> <i>Beginning 1/1/2022, a person would automatically be eligible for clean slate relief for a qualified offense that is a misdemeanor if (a) the qualified offense was committed on or after 1/1/2017, (b) such person has not been convicted of a misdemeanor or felony anywhere in the US during the eligibility period, and (c) such person has paid all court-ordered financial obligations related to such qualified offense. A person would also be able to petition for clean slate relief.</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Nebraska State Chamber position: Conditional Support</i>

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LB116	McCollister		Judiciary 03/03/2021	In Committee 01/11/2021	Change provisions relating to handgun transfer certificates and require suicide prevention training and informational materials <i>Upon receipt of an application for a certificate to purchase, lease, rent, or receive transfer of a handgun, the chief of police or sheriff would be permitted up to 5 days instead of 3, but no sooner than 48 hours after receipt of the application, to conduct an investigation to determine whether the applicant is prohibited by law from purchasing or possessing a handgun. When issuing a certificate under this section, the chief of police or sheriff would include with the certificate informational materials regarding suicide prevention and firearm safety. Such material would provide evidence-based information aligned with best practices in suicide prevention. An appeal for a denial of certificate would be able to be made within ten days after expiration of a certificate not issued within the 5-day period mentioned above.</i> <i>Nebraska Association of County Officials position: Support Letter</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB118	Morfeld		Judiciary 02/05/2021	In Committee 01/11/2021	Change duration of harassment, sexual assault, and domestic abuse protection orders and change requirements for affidavits <i>Relating to protection orders, a petition and affidavit under this section would not be required to be signed and acknowledged before a notary public. A petition and affidavit under this section would include a written, self-authenticated declaration under penalty of perjury in a form provided. Additionally, the duration of protective orders for harassment, sexual assault, and domestic abuse would change from one year to five years.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB119	Cavanaugh, J.		Judiciary 02/11/2021	In Committee 01/11/2021	Change provisions of the Healthy Pregnancies for Incarcerated Women Act <i>Regarding the Healthy Pregnancies for Incarcerated Women Act, in any youth rehabilitation and treatment center or Department of Correctional Services adult correctional facility that incarcerates, detains, or houses women, a prisoner or detainee or a juvenile placed at such youth rehab and treatment center who is lactating would be given the opportunity to either nurse such prisoner's, detainee's, or juvenile's infant or express milk to be given to such infant. Any infant would not be separated from a prisoner, detainee, or juvenile who birthed such infant unless the administrator of the facility documents that allowing this would present a clear and imminent danger to such infant. A parent separation policy would also be developed for the process for placing an infant born, information regarding the parental rights, and the plan to provide for a lactating prisoner, detainee, or juvenile. These women would be allowed to live in a space dedicated for mothers and their infants to live together, prior to giving birth, as space allows.</i>
LB125	McCollister		Government, Military and Veterans Affairs 02/18/2021	In Committee 01/11/2021	Provide for ranked-choice voting for certain elections <i>Regarding the Election Act, this bill would allow for ranked-choice voting for certain elections. Ranked-choice voting means an election voting system in which a voter uses a ranked ballot to indicate the voter's preference between candidates and the results are determined using the ranked-choice voting count. The Secretary of State would provide for the proper and efficient administration of elections determined by ranked-choice voting. This method would be different from the traditional "fill-in-the-one-oval" method, as each candidate would have to be ranked. The specific process is described.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB129	McCollister		Health and Human Services 02/18/2021	In Committee 01/11/2021	Change provisions relating to eligibility for services under the Medical Assistance Act <i>Relating to eligibility for services under the Medical Assistance Act, the department would adopt and promulgate rules and regulations in accordance with 42 U.S.C. 1936a(e)(12), as such section existed on 1/1/2021, to provide for a period of continuous eligibility for a child who is under 19 years of age and who is determined to be eligible for medical assistance under the Medical Assistance Act. The department would provide that the child remains eligible for medical assistance, without additional review by the department and regardless of changes in the child's resources or income, until the earlier of (a) the anniversary of the date on which the child's eligibility was determined, (b) the child's 19th birthday, or (c) the child moves out of Nebraska.</i> <i>Nebraska Hospital Association position: Support</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>

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LB130	McCollister		Judiciary 02/11/2021	In Committee 01/11/2021	Change membership provisions for the Board of Parole
<i>This bill would change membership provisions for the Board of Parole. Beginning with members appointed for terms beginning after 1/1/2023, at least one member of the board would have to have experience as a professional treating mental illness of substance abuse. The members of the board would elect one member to serve a 4-year term. The members appointed for terms beginning prior to 1/1/2023 still have terms of office of 6 years, while the members appointed for terms beginning after 1/1/2023 would have terms of office of 8 years. A member of the board would not be able to be reappointed for a consecutive term.</i>					
LB133	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes
<i>This bill would adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes. EPIC stands for the elimination of property (imposed pursuant to Chapter 77), income (state income and state sales and use tax imposed pursuant to the Nebraska Revenue Act of 1967), and corporate taxes. The inheritance tax imposed pursuant to sections 77-2001 to 77-2040 would also be repealed. This would become effective 12/31/2024. The Nebraska Taxpayer's Bill of Rights would also be established, stating that citizens of Nebraska are entitled to a fair and just tax system. Beginning on 1/1/2024, there would be a tax imposed on the use or consumption in the State of Nebraska of taxable property or services. The rate would be 10.64%. Land, purchase of fuel, taxable property or service purchased for a business purpose in a trade or business, investment purpose, educational purpose, and used property among other listed items would not be subject to the consumption tax.</i>					
<i>The formula for consumption tax monthly allowance is provided as the product of the consumption tax rate and the monthly poverty level for a family of the size of the qualified family. The process related to qualified families is provided in detail. The Consumption Tax Transition Fund would be created in order to pay the consumption tax monthly allowance to the heads of households of qualified families. It would be a destination principle tax. The process related to registered sellers is provided in detail. There would be a penalty of \$500 for anyone who is required to register under this but fails to do so. This would not limit the ability of counties, cities, or villages from imposing a separate consumption tax within their limits. Beginning 1/1/2024, the primary source of funding for all public and elementary schools and for all educational service units would be the taxes collected under this Act.</i>					
<i>The State Treasurer would transfer \$240 million from the Cash Reserve Fund to the Consumption Tax Transition Fund on or before 12/31/2023. The Community College Aid Act would apply until 1/1/2024. After this, community colleges would be funded as provided under this Act.</i>					
<i>CHAMBER SUMMARY: "LB133 eliminates all state income, sales and use taxes, property taxes and inheritance taxes. Refer to LR 11 CA for the related Constitutional Amendment. Beginning January 1, 2024, there is hereby imposed a tax on the use or consumption in the State of Nebraska of taxable property or services. The rate of the consumption tax shall be ten and sixty-four hundredths percent (10.64%). The person purchasing taxable property or services in the State of Nebraska shall be liable for the tax. The bill creates numerous exemptions for purchases such as fuel, used property, property or service purchased for a business purpose in a trade or business, property or service used for educational purposes, etc.</i>					
<i>Funding for schools would be through a collective request through the Department of Education. Funding for other political subdivision would go through the local county. All local political subdivisions would have to work with the county within their jurisdiction to have the county submit a total budget request to the Legislature."</i>					
<i>Nebraska Hospital Association position: Oppose Douglas County Board of Commissioners position: Bill of Concern Nebraska State Chamber position: Oppose Nebraska Association of County Officials position: Oppose League of Nebraska Municipalities position: Oppose</i>					
LB137	Vargas		Education 01/25/2021	In Committee 01/11/2021	Require reporting to the Nebraska Early Childhood Professional Record System
<i>Regarding the Step Up to Quality Child Care Act, beginning 9/1/2022, each employee of a program as defined in section 71-1910 (Child Care Licensing Act) would report his or her educational degrees and professional credentials held, relevant training completed, and work history to the Nebraska Early Childhood Professional Record System.</i>					
<i>Nebraska State Chamber position: Watch</i>					

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LB138	Vargas		Judiciary 02/03/2021	In Committee 01/11/2021	Require jails and law enforcement agencies to provide public notice before entering into agreements to enforce federal immigration law
<p><i>Beginning 9/15/2021, a law enforcement agency or jail would, before becoming a party to an agreement with any other public agency to enforce immigration law or to investigate, interrogate, detain, detect, or arrest persons for immigration enforcement purposes pursuant to such agreement, notify the governing body of any political subdivision overseeing such law enforcement agency or jail, in writing, at least 30 days prior to entering into such agreement. The notice would be filed with the governing body and it would be included in the agenda of subjects of the next regularly scheduled public meeting of the governing body. This would not apply to agreements between public agencies, including the US Department of Homeland Security, relating to investigating violations of and enforcing laws prohibiting human trafficking. Within 60 days after entering into an agreement described above, a law enforcement agency or jail would provide written copies of any such agreement, the notice, and minutes of any public meeting to the commission. Failure to provide this information may result in an audit from the Auditor of Public Accounts.</i></p> <p><i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i> <i>Nebraska Association of County Officials position: Watch</i></p>					
LB139	Briese		Judiciary 02/18/2021	In Committee 01/12/2021	Adopt the COVID-19 Liability Protection Act
<p><i>This bill would adopt the COVID-19 Liability Protection Act. Definitions are provided for COVID-19, COVID-19 state of emergency, first responder, gross negligence, health care facility, health care provider, health care service, minimum medical condition, person, premises, public health guidance, and willful misconduct. A person would not be able to bring or maintain a civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct.</i></p> <p><i>A person would also not be able to bring or maintain a civil action (even against health care providers/facilities or first responders unless proven beyond clear and convincing evidence) seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of care was permitted by, in substantial compliance with, or consistent with any federal or state statute, regulation, or order or public health guidance related to COVID-19. A person who owns, occupies, possesses, or is in control of a premises, including a tenant, lessee, or occupant of a premises would not be liable in any civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19, unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct. Any civil action related to COVID-19 exposure would have to be brought within 2 years after the cause of action would have accrued. This would apply to any cause of action accruing on or after the effective date of this act and before the earlier of either 12/31/2022 or 1 year after the end of the COVID-19 state of emergency.</i></p> <p><i>Hearing on 2.18.21</i></p> <p><i>Nebraska State Chamber position: Support</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska Association of School Boards position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i></p>					
LB150	Morfeld		Judiciary 02/11/2021	In Committee 01/12/2021	Increase the indigent defense court filing fee
<p><i>Relating to courts, the amount of the indigent defense fee would be (a) beginning on the effective date of this act and until 6/30/2022, \$5, (b) beginning 7/1/2022 and until 6/30/2023, \$6, (c) beginning 7/1/2023 and until 6/30/2024, \$7, (d) beginning 7/1/2024 and until 6/30/2025, \$8, and beginning 7/1/2025, \$9.</i></p> <p><i>Nebraska Association of County Officials position: Support</i></p>					

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LB151	Morfeld		Judiciary 02/03/2021	In Committee 01/12/2021	Adopt the Prosecutorial Transparency Act
<p><i>This bill would adopt the Prosecutorial Transparency Act. Definitions are included for case number, charge, disposition, policy, prosecutor, and unique identifier. For each case prosecuted, a prosecutor would collect and provide to the Attorney General specific information that is defined in the bill, including case number, indictment number, docket number, unique identifier, and the defendant's race and gender, among other things. A prosecutor would collect and publish the policies of the prosecutor's office regarding specific information that is defined in the bill, including plea bargains, grand juries, discovery, and witnesses, among other things. A prosecutor would collect and publish specific information for every attorney employed in the prosecutor's office, with names and other personally identifying information redacted or replaced by an anonymizing identifier, including age, gender, race, date hired, title, and disciplinary history. A prosecutor would also collect and publish specific information such as the number of attorneys on staff and cases handled per year per attorney, among other things. A prosecutor would maintain a record of all information required to be collected and published for at least 5 years.</i></p> <p><i>Beginning 1/1/2022, they would post on the prosecutor's website all of the above information. The Attorney General would develop a set of uniform reporting requirements and procedures to receive this information and develop an implementation schedule and plan by which each prosecutor in the state would report all such information to the Attorney General by 1/1/2024. An annual report would be produced by the Attorney General that analyzes this information. The Prosecutorial Transparency Advisory Board would be created, consisting of 7 members appointed by the Governor by 12/1/2021, and would meet with the Attorney General no less often than once per calendar quarter and provide the Attorney General with input and guidance on carrying out the Prosecutorial Transparency Act. This Board would not be compensated but would be reimbursed for incurred expenses in their official duties.</i></p> <p><i>Nebraska County Attorneys Association position: Oppose</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of County Officials position: Oppose Letter</i></p>					
LB156	Wayne		Urban Affairs 02/02/2021	In Committee 01/12/2021	Adopt the Municipal Inland Port Authority Act
<p><i>This bill would adopt the Municipal Inland Port Authority Act. The definitions of board, city, direct financial benefit, family member, inland port authority, inland port district, intermodal facility, major airport, and major rail line are given. Any city which encompasses an area greater than 300 acres eligible to be designated as an inland port district would be able to propose to create an inland port authority by ordinance, subject to the cap on the total number of inland port districts. Criteria is given for determining whether to propose the creation of an inland port authority. No more than 5 inland port districts would be able to be designated statewide. The powers that an inland port authority would have are listed, however, they would not have the power of eminent domain.</i></p> <p><i>An inland port authority would be able to issue and sell revenue bonds necessary to provide sufficient funds for achieving its purposes. No inland port authority would be required to pay any taxes or any assessments whatsoever to the State of Nebraska or to any political subdivision of the State. The board for an inland port authority would consist of 9 members if created by a city of the metropolitan class, 7 members if created by a city of the primary class, or 5 members if created by a city of the first class.</i></p> <p><i>Nebraska State Chamber Position: Support</i> <i>League of Nebraska Municipalities position: Support</i></p>					
LB161			Urban Affairs 02/09/2021	In Committee 01/12/2021	Provide for the applicability of state and local construction codes
<p><i>The state building code would be the legally applicable code in all buildings and structures owned by the state or any state agency regardless of whether the state, state agency, or applicable county, city, or village has provided for the administration or enforcement of the state building code.</i></p> <p><i>Hearing Likely: 2.9.21 AM</i></p>					
LB162			Urban Affairs 01/26/2021	In Committee 01/12/2021	Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions
<p><i>Any person owning real property located within and adjacent to the corporate limits of a city or village seeking to have such property detached from the corporate limits of such city or village would be able to file a request with the city council or village board of trustees asking that such property be detached. A majority vote from the board of trustees would be needed for detachment. A city or village would also be able to initiate detachment of any real property located within and adjacent to the corporate limits of such city or village by first publishing a proposed resolution of its intention to detach such property in a legal newspaper in or of general circulation in the city or village. A majority vote from the board of trustees would be needed for detachment.</i></p>					

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LB163			Urban Affairs 01/26/2021	General File 01/28/2021	Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts
<i>Under this bill introduced by the Urban Affairs Committee, many provisions would be changed and eliminated throughout this 127-page document relating to cities, villages, and metropolitan utilities districts. Most changes would simply use more specific language. For example, ordinances passed by cities of all classes and villages would have to be posted, published in a legal newspaper "in or of general circulation in the respective cities or villages," or published in book or pamphlet form, as required by their respective charters or general laws. The city council of any city or village board "of trustees" would be able to adopt by ordinance the conditions, provisions, limitations, and terms of any standard code which contains rules and regulations printed as a code in book, pamphlet, or "electronic" form.</i>					
LB164	Erdman		Transportation and Telecommunications 02/01/2021	In Committee 01/12/2021	Change provisions relating to the establishment of speed limits by local authorities
<i>Relating to the Nebraska Rules of the Road, on all highways within their corporate limits, except on state-maintained freeways which are part of the state highway system, incorporated cities and villages would have the same power and duty to alter the maximum speed limits as the department if the change is based on engineering and traffic investigation or hazardous conditions as determined by the city council or village board, except that no imposition of speed limits on highways which are part of the state highway system in cities and villages under 500 inhabitants.</i>					
<i>League of Nebraska Municipalities position: Likely Oppose</i>					
LB165	Erdman	Oppose Testimony	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to the assessment of real property that suffers significant property damage
<i>Relating to property taxes, damaged real property would replace the term destroyed real property. Any events causing significant property damage that occurs with enough frequency in this state would be made to grant property tax relief to owners of real property adversely affected by such events. Significant property damage would no longer include damage exceeding 20% of the property's assessed value in the current tax year as determined by the county assessor. The county assessor would also inspect and review all properties for which a report has been filed under this section and would submit a comprehensive report of all such properties to the county board of equalization on or before July 20 of the current assessment year.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>League of Nebraska Municipalities position: Monitor</i>					
LB167	Geist		Judiciary 02/26/2021	In Committee 01/12/2021	Protect religious freedoms as prescribed and provide for certain tort claims
<i>The government would permit a religious organization to continue operating and engage in religious services during a state of emergency, and no public official would be able to prohibit religious organizations from operating in this state or in a geographic area of this state during a state of emergency as proclaimed by the Governor. A religious organization would be able to assert a violation of this act as a claim against the government or as a defense in any judicial or administrative proceeding without regard to whether the proceeding is brought by or in the name of the government, any private person, or any other party. Sovereign, governmental, and qualified immunities to suit and from liability are waived and abolished under the Political Subdivisions Tort Claims Act and the State Tort Claims Act to the extent of liability created by this act, and a religious organization would be able to sue the government, except state courts, for damages as allowed by the Political Subdivisions Tort Claims Act and the State Tort Claims Act.</i>					
LB168	Hansen, M.		Urban Affairs	In Committee 01/12/2021	Terminate authorization for creation of sanitary and improvement districts
<i>No petition filed to create a sanitary and improvement district would be heard by the district court on or after 7/1/2021, and such court would not declare any sanitary and improvement district a public corporation of this state on or after such date.</i>					
<i>Hearing Likely: 2.16.21 PM</i>					
LB173	Hansen, B.		Judiciary 03/03/2021	In Committee 01/12/2021	Change provisions relating to carrying a concealed weapon
<i>Relating to firearms, the offense of carrying a concealed weapon would not apply to possessing, carrying, transporting, shipping, or receiving a firearm for any lawful purpose to or from any place where such firearm may be lawfully possessed or carried by a person if such firearm is unloaded and stored in a case and such person is not otherwise prohibited by state or federal law from possessing, carrying, transporting, shipping, or receiving a firearm.</i>					

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LB174	Friesen		Transportation and Telecommunications 01/25/2021	General File 02/02/2021	Change provisions relating to highways and highway funding, road classifications, licensure of local highway and street superintendents, motor vehicle safety responsibility, accident reports, and the Nebraska Rules of the Road <i>Relating to transportation, municipal members of the board would represent municipalities of certain sizes by population, as determined by the most recent federal decennial census or the most recently revised certified count by the US Bureau of the Census. Any professional engineer licensed pursuant to the Engineers and Architects Regulation Act would be entitled to a Class B license without examination. A county highway superintendent license or city street superintendent license, whether or Class A or Class B, issued prior to the effective date of this act would be deemed a county highway and city street superintendent license. The holder of at least a Class A license, even with a Class B license, would have their license or licenses reissued as a single Class A county highway and city street superintendent license. The holder of any Class B license without any Class A license would have their license or licenses reissued as a single Class B county highway and city street superintendent license.</i> <i>Beginning in calendar year 2022, any county or municipal county with a population of 60,000 or more inhabitants, as determined by the most recent official US census, would receive the full 12-month Class A incentive payment amount applicable to such county's rural population. A county with less than 60,000 inhabitants (or municipality with no population constraints) would be able to appoint and employ a professional engineer to perform the duties of county highway superintendent, and they would have a Class A license for purposes of incentive payments.</i> <i>Nebraska Association of County Officials position: Support Letter</i>
LB179	Linehan		Government, Military and Veterans Affairs 02/19/2021	In Committee 01/12/2021	Transition from elected to appointed county assessors <i>Starting on 1/1/2023, the county board of every county which has an elected county assessor would appoint a county assessor or designate the county clerk to serve as county assessor. Each county having a population of more than 3,500 inhabitants and having more than 1,200 tax returns in any tax year would have a county assessor appointed by the county board and each other county would have a county assessor or would have the county clerk serve as county assessor as determined by the county board.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB180	Linehan		Revenue	In Committee 01/12/2021	Change provisions relating to certain public statements of the Tax Commissioner and certain estimates of General Fund net receipts <i>Within 15 days after the end of each month, the Tax Commissioner would provide a public statement of actual General Fund net receipts, a comparison of such actual net receipts to the monthly estimated net receipts from the most recent forecast provided by the Nebraska Economic Forecasting Advisory Board, and a comparison of such actual net receipts to the monthly actual net receipts for the same month of the previous fiscal year.</i>
LB186	Hilkemann		Judiciary 02/24/2021	In Committee 01/12/2021	Change provisions relating to offense of criminal child enticement <i>Relating to the offense of criminal child enticement, this bill would change the age of children to any child 16 years of age or younger (no longer under the age of 14).</i> <i>Nebraska County Attorneys Association Position: Support</i>
LB188	Halloran		Government, Military and Veterans Affairs	In Committee 01/12/2021	Adopt the Second Amendment Preservation Act <i>This bill would adopt the Second Amendment Preservation Act. Other than compliance with an order of a court, no agency or political subdivision of this state, or employee of an agency or political subdivision of this state acting in such employee's official capacity, would be able to (1) knowingly and willingly participate in any way in the enforcement of any federal act, law, order, rule, or regulation regarding a firearm, firearm accessory, or ammunition if the act, law, order, rule, or regulation does not exist under the laws of this state or (2) utilize any assets, state funds, or funds allocated by the state to local entities on or after the effective date of this act, in whole or in part, to engage in any activity that aids a federal agency or corporation providing services to the federal government in the enforcement or any investigation pursuant to the enforcement of any federal act, law, order, rule, or regulation regarding a firearm, firearm accessory, or ammunition if the act, law, order, rule, or regulation does not exist under the laws of this state. This would be a civil penalty not to exceed \$300,000 for credit to the General Fund, and for a second or subsequent violation, a Class I misdemeanor.</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB189	Halloran	Monitor	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to property tax refunds
<i>Relating to property taxes, the refund of a tax or penalty or the receipt for the registration of a claim made of issued pursuant to this section shall be satisfied in full as soon as practicable. If mutually agreed to by the governing body of the political subdivision and the person holding the receipt, such receipt would be applied to satisfy any tax levied or assessed by that political subdivision which becomes due from the person holding the receipt until the claim is satisfied in full. For any refund or claim due under this section, interest would accrue on the unpaid balance at the rate of 9% beginning on the date of entry of the final non appealable order or other action approving the refund.</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i>					
<i>Nebraska State Chamber position: Watch</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>League of Nebraska Municipalities position: Monitor</i>					
LB191	Hughes		Natural Resources 01/27/2021	In Committee 01/12/2021	Redefine elector for the Irrigation District Act
<i>Regarding the Irrigation District Act, the definition of elector would include for any irrigation district or proposed irrigation district which borders another state and comprises less than 2,000 acres and in which one-half or more of the landowners, leaseholders, or entrymen of government lands are not residents of the State of Nebraska, any person who (A) owns not less than 15 acres of land within any such district, (B) is an entryman of government land within any such district, or (C) holds a leasehold estate in not less than 40 acres of state land within any such district for a period of not less than 5 years from the date at which such elector seeks to exercise the elective franchise.</i>					
LB192	Wishart		Appropriations 02/18/2021	In Committee 01/12/2021	State intent regarding appropriations for law enforcement training and certification
<i>This bill would state that the intent of the Legislature would be to appropriate \$140,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for each of FY 2021-22 and 2022-23 for in-person and online training for law enforcement officer to be certified through an accreditation agency approved by the Nebraska Commission on Law Enforcement and Criminal Justice.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Support Letter</i>					
LB193	Wishart		Appropriations 02/18/2021	In Committee 01/12/2021	State intent regarding appropriations for law enforcement training
<i>This bill would state that the intent of the Legislature would be to appropriate \$800,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for FY 2021-22 for the purchase of 2 law enforcement training systems and software to simulate real life encounters of law enforcement officers. It would also be their intent that the systems and software be designed for law enforcement officers to train on the use of nondeadly force and that the Nebraska Police Standards Advisory Council direct the location of such systems so that they are not located where similar systems are in place for law enforcement officers.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Support Letter</i>					
LB199	Vargas		Judiciary 03/11/2021	In Committee 01/12/2021	Adopt the Face Surveillance Privacy Act
<i>This bill would adopt the Face Surveillance Privacy Act. It would be unlawful for any governmental entity to obtain, retain, access, or use any face surveillance system or any information obtained from a face surveillance system. None of this information collected or derived would be able to be received in evidence in any trial, hearing, or other proceeding. The information would have to be deleted upon discovery. Any person injured by this would be able to bring a civil action for appropriate relief against the governmental entity committing such violation.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i>					
<i>Nebraska Association of County Officials position: Watch</i>					

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LB201	Pansing Brooks		Judiciary 01/28/2021	In Committee 01/12/2021	Change provisions relating to jurisdiction over juveniles <i>Relating to juveniles, the accused would be able to be arraigned in county court or district court if the alleged offense is a traffic offense and the accused was 11 years of age or older at the time the alleged traffic offense was committed, or if the accused was 16 or 17 years of age when an alleged offense was committed, following a transfer from juvenile court. The juvenile court would have exclusive original jurisdiction as to any juvenile who was under 18 years (no longer 16) of age at the time the alleged offense was committed, except that proceedings initiated under this subdivision would be able to be transferred to county court or district court if the juvenile was 14, 15, 16, or 17 years of age at the time the alleged offense was committed.</i> <i>Nebraska County Attorneys Association position: Oppose</i> <i>Douglas County Board of Commissioners position: Support</i> <i>Nebraska Association of County Officials position: Watch</i>
LB204	Slama		Judiciary 03/04/2021	In Committee 01/12/2021	Change provisions of the Sex Offender Registration Act <i>Regarding the Sex Offender Registration Act, it would also apply to any person who on or after 1/1/2022 (i) has ever pled guilty to, pled nolo contendere to, or been found guilty of sex trafficking or sex trafficking of a minor or (ii) has ever pled guilty to, pled nolo contendere to, or been found guilty of any offense that is substantially equivalent to a registrable offense by any village, town, city, state, territory, commonwealth, or other jurisdiction of the US, by the US Government, by court-martial or other military tribunal, or by a foreign jurisdiction, notwithstanding any other procedure to nullify a conviction other than by pardon. Additionally, any person required to register or who is registered under the Act would inform the sheriff of the county in which such person resides, in person, and complete a travel notification document, if such person intends to travel to another country, at least 21 days prior to such travel.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB207	McDonnell		Business and Labor	In Committee 01/12/2021	Change provisions relating to the date when compensation begins under the Nebraska Workers' Compensation Act <i>Regarding the Nebraska Workers' Compensation Act, no compensation would be allowed for the first 3 (no longer 7) calendar days of disability, but if disability extends beyond the period of 3 (no longer 7) calendar days, compensation would begin on the 4th (no longer 8th) calendar day of disability, except that if such disability continues for 2 (no longer 6) weeks or longer, compensation would be computed from the date disability began. This is the same proposition as LB170.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of School Boards position: Follow</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i> <i>Nebraska State Chamber position: Oppose</i>
LB213	Briese		Government, Military and Veterans Affairs 01/28/2021	In Committee 01/13/2021	Provide for an efficiency review of state agencies <i>Under this bill, the Department of Administrative Services would, in compliance with all statutes on contracts, contract for an efficiency review of state agencies listed in section 2 (stating all state agencies) of this act. The Department would electronically provide the results of the review to the Legislative Council no later than 1/1/2023. The efficiency review would be conducted by an independent source to provide an outside study of such state agencies to make the delivery of services more cost effective, identify outdated delivery practices that can be eliminated, identify increased efficiencies in service delivery, identify potential new sources of funding for services other than taxation, and make government more accountable to residents of the state.</i> <i>Nebraska Hospital Association position: Monitor</i>
LB214	Linehan		Revenue 02/11/2021	In Committee 01/13/2021	Define certain terms for purposes of property taxes <i>Relating to property taxes, definitions would be included for "recreational land," "primarily used," and "wasteland."</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB215	Hughes		Transportation and Telecommunications	In Committee 01/13/2021	Change 911 service surcharge provisions
<p><i>Relating to telecommunications, counties containing a city of the metropolitan class would no longer be an exception for the section stating that uniform service surcharges may be increased by an additional amount not to exceed 50 cents per month. Each wireless carrier would collect a surcharge of up to 70 cents on all active telephone numbers or functional equivalents every month from users of wireless service and would remit the surcharge, there would no longer be an exception for active telephone numbers in a county containing a city of the metropolitan class (up to 50 cents).</i></p> <p><i>Douglas County Board of Commissioners position: Support</i> <i>Nebraska Association of County Officials position: Support</i></p>					
LB216	Wayne		Judiciary 02/03/2021	In Committee 01/13/2021	Prohibit certain public communications by a peace officer
<p><i>A peace officer who is participating or has participated in an investigation or litigation in the peace officer's official capacity of a matter would not be able to make an extrajudicial statement that the peace officer knows or reasonably should know will be disseminated by means of public communication and will have a substantial likelihood of materially prejudicing an adjudicative proceeding of the matter. A violation of this section would be a Class V misdemeanor. Statements that a peace officer would be able to make are also listed.</i></p> <p><i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i></p>					
LB217	Wayne		Judiciary 02/03/2021	In Committee 01/13/2021	Provide a penalty for filing a false report by a peace officer
<p><i>Any peace officer who, while acting under color of peace officer's official authority, intentionally files or submits any report, narrative, or entry relating to an official investigation that contains a materially false statement, which the peace officer knows to be false, would be guilty of filing a false report. This violation would be a Class IV felony.</i></p> <p><i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i></p>					
LB222	Erdman		Revenue 02/11/2021	In Committee 01/13/2021	Change provisions relating to certain in lieu of tax payments made by the Game and Parks Commission
<p><i>Relating to the Game and Parks Commission, for all land ever acquired (no longer commencing 1/1/1977) by the Commission for wildlife management purposes, the commission would annually make payments in lieu of taxes to the county treasurer of the county in which the land is located. The value of the land would be determined by the county assessor as if it were being used at its highest and best use.</i></p> <p><i>Nebraska Association of County Officials position: Support</i></p>					
LB224	Aguilar		Government, Military and Veterans Affairs 01/28/2021	In Committee 01/13/2021	Change provisions for appointment of a county surveyor in certain counties
<p><i>Introduced at the request of Nebraska Association of County Officials. In a county having a population of less than 150,000 inhabitants in which the voters have voted against the election of a county surveyor or in which no county surveyor has been elected and qualified, the county board of such county would appoint a competent registered land surveyor who is registered pursuant to the Land Surveyors Regulation Act either on a full-time or part-time basis to such office.</i></p> <p><i>Nebraska Association of County Officials position: Support</i></p>					
LB226	Hilkemann		Transportation and Telecommunications 02/01/2021	In Committee 01/13/2021	Change motor vehicle tax exemptions as prescribed under the Motor Vehicle Registration Act
<p><i>Regarding the Motor Vehicle Registration Act, the first \$28,000 of the value when new of each motor vehicle owned and used exclusively by an organization or society qualified for a tax exemption provided in subdivision 1(c) or (d) of section 77-202 (property taxable; exemptions enumerated) would be able to be subtracted from such value for purposes of calculating value when new under section 60-3,190 (motor vehicle fee; fee schedules; Motor Vehicle Fee Fund; created; use; investment).</i></p>					

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<i>Nebraska Hospital Association position: Oppose</i> <i>Nebraska Association of County Officials position: Neutral Letter</i>					
LB229	Hunt		Judiciary 02/24/2021	In Committee 01/13/2021	Provide for enhanced penalties and a civil action for crimes committed because of a victim's gender identity or association with a person of a certain gender identity <i>Relating to the Nebraska Criminal Code, gender identity would mean a person's internal sense of their own gender, regardless of the sex the person was assigned at birth. Enhanced penalties and a civil action would be available for crimes committed because of a victim's gender identity or association with a person of a certain gender identity.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i>
LB230	Hunt		Judiciary 02/26/2021	In Committee 01/13/2021	Prohibit discrimination in public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity <i>This bill would prohibit discrimination public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity.</i>
LB232	Hunt		Transportation and Telecommunications	Withdrawn 01/21/2021	Change provisions relating to gender designation on drivers' licenses and state identification cards <i>Regarding the Motor Vehicle Operator's License Act, beginning on an implementation date designated by the director, which date would be on or before 1/1/2022, the applicant's gender would be indicated as female ("F"), male ("M"), or not specified ("X") and no documentation of gender would be required.</i>
LB236	Brewer		Government, Military and Veterans Affairs	In Committee 01/14/2021	Permit counties to authorize carrying concealed weapons as prescribed <i>Counties would have the power to authorize the carrying of concealed weapons for all persons not otherwise prohibited from possessing or carrying such weapons under state or federal law.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB242	Brandt	Support	Government, Military and Veterans Affairs 02/04/2021	In Committee 01/13/2021	Provide for county bridges under the Political Subdivisions Construction Alternatives Act <i>A political subdivision would be able to use a design-build contract or construction management at risk contract under the Political Subdivisions Construction Alternatives Act for a project to repair, retrofit, reconstruct, or replace any bridge. The County Bridge Incentive Program would be created. The department would administer the program using funds from the Transportation Infrastructure Bank Fund designated for the County Bridge Match Program, except that no more than \$10 million would be expended for the County Bridge Incentive Program. The purpose of this program would be to incentivize innovative solutions and provide funding to accelerate the repair and replacement of deficient bridges on the county road system.</i> <i>Nebraska Association of County Officials position: Support</i>
LB249	Pansing Brooks		Business and Labor 01/25/2021	In Committee 01/13/2021	Prohibit employers from inquiring about wage rate history under the Nebraska Fair Employment Practice Act <i>This bill would prohibit employers from inquiring about, requiring disclosure of, retaliating for failure to disclose, or rely on wage rate history under the Nebraska Fair Employment Practice Act. This would not apply to current employees applying for a position with the same employer, be construed to prohibit a job applicant from voluntarily sharing wage rate history with an employer, or apply to any actions taken by an employer pursuant to any federal, state, or local law that specifically authorizes the disclosure or verification of wage rate history for employment purposes.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB255	Hansen, M.		Business and Labor 01/25/2021	General File 02/10/2021	Adopt the In the Line of Duty Compensation Act
<p><i>This bill would adopt the In the Line of Duty Compensation Act. If a first responder is killed in the line of duty, compensation would be paid as provided in the Act to recognize the ultimate sacrifice made by such first responder. The amount of compensation would be \$50,000 for deaths occurring during calendar year 2022 and for each year after, the amount would be equal to the previous year increased by the percentage increase, if any, in the Consumer price Index for All Urban Consumers for the 12 months ending on June 30 of such previous calendar year. The process for determining the person entitled to receive such compensation is provided in detail. A claim must also be made to collect the compensation with the Risk Manager within 1 year after the date of death of the first responder.</i></p> <p><i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i></p>					
LB258	Vargas		Business and Labor 02/08/2021	In Committee 01/13/2021	Adopt the Healthy and Safe Families and Workplaces Act
<p><i>This bill would adopt the Health and Safe Families and Workplaces Act. Employees would accrue a minimum of one hour of paid sick and safe time for every 30 hours worked. Employees would not accrue more than 40 hours of paid sick and safe time in a calendar year unless the employer selects a higher limit. Employees who are exempt from overtime requirements under 29 U.S.C 213(a)(1) would be assumed to work 40 hours in each work week for purposes of paid sick and safe time accrual unless their normal work week is less than 40 hours, in which case paid sick and safe time accrues based upon that normal work week. This time accrued could be used after the 60th calendar day of employment and would carry over to subsequent calendar years, except that the hours used still not exceed 40 hours in a given year unless a higher limit is selected by the employer. Any employer with a paid leave policy would not have to provide additional paid sick and safe time. All circumstances where an employer would allow an employee to use sick and safe time are listed in detail.</i></p> <p><i>Nebraska Hospital Association position: Neutral</i> <i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Watch</i></p>					
LB259	Halloran		Judiciary 02/18/2021	In Committee 01/13/2021	Authorize a civil action for damages sustained by public safety officers
<p><i>A public safety officer would be able to bring a civil action against any person, group of persons, organization, corporation, or the head of an organization or corporation for (i) injury suffered during their official duties, (ii) abridgement of the officer's civil rights arising out of their civil duties, or (iii) the filing of a complaint against the officer, relating to the officer's performance of official duties, which the person filing knew was false when filed. Damages recoverable would include economic and noneconomic damages.</i></p>					
LB260	Hunt		Business and Labor 01/25/2021	In Committee 01/13/2021	Change provisions relating to good cause for voluntarily leaving employment under the Employment Security Law
<p><i>Regarding Employment Security Law, good cause for voluntarily leaving employment would include when an individual has made all reasonable efforts to preserve employment but voluntarily leaves employment for the purpose of caring for a family member with a serious health condition. The definitions for "family member" and "serious health condition" are listed.</i></p> <p><i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska Association of School Boards position: Follow</i> <i>Nebraska State Chamber position: Neutral</i></p>					
LB261	Linehan		Government, Military and Veterans Affairs 02/11/2021	In Committee 01/13/2021	Change provisions regarding grave markers for certain veterans
<p><i>Relating to veterans, a grave would be marked pursuant to this section if the deceased person served in the active duty armed forces of the US or the reserve forces of the US, served in the Nebraska National Guard in active duty federal service, or served in the Nebraska National Guard on or after 7/1/1973.</i></p>					

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LB263	Briese		Government, Military and Veterans Affairs 02/03/2021	In Committee 01/13/2021	Require occupational board to issue certain credentials based on credentials or work experience in another jurisdiction
<i>This bill would require occupational boards to issue certain credentials based on credentials or work experience in another jurisdiction. The process for an occupational board issuing an occupational license or government certification to an individual upon application based on private certification and work experience in another state or in the US Military is listed for when an applicant has work experience (and additionally holds a private certification) for an occupation in a state or in the US Military that does not use an occupational license or government certification to regulate an occupation with a similar scope of practice to an occupation for which this state requires an occupational license or government certification to regulate such occupation, as determined by the occupational board. The board would approve or deny an occupational license or government certification in writing within 60 days after receiving a complete application.</i>					
<i>Nebraska Hospital Association position: Oppose</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB267	McCollister		Government, Military and Veterans Affairs 02/04/2021	In Committee 01/14/2021	Change provisions relating to municipal counties
<i>Relating to municipal counties, whenever the proposed creation of a municipal county involves a merger or consolidation between one or more counties and a city of the metropolitan class, within 30 days after the passage of the joint resolution or within 30 days after receipt of a petition by the registered voters, the governing bodies of the county or counties and the city of the metropolitan class involved would create an interjurisdictional planning commission (2 members from the counties, 2 members from the city of metropolitan class, and 3 members chosen by the first 4 members jointly). The purpose of the commission would be to create a plan of merger and to present the plan of merger to the governing bodies of the county or counties and city. The specifics of the plan are listed in detail. Both sides would hold a hearing and vote to approve or disprove of the plan within 45 days after receipt of the plan but no later than 90 days prior to the submission of the proposed merger.</i>					
<i>Whenever the proposed creation of a municipal county involves the merger or consolidation of a county or counties and a city of the metropolitan class, the municipal county mayor would be elected initially for a 3-year term beginning with the 1st general election following the formation of the municipal county, and thereafter to 4-year terms. It would have the same powers and duties of the county prior to the merger or consolidation, and, in addition, would have the power and duties of a city of the metropolitan class. Any other municipality located within the existing county that is not consolidated into the municipal county may be annexed by the new municipal county in accordance with the laws applicable to cities of the metropolitan class as long as the boundaries of the municipal county's urban service area are adjacent to the boundaries of such municipality.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB271	Morfeld	Support	Judiciary 02/17/2021	In Committee 01/14/2021	Adopt the 24/7 Sobriety Program Act
<i>This bill would adopt the 24/7 Sobriety Program Act. Each county, through its county sheriff, would be able to participate in a 24/7 sobriety program. If a sheriff is unwilling or unable to participate in a 24/7 sobriety program, the sheriff would be able to designate an entity willing to provide the service. This program would meet at least the following minimum requirements: (a) testing would occur either twice a day or every day at a testing location or locations established by the county sheriff or a designated entity or continuously with a continuous alcohol monitoring device or similar technology, (b) participants would enter into a participation agreement with the sheriff or designated entity, and (c) participants would not consume alcohol or any drug not prescribed by a physician. Sanctions for violations of the program would be according to best practices. If a person is enrolled in a 24/7 sobriety program under this Act and has not violated any program conditions for drugs or alcohol after 30 consecutive days of testing, such person would be able to apply for a 24/7 sobriety program permit as a condition of bail under the 24/7 Sobriety Program Act. Such permit would expire at the same time as the later of any administrative license revocation being served.</i>					
<i>Nebraska County Attorneys Association Position: Support</i>					
<i>Nebraska Association of County Officials position: Support Letter</i>					
LB273	Lowe		Judiciary 01/28/2021	In Committee 01/14/2021	Change provisions relating to youth rehabilitation and treatment centers
<i>Relating to youth rehabilitation and treatment centers, this bill would include any facility operated and utilized as a youth rehabilitation and treatment center in compliance with state law, not just the Youth Rehabilitation and Treatment Center-Geneva and the Youth Rehabilitation and Treatment Center-Kearney.</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					

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LB274	Lowe		General Affairs 02/08/2021	In Committee 01/14/2021	<p>Provide for a promotional farmers market special designated license under the Nebraska Liquor Control Act</p> <p><i>Regarding the Nebraska Liquor Control Act, the commission would be able to issue a promotional farmers market special designated license to a craft brewery, microdistillery, or farm winery license for the sale or consumption of alcoholic liquor, which the holder is licensed to produce, at a farmers market conducted by the licensee outside of the manufacturer's designated premises under conditions specified in this section. The application process for such a license is listed in detail. There would be a fee of \$15 for such a license payable to the commission and submitted with the application. The holder of such a license would be able to use the license to apply to sell or dispense alcoholic liquor, which the holder would be licensed to produce, for consumption at a farmers market located within the jurisdiction of the local governing body.</i></p> <p><i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Liquor Control Commission position: Support</i> <i>League of Nebraska Municipalities position: Support</i></p>
LB281	Albrecht		Education	In Committee 01/14/2021	<p>Require child sexual abuse prevention instructional programs for school students and staff</p> <p><i>Each school district would adopt a child sexual abuse prevention instructional program for students in kindergarten through grade five for implementation beginning in school year 2022-23. The details of the program are listed, including a minimum of four instructional sessions per school year, with each year's instruction building on the previous year's instruction and age-appropriate curriculum, including role-playing, discussion activities, and books to educate students regarding body safety that includes child sexual abuse prevention. Funding would be from money available under the federal Every Student Succeeds Act, 20 U.S.C. 6301, as the act existed on 1/1/2021.</i></p> <p><i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i></p>
LB284	Cavanaugh, M.		Government, Military and Veterans Affairs	In Committee 01/14/2021	<p>Provide requirements regarding federal funds under the Governor's Emergency Program</p> <p><i>Regarding the Governor's Emergency Program, any expansion of federal programs during a declared emergency would be implemented for the duration of the declaration. Application for federal relief funds would be made for the maximum allowed by federal law. If such federal funds are made available, the Legislature would appropriate the funds from the state treasury to the Governor's Emergency Program or such other agency or program as appropriate to address the emergency. If the appropriation is required after the first 10 legislative days of a regular legislative session, a legislative bill would be introduced to provide for such appropriation. If the Legislature is not in session, the federal funds would not be expended until an appropriation is passed by the Legislature.</i></p> <p><i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i></p>
LB290	Cavanaugh, M.		Business and Labor 02/08/2021	In Committee 01/14/2021	<p>Adopt the Paid Family and Medical Leave Insurance Act</p> <p><i>This bill would adopt the Paid Family and Medical Leave Insurance Act. Beginning 1/1/2023, a covered individual would be able to take paid family and medical leave for the following qualifying reasons: (a) to care for a new child during the first year after birth, adoption, or placement through foster care of that child, (b) to care for a family member of the covered individual who has a serious health condition, (c) to care for a covered servicemember if the covered individual is a family member or the next of kin of the covered servicemember, (d) for qualifying exigency leave, or (e) because the covered individual has a serious health condition, including pregnancy, that makes the covered individual unable to perform the functions of the position held by such covered individual. The maximum amount of paid family leave and medical leave that a covered individual would be able to take would be 12 weeks or, for leave taken on an intermittent basis, 60 work days during any benefit year. Family and medical leave benefit calculations and claiming processes are listed in detail. The Paid Family and Medical Leave Insurance Fund would be created.</i></p> <p><i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Watch</i></p>
LB291	Friesen		Revenue	In Committee 01/14/2021	<p>Change provisions relating to property tax protests</p> <p><i>Introduced at the request of the Nebraska Association of County Officials. Relating to property tax protests, each protest would be made on a form prescribed by the Tax Commissioner, signed, and filed with the county clerk of the county where the property is assessed. The protest would contain or have attached a statement of the reason or reasons why the requested change should be made, including the requested valuation.</i></p>

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<i>Nebraska Association of County Officials position: Support</i>					
LB292	Friesen		Revenue	In Committee 01/14/2021	Change provisions relating to partial payments of property taxes <i>Relating to property taxes, the county treasurer (no longer any county board) would accept partial payments for the discharge of current or delinquent real property taxes, personal property taxes, or both or any charges for interest, publication, penalties, or other charges by reason of the delinquency of such taxes and would hold such payments in escrow or contract with another party to hold such payments in escrow.</i>
<i>Nebraska Association of County Officials position: Oppose</i>					
LB294	Flood		Government, Military and Veterans Affairs 01/28/2021	In Committee 01/14/2021	Exempt certain agency deputy directors and legal counsel from the State Personnel System <i>Under this bill, certain people would be exempt from the State Personnel System, including all personnel employed as deputy directors of all agencies other than those already listed in the subsection and all personnel employees as agency legal counsel of agencies which have 200 or more employees other than the agencies already listed in the subsection. The definitions for deputy director and agency legal counsel.</i>
LB302	Hansen, M.		Transportation and Telecommunications 01/25/2021	General File 02/02/2021	Change provisions relating to administrative license revocation under the Motor Vehicle Operator's License Act <i>Regarding the Motor Vehicle Operator's License Act, a person whose operator's license is subject to revocation would have all proceedings dismissed or his or her operator's license immediately reinstated without payment of the reinstatement fee upon receipt of suitable evidence by the director that: (i) the prosecuting attorney responsible for the matter declined to file a complaint alleging a violation of section 60-6,196 (driving under influence of alcoholic liquor or drug; penalties) or dismissed a filed complaint alleging a violation of section 60-6,196 prior to trial; (ii) the defendant, after trial, was found not guilty of violating section 60-6,196; or (iii) in the criminal action on the charge of a violation of section 60-6,196 arising from the same incident, the court had certain holdings (these would remain unchanged).</i>
<i>Nebraska County Attorneys Association Position: Support</i>					
LB303	Hansen, M.		Government, Military and Veterans Affairs 02/04/2021	In Committee 01/14/2021	Provide a budget limitation exception as prescribed <i>Introduced at the request of the League of Nebraska Municipalities. Relating to political subdivisions, budget limitations laid out in section 13-519 would additionally not apply to restricted funds budgeted for law enforcement, fire protection, or emergency services.</i>
<i>Nebraska Association of County Officials position: Support</i> <i>League of Nebraska Municipalities position: Support</i>					
LB304	Hansen, M.		Appropriations 02/18/2021	In Committee 01/14/2021	Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice <i>This bill would appropriate \$172,000 from the General Fund for FY 2021-22 to the Nebraska Commission on Law Enforcement and Criminal Justice to be used by the Nebraska Law Enforcement Training Center to enforce sections 81-1456 (employment of law enforcement officer; submit personnel change in status form; record; contents; report of termination or resignation in lieu of termination) and 81-1457 (employment of law enforcement officer; waiver to prospective employer; contents; form; former employer; duties) relating to revocation of law enforcement officer certification.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB307	Pansing Brooks		Judiciary 01/28/2021	In Committee 01/14/2021	Change provisions relating to appointment of counsel for juveniles
<i>Relating to juveniles, the court would not accept a juvenile's waiver of the right to counsel unless the county attorney or city attorney, on the record, waives any possible pre-adjudication or post-adjudication placements of the juvenile outside of the juvenile's home. If the court accepts the juvenile's waiver of counsel, the court order and any probation order would affirmatively show that the juvenile cannot be removed from the home or detained outside the home by the court on the adjudicated petition. This would apply to any period between adjudication and disposition, any period of probation, or in response to an alleged violation of probation on the adjudicated petition. The county attorney or city attorney would be able to withdraw such attorney's waiver under this section prior to the adjudication of the petition, and at such time the juvenile would be appointed counsel. On or before 7/1/2022, the Supreme Court would provide, by court rule, a process to ensure that juveniles are provided the opportunity to consult with counsel to assist the juvenile in making the decision to waive counsel. A juvenile's right to be represented by counsel would be able to be waived for any adjudication on a juvenile petition that may be used later to enhance or sustain a criminal conviction in an adult proceeding.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB308	Pansing Brooks		Judiciary 01/28/2021	In Committee 01/14/2021	Provide grants for juvenile indigent legal defense
<i>The Juvenile Indigent Defense Fund would be created, administered by the Commission on Public Advocacy, and would only be used to provide legal services to juveniles in juvenile court, provide resources to assist counties in fulfilling their obligation to provide for effective assistance of legal counsel for indigent juveniles, and pay the costs of administering the Juvenile Indigent Defense Grant Program, which would also be created. Funds from the Fund would be used to provide grants to counties to help offset the cost of providing legal counsel for indigent juveniles and for the administrative costs of the commission. A county would be able to apply for a grant under the program beginning 10/15/2022. Reporting methods for this program are listed in detail. A juvenile indigent defense fee of \$1 would be assessed as costs for each case filed in each county court, separate juvenile court, and district court, including appeals, and for each appeal and original action filed in the Court of Appeals and the Supreme Court. The fees would go to the Fund.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB310	Clements	Oppose	Revenue	In Committee 01/14/2021	Change inheritance tax rates and exemption amounts
<i>Relating to inheritance tax rates and exemption amount, in the case of a father, mother, grandparent, sibling, child, or child legally adopted, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 1% of the clear market value of the property received by each person in excess of \$40,000; (b) for decedents dying during calendar year 2022, 1% of the clear market value of the property received by each person in excess of \$150,000; (c) for decedents dying during calendar year 2023, 0.75% of the clear market value of the property received by each person in excess of \$150,000; (d) for decedents dying during calendar year 2023 or thereafter, 0.5% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$160,000. For each subsequent calendar year, the exempt amount would increase by \$5,000.</i>					
<i>In the case of an uncle, aunt, niece, or nephew related to the deceased by blood or legal adoption, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 13% of the clear market value of the property received by each person in excess of \$15,000; (b) for decedents dying during calendar year 2022, 11% of the clear market value of the property received by each person in excess of \$60,000; (c) for decedents dying during calendar year 2023, 9% of the clear market value of the property received by each person in excess of \$62,500; (d) for decedents dying during calendar year 2023 or thereafter, 6% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$65,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i>					
<i>In all other cases, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 18% of the clear market value of the property received by each person in excess of \$10,000; (b) for decedents dying during calendar year 2022, 15% of the clear market value of the property received by each person in excess of \$40,000; (c) for decedents dying during calendar year 2023, 12% of the clear market value of the property received by each person in excess of \$42,500; (d) for decedents dying during calendar year 2023 or thereafter, 9% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$45,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					

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LB313	Sanders	Support Letter	Revenue 02/11/2021	In Committee 01/14/2021	Change provisions relating to late applications for homestead exemptions <i>Introduced at the request of the Sarpy County Board of Commissioners and their highest priority this session. Relating to late applications for homestead exemptions, an owner would be able to file a late application if he or she includes a copy of the death certificate of a spouse who died during the year for which the exemption is requested. This request for exemption would only be for the current tax year. The late application would be filed with the county assessor on or before June 30 of the year in which the real estate taxes levied on the property for the current year become delinquent. Applications would include a copy of the death certificate of the deceased spouse. If the approval occurs after the date on which the first half of the real estate taxes levied on the property for the current year become delinquent, such delinquency and any interest would be removed from the tax roll. The approved application and other documentation would be forwarded to the Tax Commissioner. Any delinquency or interest accrued prior to the application date would, in the case of a rejection, remain on the tax roll.</i> <i>Douglas County Board of Commissioners position: Support Nebraska Association of County Officials position: Support</i>
LB326	Slama		Judiciary 02/18/2021	In Committee 01/15/2021	Provide immunity for claims against first responders operating motor vehicles and arising from vehicular pursuits and provide for policies, training, and duties relating to vehicular pursuits <i>Relating to tort claims, the Political Subdivisions Tort Claims Act would not apply to any claim against an employee of a political subdivisions arising out of certain conduct occurring within the court and scope of the employee's employment by the political subdivision and any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit. A law enforcement agency would be able to, but would not be required to, adopt and implement a policy on vehicular pursuits and provide training on vehicular pursuits. Requirements, elements, and standards for any policy on vehicular pursuits are listed in detail. The Nebraska Commission on Law Enforcement and Criminal Justice would be able to develop and distribute a suggested model vehicular pursuit policy for use by law enforcement agencies, but the Commission would not mandate the adoption of the model policy. On or before 1/1/2022, the Nebraska Police Standards Advisory Council would develop a training program and develop standards and procedures relating to vehicular pursuits. The State Tort Claims Act would not apply to any claim against a law enforcement officer employed by the state arising out of a vehicular pursuit that occurred within the course and scope of the employee's employment or any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral Nebraska Association of County Officials position: Support Letter</i>
LB329	Wayne		Revenue	In Committee 01/15/2021	Change provisions relating to taxes imposed on the average wholesale price of gasoline <i>Introduced at the request of the League of Nebraska Municipalities. The minimum average wholesale price of gasoline to be used to calculate the tax in this section for tax periods, beginning on and after 7/1/2021, would be \$2.44. In no case would the average wholesale price of gasoline be less than the minimum amount required under this subsection. The Department would use at least 35% of the amount allocated to the Highway Cash Fund to pay for surface transportation projects, as defined in section 29-2702 (money received; disposition), of the highest priority as determined by the Department.</i> <i>Nebraska Association of County Officials position: Support Letter</i>
LB330	Wayne	Monitor	Judiciary 01/28/2021	In Committee 01/15/2021	Raise the jurisdictional age limit for juvenile court to age twenty-one for certain purposes <i>This bill would raise the jurisdictional age limit for juvenile court to age 21 years (no longer 18 or 19 years) for certain provisions. A person under 21 years of age arraigned in county court or district court prior to the effective date of this act would be able to file a motion to transfer the case to juvenile court if a conviction has not yet been obtained, whether by trial or plea of guilty or nolo contendere.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB331	Wayne		Judiciary 03/04/2021	In Committee 01/15/2021	Prohibit contractual criminal enforcement of certain offenses related to animals <i>Related to offenses against animals, such rules, regulations, and ordinances adopted by any city, village, or county would not provide for contractual criminal enforcement by any private entity.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral Nebraska Association of County Officials position: Watch</i>

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LB333	Wayne		Judiciary 02/11/2021	In Committee 01/15/2021	Change provisions relating to possession of an electronic communications device in Department of Correctional Services facilities <i>The following persons would be allowed to bring electronic communication devices into a facility without preapproval from the director: (a) a member of the Legislature, (b) the Public Counsel or any employee of the Public Counsel, and (c) an attorney or an attorney's agent visiting a committed offender who is a client of such attorney.</i>
LB335	Flood	Monitor	Judiciary 02/10/2021	In Committee 01/15/2021	Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services <i>Beginning 9/15/2022, when sentencing a defendant to any term of imprisonment in an institution of the department, the court would announce in open court and on the record the total estimated cost to the taxpayers of such term of imprisonment. On or before 8/1/2022, and on or before each August 1 thereafter the Department would calculate the average cost of imprisonment for inmates in Department institutions for the preceding year and report such amount or amounts to the commission in a form and manner prescribed by the commission.</i>
LB339	Bostelman		Transportation and Telecommunications 02/16/2021	In Committee 01/15/2021	Require a utility coordination plan for certain highway and bridge contracts <i>Any contract exceeding \$50,000 for the construction, reconstruction, improvement, maintenance, or repair of a road, street, highway, bridge, or other related structure to which the Department of Transportation or any city of the metropolitan class, any city of the primary or first class, or any county with more than 25,000 inhabitants is a party would require a utility coordination plan.</i> <i>Nebraska Association of County Officials position: Wait</i>
LB348	Morfeld		Judiciary 02/04/2021	In Committee 01/15/2021	Change provisions relating to succession to real property by affidavit <i>Relating to decedents' estates and the affidavit of the successor, in the affidavit the value of the decedent's interest would be determined from the value of the property shown on the assessment rolls for the year in which the decedent died, as adjusted to 100% of fair market value as of the date of the affidavit, less real estate taxes and interest thereon if any is due at the time of death. Additionally, if claiming by devise under the will of the decedent, a copy of such will would be attached to the affidavit.</i>
LB349	McKinney		Government, Military and Veterans Affairs	In Committee 01/15/2021	Create El-Hajj Malik El-Shabazz, Malcolm X Day and establish a holiday <i>May 19 of each year would be El-Hajj Malik El-Shabazz, Malcolm X Day, and would be set apart for holding suitable exercises in the schools of the state in recognition of the sacrifices of the late El-Hajj Malik El-Shabazz, Malcolm X and his contributions to the betterment of society.</i>
LB352	Lathrop		Judiciary 02/11/2021	In Committee 01/15/2021	Change the amounts of certain court fees <i>Relating to court costs, the court automation fee would be \$10 (no longer \$8), the training fee would be \$2 (no longer \$1), and the dispute resolution fee would be \$1.50 (no longer \$0.75).</i> <i>Nebraska Association of County Officials position: Support Letter</i>
LB353	Lathrop		Appropriations 02/18/2021	In Committee 01/15/2021	Appropriate funds to the Department of Correctional Services for a community corrections facility <i>This bill would appropriate \$52 million from the General Fund for FY 2021-22 to the Department of Correctional Services for the construction or expansion of a community corrections facility with 300 new beds in the Omaha metropolitan area. The new or expanded facility would be consistent with the increase of community corrections capacity in the Omaha area recommended in Phase 1 of the Department of Correctional Services 2014 Master Plan Report.</i> <i>Nebraska County Attorneys Association Position: Support</i>
LB354	Lathrop		Judiciary 01/28/2021	In Committee 01/15/2021	Require courts to issue decisions on motions to transfer jurisdiction in cases involving juveniles within thirty days after hearing <i>Relating to criminal procedure, this bill would require courts to issue decisions on motions to transfer jurisdiction in cases involving juveniles within 30 days after hearing.</i> <i>Nebraska County Attorneys Association Position: Support</i>

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LB355	Lathrop		Judiciary 02/25/2021	In Committee 01/15/2021	Change provisions relating to county judges, clerk magistrates, and civil procedure <i>Relating to county judges, clerk magistrates, and civil procedure, the summons would be served within three days, excluding nonjudicial days, after the date of issuance.</i>
LB357	Hunt		Judiciary 01/28/2021	In Committee 01/15/2021	Create the Nebraska Youth in Care Bill of Rights <i>This bill would create the Nebraska Youth in Care Bill of Rights. It would be the policy of the Legislature to ensure that the quality of care provided to children placed in foster family homes, child-care institutions, or youth rehabilitation and treatment centers is as close as possible to the care a child would receive in a family setting. In order to accomplish such goals, the Department would provide developmentally appropriate information and notice to ensure certain rights for them that are listed in detail, including that each child would be in a placement that shares the child's religious beliefs when practical and each child would be free from unreasonable search and seizure as provided under the 4th Amendment to the Constitution of the US and as defined by state and federal law. Caseworkers would be trained on these rights and would make sure that each child knows they have these rights.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB362	Halloran		Government, Military and Veterans Affairs 02/05/2021	In Committee 01/15/2021	Change provisions relating to ballots for early voting under the Election Act <i>Relating to ballots for early voting under the Election Act, any registered voter who is permitted to vote early would be able to appoint an agent to return a marked ballot to the election commissioner or county clerk on behalf of such voter.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB368	Sanders		Government, Military and Veterans Affairs 01/29/2021	General File 02/08/2021	Provide the Auditor of Public Accounts enforcement powers for failure of political subdivisions to file reports <i>If a political subdivision required to file a report with the Auditor of Public Accounts fails to file such report by the applicable due date, the Auditor of Public Accounts would be able to (a) assess the political subdivision a late fee of \$20 per day for each calendar day the required report remains not filed, but would not exceed \$2,000 per filing, and (b) at the auditor's discretion, audit the political subdivision at the subdivision's expense.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB369	Sanders		Government, Military and Veterans Affairs 01/29/2021	General File 02/08/2021	Provide the Auditor of Public Accounts access to working papers and audit files <i>The Auditor of Public Accounts would have unrestricted access to the working papers and audit files for any audit report required to be filed with the office of the Auditor of Public Accounts. The request and approval process is listed in detail. If the auditor or auditing firm responsible for preparing such audit report fails to comply timely and fully with a request for access to working papers and audit files, the Auditor of Public Accounts would be able to (a) assess the auditor or auditing firm a late fee of \$20 per day for each calendar day the requested working papers and audit files remain inaccessible, (b) audit the entity that filed the audit report with the Auditor of Public Accounts at the entity's expense, and (c) refuse to accept any audit report prepared by the auditor or auditing firm for a period of three calendar years from the date that the notification is received by such auditor or auditing firm. Any deficiency noted by the Auditor of Public Accounts would be forwarded to the Nebraska State Board of Public Accountancy for its consideration. Willfully failing to comply with this section would be a Class II misdemeanor.</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB370	Sanders		Judiciary 03/11/2021	In Committee 01/15/2021	Adopt the Personal Privacy Protection Act <i>This bill would adopt the Personal Privacy Protection Act. notwithstanding any provision of law to the contrary except as otherwise provided in this section, each public agency would be prohibited from (a) requiring any individual to provide personal information or otherwise compelling the release of personal information, (b) requiring any nonprofit organization holding a certificate of exemption under section 501(c) of the Internal Revenue Code to provide such public agency with personal information or otherwise compelling the release of personal information, (c) if in the possession of personal information, releasing, publicizing, or otherwise publicly disclosing such personal information, or (d) requesting or requiring a current or prospective contractor or grantee to provide such public agency with a list of nonprofit organizations holding certificates of exemption under section 501(c) of the Internal Revenue Code to which such contractor or grantee has provided financial or nonfinancial support. Personal information would be exempt from disclosure under public record laws. A person alleging a violation of this Act would be able to be entitled to appropriate injunctive relief and damages, including a reasonable attorney's fee.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Unstated</i>
LB371	Aguilar		General Affairs 02/01/2021	In Committee 01/15/2021	Provide for games of chance under the Nebraska Racetrack Gaming Act at state, district, and county fair locations <i>This bill would provide for games of chance under the Nebraska Racetrack Gaming Act at state, district, and county fair locations.</i>
LB377	DeBoer		Revenue 01/15/2021	In Committee 01/15/2021	Change inheritance tax provisions <i>Introduced at the request of the Nebraska State Bar Association. Relating to inheritance taxes, relatives of the decedent would additionally include relatives of a spouse or former spouse of the decedent's parent, grandparent, child, sibling, uncle, aunt, niece, or nephew, if the decedent's parent, grandparent, child, sibling, uncle, aunt, niece, or nephew was married to the spouse at the date of death of the decedent or at the date of death of such spouse.</i> <i>Nebraska Association of County Officials position: Watch Letter</i>
LB379	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Provide, change, and eliminate provisions relating to appropriations <i>Part of the biennial budget package, this is the deficit appropriations bill for FY2020-21. Meaning this is spending that must pass by June 30, 2020 to preserve a balanced budget and to keep departments whole. It also allows for dollars to be spent on new projects needed before June 30, 2021.</i>
LB380	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023 <i>Part of the biennial budget package, this is the mainline appropriations bill for 2021-23. All programmatic spending will be housed in this bill.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Education Association position: Neutral</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB394	Morfeld		Judiciary 02/04/2021	In Committee 01/20/2021	Adopt the Public Health Emergency Housing Protection Act and change deadlines for trials in actions for possession and forcible entry and detainer <i>This bill would adopt the Public Health Emergency Housing Protection Act. If a municipality finds that it is necessary to protect the public welfare from the spread of a virus or infectious disease, the municipality would be able to enact a moratorium on any evictions and foreclosures within the municipality, either through the governing body or the mayor or city manager of the municipality, by resolution or proclamation. The moratorium would end when either the governing body or mayor or city manager determines, except when the moratorium is enacted by the governing body and the mayor terminates it, the governing body would be able to reinstate the moratorium with a two-thirds majority vote. A local public health department and county board would also have these powers.</i> <i>During a moratorium period, the following would apply to any dwelling unit within the jurisdiction: (a) a landlord would not be able to terminate a rental agreement with a tenant, (b) a landlord would not be able to file a judicial eviction action against a tenant, (c) a court in which an eviction action is pending would not convene to hear it, (d) service of process would not be allowed against a tenant for an eviction action, (e) a court would not accept any eviction action filing, (f) all deadlines relating to eviction actions would be tolled for the duration of the period, (g) no eviction order would be served or executed on a tenant, and (h) a landlord would not assess fees, penalties, or other charges to a tenant for nonpayment of rent. The same restrictions would apply for foreclosure actions against mortgagors of real property.</i>

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<i>The Public Health Emergency Housing Assistance Fund would be created to provide housing assistance pursuant to this section. The deadlines for trials in actions for possession and forcible entry and detainer would remain the same, unless otherwise ordered by the court.</i>					
<i>Nebraska Association of County Officials position: Conditional</i>					
LB404	Lowe		Judiciary 03/03/2021	In Committee 01/20/2021	Change permit and renewal time periods under the Concealed Handgun Permit Act
<i>Regarding the Concealed Handgun Permit Act, permit and renewal time periods would be 10 years (no longer 5).</i>					
LB405	Lowe		Urban Affairs 02/02/2021	In Committee 01/20/2021	Change provisions relating to village boards of trustees
<i>Introduced at the request of the League of Nebraska Municipalities. Relating to village boards of trustees, the village board of trustees would be able to, by ordinance, combine or merge any elective or appointive village office or village employment or any combination of duties of any such offices or employments, except that the office of village trustee would not be combined or merged with any other village office or village employment. These combined or merged would always be construed to be separate and the effect of the combination or merger would be limited to a consolidation of official duties only. The officer of village trustee would not be combined or merged with any other village office or village employment except that a member of the village board of trustees would be able to receive compensation to perform seasonal or emergency work upon approval by the village board of trustees.</i>					
<i>Hearing Likely: 2.2.21 AM</i>					
LB407	McDonnell	Neutral	Business and Labor 02/01/2021	In Committee 01/20/2021	Include certain county correctional officers in provisions governing mental injuries and mental illnesses under the Nebraska Workers' Compensation Act
<i>Regarding the Nebraska Workers' Compensation Act, definitions would be included for "county correctional officer" and "high-population county." The definition of "personal injury" would include mental injuries and mental illness unaccompanied by physical injury for an employee who is a county correctional officer. The definition of "high-risk individual" would include a person in the custody of a county jail or in the process of being placed in the custody of a county jail in a high-population county.</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB408	Briese	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Adopt the Property Tax Request Act
<i>This bill would adopt the Property Tax Request Act and is the statutory equivalent of LR22CA. Definitions are included for approved bonds, political subdivision, property tax request, and real growth value. A political subdivision's property tax request for any year would not exceed its property tax request in the prior year by more than 3%, except as otherwise provided in this section. A political subdivision would be able to exceed the limit provided in this section by an amount approved by a majority of registered voters voting on the issue in a primary, general, or special election at which the issue is placed before the registered voters. The limit in this section would not apply to that portion of a political subdivision's property tax request that is needed to pay the principal and interest on approved bonds and that will be derived from the real growth value for the political subdivision.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of School Boards position: Follow</i>					
<i>ESU Coordinating Council position: Oppose</i>					
<i>Nebraska Council of School Administrators position: Oppose</i>					
<i>Nebraska Rural Community Schools Association position: Oppose</i>					
<i>Nebraska State Education Association position: Oppose</i>					
<i>Schools Taking Action for Nebraska Children Education position: Oppose</i>					
<i>Nebraska State Chamber position: None</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
<i>Greater Nebraska Schools Association position: Oppose - Testify</i>					

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LB414	Wishart		Government, Military and Veterans Affairs 02/04/2021	In Committee 01/20/2021	Change provisions of the Political Subdivisions Construction Alternatives Act
<p><i>Regarding the Political Subdivisions Construction Alternatives Act, a political subdivisions would be able to use a design-build contract or construction management at risk contract under this Act for a project for water, wastewater, utility, or sewer construction. For this project, the resolution would include a statement that the political subdivision has made a determination that the contract is in the public interest, based on either (a) savings in cost or time or (b) requirement of specialized or complex construction methods suitable for the contract delivery system. Political subdivisions would include a natural resources district.</i></p> <p><i>Nebraska Association of County Officials position: Support</i> <i>League of Nebraska Municipalities position: Support</i></p>					
LB417	Halloran		Judiciary 03/03/2021	In Committee 01/20/2021	Authorize possession of a firearm on school grounds by a full-time, off-duty law enforcement officer
<p><i>This bill would allow possession of a firearm on school grounds by a full-time, off-duty law enforcement officer.</i></p> <p><i>Nebraska Association of School Boards position: Follow</i> <i>Nebraska State Education Association position: Oppose</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i></p>					
LB419	Cavanaugh, J.	Neutral	Judiciary 02/04/2021	In Committee 01/20/2021	Require appointment of counsel in eviction proceedings and provide for a filing fee
<p><i>Relating to civil actions, at the commencement of any eviction proceeding, the court would appoint counsel for the tenant unless the tenant is already represented by counsel. The tenant would be able to waive court-appointed counsel or retain the tenant's own counsel and the cost of any court-appointed counsel would be paid by the county. Counsel appointed here would apply to the court before which the proceedings were had for fees for services performed. In addition to all other court costs assessed according to law, an eviction proceeding fee of \$50 would be assessed in each county court and district court. Additional information required for summons is listed in detail.</i></p> <p><i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of County Officials position: Oppose</i></p>					
LB422	Briese		Revenue 02/03/2021	In Committee 01/20/2021	Change the sales tax rate and impose sales tax on additional services
<p><i>Commencing 10/1/2022, the rate of sales tax levied pursuant to section 77-2703 (tax upon gross receipts from all sales of tangible personal property sold at retail in this state) would be 5%. The Tax Commissioner would adjust the sales tax at the beginning of the next four calendar quarters to a rate estimated to provide approximately the same amount of revenue for the state had the changes made by this legislative bill not gone into effect.</i></p> <p><i>Nebraska Hospital Association position: Undetermined</i> <i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: No Position</i></p>					
LB424	Brewer		Government, Military and Veterans Affairs	In Committee 01/20/2021	Provide and change zoning requirements for wind energy generation projects
<p><i>Beginning 9/1/2021, no wind energy generation project would be constructed unless the county in which the project would be located has zoning regulations or a zoning resolution meeting the requirements of this section. The zoning provisions would address fixed-distance setbacks, noise standards, any noise-measuring instruments, decommissioning terms and conditions, and fees for conditional use permits for wind energy generation projects. The procedure used to measure noise would meet the requirements of the American National Standards Institute, the International Electrotechnical Commission, or the International Organization for Standardization for the measurement of sound.</i></p> <p><i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Oppose</i></p>					

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LB426			Appropriations	In Committee 01/20/2021	Require the Department of Health and Human Services to conduct a cost analysis for capital improvement and structural changes at the Youth Rehabilitation and Treatment Center-Kearney and submit a report <i>The Department of Health and Human Services would contract for the completion of a cost analysis for necessary capital improvements and structural changes to the facilities at the Youth Rehabilitation and Treatment Center-Kearney within 60 days after the effective date of this act and submit a report to the Health and Human Services Committee on or before 12/15/2021.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB427		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	State intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed <i>It would be the intent of the Legislature that no institution under the supervision of the Department of Health and Human Services at which the department provides inpatient or subacute substance abuse or behavioral health residential treatment for juveniles under the jurisdiction of a juvenile court would delay such treatment to a juvenile when such treatment has been determined necessary or has been ordered by a juvenile court.</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB428		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	Entitlement of juveniles at youth rehabilitation and treatment centers to receive an appropriate educational equivalent to educational opportunities offered in public schools <i>Each youth and rehabilitation center would provide an age-appropriate and developmentally appropriate education program for each juvenile that can award relevant and necessary credits toward high school graduation that will be accepted by any public school district in the state. Juveniles committed to the centers would be entitled to receive an appropriate education equivalent to educational opportunities offered within the regular settings of public school districts across the state.</i> <i>Nebraska Association of School Boards position: Follow</i> <i>Nebraska State Education Association position: Support</i>
LB429			Health and Human Services 02/03/2021	In Committee 01/20/2021	Require notification by the Department of Health and Human Services to the Legislature prior to implementation of substantial changes to facilities and programs under the Office of Juvenile Services <i>Prior to implementing any substantial changes to the facilities and programs under the jurisdiction of the Office of Juvenile Services, the Department of Health and Human Services would notify the Legislature of such intended substantial changes. Legislative consideration would be needed before any substantial changes.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB431			Revenue	In Committee 01/20/2021	Change taxation provisions relating to improvements on leased lands, the assessment of undervalued and overvalued property, methods for giving notice, and the collection of certain taxes and fees <i>Within 7 days after the county board of equalization's final decision relating to hearing protests, the county clerk would, for protested and nonprotested actions, send to the Property Tax Administrator a copy of the county assessor's report of undervalued and overvalued property under section 77-1315.01 and a copy of the county board of equalization's decision. The fees imposed by this section would be due and payable from retailers to the Tax Commissioner on or before the 25th day of the month following the monthly (required if a retailer's annual fee remittance is \$3,000 or more), quarterly (required if a retailer's annual fee remittance is \$900 or more but less than \$3,000), or annual period for filing returns (required if a retailer's annual fee remittance is less than \$900).</i> <i>Nebraska Association of County Officials position: Watch</i>
LB435	Hansen, B.		Government, Military and Veterans Affairs 02/05/2021	In Committee 01/20/2021	Require an official watermark on certain ballots under the Election Act <i>Regarding the Election Act, an official watermark designed by the Secretary of State would be required for all official ballots.</i> <i>Nebraska Association of County Officials position: Oppose</i>

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LB441	Hansen, M.		Business and Labor	In Committee 01/20/2021	Change provisions relating to compensation for individuals affected by COVID-19 under the Nebraska Workers' Compensation Act <i>Regarding the Nebraska Workers' Compensation Act, an essential worker who otherwise qualifies for workers' compensation and (i) is confirmed as COVID-19 positive on or after 3/13/2020, (ii) has COVID-19 listed as the cause of death on their death certificate, or (iii) is quarantined at the direction of the employer due to suspected COVID-19 exposure, would be presumed to have suffered from an accident arising out of and in the course of his or her employment, and a claim would not be denied to an essential worker on the basis that the accident did not produce an unforeseen injury. The Retroactive COVID-19 Claims Fund would be created to pay for any costs from retroactive COVID-19 workers' compensation claims.</i> <i>Nebraska Hospital Association position: Undetermined</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska State Chamber position: Oppose</i> <i>Nebraska Association of County Officials position: Watch</i>
LB443	Hansen, M.		Government, Military and Veterans Affairs	In Committee 01/20/2021	Exempt local foster care review boards from the Open Meetings Act <i>This bill would exempt local foster care review boards from the Open Meetings Act.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB444	Hansen, M.		Judiciary 02/10/2021	In Committee 01/20/2021	Change provisions relating to credit against jail terms <i>If a person is arrested on one charge and prosecuted on another charge growing out of conduct which occurred prior to such person's arrest, credit against the term of any sentence resulting from such prosecution would be given for all time spent in custody under the former charge which has not been credited against another sentence.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB447	Cavanaugh, M.		Health and Human Services 02/04/2021	In Committee 01/20/2021	Change provisions relating to immunization under the Child Care Licensing Act <i>Regarding the Child Care Licensing Act, the bill removes the option to enroll in childcare without a cavvination using a parent statement, instead allowing only for children to enroll who have immunizations or a doctors note stating a medical reason for not being immunized. The department would maintain a database for the submission of any report required for each program under this section. Any identification of individual children in such reports would not be public information</i> <i>Nebraska Hospital Association position: Support</i>
LB450	McKinney		Business and Labor 02/01/2021	In Committee 01/20/2021	Adopt the Nebraska Innovation Hub Act <i>LB450 would adopt the Nebraska Innovation Hub Act. An innovation hub or iHub means a partnership between interrelated firms, local governments, economic development organizations, educational entities, and industries that collectively drive economic growth within a defined geographic area. The Department of Economic Development is charged with designating innovation hubs to stimulate partnerships, economic development, and job creation by leveraging assets to provide an innovation platform for startup businesses, economic development organizations, business groups, and venture capitalists. The assets may include, but are not limited to, research parks, technology incubators, universities, and federal laboratories.</i> <i>Nebraska State Chamber position: Monitor</i>

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LB454	Friesen		Revenue 02/11/2021	In Committee 01/20/2021	Adopt the School Property Tax Stabilization Act and change the valuation of agricultural land
<p><i>This bill would adopt the School Property Tax Stabilization Act. On or before 9/15/2021, the State Department of Education would determine the total school property tax stabilization payment to be paid to each eligible school district for the 2021-22 school fiscal year. On or before 6/30/2022 and each year thereafter, the Department would do the same for the ensuing year. A school district would be eligible for a school property tax stabilization payment if the school district property tax requirement exceeds 75% for the formula need calculated for such school district for the school fiscal year for which a total school property tax stabilization payment is being calculated. The requirement for each district would equal the formula need minus the sum of the amount to be distributed pursuant to the Tax Equity and Educational Opportunities Act and other actual receipts for which a total school property tax stabilization payment is being calculated. The school property tax stabilization base would equal the amount by which the requirement exceeds the difference of 75% of the formula need minus the sum of the amount to be distributed pursuant to the Tax Equity and Educational Opportunities Act and other actual receipts for such school district. The total payment to be paid to an eligible school district would equal the school property tax stabilization base for such school district multiplied by 50%. The applicable percentage for agricultural and horticultural land to be used for school district taxation purposes would be 65 for tax year 2022 and 55 for tax years 2023 and after. The applicable percentage range for other property to be used for school district taxation purposes would be 59 to 65 for tax year 2022 and 49 to 55 for tax years 2023 and after. For agricultural and horticultural land, the adjusted valuation used for the calculation of aid for school FY prior to 2022-23, 72% of actual value (followed by 62% for FY 2022-23 and 52% for FY 2023-24 and after).</i></p> <p>Nebraska Association of School Boards position: Follow Nebraska Council of School Administrators position: Oppose Nebraska Rural Community Schools Association position: Oppose Schools Taking Action for Nebraska Children Education position: Oppose Nebraska State Chamber position: Watch Nebraska Association of County Officials position: Oppose Greater Nebraska Schools Association position: Oppose - Testify</p>					
LB455	Friesen		Transportation and Telecommunications 02/08/2021	In Committee 01/20/2021	Adopt the Broadband Pole Attachment Act
<p><i>LB455 would adopt the Broadband Pole Attachment Act, which is intended to promote the deployment of broadband services. Each electric utility must: charge rates and fees for attachments to utility poles by communications service providers that are just, reasonable, and nondiscriminatory regardless of the services furnished; make the electric utility's easements available to a communications service provider and, where necessary, obtain expansions of such easements to accommodate the communications service provider's attachments on a nondiscriminatory and competitively neutral basis; establish terms and conditions for attachments to utility poles by any communications service provider that are nondiscriminatory, competitively neutral, commercially reasonable, and consistent with federal laws and regulations; if consistent with the National Electrical Safety Code, rearrange, expand, replace, or otherwise reengineer any utility pole upon the request of a communications service provider if necessary to accommodate the communications service provider's new attachment. If the replacement of a utility pole is necessary pursuant to this subdivision, an electric utility shall not require reimbursement of costs associated with such pole replacement from a communications service provider beyond recovery of the electric utility's actual and reasonable costs of advancing the retirement of the existing utility pole. Such costs shall be measured by the net book value of the existing utility pole plus the incremental cost, if any, of installing a utility pole with greater capacity than the utility pole such electric utility would have installed in the normal course of its operations, and any other incremental costs proved by the electric utility, except that such incremental costs shall in no event include any costs associated with the installation of a utility pole the electric utility would have installed at the same location; complete utility pole replacement or other make-ready work within 90 days of receipt of a complete attachment request from a communications service provider; allow a communications service provider or its designee to use boxing techniques, extension arms, attachments below existing attachments where space is unavailable above existing attachments, temporary attachments, or other methods or equipment, except that such use shall comply with the National Electrical Safety Code or other applicable safety codes; not require a communications service provider to comply with utility pole attachment specifications or requirements that exceed National Electrical Safety Code specifications, applicable fire safety codes, or any building code or similar code of general applicability for the protection of public health, safety, or welfare that were adopted by the applicable local governmental jurisdiction prior to the filing of a utility pole attachment application, except that any such specifications or requirements adopted by a local governmental jurisdiction that owns or controls an electric utility shall be just, reasonable, and nondiscriminatory. Nothing in this subdivision shall be construed to expand the power of any local governmental jurisdiction; and negotiate in good faith with communications service providers to enter into pole attachment agreements consistent with the Broadband Pole Attachment Act and to conform existing pole attachment agreements to be consistent with the Broadband Pole Attachment Act. Complaints may be filed and disputes resolved with the Public Service Commission. Terms and timelines are established regarding the negotiation of pole attachment agreements. Jurisdictional utilities governed by the Natural Gas Regulation Act will defer to the provisions of such act.</i></p> <p>Nebraska Association of County Officials position: Watch League of Nebraska Municipalities position: Oppose</p>					

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LB460	Brandt		Transportation and Telecommunications 02/09/2021	In Committee 01/20/2021	Authorize leasing of dark fiber and eliminate certain powers of the Public Service Commission
<i>LB460 would provide that any agency or political subdivision of the state may lease or license its dark fiber and related infrastructure under such terms as determined by such agency or political subdivision pursuant to its duly adopted and promulgated rules and regulations, issued orders, written policies, enacted ordinances, or adopted resolutions. The bill would also eliminate prescribed powers of the Public Service Commission relating to such matters.</i>					
<i>Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB600, LB656.</i>					
LB462	Dorn		Appropriations	In Committee 01/20/2021	Appropriate funds to the Department of Health and Human Services
<i>This bill would provide a rate increase for behavioral health services of 3% for FY 2021-22 and 3% for FY 2022-23 to Agency No. 25, Department of Health and Human Services, Program 348, Medical Assistance, and Program 349, Medicaid Expansion.</i>					
<i>Nebraska Hospital Association position: Support</i>					
<i>Douglas County Board of Commissioners position: Support</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Support</i>					
LB466	Linehan		Revenue 02/11/2021	In Committee 01/20/2021	Require the proration of property taxes when real property is sold
<i>Whenever real property is sold, the county assessor of the county in which the real property is located would prorate the property taxes due on such real property for the year in which the sale occurred based on the number of days the buyer and seller owned the property during such year, unless the buyer and seller have agreed to a different proration of such property taxes.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB472	DeBoer		Judiciary 02/03/2021	In Committee 01/20/2021	Require law enforcement officers to intervene when excessive force is used and require policies on excessive force
<i>A law enforcement officer would be required to intervene to prevent or stop another law enforcement officer from using what the first officer reasonably believes to be excessive force against a member of the public, without regard for the chain of command, if the first officer can reasonably do so.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB474	Wishart		Judiciary 03/10/2021	In Committee 01/20/2021	Adopt the Medicinal Cannabis Act
<i>This bill would adopt the Medicinal Cannabis Act. Any school, health care facility or health care service licensed pursuant to the Health Care Facility Licensure Act, licensed child care facility, or foster care facility would be able to adopt reasonable restrictions on the use of cannabis by students, residents, or persons receiving care or services, including that (a) the school, facility, or service and agents thereof are not responsible for providing the cannabis, (b) cannabis may not be inhaled using vaporization, and (c) cannabis may be consumed only in a place specified by the school, facility, or service. The department would establish and maintain a voluntary registry program for patients and caregivers. A certified patient or nonresident would be able to engage in the medicinal use of cannabis and not be subject to any civil penalties. The application and registration process is listed in detail. A producer of cannabis would provide a reliable and ongoing supply of cannabis needed for the registry program. Prior to dispensing any cannabis, a dispensary would verify that the person requesting the distribution of cannabis is a certified patient, a designated caregiver, a nonresident patient, or a nonresident caregiver using verification procedures prescribed by the department. The Medicinal Cannabis Regulation Fund would be created for purposes of regulation of cannabis and administration of this Act.</i>					
<i>Nebraska County Attorneys Association position: Oppose</i>					
<i>Nebraska Hospital Association position: Monitor</i>					
<i>Nebraska State Chamber position: Neutral</i>					

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LB480	McKinney		Business and Labor	In Committee 01/20/2021	Change the minimum wage as prescribed <i>The minimum wage would be raised to \$10 per hour on and after 1/1/2022, through 12/31/2022 and increase by \$1 per hour every year until it reaches \$20 per hour on and after 1/1/2032, through 12/31/2032. The adjusted hourly rate after this would be determined by the Commission of Labor and would be equal to the minimum wage from the previous calendar year increased by the percentage increase, if any, in the Consumer Price Index for All Urban Consumers, as published by the Bureau of Labor Statistics, for the 12 months ending on June 30th of such previous calendar year.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Oppose</i>
LB481	McKinney		Judiciary 02/19/2021	In Committee 01/20/2021	Adot the Marijuana Conviction Clean Slate Act, decriminalize possessory marijuana and synthetic cannabinoid offenses and drug paraphernalia offenses, and change related provisions <i>This bill would adopt the Marijuana Conviction Clean Slate Act and decriminalize possessory marijuana and synthetic cannabinoid offenses and drug paraphernalia offenses. Beginning 6/1/2023, a person would automatically be eligible for clean slate relief of this Act for a qualified offense if the person was sentenced for such offense on or after 1/1/1994 and if, as of 6/1/2023, such person has completed the sentence for such offense, including payment of all court-ordered financial obligations related to such offense. An order for clean slate relief would nullify the conviction, remove all civil disabilities and disqualifications imposed as a result of the conviction, and notify the person in interest that such person should consult with an attorney regarding the effect of the order, if any, on such person's ability to possess a firearm under state or federal law. It would no longer be an offense for a person to possess mariuana or possess marijuana with intent to manufacture, distribute, deliver, dispense, prepare for delivery, or offer for delivery.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB483	Cavanaugh, J.		Natural Resources 02/11/2021	In Committee 01/20/2021	Provide for a climate change study and action plan <i>The University of Nebraska would develop an evidence-based, data-driven, strategic action plan to provide methods for adapting to and mitigating the impacts of extreme weather events or climate change. What this action plan would include is listed in detail, along with the process for developing the action plan. An amount of \$250,000 in total from the Petroleum Release Remedial Action Collection Fund would be transferred to the University of Nebraska on or before 12/15/2022.</i>
LB490	Cavanaugh, M.	Monitor	Health and Human Services 02/03/2021	In Committee 01/22/2021	Require youth rehabilitation and treatment centers to obtain a license from the Division of Public Health <i>On or before 10/15/2021, a youth rehabilitation and treatment center would be required to obtain a license from the Division of Public Health of the Department of Health and Human Services to operate such a facility.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB492	Cavanaugh, M.		Judiciary 02/05/2021	In Committee 01/22/2021	Create the Nebraska Integrated Juvenile Data Governing Body and the Nebraska Juvenile Justice Information System <i>This bill would create the Nebraska Integrated Juvenile Data Governing Body and the Nebraska Juvenile Justice Information System. The purpose of the Body would be to develop a plan to create and sustain a unified juvenile justice and child welfare data system in Nebraska which would answer key questions about youth in the child welfare and juvenile justice systems, and guide future investment in preventing involvement in the juvenile justice and child welfare systems. The membership of this Body is listed in detail. The Body would propose a plan to develop the System, a statewide education, juvenile justice, and child welfare unified data system created to improve the coordination and streamlining of services, guide resource allocation, and provide greater accountability for investments in juvenile justice and child welfare services. The System would begin on 7/1/2023 and be managed by the University of Nebraska at Omaha, Juvenile Justice Institute.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB496	Hilkemann		Judiciary 03/04/2021	In Committee 01/22/2021	Require collection of DNA samples for persons arrested for crimes of violence <i>A person who is arrested for an alleged crime of violence on or after the operative date of this act, who does not have a DNA sample available for use in the State DNA Sample Bank, would have a DNA sample collected by a law enforcement official at the receiving criminal detention facility during the booking process. If the first appearance of such a person in court for the alleged crime of violence is not due to arrest but by a citation or summons, the court immediately would order, and a law enforcement officer would take or cause to be taken, a DNA sample of the person.</i>

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<i>Nebraska County Attorneys Association Position: Support</i>					
LB501	Flood		Judiciary 02/04/2021	In Committee 01/22/2021	Adopt the Uniform Easement Relocation Act <i>This bill would adopt the Uniform Easement Relocation Act. A servient estate owner would be able to relocate an easement under the Act only if the relocation does not materially lessen the utility of the easement, impair the purposes, safety, physical condition, or value of the interest, increase the burden on the easement holder in its reasonable use and enjoyment of the easement, or disrupt the use and enjoyment of the easement by the easement holder. To obtain an order to relocate an easement under the Act, a servient estate owner would have to commence a civil action. This process is listed in detail. A servient estate owner would be responsible for reasonable expenses of relocation of an easement under the Act.</i>
LB504	Cavanaugh, J.		Transportation and Telecommunications	In Committee 01/22/2021	Change certain penalty provisions for the suspension, revocation, or impoundment of a motor vehicle operator's license <i>Regarding the Motor Vehicle Operator's License Act, for a first offense (Class IV misdemeanor), the court would be able to order such a person not to operate any motor vehicle for any purpose for a period of 6 months. For a subsequent offense (Class III misdemeanor), the court would be able to order such a person not to operate any motor vehicle for any purpose for a period of 1 year. For a suspended license offense, a first offense would be a Class V misdemeanor, a second or third offense would be a Class IV misdemeanor (with suspension of operating a vehicle for 6 months), and a fourth or subsequent offense would be a Class III misdemeanor (with suspension of operating a vehicle for 1 year). A person would be able to, at the time of sentencing, show proof of reinstatement of his or her suspended operator's license and would only be fined an amount not to exceed \$100.</i>
<i>Nebraska County Attorneys Association Position: Oppose</i>					
LB512	Brewer		Business and Labor	In Committee 01/22/2021	Adopt the Critical Infrastructure Utility Worker Protection Act <i>This bill would adopt the Critical Infrastructure Utility Worker Protection Act. Utilities would maintain a list of critical infrastructure utility workers by position description without listing individual names and would be made available to the Nebraska Emergency Management Agency upon request. In the event of any civil defense emergency, disaster, or emergency involving a severe threat to human health, the Governor would take all necessary measures to provide available federal funds for the adequate protection and care of critical infrastructure utility workers.</i>
LB515	McKinney		Urban Affairs 02/02/2021	In Committee 01/22/2021	Adopt the Municipal Police Oversight Act <i>This bill would adopt the Municipal Police Oversight Act. On or before 1/1/2022, each city would create a citizen police oversight board by ordinance, specifying its composition, jurisdiction, and powers as provided in this Act. Each board would consist of 7 members who serve for 5 year terms. The powers of the board are listed in detail. An oversight board would be able to summarily dismiss a grievance or complaint filed by a member of the public without investigation when the board makes the determination that it would be necessary. A city would provide its board with sufficient funding and resources to adequately perform its duties under the Act. The investigation process for the board is listed in detail.</i>
<i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB520	Friesen		Transportation and Telecommunications 02/08/2021	In Committee 01/22/2021	Provide for applications for the collocation of certain wireless facilities <i>Would provide for application, procedures and fees for the collocation of certain wireless facilities. Collocation means to install or place a wireless facility on or adjacent to existing structures, including, but not limited to, buildings, electrical transmission towers, poles, towers, water towers, and other structures capable of supporting the attachment of wireless facilities in compliance with applicable codes.</i>
<i>Nebraska Association of County Officials position: Watch</i>					
<i>League of Nebraska Municipalities position: Oppose</i>					
LB521	Friesen		Revenue	In Committee 01/22/2021	Change provisions relating to applications for property tax exemptions <i>Relating to property tax exemptions, applications that lack an estimated valuation, or any other required information, would result in the denial of the requested exemption.</i>
<i>Nebraska Association of County Officials position: Support</i>					

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LB525	Wishart	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System <i>A provider who receives money from the state or a county to house residents in a transitional housing facility would (a) abide by all zoning and occupancy standards of the jurisdiction in which it is located, (b) provide the community supervision agency with a phone number for a manager or supervisor of the provider who is accessible 24 hours a day, 7 days a week, and (c) post in a conspicuous location on the exterior of the transitional housing, in a location visible to the public, a sign indicating the occupancy limit of the transitional housing. A community supervision agency or its employees, agents, or designees would be able to enter and inspect a transitional housing facility at any time without prior notice if such agency has jurisdiction over a resident of such facility or is paying for the housing of a resident of such facility. The Division of Parole Supervision would be given more powers that are listed under this act.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB537	Geist		Judiciary 02/05/2021	In Committee 01/22/2021	Change provisions relating to placement and commitment of juveniles <i>A court of competent jurisdiction would be able to detain a juvenile at any hearing, and the following would apply: (i) the juvenile would be detained if they were arrested or charged with a firearm offense, Class IA, IB, IC, ID, II, or IIA felony, or a felony when they violated probation, (ii) the juvenile would be able to be detained if the physical safety of someone was threatened, the juvenile fled or is missing, or the juvenile poses a serious threat to themselves. A juvenile who must appear before a court of competent jurisdiction need not have formal service of the hearing but the Office of Probation Administration would ensure the juvenile has notice of such hearing.</i> <i>Nebraska County Attorneys Association Position: Support</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB539	Walz		Transportation and Telecommunications	In Committee 01/22/2021	Provide for a limit on the length of trains <i>The bill restricts a railroad from allowing to or running a freight or work train that exceeds 7,500 feet in length on a main track or branch line.</i> <i>Nebraska State Chamber Position: Oppose</i>
LB540	Walz		Judiciary 03/04/2021	In Committee 01/22/2021	Change terminology related to disability in civil rights provisions <i>Relating to civil rights provisions, disability would have the same meaning as in 42 U.S.C. 12102, as such section existed on 1/1/2021. This means, with respect to an individual, (A) a physical or mental impairment that substantially limits one or more major life activities of such individual, (B) a record of such impairment, or (c) being regarded as having such an impairment.</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB542	Walz		Revenue	In Committee 01/22/2021	Authorize the issuance of highway bonds under the Nebraska Highway Bond Act <i>The bill allows for Neb. Dept. of Transportation to issue bonds under the Nebraska Highway Bond Act for the purpose of accelerating completion of highway construction projects. This is allowed only through June 30, 2027. Total bonding authority shall not exceed \$400 million dollars.</i> <i>Nebraska State Chamber Position: Conditional Support based upon what will back the bonds.</i> <i>Nebraska Association of County Officials position: Support Letter</i>

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LB544	Wayne		Revenue	In Committee 01/22/2021	Adopt the Urban Redevelopment Act and provide tax incentives
<i>Establishes the Urban Redevelopment Tax Incentive Act to provide tax credits in economic redevelopment areas which are areas of the state in which the average rate of unemployment is at least 150% of the average rate of unemployment in the state and the average poverty rate in the area is 20% or more for the federal census tract in the area. Eligible taxpayer is one who hires at least 5 employees and invests at least \$150,000 and pays a minimum wage of 70% of statewide average wage. Eligible tax payer is also one who attains a cumulative investment in qualified property of at least \$50,000 at the qualified location prior to the ramp-up period. The amount of the credit shall be \$3,000 for each new employee or \$4,000 if the employee lives in an economic redevelopment area. The amount of the credit shall be \$2,750 for each \$50,000 of increased investment. For the investment only portion tax credits shall be 5% of the investment.</i>					
<i>Nebraska State Chamber position: Watch</i>					
LB546	Wayne		Judiciary 02/19/2021	In Committee 01/22/2021	Adopt the Marijuana Control Act and the Marijuana Conviction Clean Slate Act
<i>This bill would adopt both the Marijuana Control Act and the Marijuana Conviction Clean Slate Act. The Marijuana Conviction Clean Slate Act is laid out in LB481. The Marijuana Control Act would set forth the exclusive means by which a person in Nebraska would be able to engage in the cultivation, manufacture, sale, distribution, transfer, dispensing, testing, possession, and use of marijuana. The following conduct relating to marijuana would be lawful under state and local law when conducted in accordance with this Act. An individual 21 years of age or older would be able to (1) possess, process, transport, purchase, obtain, or give away to persons 21 years of age or older without any compensation whatsoever, not more than one ounce of marijuana in any form, (2) possess, grow, plant, cultivate, harvest, dry, or process marijuana plants as prescribed in this Act (not more than 6 living plants at a time), (3) smoke, ingest, or otherwise consume marijuana, and (4) possess, transport, purchase, obtain, use, manufacture, or give away marijuana accessories to persons 21 years of age or older without any compensation whatsoever. The offenses and penalties related to marijuana under this Act are listed in detail. For the purpose of regulating and controlling the licensing of the cultivation, manufacture, distribution, and sale of marijuana in this state, The Nebraska Enforcement Commission would be created. For a license, the application fee would be \$300 and the initial issuance fee would be \$1,500 (\$4,400 for a transporter). Edible marijuana products sold under this Act would be subject to the Nebraska Pure Food Act to the same extent as other items of food.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					
<i>Nebraska State Chamber position: Watch</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB547	Wayne		Revenue	In Committee 01/22/2021	Adopt the Nebraska Small Business Act and provide tax incentives
<i>Establishes the Small Business Development Tax Incentive Act to provide tax credits in economic redevelopment areas which are areas of the state in which the average rate of unemployment is at least 150% of the average rate of unemployment in the state and the average poverty rate in the area is 20% or more for the federal census tract in the area. Eligible taxpayer is one who hires at least 5 employees and invests at least \$150,000 and pays a minimum wage of 70% of statewide average wage. The amount of the credit shall be \$3,000 for each new employee or \$4,000 if the employee lives in an economic redevelopment area. The amount of the credit shall be 5% of the investment, or 6% if investment is greater than \$500,000.</i>					
<i>Nebraska State Chamber position: Watch</i>					
LB549	Wayne		Urban Affairs 03/02/2021	In Committee 01/22/2021	Adopt the Aid to Municipalities Act
<i>This bill would adopt the Aid to Municipalities Act. A municipality would be able to apply for a grant under this Act by submitting an application to the department on a form prescribed by the department. A municipality receiving a grant under this section would use the funds exclusively to pay for the construction, acquisition, or equipping of infrastructure projects or portions thereof, or pay principal, interest, premium, and costs of issuance on bonds issued by the municipality to finance the construction, acquisition, or equipping of infrastructure projects or portions thereof. The Aid to Municipalities Fund would be created to make grants under this Act.</i>					
<i>Hearing Likely: 3.2.21 AM or PM</i>					

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Document	Senator	Position	Committee	Status	Description
LB551	Wayne		Judiciary 02/03/2021	In Committee 01/22/2021	<p>Change and provide qualifications for and duties relating to certification of law enforcement officers, require accreditation of law enforcement agencies, prohibit chokeholds in law enforcement, require policies on excessive force, and create a public data base of law enforcement officer misconduct</p> <p><i>Relating to law enforcement, each sheriff would be required to attend 40 hours (no longer 20) of continuing education each year following their first term of office. The words "law enforcement reserve force" would be struck from the bill. Law enforcement officer would additionally mean any person who has successfully completed an entry-level law enforcement certification from a training academy among the other requirements. Serious misconduct would mean improper or illegal actions taken by a law enforcement officer in connection with the officer's official duties. The council (membership listed in detail) would be able to revoke or suspend certain certificates or diplomas for reasons including (a) final conviction of or pleading guilty or nolo contendere to a felony or misdemeanor, (b) serious misconduct, or (c) a violation of the officer's oath of office, code of ethics, or statutory duties. As part of entry-level law enforcement certification, each training academy would require the completion of 40 hours of instruction relating to de-escalation and 8 hours of anti-bias and implicit bias training. Additionally, except when the use of deadly force is authorized, a law enforcement officer would not be able to intentionally use a chokehold on any person.</i></p> <p><i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i> <i>Nebraska Association of County Officials position: Neutral Letter</i> <i>League of Nebraska Municipalities position: Oppose</i></p>
LB557	Hansen, M.		Government, Military and Veterans Affairs	In Committee 01/22/2021	<p>Change provisions relating to public records and include body-worn camera recordings in certain circumstances</p> <p><i>Recordings created by body-worn cameras which depict or record circumstances in which a person died while being apprehended by, or while in the custody of, a law enforcement officer or detention personnel, including duplicates of such recordings, would be public records. For nonresidents of Nebraska, the actual added cost used as the basis for the calculation of a fee for records would include a charge for the proportion for the existing salary or pay obligation to the public officers or employees, including a proportional charge for the services of an attorney to review the requested public records for the time spent searching, identifying, physically redacting, copying, or reviewing such records.</i></p> <p><i>Nebraska Association of County Officials position: Oppose</i></p>
LB559	Vargas		Judiciary 02/10/2021	In Committee 01/22/2021	<p>Change provisions relating to restrictive housing under the Nebraska Treatment and Corrections Act</p> <p><i>Regarding the Nebraska Treatment and Corrections Act, no inmate who is a member of a vulnerable population would be placed in restrictive housing. Additionally, serious mental illness would mean any mental health condition that current medical science affirms is caused by a biological disorder of the brain.</i></p> <p><i>Nebraska Association of Behavioral Health Organizations position: Support</i></p>
LB560	Briese		General Affairs 02/01/2021	In Committee 01/22/2021	<p>Change provisions relating to the Nebraska Racetrack Gaming Act</p> <p><i>Regarding the Nebraska Racetrack Gaming Act, definitions would be added for collegiate sporting event, commission, designated sports wagering area, international sporting event, racing license, and sports wagering. The Act would be governed by the Commission. The Commission would additionally establish a process to allow a person to be voluntarily excluded from wagering in any game of chance under the Act, and have the authority to issue directives without having to comply with the Administrative Procedure Act relating to the adoption and promulgation of rules and regulations. Any person for a gaming operator license pursuant to this Act would be subject to fingerprinting and a check of such person's criminal history record information maintained by the Identification Division of the FBI for the purpose of determining if the Commission has the basis to deny, suspend, cancel, or revoke a license. Any person who knowingly cheats at a game of chance would be guilty of a Class I misdemeanor. Other penalties under this Act are listed in detail. If any person liable to pay any tax or fee under this Act neglects or refuses to pay such tax or fee after demand, the tax or fee would be a lien in favor of the gaming commission upon all property and rights to property owned by the person thereafter and prior to the expiration of the lien. This process is described in greater detail.</i></p>
LB561	Briese		General Affairs 02/01/2021	In Committee 01/22/2021	<p>Change provisions relating to the State Racing Commission and provide regulatory authority of the Nebraska Racetrack Gaming Act</p> <p><i>Regarding the State Racing Commission, not later than 60 days after 7/15/2021, the Governor would appoint two additional at-large members who would serve until 3/31/2025, and until a successor is appointed and qualified. Their compensation would be \$1,000 a month, which may be adjusted every two years based on the CPI for Urban Wage Earners and Clerical Workers. No member would be able to have any personal financial interest in any licensed racetrack enclosure or authorized gaming operator as defined in the Nebraska Racetrack Gaming Act for the duration of the member's term. The commission would appoint or employ deputies, investigators, inspectors, agents, security personnel, and other persons as deemed necessary to administer and effectively enforce all provisions of the regulation of horseracing and the Nebraska Racetrack Gaming Act.</i></p>

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Document	Senator	Position	Committee	Status	Description
LB568	Pansing Brooks		Judiciary 02/05/2021	In Committee 01/22/2021	<p>Change provisions relating to truancy, juvenile courts, the Community-based Juvenile Services Aid Program, the Commission Grant Program, and compulsory education</p> <p><i>This bill would accommodate for excessive absenteeism from juveniles. When a county attorney received a referral from a school that a juvenile is excessively absent, after a school has made a brief assessment, the county attorney would work with the school to refer the juvenile and his or her family to community-based resources available to address the juvenile's behaviors, provide crisis intervention, and maintain the juvenile safely in the home.</i></p> <p><i>Nebraska Association of School Boards position: Follow</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Nebraska Association of County Officials position: Support</i></p>
LB569	Pansing Brooks		Health and Human Services 02/04/2021	In Committee 01/22/2021	<p>Provide for certain treatment options for patients with Lyme disease</p> <p><i>If a physician licensed under the Uniform Credentialing Act diagnoses a patient with Lyme disease, the physician would be able to prescribe, administer, or dispense long-term antibiotic therapy for a therapeutic purpose to eliminate infection or control a patient's symptoms if such diagnosis and treatment are documented in the patient's medical record by the prescribing licensed physician.</i></p>
LB577	Bostar		Government, Military and Veterans Affairs	In Committee 01/22/2021	<p>Establish Election Day as a holiday and change provisions relating to early voting and automatic voter registration</p> <p><i>Election Day, the first Tuesday following the first Monday in November in each even-numbered year, would be a holiday. If a voter registration application is submitted under this section with the signature of the applicant but the applicant is not eligible to register to vote, the submission would not be considered a violation of section 32-1502 or 32-1503 and the document submitted would not be considered a valid or completed voter registration application for purposes of registration or enforcement of the Election Act unless the applicant has willfully and knowingly taken affirmative steps to register to vote knowing that he or she is not eligible to do so. An applicant would be given the opportunity to choose not to use his or her information for voter registration, otherwise the applicant would complete the voter registration portion that is transmitted to the election commissioner or county clerk to register the applicant to vote or update his or her voter registration record.</i></p> <p><i>Nebraska Association of County Officials position: Oppose Letter</i></p>
LB579	Moser		Appropriations 02/08/2021	In Committee 01/22/2021	<p>Change provisions relating to Department of Transportation reports regarding highway construction and state intent regarding appropriations</p> <p><i>It would be the intent of the Legislature to (a) appropriate \$70 million from the general Fund to the Department of Transportation to repair damages to the infrastructure of highways, roads, and bridges damaged by the 2019 floods and (b) for the Department of Transportation to apply for federal emergency funds to reimburse the General Fund for such expenditure. The department's review for the Legislature would include a statement of all state highway projects under construction, other than any part of the expressway system, the estimated cost of each project, a statement of the amount of money spend on the Heartland Expressway, as of the date of the report, and the number of miles of the expressway system yet to be completed and expected milestone dates for other expressway projects, including planning, permitting, designing, and bid letting.</i></p> <p><i>Nebraska Association of County Officials position: Support Letter</i></p>
LB580	Moser		General Affairs 02/01/2021	In Committee 01/22/2021	<p>Change provisions relating to the operation of games of chance under the Nebraska Racetrack Gaming Act</p> <p><i>Regarding the Nebraska Racetrack Gaming Act, the operating on games of chance would be permitted by authorized gaming operators within licensed racetrack enclosures as provided in the Act.</i></p>
LB584	Vargas		Agriculture 02/02/2021	In Committee 01/22/2021	<p>Adopt the Mobile Food Unit Act and change fees for a mobile food unit</p> <p><i>This bill would adopt the Mobile Food Unit Act. The maximum fees for a Mobile Food Unit would be \$75 (no longer \$86.19) for an initial permit fee or \$40 (no longer \$43) for a no food preparation area, unit, or units annual inspection fee. No person would be able to operate a mobile food unit in Nebraska after 7/1/2022 without a permit for each mobile food unit. An application for a permit or renewal of a permit would be made to the department on a form provided by the department and accompanied by a fee. The department would be able to require an inspection fee not to exceed \$40. The required information for an application is listed in detail. The department would remit fees collected under this Act for credit to the Mobile Food Unit Cash Fund, which would be created.</i></p> <p><i>Nebraska Association of County Officials position: Watch</i></p>

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<i>League of Nebraska Municipalities position: More review necessary</i>					
LB585	Vargas		Appropriations	In Committee 01/22/2021	Appropriate funds for local public health departments
<i>There would be appropriated \$5 million from the General Fund to Agency No. 25, Program No. 502, for FY 2021-22. Such funds would be provided for local public health departments. Included in the appropriation in this section would be \$75,000 for critical health services aid to be allocated to each of the 18 public health departments and \$3.65 million for proportional health services aid to be distributed proportionally based on population among the 18 public health departments.</i>					
<i>Nebraska Hospital Association position: Monitor</i>					
<i>Douglas County Board of Commissioners position: Support</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB590	Groene		Government, Military and Veterans Affairs	In Committee 01/22/2021 02/18/2021	Change time periods for ballots for early voting
<i>Ballots for early voting to be mailed would be ready for delivery to registered voters at least 20 (no longer 35) days prior to each statewide primary or general election and at least 15 days prior to all other elections. A registered voter of this state who anticipates being absent from the county of his or her residence on the day of any election would be able to appear in person before the election commissioner or county clerk not more than 15 (no longer 30) days prior to the day of election and obtain his or her ballot.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB594	Slama		Business and Labor	In Committee 01/22/2021	Adopt the Rural Workforce Crisis Act
<i>This bill would adopt the Rural Workforce Crisis Act. The director would have the authority to waive, alter, or otherwise modify the education, licensing, and supervision requirements for individuals performing tasks necessary for construction of a qualified project when (a) the taxpayer provides evidence to demonstrate there is an insufficient workforce within a 50-mile radius of construction to complete all or some of the construction and the size, scope, and timeframe for completion of the qualified project is not unreasonable, and (b) the waiver, alteration, or other modification will not impact the compliance of the real property with applicable building codes.</i>					
LB599	Lindstrom		Revenue	In Committee 01/22/2021	Change an exemption from the documentary stamp tax
<i>The documentary stamp tax would additionally not apply to deeds to or from a family-owned entity to or from a member of such family, or a spouse thereof, or another family-owned entity owned by the same family, in each case for no consideration other than permitted consideration as defined in this subdivision.</i>					
LB600	Brandt		Transportation and Telecommunications	In Committee 01/22/2021 02/09/2021	Provide and change powers and duties of public power districts and electric cooperatives regarding broadband facilities and infrastructure
<i>The bills adds broadband facilities and infrastructure to support economic development and job creation in rural areas as an eligible infrastructure project for use of funds according to the Municipal Infrastructure Redevelopment Fund. Only cities of the first class, second class and villages are eligible for this additional use of funds. The bill specifies that bonds issued in support of infrastructure projects according to the act shall have a final maturity not later than 30 years after date of issuance. The bill also states that public power districts can utilize funds from federal agencies for the development of broadband facilities and infrastructure. The bill would also allow public power districts to own, construct, operate or contract to operate or lease broadband facilities and infrastructure to promote economic development and job creation in rural areas.</i>					
<i>The bill would allow electric cooperatives to utilize funds from federal agencies for the development of broadband facilities and infrastructure to provide grants or loans or to provide technical or management assistance to businesses within their service area. The bill would allow electric cooperatives to own, construct, operate, or contract to operate or lease broadband facilities and infrastructure to promote economic development and job creation.</i>					
<i>Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB460, LB656</i>					
<i>Nebraska Association of County Officials position: Watch</i>					

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LB601	McKinney		Judiciary 02/03/2021	In Committee 01/22/2021	Require law enforcement agencies to maintain records regarding officer discipline and create a public data base of law enforcement officer misconduct <i>Each law enforcement agency or agency employing a law enforcement officer would, on a quarterly basis, transmit to the commission any records generated under this section in a form and manner prescribed by the commission. Each law enforcement agency or agency employing a law enforcement officer would maintain a record regarding any officer discipline, including the name of the officer, disciplinary findings, discipline imposed, where there was an appeal or grievance, and if so, its outcome, and any other information required by the commission. The commission would maintain a public database of these records.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i>
LB603	Aguilar		Judiciary 02/25/2021	In Committee 01/22/2021	Adopt the Organized Consumer Product Theft Protection Act <i>This bill would adopt the Organized Consumer Product Theft Protection Act. An online marketplace would require that any high-volume third-party seller on the online marketplace provide the online marketplace with the following information within 24 hours after becoming a high-volume third-party seller: (a) bank account information, (b) contact information, (c) a business tax identification number or, if the seller does not have a business tax identification number, a taxpayer identification number, and (d) a statement regarding whether the seller is exclusively advertising or offering the consumer product or products on the online marketplace or if the seller is currently advertising or offering for sale the same consumer product or products on any other Internet web sites other than the online marketplace. An online marketplace would verify the information provided in this section within three days after receipt and would verify any changes to such information within three days after receipt of such changes from a high-volume third-party seller. An online marketplace would require a high-volume third-party seller in such online marketplace to provide to such online marketplace the following information: (a) the identity of the high-volume third-party seller and (b) any other information determined to be necessary to address circumvention or evasion of the requirements of this section. A violation of this Act would be a deceptive trade practice under the Uniform Deceptive Trade Practices Act.</i>
LB605	Wishart	Executive Board		In Committee 01/22/2021	Create the Outdoor Recreation and Education Study Committee of the Legislature <i>This bill would create the Outdoor Recreation and Education Study Committee of the Legislature. Membership details are listed. The Committee would bring together a diverse group of outdoor recreation and education stakeholders and interests in Nebraska to identify short-term and long-term statewide goals to improve outdoor recreation and education in the state. On or before 1/31/2022, the Committee would develop and provide a report electronically to the Legislature which contains the following: (1) a listing of policies, programs, projects, and activities to meet the goals described in this bill, (2) research, data, and modeling needed to assist the state in meeting such goals, and (3) recommendations for the prioritization of policies, programs, projects, and activities to be funded. Their goals would include supporting the outdoor recreation economy of Nebraska and working towards equitable and inclusive access to the outdoors, among other things related to strategically improving outdoor recreation and education in the state.</i>
LB608	Hilgers	General Affairs 02/01/2021		In Committee 01/22/2021	Eliminate obsolete provisions relating to the State Racing Commission <i>Regarding the State Racing Commission, the membership makeup that was to be effective until 7/15/2010 would be struck from the bill.</i>
LB611	Hilgers	Revenue		In Committee 01/22/2021	Correct a reference to a defined term relating to property taxes <i>Relating to property taxes, the term "special value" as defined in section 77-1343 would be corrected to "special valuation."</i> <i>Nebraska Association of County Officials position: Watch</i>
LB613	Erdman	Oppose Letter	Revenue	In Committee 01/22/2021	Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act <i>This bill adds a 'speedy hearing right' to TERC appeals; if no decision by TERC has been reached within nine months after the filing date of the appeal, the appeal shall be decided in favor of the property owner.</i> <i>Douglas County Board of Commissioners position: Bill of High Concern</i> <i>Nebraska Association of County Officials position: Oppose</i>

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LB616	Hughes		Transportation and Telecommunications 02/02/2021	In Committee 01/22/2021	Change abandoned motor vehicle provisions
<i>Relating to abandoned motor vehicles, if a vehicle, at the time of abandonment, has no license plates of the current year or valid In Transit stickers and is of a wholesale value of \$500 (no longer \$250) or less, title would immediately vest in the local authority or state agency having jurisdiction. Additionally, the local authority or state agency would notify the last-registered owner, if any, and any lienholder, if any, within 15 business days that the vehicle in question has been determined to be an abandoned vehicle.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>League of Nebraska Municipalities position: Undetermined</i>					
LB619	Sanders	Recommend: Oppose	Transportation and Telecommunications 02/01/2021	In Committee 01/22/2021	Change excavation requirements under the One-Call Notification System Act
<i>Regarding the One-Call Notification System Act, excavation would not include fine grading of lots used for single-family residential property construction. Any underground facilities installed after 1/1/2022, would be installed at the following minimum depths: (a) 36 inches for electric energy underground facilities, (b) 24 inches for oil, gas, or hazardous liquids underground facilities, and (c) 18 inches for electronic communications, telephonic communications, telegraphic communications, or cable television underground facilities, including, but not limited to, fiber optic cables.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>League of Nebraska Municipalities position: Neutral</i>					
LB620	Vargas	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Limit use of restrictive housing and solitary confinement
<i>Relating to treatment and corrections, restrictive housing would include out-of-cell time of less than 24 hours per week or less than two hours per day. Solitary confinement would mean the status of confinement of an inmate for at least 22 hours per day in an individual cell having solid, soundproof doors and which deprives the inmate of all visual and auditory contact with other persons, has reduced or no natural light, involves a restriction or deprivation of reading material, television, radios, or other property, includes significant restrictions on visitation, or restricts the ability to participate in group activities, including eating with others. No inmate would be held in restrictive housing or solitary confinement for more than 15 consecutive days.</i>					
LB622	Friesen		Revenue	In Committee 01/22/2021	Limit the growth of real property valuations and provide for adjustments to assessed values
<i>This bill will create an annual limit on real property value increases at 3% over the previous year for both "agricultural and horticulture" and "non-agricultural" and calls for action by the Tax Commissioner to reduce if the increase exceeds 3%.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of School Boards position: Follow</i>					
<i>Nebraska State Chamber position: Watch</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB626	Vargas		Health and Human Services	In Committee 01/22/2021	Change provisions of the Child and Maternal Death Review Act
<i>Regarding the Child and Maternal Death Review Act, preventable maternal death would mean the death of a pregnant or postpartum woman where there was at least some chance of the death being averted by one or more reasonable changes to the patient, the patient's family, the health care provider, facility, or system, or community factors. There would be separate teams created for maternal and child deaths, creating the State Child Death Review Team and the State Maternal Death Review Team. Membership requirements for these teams are listed in detail, and, additionally, a mental health provider would be a core member that would serve on both teams. The team data abstractor would (a) possess qualifying nursing experience and soft skills to deal with the job, (b) request records for identified cases, (c) upon receipt of such records, review all pertinent records to complete fields in child and maternal death databases, (d) summarize findings in a maternal death database, and (e) report all findings to the team coordinators. The members would review the maternal death case abstracts in accordance with evidence-based best practices in order to determine if the death is pregnancy-related, the cause of death, if the death was preventable, the factors that contributed to the death, recommendations and actions that address those contributing factors, and the anticipated impact of those actions if implemented.</i>					
<i>Nebraska Hospital Association position: Monitor</i>					

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LB629	Morfeld		Appropriations 02/08/2021	In Committee 01/22/2021	Create a grant program to provide financial assistance to entities affected by event cancellations <i>The Department of Revenue would establish a grant program to provide financial assistance to eligible recipients that have experienced a negative financial impact as a result of the cancellation of events due to COVID-19. These events would include events supported under the Civic and Community Center Financing Act, events at an eligible sports arena supported under the Sports Arena Facility Financing Assistance Act, and events that would have been held by a county agricultural society. The Legislature would appropriate \$8 million from the General Fund for FY 2021-22 for the purpose of this section.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB631	Bostar	Monitor	Government, Military and Veterans Affairs 02/11/2021	In Committee 01/22/2021	Prohibit counties from prohibiting the use of residential property as short-term rentals <i>A county would not adopt or enforce an ordinance, resolution, or other regulation that expressly or effectively prohibits the use of a property as a short-term rental. A county would be able to adopt or enforce an ordinance, resolution, or other regulation that specifically regulates property used as a short-term rental only if the county demonstrates that the primary purpose of the ordinance, resolution, or other regulation is to protect the public's health and safety. A county would be able to additionally adopt or enforce an ordinance, resolution, or other regulation that imposes a sales tax or an occupation tax on short-term rentals if the tax is otherwise permitted by applicable law and that limits or prohibits the use of a short-term rental only if the law limits or prohibits the use of a short-term rental.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB635	Cavanaugh, J.		Government, Military and Veterans Affairs 02/18/2021	In Committee 01/22/2021	Change provisions regarding nomination and election of certain partisan candidates <i>Relating to elections, the ballot at the statewide primary election would only designate political party affiliation for partisan county, city, and village offices and for presidential and vice presidential candidates and would not in any way refer to or designate the political party affiliation of a candidate for any other partisan or nonpartisan office on the ballot. The two candidates for an officer, other than a partisan county, city, or village office, who receive the most votes at the statewide primary election would be placed on the ballot at the statewide general election, and if the office is a partisan office, the political party affiliation of each candidate or the candidate's nonpartisan status as stated on the candidate filing form would be noted on the ballot at the statewide general election next to the candidate's name.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB636	Cavanaugh, J.		Judiciary 03/04/2021	In Committee 01/22/2021	Eliminate cash bail bonds, appearance bonds, and related provisions <i>Relating to criminal procedure, cash bail bonds, appearance bonds, and all related provisions would be eliminated. A judge would be able to release a defendant on personal recognizance. In determining this, the judge would be able to take into account, among other things, the nature and circumstances of the offense, yet to be collected evidence, alleged victims, potential witnesses, or members of the general public, the defendant's family ties, employment, the length of the defendant's residence in the community, the defendant's record of criminal convictions, and the defendant's record of appearances at court proceedings or of flight to avoid prosecution or of failure to appear at court proceedings. Other considerations for releasing someone on personal recognizance are listed in detail. The approval or denial process is also described.</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Nebraska Association of County Officials position: Watch Letter</i>
LB637	Vargas		Health and Human Services	In Committee 01/22/2021	Change provisions relating to the control of contagious or infectious disease <i>In addition to the authority already listed in this section, any health department established as provided by section 71-1626 to 71-1636, except those established pursuant to subsection (4) of section 71-1630, would, except to the extent limited by section 71-502, have exclusive control and authority over the investigation of the existence of any contagious or infectious disease and be authorized to adopt such measures, which would have the force and effect of law, as it deems necessary to limit the spread and ameliorate the presence of such disease within the territorial boundaries of the health department.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska Association of County Officials position: Watch</i>

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LB638			Judiciary 02/05/2021	In Committee 01/22/2021	Require a report by the State Court Administrator regarding juveniles discharged from youth rehabilitation and treatment centers <i>Beginning on 1/1/2022, the report required over juveniles in Nebraska's justice system would separately present information on juveniles who have been discharged from the youth rehabilitation and treatment centers. This section of the report would include demographic information on rates of recidivism, the number of such juveniles completing probation, the number of motions to revoke probation, and the number of probation revocations, and the number of such juveniles accessing services providing through Program No. 437, the types of services received, and the number of such juveniles receiving each type of service.</i>
LB643	Hansen, B.		Health and Human Services 02/04/2021	In Committee 01/22/2021	Protect an individual liberty right to accept or decline a vaccination under a mandatory directive <i>It would be the right of each citizen, the right of parents with respect to their dependents, and the right of each business with respect to its employees, to accept or decline a mandatory vaccination directive by the Nebraska state government. Declining a mandatory vaccination directive would deliver no implication, penalty, litigation, or punishment by the State to the citizen, parent, or business.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Watch</i>
LB644	Hansen, B.	Oppose Letter	Revenue 02/10/2021	In Committee 01/22/2021	Adopt the Property Tax Request Act <i>This bill would adopt the Property Tax Request Act. A political subdivision would be able to set its property tax request at an amount that exceeds its property tax request in the prior year if (a) a public hearing is held and notice of such hearing is provided in compliance with any rules in this section, and (b) the governing body of such political subdivision passes a resolution or an ordinance that complies with this section. Each political subdivision within a county that seeks to set its property tax request at an amount that exceeds its property tax request in the prior year would participate in a joint public hearing. The hearing process is described in detail. Any resolution or ordinance setting a property tax request under this section would be certified and forwarded to the county clerk on or before October 15th of the year for which the tax request is to apply.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska State Chamber position: Support</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i> <i>League of Nebraska Municipalities position: Oppose</i>
LB645	Hansen, B.		Health and Human Services 02/04/2021	In Committee 01/22/2021	Provide for enhanced penalties for violations of directed health measures committed by public officials <i>Any public official who signs, authorizes, or enacts a directed health measure and violates such measure would be punished as follows: (a) if a violation of the directed health measure is punishable as a criminal offense, it would be punished by the imposition of the next higher penalty classification than the penalty classification prescribed for such violation, and (b) if a violation of the directed health measure is punishable by a fine only, the amount of the fine imposed would be three times the amount otherwise prescribed.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Oppose</i>
LB647	Flood		Urban Affairs 02/23/2021	In Committee 01/22/2021	Change powers of cities of the first class <i>Relating to cities of the first class, if the cost of a building acquisition does not exceed \$5 million (no longer \$2 million), no vote of the electors would be required to approve the acquisition.</i> <i>Hearing Likely: 2.23.21 AM</i>

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LB652	Wayne		Government, Military and Veterans Affairs 02/19/2021	In Committee 01/22/2021	Adopt the Historically Underutilized Business Program Act
<p><i>This bill would adopt the Historically Underutilized Business Program Act. A business desiring to be certified as a HUB would be required to complete a form prescribed by the Department of Labor or participate in the Department of Transportation's Nebraska Unified Certification Program. The Department of Labor would be able to request any additional information determined necessary to evaluate a business' qualifications for certification prior to a decision to certify an applicant as a HUB. The certification would remain in place for 5 years as long as the certification status of the business does not change, and a business would be able to recertify. Each government entity would make a good faith effort to utilize HUBs in contracts for construction, services, including professional and consulting services, and commodities purchases. Each government entity that considers entering into a contract with an expected value of \$200,000 or more over the life of the contract, including any renewals, would, before the government entity solicits bids, proposals, offers, or other applicable expressions of interest, determine whether subcontracting opportunities are probable under the contract. The Department of Labor would compile, in the most cost-efficient form, a directory of businesses certified as HUBs, and would post the directory on the department's web site.</i></p>					
LB653	Wayne		Urban Affairs 02/23/2021	In Committee 01/22/2021	Require goals for using historically underutilized businesses under the Community Development Law
<p><i>Regarding the Community Development Law, the definition for HUB (historically underutilized business) would be included. After the effective date of this act, each city which approves a redevelopment project that includes the division of taxes as provided in section 18-2147 for which the amount of divided taxes exceeds \$200,000 would establish goals to utilize HUBs in such redevelopment project for construction, services, including professional and consulting services, and commodity purchases. The report regarding redevelopment projects would include (1) the number and dollar amount of contracts related to each such redevelopment project approved by the governing body in the previous calendar year which were awarded and paid to HUBs and (2) the most recent goals for the utilization of HUBs in redevelopment projects.</i></p> <p><i>Hearing Likely: 2.23.21 PM</i></p>					
LB654	Wayne		Banking, Commerce and Insurance 02/23/2021	In Committee 01/22/2021	Adopt the Public Entities Investment Trust Act
<p><i>This bill would adopt the Public Entities Investment Trust Act. A trust created pursuant to this Act would be established within the office and oversight of the State Treasurer and they would administer the trust. Eligible entities would be able to invest funds for purpose of deposit, investment, or reinvestment of such funds by the trustee or trustees. The policies regarding the trust are listed in detail.</i></p> <p><i>Nebraska Association of County Officials position: Oppose Letter</i></p>					
LB655	Wayne		Revenue 02/23/2021	In Committee 01/22/2021	Change tax provisions relating to cigars, cheroots, and stogies
<p><i>The tax on cigars, cheroots, and stogies would be 20% of (i) the purchase price of the cigars, cheroots, or stogies paid by the first owner or (ii) the price at which a first owner who made, manufactured, or fabricated the cigars, cheroots, or stogies sells the items to others, except that the maximum tax imposed under this subdivision would be fifty cents for each cigar, cheroot, or stogie.</i></p>					
LB656	Wayne		Transportation and Telecommunications 02/09/2021	In Committee 01/22/2021	Authorize municipalities to provide broadband and Internet services
<p><i>The bill authorizes municipalities to provide internet services on a retail or wholesale basis.</i></p> <p><i>Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB600, LB460</i></p> <p><i>Nebraska Association of County Officials position: Support</i></p> <p><i>League of Nebraska Municipalities position: Support</i></p>					
LB657	Vargas	No Recommendation	Executive Board	In Committee 01/22/2021	Require the office of Legislative Research to prepare racial impact statements for legislative bills
<p><i>Beginning in the second session of the 107th Legislature, the office of Legislative Research would prepare and provide racial impact statements for designated bills or resolutions as determined by the Executive Board of the Legislative Council. A racial impact statement would clearly summarize the estimated impact of a bill on racial populations in the state and the estimated impact of the bill on racial disparities in the state.</i></p>					

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LB658	McDonnell		Executive Board	In Committee 01/22/2021	Require the Inspector General of the Nebraska Correctional System to commission a study <i>The Inspector General would commission a study regarding preparedness of individuals to return to society from the Nebraska correctional system. The Inspector General would be able to, subject to the approval of the Executive Board of the Legislative Council, contract for professional services to undertake this study. The study would include all reports produced or provided by the officer regarding this topic. At the conclusion of the study, a report would be produced which includes the results of the study. The Legislature would appropriate \$250,000 for FY 2021-22 from the General Fund to the Legislative Council for the purposes of this section.</i>
LB661	McDonnell		Judiciary 02/24/2021	In Committee 01/22/2021	Prohibit assault on a public transportation driver and clarify provisions relating to assault on officers, emergency responders, certain employees, and health care professionals <i>Under this bill, a person would commit the offense of assault on a public safety officer, health care professional, or public transportation driver in the first degree if such person intentionally or knowingly causes serious bodily injury to such listed worker while the worker is engaged in the performance of their official duties. It would be assault in the second degree if such person intentionally, knowingly, or recklessly causes bodily injury to the worker with a dangerous instrument and such offense is committed while the worker is engaged in the performance of their official duties. It would be assault in the third degree if such person intentionally, knowingly, or recklessly causes bodily injury to such worker while the worker is engaged in the performance of their official duties.</i> <i>Nebraska Hospital Association position: Support</i>
LB662	McDonnell		Appropriations	In Committee 01/22/2021	State intent regarding appropriations to the Department of Health and Human Services <i>There would be appropriated to the Department of Health and Human Services, Agency No. 25, for Program No. 354, for FY 2021-22 and 2022-23 \$1.98 million General Funds, for domestic violence services.</i>
LB663	Geist	Support	Judiciary 02/03/2021	In Committee 01/22/2021	Require the Nebraska Commission on Law Enforcement and Criminal Justice to create a mental health indicator in a criminal justice information system to alert emergency dispatch operators <i>If the Department of Health and Human Services takes custody of a subject under this section, the department would provide the Nebraska Commission on Law Enforcement and Criminal Justice with the name, address, birth date, social security number, and any other information of the subject as is strictly necessary to properly identify the subject using an indicator within a criminal justice information system maintained in this state. The indicator would not include any information other than that a subject was ordered to inpatient treatment and committed to the custody of the department. The commission would grant access to the indicator to emergency dispatch operators or other persons designated by the commission to carry out the purposes of this subdivision.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Not on list</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB665			Business and Labor 02/01/2021	In Committee 01/22/2021	Deny claims against the state <i>The following claim against the state, filed with and recommended for disallowance by the State Claims Board and appealed by the claimant, would be hereby disapproved: "\$XX.00 for Claim Number 2021-XXXX, against the Department of XX, made by XX."</i>
LB670	Murman		Transportation and Telecommunications 02/16/2021	In Committee 01/22/2021	Authorize design and placement of highway memorial signs <i>In order to raise public awareness about highway safety and the dangers of impaired driving and to afford families an opportunity to memorialize family victims any qualified relative would be able to apply for a memorial sign on a form prescribed by the Department of Transportation. The application would have a fee of \$75 and would be credited to the Highway Trust Fund. The application would be made no more than 10 years after the death of the person killed on a Nebraska roadway. If any qualified relative other than the applicant object in writing to such memorial sign, the application would be denied without prejudice. Signs giving specific information regarding person killed on Nebraska roadways would be able to be erected by or at the direction of the Department of Transportation and maintained within the right-of-way at appropriate distances from roadways of the state primary system, but not within any municipality, as would conform with the rules and regulations adopted and promulgated by the department to carry out this section. Reasonable efforts would be made to place such signs as close to the location requested by a qualified relative as practicable. The design and contents of the signs are listed in detail, and they would be posted for five years (applications could be made again for more five year periods).</i>

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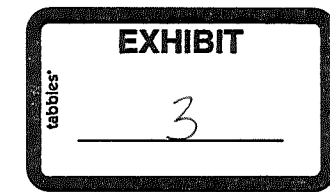
Document	Senator	Position	Committee	Status	Description
LB674	Linehan		Revenue 02/05/2021	In Committee 01/22/2021	Change provisions relating to the allocation and use of credits under the Affordable Housing Tax Credit Act <i>Regarding the Affordable Housing Tax Credit Act, the Nebraska affordable housing tax credit would be allocated among some or all of the partners of the owner of the qualified project in any manner agreed to by such persons, but only if such persons have been admitted as partners or members, or have acquired their shares, on or prior to the due date for filing the qualified taxpayer's tax return, or amended return, claiming the tax credit. An insurance company described in this section would receive a credit on the tax imposed under this section as provided in this Act.</i> <i>Nebraska State Chamber position: Support</i>
LB679	Linehan		Revenue	In Committee 01/22/2021	Require the Tax Commissioner to collect lodging taxes as prescribed <i>Beginning 1/1/2022, any lodging tax imposed by any city or village in this state would be collected and enforced by the Tax Commissioner. All such taxes would be due and payable to the Tax Commissioner monthly on or before the 25th day of the month next succeeding each monthly period. The amount that the Tax Commissioner would remit to the cities and villages imposing the tax would be reduced by 3% as an administrative fee necessary to defray the cost of collecting the tax and the expenses incident to such collection.</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i>
LR2CA	Wayne		Judiciary 02/19/2021	In Committee 01/11/2021	Constitutional amendment to legalize cannabis for persons twenty-one and older and to require legislation <i>This constitutional amendment would legalize cannabis for persons 21 and older and require the Legislature to pass appropriate legislation, to be effective on or before 10/1/2023, relating to the cultivation, manufacture, distribution, consumption, and sale of cannabis in any form.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LR3CA	Slama		Government, Military and Veterans Affairs 02/17/2021	In Committee 01/11/2021	Constitutional amendment to require verification of identity prior to voting <i>This constitutional amendment would require verification of identity prior to voting in order to combat voter fraud, preserve the relative power of each eligible citizen's right to vote, modernize the election infrastructure of the state, and ensure the integrity of the elections of the state so as to preserve the public confidence in the legitimacy of the elected government. A poll worker would review a photograph or digital image of each voter to verify the identity of the voter in a manner determined by the Legislature prior to allowing the voter to vote.</i>
LR10CA	Cavanaugh, J.		Government, Military and Veterans Affairs	In Committee 01/11/2021	Constitutional amendment to remove felony convictions other than treason from being a disqualification for voting <i>This constitutional amendment would remove felony convictions other than treason from being a disqualification for voting.</i>
LR11CA	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation <i>This constitutional amendment, effective 1/1/2024, would make it so that the State of Nebraska and all political subdivisions of the state would be prohibited from imposing a tax on personal income, corporate income, personal property, real property, inheritance from a deceased person, the estate of a deceased person, the retail sale of goods and services except as provided in subsection (2) of this section. The Legislature would enact a consumption tax which would apply to purchases of services and new goods, except for fuel. Such consumption tax would begin no later than 1/1/2024. The Legislature would be able to authorize political subdivisions of the state to enact their own consumption taxes upon such terms and conditions as the Legislature may provide.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Oppose</i>
LR13CA	Brewer		Education 02/08/2021	In Committee 01/12/2021	Constitutional amendment to limit the percentage of funding for schools that comes from property taxes <i>This constitutional amendment would limit the percentage of funding for schools that comes from property taxes. No more than 33% of the funding for such free instruction in the common schools would come from property taxes.</i>

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<i>Nebraska Association of School Boards position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: Watch</i> <i>Greater Nebraska Schools Association position: Oppose - Letter</i>					
LR22CA	Linehan	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Constitutional amendment to limit the total amount of property tax revenue that may be raised by political subdivisions <i>This constitutional amendment would limit the total amount of property tax revenue that may be raised by political subdivisions. In any fiscal year the total amount of property tax revenue would not be more than 3% greater than the amount raised in the prior fiscal year, and it may exceed this limitation by an amount approved by a majority of legal voters voting on the issue at an election called for such purpose upon the recommendation of a majority of the governing body of the political subdivision. The limitation would also not apply to the amount of property tax revenue needed to pay the principal and interest on bonded indebtedness that has been approved according to law.</i>
<i>Nebraska Association of School Boards position: Oppose</i> <i>ESU Coordinating Council position: Oppose</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: Unspecified</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>					
LR25		Recommend: Monitor	Executive Board	In Committee 01/22/2021	Provide the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature <i>This resolution would provide that the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature.</i>
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LR27CA	Hansen, M.		Government, Military and Veterans Affairs	In Committee 01/22/2021	Constitutional amendment to provide legislative authority in emergencies resulting from a pandemic <i>This constitutional amendment would provide legislative authority in emergencies resulting from a pandemic.</i>

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LB2	Briese	Quiet Opposition	Revenue 02/10/2021	In Committee 01/11/2021	Change the valuation of agricultural land and horticultural land for certain school district taxes
<p><i>Regarding valuation of agricultural land and horticultural land for purposes of certain school district taxes, this bill creates an exception allowing lower percentage of actual value "for school district taxes levied to pay the principal and interest on bonds that are issued on or after the operative date of this act." Where the normal valuation rate is 75% of its actual value, the exception rate would be 30%. Where the normal valuation rate range is 69-75% of actual value, the exception rate would be 24-30%.</i></p> <p><i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Rural Community Schools Association: Oppose</i> <i>Schools Taking Action Action for Nebraska Children Education: Oppose</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i></p>					
LB73	Geist	Support	General Affairs 02/01/2021	In Committee 01/11/2021	Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies
<p><i>For the Nebraska Racetrack Gaming Act, 25% of the tax is already remitted to the county treasurer of the county in which the licensed racetrack enclosure is located. 10% of the distribution remitted would be distributed to the county agricultural society in the county in which the licensed racetrack enclosure is located, if such county agricultural society has been formed in the county under the County Agricultural Society Act. Following any distribution to a county agricultural society, the remaining funds would be distributed by the county treasurer.</i></p> <p><i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i></p>					
LB102	Dorn	Monitor	Judiciary 02/25/2021	In Committee 01/11/2021	Provide for transfer of duties of clerks of the district court to clerk magistrates
<p><i>Beginning 7/1/2023, in any county that has an elected clerk of the district court, the county board would be able to vote to eliminate the office of this clerk when a vacancy occurs or when the incumbent does not file for reelection by the deadline. If such an office is eliminated, the duties of the clerk of the district court would be performed by the clerk magistrate for such county under the direction of the district court judge for the county and the State Court Administrator. The final decision with respect to maintaining, increasing, or reducing office space provided by such county for this clerkship would be made by the county board. All financial records and bank accounts related to district court functions would be transferred to the Supreme Court.</i></p> <p><i>In a county where the clerk magistrate has taken over, they would account for and pay any fees, revenue, prerequisites, or receipts not later than the 15th day of the month following the calendar month in which they were received in the following manner: (a) of the \$42 docket fee, \$1 to the General Fund and \$6 to the Nebraska Retirement Fund for Judges, (b) of the \$27 docket fee, \$2 to the Nebraska Retirement Fund for Judges, and (c) the remaining fees, revenue, prerequisites, or receipts would be remitted to the State Treasurer for credit to the General Fund.</i></p> <p><i>Nebraska Association of County Officials position: Watch/Oppose</i></p>					
LB111	Albrecht	Support	Judiciary 02/24/2021	In Committee 01/11/2021	Change provisions relating to various offenses involving public safety
<p><i>Relating to public safety crimes and offenses, criminal mischief or unauthorized application of graffiti would be a Class IV felony if the property involved in the offense belongs to a peace officer, active duty member in the armed services of the US, judge, or elected or appointed government official and the offense was committed with the intent to harass or intimidate such person because of such person's status. Criminal mischief or unauthorized application of graffiti would be a Class I misdemeanor if the property involved in the offense belongs to the government, a hospital, or a school. Upon conviction for these violations, the court would, in addition to any other punishment imposed, order the defendant to make restitution as provided in sections 29-2280 to 29-2289 and for a second or subsequent violation involving government property, impose a fine of \$5,000. The definitions of school, public safety officer, assault on a public safety officer (such penalty in third degree would be a Class IIIA felony with fine of at least \$1,000), strangulation, suffocation, and offensive substance.</i></p> <p><i>Additionally, a person would not be able to knowingly aim a laser pointer (or aim or deploy any other device with intent to cause serious bodily injury or interference with their sight or hearing) toward the head of a public safety officer while they are engaged in the performance of the officer's official duties. This violation would be a Class I misdemeanor and have a fine of \$5,000; and the defendant would be ordered to make restitution. Definitions would be included for correctional officer, participate, and riot.</i></p>					

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<i>A person would also not be able to knowingly participate in a riot or organize 6 or more persons to engage in a riot. This would be a Class I misdemeanor (unless serious bodily injury results, then Class IV felony). A person would also not be able to intentionally interfere with a lawful meeting, procession, or gathering by physical action or verbal utterance (Class II misdemeanor). A person would also commit an offense by, without legal privilege, intentionally, knowingly, or recklessly obstructing a public way or disobeying a reasonable request or order to move issued by someone with the authority to control use of the public way.</i>					
<i>Nebraska County Attorneys Association Position: Support</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB112	Albrecht	Oppose	Government, Military and Veterans Affairs 01/27/2021	In Committee 01/11/2021	Require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act
<i>This bill would require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act, except for closed sessions pursuant to section 84-1410.</i>					
<i>Nebraska Association of School Boards position: Oppose</i>					
<i>Nebraska Rural Community Schools Association position: Oppose</i>					
<i>Nebraska State Education Association position: Support</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB133	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes
<i>This bill would adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes. EPIC stands for the elimination of property (imposed pursuant to Chapter 77), income (state income and state sales and use tax imposed pursuant to the Nebraska Revenue Act of 1967), and corporate taxes. The inheritance tax imposed pursuant to sections 77-2001 to 77-2040 would also be repealed. This would become effective 12/31/2024. The Nebraska Taxpayer's Bill of Rights would also be established, stating that citizens of Nebraska are entitled to a fair and just tax system. Beginning on 1/1/2024, there would be a tax imposed on the use or consumption in the State of Nebraska of taxable property or services. The rate would be 10.64%. Land, purchase of fuel, taxable property or service purchased for a business purpose in a trade or business, investment purpose, educational purpose, and used property among other listed items would not be subject to the consumption tax.</i>					
<i>The formula for consumption tax monthly allowance is provided as the product of the consumption tax rate and the monthly poverty level for a family of the size of the qualified family. The process related to qualified families is provided in detail. The Consumption Tax Transition Fund would be created in order to pay the consumption tax monthly allowance to the heads of households of qualified families. It would be a destination principle tax. The process related to registered sellers is provided in detail. There would be a penalty of \$500 for anyone who is required to register under this but fails to do so. This would not limit the ability of counties, cities, or villages from imposing a separate consumption tax within their limits. Beginning 1/1/2024, the primary source of funding for all public and elementary schools and for all educational service units would be the taxes collected under this Act.</i>					
<i>The State Treasurer would transfer \$240 million from the Cash Reserve Fund to the Consumption Tax Transition Fund on or before 12/31/2023. The Community College Aid Act would apply until 1/1/2024. After this, community colleges would be funded as provided under this Act.</i>					
<i>CHAMBER SUMMARY: "LB133 eliminates all state income, sales and use taxes, property taxes and inheritance taxes. Refer to LR 11 CA for the related Constitutional Amendment. Beginning January 1, 2024, there is hereby imposed a tax on the use or consumption in the State of Nebraska of taxable property or services. The rate of the consumption tax shall be ten and sixty-four hundredths percent (10.64%). The person purchasing taxable property or services in the State of Nebraska shall be liable for the tax. The bill creates numerous exemptions for purchases such as fuel, used property, property or service purchased for a business purpose in a trade or business, property or service used for educational purposes, etc.</i>					
<i>Funding for schools would be through a collective request through the Department of Education. Funding for other political subdivision would go through the local county. All local political subdivisions would have to work with the county within their jurisdiction to have the county submit a total budget request to the Legislature."</i>					
<i>Nebraska Hospital Association position: Oppose</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i>					
<i>Nebraska State Chamber position: Oppose</i>					

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<i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Oppose</i>					
LB165	Erdman	Oppose Testimony	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to the assessment of real property that suffers significant property damage
<i>Relating to property taxes, damaged real property would replace the term destroyed real property. Any events causing significant property damage that occurs with enough frequency in this state would be made to grant property tax relief to owners of real property adversely affected by such events. Significant property damage would no longer include damage exceeding 20% of the property's assessed value in the current tax year as determined by the county assessor. The county assessor would also inspect and review all properties for which a report has been filed under this section and would submit a comprehensive report of all such properties to the county board of equalization on or before July 20 of the current assessment year.</i>					
<i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Monitor</i>					
LB189	Halloran	Monitor	Revenue 02/10/2021	In Committee 01/12/2021	Change provisions relating to property tax refunds
<i>Relating to property taxes, the refund of a tax or penalty or the receipt for the registration of a claim made of issued pursuant to this section shall be satisfied in full as soon as practicable. If mutually agreed to by the governing body of the political subdivision and the person holding the receipt, such receipt would be applied to satisfy any tax levied or assessed by that political subdivision which becomes due from the person holding the receipt until the claim is satisfied in full. For any refund or claim due under this section, interest would accrue on the unpaid balance at the rate of 9% beginning on the date of entry of the final non appealable order or other action approving the refund.</i>					
<i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>League of Nebraska Municipalities position: Monitor</i>					
LB242	Brandt	Support	Government, Military and Veterans Affairs 02/04/2021	In Committee 01/13/2021	Provide for county bridges under the Political Subdivisions Construction Alternatives Act
<i>A political subdivision would be able to use a design-build contract or construction management at risk contract under the Political Subdivisions Construction Alternatives Act for a project to repair, retrofit, reconstruct, or replace any bridge. The County Bridge Incentive Program would be created. The department would administer the program using funds from the Transportation Infrastructure Bank Fund designated for the County Bridge Match Program, except that no more than \$10 million would be expended for the County Bridge Incentive Program. The purpose of this program would be to incentivize innovative solutions and provide funding to accelerate the repair and replacement of deficient bridges on the county road system.</i>					
<i>Nebraska Association of County Officials position: Support</i>					
LB271	Morfeld	Support	Judiciary 02/17/2021	In Committee 01/14/2021	Adopt the 24/7 Sobriety Program Act
<i>This bill would adopt the 24/7 Sobriety Program Act. Each county, through its county sheriff, would be able to participate in a 24/7 sobriety program. If a sheriff is unwilling or unable to participate in a 24/7 sobriety program, the sheriff would be able to designate an entity willing to provide the service. This program would meet at least the following minimum requirements: (a) testing would occur either twice a day or every day at a testing location or locations established by the county sheriff or a designated entity or continuously with a continuous alcohol monitoring device or similar technology, (b) participants would enter into a participation agreement with the sheriff or designated entity, and (c) participants would not consume alcohol or any drug not prescribed by a physician. Sanctions for violations of the program would be according to best practices. If a person is enrolled in a 24/7 sobriety program under this Act and has not violated any program conditions for drugs or alcohol after 30 consecutive days of testing, such person would be able to apply for a 24/7 sobriety program permit as a condition of bail under the 24/7 Sobriety Program Act. Such permit would expire at the same time as the later of any administrative license revocation being served.</i>					
<i>Nebraska County Attorneys Association Position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i>					

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LB310	Clements	Oppose	Revenue	In Committee 01/14/2021	Change inheritance tax rates and exemption amounts
<i>Relating to inheritance tax rates and exemption amount, in the case of a father, mother, grandparent, sibling, child, or child legally adopted, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 1% of the clear market value of the property received by each person in excess of \$40,000; (b) for decedents dying during calendar year 2022, 1% of the clear market value of the property received by each person in excess of \$150,000; (c) for decedents dying during calendar year 2023, 0.75% of the clear market value of the property received by each person in excess of \$150,000; (d) for decedents dying during calendar year 2023 or thereafter, 0.5% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$160,000. For each subsequent calendar year, the exempt amount would increase by \$5,000.</i>					
<i>In the case of an uncle, aunt, niece, or nephew related to the deceased by blood or legal adoption, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 13% of the clear market value of the property received by each person in excess of \$15,000; (b) for decedents dying during calendar year 2022, 11% of the clear market value of the property received by each person in excess of \$60,000; (c) for decedents dying during calendar year 2023, 9% of the clear market value of the property received by each person in excess of \$62,500; (d) for decedents dying during calendar year 2023 or thereafter, 6% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$65,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i>					
<i>In all other cases, the rate of tax would be: for (a) decedents dying prior to 1/1/2022, 18% of the clear market value of the property received by each person in excess of \$10,000; (b) for decedents dying during calendar year 2022, 15% of the clear market value of the property received by each person in excess of \$40,000; (c) for decedents dying during calendar year 2023, 12% of the clear market value of the property received by each person in excess of \$42,500; (d) for decedents dying during calendar year 2023 or thereafter, 9% of the clear market value of the property received by each person in excess of the applicable exempt amount for the year. For calendar year 2024, the exempt amount would be \$45,000. For each subsequent calendar year, the exempt amount would increase by \$2,500.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB313	Sanders	Support Letter	Revenue 02/11/2021	In Committee 01/14/2021	Change provisions relating to late applications for homestead exemptions
<i>Introduced at the request of the Sarpy County Board of Commissioners and their highest priority this session. Relating to late applications for homestead exemptions, an owner would be able to file a late application if he or she includes a copy of the death certificate of a spouse who died during the year for which the exemption is requested. This request for exemption would only be for the current tax year. The late application would be filed with the county assessor on or before June 30 of the year in which the real estate taxes levied on the property for the current year become delinquent. Applications would include a copy of the death certificate of the deceased spouse. If the approval occurs after the date on which the first half of the real estate taxes levied on the property for the current year become delinquent, such delinquency and any interest would be removed from the tax roll. The approved application and other documentation would be forwarded to the Tax Commissioner. Any delinquency or interest accrued prior to the application date would, in the case of a rejection, remain on the tax roll.</i>					
<i>Douglas County Board of Commissioners position: Support</i>					
<i>Nebraska Association of County Officials position: Support</i>					
LB330	Wayne	Monitor	Judiciary 01/28/2021	In Committee 01/15/2021	Raise the jurisdictional age limit for juvenile court to age twenty-one for certain purposes
<i>This bill would raise the jurisdictional age limit for juvenile court to age 21 years (no longer 18 or 19 years) for certain provisions. A person under 21 years of age arraigned in county court or district court prior to the effective date of this act would be able to file a motion to transfer the case to juvenile court if a conviction has not yet been obtained, whether by trial or plea of guilty or nolo contendere.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					
LB335	Flood	Monitor	Judiciary 02/10/2021	In Committee 01/15/2021	Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services
<i>Beginning 9/15/2022, when sentencing a defendant to any term of imprisonment in an institution of the department, the court would announce in open court and on the record the total estimated cost to the taxpayers of such term of imprisonment. On or before 8/1/2022, and on or before each August 1 thereafter the Department would calculate the average cost of imprisonment for inmates in Department institutions for the preceding year and report such amount or amounts to the commission in a form and manner prescribed by the commission.</i>					

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LB379	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Provide, change, and eliminate provisions relating to appropriations <i>Part of the biennial budget package, this is the deficit appropriations bill for FY2020-21. Meaning this is spending that must pass by June 30, 2020 to preserve a balanced budget and to keep departments whole. It also allows for dollars to be spent on new projects needed before June 30, 2021.</i>
LB380	Hilgers	Monitor	Appropriations 02/05/2021	In Committee 01/20/2021	Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023 <i>Part of the biennial budget package, this is the mainline appropriations bill for 2021-23. All programmatic spending will be housed in this bill.</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Education Association position: Neutral</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB407	McDonnell	Neutral	Business and Labor 02/01/2021	In Committee 01/20/2021	Include certain county correctional officers in provisions governing mental injuries and mental illnesses under the Nebraska Workers' Compensation Act <i>Regarding the Nebraska Workers' Compensation Act, definitions would be included for "county correctional officer" and "high-population county." The definition of "personal injury" would include mental injuries and mental illness unaccompanied by physical injury for an employee who is a county correctional officer. The definition of "high-risk individual" would include a person in the custody of a county jail or in the process of being placed in the custody of a county jail in a high-population county.</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB408	Briese	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Adopt the Property Tax Request Act <i>This bill would adopt the Property Tax Request Act and is the statutory equivalent of LR22CA. Definitions are included for approved bonds, political subdivision, property tax request, and real growth value. A political subdivision's property tax request for any year would not exceed its property tax request in the prior year by more than 3%, except as otherwise provided in this section. A political subdivision would be able to exceed the limit provided in this section by an amount approved by a majority of registered voters voting on the issue in a primary, general, or special election at which the issue is placed before the registered voters. The limit in this section would not apply to that portion of a political subdivision's property tax request that is needed to pay the principal and interest on approved bonds and that will be derived from the real growth value for the political subdivision.</i> <i>Douglas County Board of Commissioners position: Bill of High Concern</i> <i>Nebraska Association of School Boards position: Follow</i> <i>ESU Coordinating Council position: Oppose</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: None</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>
LB419	Cavanaugh, J.	Neutral	Judiciary 02/04/2021	In Committee 01/20/2021	Require appointment of counsel in eviction proceedings and provide for a filing fee <i>Relating to civil actions, at the commencement of any eviction proceeding, the court would appoint counsel for the tenant unless the tenant is already represented by counsel. The tenant would be able to waive court-appointed counsel or retain the tenant's own counsel and the cost of any court-appointed counsel would be paid by the county. Counsel appointed here would apply to the court before which the proceedings were had for fees for services performed. In addition to all other court costs assessed according to law, an eviction proceeding fee of \$50 would be assessed in each county court and district court. Additional information required for summons is listed in detail.</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i>

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<i>Nebraska Association of County Officials position: Oppose</i>					
LB427		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	State intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed
<i>It would be the intent of the Legislature that no institution under the supervision of the Department of Health and Human Services at which the department provides inpatient or subacute substance abuse or behavioral health residential treatment for juveniles under the jurisdiction of a juvenile court would delay such treatment to a juvenile when such treatment has been determined necessary or has been order by a juvenile court.</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Support</i>					
LB428		Monitor	Health and Human Services 02/03/2021	In Committee 01/20/2021	Entitlement of juveniles at youth rehabilitation and treatment centers to receive an appropriate educational equivalent to educational opportunities offered in public schools
<i>Each youth and rehabilitation center would provide an age-appropriate and developmentally appropriate education program for each juvenile that can award relevant and necessary credits toward high school graduation that will be accepted by any public school district in the state. Juveniles committed to the centers would be entitled to receive an appropriate education equivalent to educational opportunities offered within the regular settings of public school districts across the state.</i>					
<i>Nebraska Association of School Boards position: Follow</i>					
<i>Nebraska State Education Association position: Support</i>					
LB490	Cavanaugh, M.	Monitor	Health and Human Services 02/03/2021	In Committee 01/22/2021	Require youth rehabilitation and treatment centers to obtain a license from the Division of Public Health
<i>On or before 10/15/2021, a youth rehabilitation and treatment center would be required to obtain a license from the Division of Public Health of the Department of Health and Human Services to operate such a facility.</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB525	Wishart	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System
<i>A provider who receives money from the state or a county to house residents in a transitional housing facility would (a) abide by all zoning and occupancy standards of the jurisdiction in which it is located, (b) provide the community supervision agency with a phone number for a manager or supervisor of the provider who is accessible 24 hours a day, 7 days a week, and (c) post in a conspicuous location on the exterior of the transitional housing, in a location visible to the public, a sign indicating the occupancy limit of the transitional housing. A community supervision agency or its employees, agents, or designees would be able to enter and inspect a transitional housing facility at any time without prior notice if such agency has jurisdiction over a resident of such facility or is paying for the housing of a resident of such facility. The Division of Parole Supervision would be given more powers that are listed under this act.</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
<i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>					
LB613	Erdman	Oppose Letter	Revenue	In Committee 01/22/2021	Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act
<i>This bill adds a 'speedy hearing right' to TERC appeals; if no decision by TERC has been reached within nine months after the filing date of the appeal, the appeal shall be decided in favor of the property owner.</i>					
<i>Douglas County Board of Commissioners position: Bill of High Concern</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					

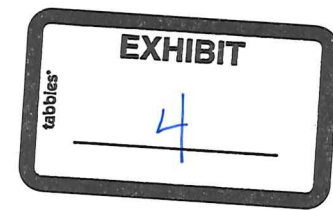
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LB619	Sanders	Recommend: Oppose	Transportation and Telecommunications 02/01/2021	In Committee 01/22/2021	Change excavation requirements under the One-Call Notification System Act <i>Regarding the One-Call Notification System Act, excavation would not include fine grading of lots used for single-family residential property construction. Any underground facilities installed after 1/1/2022, would be installed at the following minimum depths: (a) 36 inches for electric energy underground facilities, (b) 24 inches for oil, gas, or hazardous liquids underground facilities, and (c) 18 inches for electronic communications, telephonic communications, telegraphic communications, or cable television underground facilities, including, but not limited to, fiber optic cables.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Neutral</i>
LB620	Vargas	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Limit use of restrictive housing and solitary confinement <i>Relating to treatment and corrections, restrictive housing would include out-of-cell time of less than 24 hours per week or less than two hours per day. Solitary confinement would mean the status of confinement of an inmate for at least 22 hours per day in an individual cell having solid, soundproof doors and which deprives the inmate of all visual and auditory contact with other persons, has reduced or no natural light, involves a restriction or deprivation of reading material, television, radios, or other property, includes significant restrictions on visitation, or restricts the ability to participate in group activities, including eating with others. No inmate would be held in restrictive housing or solitary confinement for more than 15 consecutive days.</i>
LB631	Bostar	Monitor	Government, Military and Veterans Affairs 02/11/2021	In Committee 01/22/2021	Prohibit counties from prohibiting the use of residential property as short-term rentals <i>A county would not adopt or enforce an ordinance, resolution, or other regulation that expressly or effectively prohibits the use of a property as a short-term rental. A county would be able to adopt or enforce an ordinance, resolution, or other regulation that specifically regulates property used as a short-term rental only if the county demonstrates that the primary purpose of the ordinance, resolution, or other regulation is to protect the public's health and safety. A county would be able to additionally adopt or enforce an ordinance, resolution, or other regulation that imposes a sales tax or an occupation tax on short-term rentals if the tax is otherwise permitted by applicable law and that limits or prohibits the use of a short-term rental only if the law limits or prohibits the use of a short-term rental.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB644	Hansen, B.	Oppose Letter	Revenue 02/10/2021	In Committee 01/22/2021	Adopt the Property Tax Request Act <i>This bill would adopt the Property Tax Request Act. A political subdivision would be able to set its property tax request at an amount that exceeds its property tax request in the prior year if (a) a public hearing is held and notice of such hearing is provided in compliance with any rules in this section, and (b) the governing body of such political subdivision passes a resolution or an ordinance that complies with this section. Each political subdivision within a county that seeks to set its property tax request at an amount that exceeds its property tax request in the prior year would participate in a joint public hearing. The hearing process is described in detail. Any resolution or ordinance setting a property tax request under this section would be certified and forwarded to the county clerk on or before October 15th of the year for which the tax request is to apply.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska State Chamber position: Support</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i> <i>League of Nebraska Municipalities position: Oppose</i>
LB657	Vargas	No Recommendation	Executive Board	In Committee 01/22/2021	Require the office of Legislative Research to prepare racial impact statements for legislative bills <i>Beginning in the second session of the 107th Legislature, the office of Legislative Research would prepare and provide racial impact statements for designated bills or resolutions as determined by the Executive Board of the Legislative Council. A racial impact statement would clearly summarize the estimated impact of a bill on racial populations in the state and the estimated impact of the bill on racial disparities in the state.</i>

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LB663	Geist	Support	Judiciary 02/03/2021	In Committee 01/22/2021	Require the Nebraska Commission on Law Enforcement and Criminal Justice to create a mental health indicator in a criminal justice information system to alert emergency dispatch operators <i>If the Department of Health and Human Services takes custody of a subject under this section, the department would provide the Nebraska Commission on Law Enforcement and Criminal Justice with the name, address, birth date, social security number, and any other information of the subject as is strictly necessary to properly identify the subject using an indicator within a criminal justice information system maintained in this state. The indicator would not include any information other than that a subject was ordered to inpatient treatment and committed to the custody of the department. The commission would grant access to the indicator to emergency dispatch operators or other persons designated by the commission to carry out the purposes of this subdivision.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i> <i>Nebraska Association of County Officials position: Not on list</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LR11CA	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation <i>This constitutional amendment, effective 1/1/2024, would make it so that the State of Nebraska and all political subdivisions of the state would be prohibited from imposing a tax on personal income, corporate income, personal property, real property, inheritance from a deceased person, the estate of a deceased person, the retail sale of goods and services except as provided in subsection (2) of this section. The Legislature would enact a consumption tax which would apply to purchases of services and new goods, except for fuel. Such consumption tax would begin no later than 1/1/2024. The Legislature would be able to authorize political subdivisions of the state to enact their own consumption taxes upon such terms and conditions as the Legislature may provide.</i> <i>Nebraska Association of County Officials position: Watch</i> <i>League of Nebraska Municipalities position: Oppose</i>
LR22CA	Linehan	Oppose	Revenue 01/27/2021	In Committee 01/20/2021	Constitutional amendment to limit the total amount of property tax revenue that may be raised by political subdivisions <i>This constitutional amendment would limit the total amount of property tax revenue that may be raised by political subdivisions. In any fiscal year the total amount of property tax revenue would not be more than 3% greater than the amount raised in the prior fiscal year, and it may exceed this limitation by an amount approved by a majority of legal voters voting on the issue at an election called for such purpose upon the recommendation of a majority of the governing body of the political subdivision. The limitation would also not apply to the amount of property tax revenue needed to pay the principal and interest on bonded indebtedness that has been approved according to law.</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>ESU Coordinating Council position: Oppose</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Nebraska State Education Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i> <i>Nebraska State Chamber position: Unspecified</i> <i>Nebraska Association of County Officials position: Watch</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>
LR25		Recommend: Monitor	Executive Board	In Committee 01/22/2021	Provide the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature <i>This resolution would provide that the Legislative Council appoint a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature.</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>

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LB261	Linehan		Government, Military and Veterans Affairs 02/11/2021	In Committee 01/13/2021	Change provisions regarding grave markers for certain veterans <i>Relating to veterans, a grave would be marked pursuant to this section if the deceased person served in the active duty armed forces of the US or the reserve forces of the US, served in the Nebraska National Guard in active duty federal service, or served in the Nebraska National Guard on or after 7/1/1973.</i>
LB631	Bostar	Monitor	Government, Military and Veterans Affairs 02/11/2021	In Committee 01/22/2021	Prohibit counties from prohibiting the use of residential property as short-term rentals <i>A county would not adopt or enforce an ordinance, resolution, or other regulation that expressly or effectively prohibits the use of a property as a short-term rental. A county would be able to adopt or enforce an ordinance, resolution, or other regulation that specifically regulates property used as a short-term rental only if the county demonstrates that the primary purpose of the ordinance, resolution, or other regulation is to protect the public's health and safety. A county would be able to additionally adopt or enforce an ordinance, resolution, or other regulation that imposes a sales tax or an occupation tax on short-term rentals if the tax is otherwise permitted by applicable law and that limits or prohibits the use of a short-term rental only if the law limits or prohibits the use of a short-term rental.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB119	Cavanaugh, J.		Judiciary 02/11/2021	In Committee 01/11/2021	Change provisions of the Healthy Pregnancies for Incarcerated Women Act <i>Regarding the Healthy Pregnancies for Incarcerated Women Act, in any youth rehabilitation and treatment center or Department of Correctional Services adult correctional facility that incarcerates, detains, or houses women, a prisoner or detainee or a juvenile placed at such youth rehab and treatment center who is lactating would be given the opportunity to either nurse such prisoner's, detainee's, or juvenile's infant or express milk to be given to such infant. Any infant would not be separated from a prisoner, detainee, or juvenile who birthed such infant unless the administrator of the facility documents that allowing this would present a clear and imminent danger to such infant. A parent separation policy would also be developed for the process for placing an infant born, information regarding the parental rights, and the plan to provide for a lactating prisoner, detainee, or juvenile. These women would be allowed to live in a space dedicated for mothers and their infants to live together, prior to giving birth, as space allows.</i>
LB130	McCollister		Judiciary 02/11/2021	In Committee 01/11/2021	Change membership provisions for the Board of Parole <i>This bill would change membership provisions for the Board of Parole. Beginning with members appointed for terms beginning after 1/1/2023, at least one member of the board would have to have experience as a professional treating mental illness of substance abuse. The members of the board would elect one member to serve a 4-year term. The members appointed for terms beginning prior to 1/1/2023 still have terms of office of 6 years, while the members appointed for terms beginning after 1/1/2023 would have terms of office of 8 years. A member of the board would not be able to be reappointed for a consecutive term.</i>
LB150	Morfeld		Judiciary 02/11/2021	In Committee 01/12/2021	Increase the indigent defense court filing fee <i>Relating to courts, the amount of the indigent defense fee would be (a) beginning on the effective date of this act and until 6/30/2022, \$5, (b) beginning 7/1/2022 and until 6/30/2023, \$6, (c) beginning 7/1/2023 and until 6/30/2024, \$7, (d) beginning 7/1/2024 and until 6/30/2025, \$8, and beginning 7/1/2025, \$9.</i> <i>Nebraska Association of County Officials position: Support</i>
LB333	Wayne		Judiciary 02/11/2021	In Committee 01/15/2021	Change provisions relating to possession of an electronic communications device in Department of Correctional Services facilities <i>The following persons would be allowed to bring electronic communication devices into a facility without preapproval from the director: (a) a member of the Legislature, (b) the Public Counsel or any employee of the Public Counsel, and (c) an attorney or an attorney's agent visiting a committed offender who is a client of such attorney.</i>
LB352	Lathrop		Judiciary 02/11/2021	In Committee 01/15/2021	Change the amounts of certain court fees <i>Relating to court costs, the court automation fee would be \$10 (no longer \$8), the training fee would be \$2 (no longer \$1), and the dispute resolution fee would be \$1.50 (no longer \$0.75).</i> <i>Nebraska Association of County Officials position: Support Letter</i>

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LB483	Cavanaugh, J.		Natural Resources 02/11/2021	In Committee 01/20/2021	Provide for a climate change study and action plan <i>The University of Nebraska would develop an evidence-based, data-driven, strategic action plan to provide methods for adapting to and mitigating the impacts of extreme weather events or climate change. What this action plan would include is listed in detail, along with the process for developing the action plan. An amount of \$250,000 in total from the Petroleum Release Remedial Action Collection Fund would be transferred to the University of Nebraska on or before 12/15/2022.</i>
LB214	Linehan		Revenue 02/11/2021	In Committee 01/13/2021	Define certain terms for purposes of property taxes <i>Relating to property taxes, definitions would be included for "recreational land," "primarily used," and "wasteland."</i> <i>Nebraska Association of County Officials position: Watch</i>
LB222	Erdman		Revenue 02/11/2021	In Committee 01/13/2021	Change provisions relating to certain in lieu of tax payments made by the Game and Parks Commission <i>Relating to the Game and Parks Commission, for all land ever acquired (no longer commencing 1/1/1977) by the Commission for wildlife management purposes, the commission would annually make payments in lieu of taxes to the county treasurer of the county in which the land is located. The value of the land would be determined by the county assessor as if it were being used at its highest and best use.</i> <i>Nebraska Association of County Officials position: Support</i>
LB313	Sanders	Support Letter	Revenue 02/11/2021	In Committee 01/14/2021	Change provisions relating to late applications for homestead exemptions <i>Introduced at the request of the Sarpy County Board of Commissioners and their highest priority this session. Relating to late applications for homestead exemptions, an owner would be able to file a late application if he or she includes a copy of the death certificate of a spouse who died during the year for which the exemption is requested. This request for exemption would only be for the current tax year. The late application would be filed with the county assessor on or before June 30 of the year in which the real estate taxes levied on the property for the current year become delinquent. Applications would include a copy of the death certificate of the deceased spouse. If the approval occurs after the date on which the first half of the real estate taxes levied on the property for the current year become delinquent, such delinquency and any interest would be removed from the tax roll. The approved application and other documentation would be forwarded to the Tax Commissioner. Any delinquency or interest accrued prior to the application date would, in the case of a rejection, remain on the tax roll.</i> <i>Douglas County Board of Commissioners position: Support</i> <i>Nebraska Association of County Officials position: Support</i>
LB454	Friesen		Revenue 02/11/2021	In Committee 01/20/2021	Adopt the School Property Tax Stabilization Act and change the valuation of agricultural land <i>This bill would adopt the School Property Tax Stabilization Act. On or before 9/15/2021, the State Department of Education would determine the total school property tax stabilization payment to be paid to each eligible school district for the 2021-22 school fiscal year. On or before 6/30/2022 and each year thereafter, the Department would do the same for the ensuing year. A school district would be eligible for a school property tax stabilization payment if the school district property tax requirement exceeds 75% for the formula need calculated for such school district for the school fiscal year for which a total school property tax stabilization payment is being calculated. The requirement for each district would equal the formula need minus the sum of the amount to be distributed pursuant to the Tax Equity and Educational Opportunities Act and other actual receipts for which a total school property tax stabilization payment is being calculated. The school property tax stabilization base would equal the amount by which the requirement exceeds the difference of 75% of the formula need minus the sum of the amount to be distributed pursuant to the Tax Equity and Educational Opportunities Act and other actual receipts for such school district. The total payment to be paid to an eligible school district would equal the school property tax stabilization base for such school district multiplied by 50%. The applicable percentage for agricultural and horticultural land to be used for school district taxation purposes would be 65 for tax year 2022 and 55 for tax years 2023 and after. The applicable percentage range for other property to be used for school district taxation purposes would be 59 to 65 for tax year 2022 and 49 to 55 for tax years 2023 and after. For agricultural and horticultural land, the adjusted valuation used for the calculation of aid for school FY prior to 2022-23, 72% of actual value (followed by 62% for FY 2022-23 and 52% for FY 2023-24 and after).</i> <i>Nebraska Association of School Boards position: Follow</i> <i>Nebraska Council of School Administrators position: Oppose</i> <i>Nebraska Rural Community Schools Association position: Oppose</i> <i>Schools Taking Action for Nebraska Children Education position: Oppose</i>

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<i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of County Officials position: Oppose</i> <i>Greater Nebraska Schools Association position: Oppose - Testify</i>					
LB466	Linehan	Revenue	In Committee	Require the proration of property taxes when real property is sold	
		02/11/2021	01/20/2021		
<i>Whenever real property is sold, the county assessor of the county in which the real property is located would prorate the property taxes due on such real property for the year in which the sale occurred based on the number of days the buyer and seller owned the property during such year, unless the buyer and seller have agreed to a different proration of such property taxes.</i>					
<i>Nebraska Association of County Officials position: Oppose</i>					
LB339	Bostelman	Transportation and Telecommunications	In Committee	Require a utility coordination plan for certain highway and bridge contracts	
		02/16/2021	01/15/2021		
<i>Any contract exceeding \$50,000 for the construction, reconstruction, improvement, maintenance, or repair of a road, street, highway, bridge, or other related structure to which the Department of Transportation or any city of the metropolitan class, any city of the primary or first class, or any county with more than 25,000 inhabitants is a party would require a utility coordination plan.</i>					
<i>Nebraska Association of County Officials position: Wait</i>					
LB670	Murman	Transportation and Telecommunications	In Committee	Authorize design and placement of highway memorial signs	
		02/16/2021	01/22/2021		
<i>In order to raise public awareness about highway safety and the dangers of impaired driving and to afford families an opportunity to memorialize family victims any qualified relative would be able to apply for a memorial sign on a form prescribed by the Department of Transportation. The application would have a fee of \$75 and would be credited to the Highway Trust Fund. The application would be made no more than 10 years after the death of the person killed on a Nebraska roadway. If any qualified relative other than the applicant object in writing to such memorial sign, the application would be denied without prejudice. Signs giving specific information regarding person killed on Nebraska roadways would be able to be erected by or at the direction of the Department of Transportation and maintained within the right-of-way at appropriate distances from roadways of the state primary system, but not within any municipality, as would conform with the rules and regulations adopted and promulgated by the department to carry out this section. Reasonable efforts would be made to place such signs as close to the location requested by a qualified relative as practicable. The design and contents of the signs are listed in detail, and they would be posted for five years (applications could be made again for more five year periods).</i>					
LR3CA	Slama	Government, Military and Veterans Affairs	In Committee	Constitutional amendment to require verification of identity prior to voting	
		02/17/2021	01/11/2021		
<i>This constitutional amendment would require verification of identity prior to voting in order to combat voter fraud, preserve the relative power of each eligible citizen's right to vote, modernize the election infrastructure of the state, and ensure the integrity of the elections of the state so as to preserve the public confidence in the legitimacy of the elected government. A poll worker would review a photograph or digital image of each voter to verify the identity of the voter in a manner determined by the Legislature prior to allowing the voter to vote.</i>					
LB32	Pansing Brooks	Judiciary	In Committee	Provide for Class ICA and IDA felony classifications and change penalties	
		02/17/2021	01/11/2021		
<i>This bill would add Class ICA felony (maximum of 50 years imprisonment and minimum of 5 years imprisonment) and Class IDA felony (maximum of 50 years imprisonment and minimum of 3 years imprisonment). When an offense is a Class IC or ICA felony (or between ID or IDA felony), the prosecutor would be able to elect to charge the offense as either a Class IC or ICA felony (or ID or IDA felony) at their own discretion. Where a Class IC or ID felony is mentioned, Class ICA or IDA is added to attach with it.</i>					
<i>Nebraska County Attorneys Association Position: Oppose</i>					

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LB34	Pansing Brooks		Judiciary 02/17/2021	In Committee 01/11/2021	Change sentencing provisions for crimes committed by a person under twenty-one years of age <i>Minimum imprisonment for a person convicted of Class IC or ID felony under 21 years of age would not be a mandatory minimum but a minimum term only. The death penalty or life imprisonment would not be imposed on anyone younger than 21 years old (as opposed to 18 years old). For someone younger than 21 years old, the penalty for a conviction of Class IA (IB) felony would be a maximum sentence of not greater than 80 (60) years imprisonment and a minimum of not greater than 40 (20) years imprisonment. If the defendant was under 21 years old at the time the crime was committed, the court would consider mitigating factors prior to sentencing.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB109	Pansing Brooks		Judiciary 02/17/2021	In Committee 01/11/2021	Provide that photographing or recording a peace officer is not obstruction of justice <i>This bill would make it so that photographing or recording a peace officer while the peace officer is acting under color of such peace officer's official authority if the person taking the photograph or recording is in a public place or in a place the person has the right to be is not obstruction of justice.</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Oppose</i>
LB114	McCollister		Judiciary 02/17/2021	In Committee 01/11/2021	Adopt the Clean Slate Act <i>This bill would adopt the Clean Slate Act. The state would provide a clean slate remedy under this Act to provide an incentive for offenders to remain crime-free, provide hope to offenders who are trying to rehabilitate themselves, save the state money that must be spent when offenders recidivate, and ensure appropriate access to criminal history record information by criminal justice agencies and for other purposes essential to the health and safety of the public. Exceptions for qualified offenses are laid out.</i> <i>Beginning 1/1/2022, a person would automatically be eligible for clean slate relief for a qualified offense that is a misdemeanor if (a) the qualified offense was committed on or after 1/1/2017, (b) such person has not been convicted of a misdemeanor or felony anywhere in the US during the eligibility period, and (c) such person has paid all court-ordered financial obligations related to such qualified offense. A person would also be able to petition for clean slate relief.</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Nebraska State Chamber position: Conditional Support</i>
LB271	Morfeld	Support	Judiciary 02/17/2021	In Committee 01/14/2021	Adopt the 24/7 Sobriety Program Act <i>This bill would adopt the 24/7 Sobriety Program Act. Each county, through its county sheriff, would be able to participate in a 24/7 sobriety program. If a sheriff is unwilling or unable to participate in a 24/7 sobriety program, the sheriff would be able to designate an entity willing to provide the service. This program would meet at least the following minimum requirements: (a) testing would occur either twice a day or every day at a testing location or locations established by the county sheriff or a designated entity or continuously with a continuous alcohol monitoring device or similar technology, (b) participants would enter into a participation agreement with the sheriff or designated entity, and (c) participants would not consume alcohol or any drug not prescribed by a physician. Sanctions for violations of the program would be according to best practices. If a person is enrolled in a 24/7 sobriety program under this Act and has not violated any program conditions for drugs or alcohol after 30 consecutive days of testing, such person would be able to apply for a 24/7 sobriety program permit as a condition of bail under the 24/7 Sobriety Program Act. Such permit would expire at the same time as the later of any administrative license revocation being served.</i> <i>Nebraska County Attorneys Association Position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i>
LB192	Wishart		Appropriations 02/18/2021	In Committee 01/12/2021	State intent regarding appropriations for law enforcement training and certification <i>This bill would state that the intent of the Legislature would be to appropriate \$140,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for each of FY 2021-22 and 2022-23 for in-person and online training for law enforcement officer to be certified through an accreditation agency approved by the Nebraska Commission on Law Enforcement and Criminal Justice.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>

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<i>Nebraska Association of County Officials position: Support Letter</i>					
LB193	Wishart		Appropriations 02/18/2021	In Committee 01/12/2021	State intent regarding appropriations for law enforcement training <i>This bill would state that the intent of the Legislature would be to appropriate \$800,000 from the General Fund to the Nebraska Commission on Law Enforcement and Criminal Justice for FY 2021-22 for the purchase of 2 law enforcement training systems and software to simulate real life encounters of law enforcement officers. It would also be their intent that the systems and software be designed for law enforcement officers to train on the use of nondeadly force and that the Nebraska Police Standards Advisory Council direct the location of such systems so that they are not located where similar systems are in place for law enforcement officers.</i>
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support Nebraska Association of County Officials position: Support Letter</i>					
LB304	Hansen, M.		Appropriations 02/18/2021	In Committee 01/14/2021	Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice <i>This bill would appropriate \$172,000 from the General Fund for FY 2021-22 to the Nebraska Commission on Law Enforcement and Criminal Justice to be used by the Nebraska Law Enforcement Training Center to enforce sections 81-1456 (employment of law enforcement officer; submit personnel change in status form; record; contents; report of termination or resignation in lieu of termination) and 81-1457 (employment of law enforcement officer; waiver to prospective employer; contents; form; former employer; duties) relating to revocation of law enforcement officer certification.</i>
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support Nebraska Association of County Officials position: Watch</i>					
LB353	Lathrop		Appropriations 02/18/2021	In Committee 01/15/2021	Appropriate funds to the Department of Correctional Services for a community corrections facility <i>This bill would appropriate \$52 million from the General Fund for FY 2021-22 to the Department of Correctional Services for the construction or expansion of a community corrections facility with 300 new beds in the Omaha metropolitan area. The new or expanded facility would be consistent with the increase of community corrections capacity in the Omaha area recommended in Phase 1 of the Department of Correctional Services 2014 Master Plan Report.</i>
<i>Nebraska County Attorneys Association Position: Support</i>					
LB125	McCollister		Government, Military and Veterans Affairs 02/18/2021	In Committee 01/11/2021	Provide for ranked-choice voting for certain elections <i>Regarding the Election Act, this bill would allow for ranked-choice voting for certain elections. Ranked-choice voting means an election voting system in which a voter uses a ranked ballot to indicate the voter's preference between candidates and the results are determined using the ranked-choice voting count. The Secretary of State would provide for the proper and efficient administration of elections determined by ranked-choice voting. This method would be different from the traditional "fill-in-the-one-oval" method, as each candidate would have to be ranked. The specific process is described.</i>
<i>Nebraska Association of County Officials position: Oppose</i>					
LB590	Groene		Government, Military and Veterans Affairs 02/18/2021	In Committee 01/22/2021	Change time periods for ballots for early voting <i>Ballots for early voting to be mailed would be ready for delivery to registered voters at least 20 (no longer 35) days prior to each statewide primary or general election and at least 15 days prior to all other elections. A registered voter of this state who anticipates being absent from the county of his or her residence on the day of any election would be able to appear in person before the election commissioner or county clerk not more than 15 (no longer 30) days prior to the day of election and obtain his or her ballot.</i>
<i>Nebraska Association of County Officials position: Oppose</i>					

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LB635	Cavanaugh, J.		Government, Military and Veterans Affairs 02/18/2021	In Committee 01/22/2021	Change provisions regarding nomination and election of certain partisan candidates <i>Relating to elections, the ballot at the statewide primary election would only designate political party affiliation for partisan county, city, and village offices and for presidential and vice presidential candidates and would not in any way refer to or designate the political party affiliation of a candidate for any other partisan or nonpartisan office on the ballot. The two candidates for an officer, other than a partisan county, city, or village office, who receive the most votes at the statewide primary election would be placed on the ballot at the statewide general election, and if the office is a partisan office, the political party affiliation of each candidate or the candidate's nonpartisan status as stated on the candidate filing form would be noted on the ballot at the statewide general election next to the candidate's name.</i> <i>Nebraska Association of County Officials position: Watch</i>
LB129	McCollister		Health and Human Services 02/18/2021	In Committee 01/11/2021	Change provisions relating to eligibility for services under the Medical Assistance Act <i>Relating to eligibility for services under the Medical Assistance Act, the department would adopt and promulgate rules and regulations in accordance with 42 U.S.C. 1936a(e)(12), as such section existed on 1/1/2021, to provide for a period of continuous eligibility for a child who is under 19 years of age and who is determined to be eligible for medical assistance under the Medical Assistance Act. The department would provide that the child remains eligible for medical assistance, without additional review by the department and regardless of changes in the child's resources or income, until the earlier of (a) the anniversary of the date on which the child's eligibility was determined, (b) the child's 19th birthday, or (c) the child moves out of Nebraska.</i> <i>Nebraska Hospital Association position: Support</i> <i>Nebraska Association of Behavioral Health Organizations position: Support</i>
LB52	Lathrop		Judiciary 02/18/2021	In Committee 01/11/2021	Provide for immunity for injury or death resulting from COVID-19 exposure <i>Under this bill, no person would be liable in any civil action for any injury or death resulting from an alleged exposure to COVID-19 if such exposure occurred after the effective date of this act.</i> <i>Hearing on 2.18.21</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Nebraska Association of County Officials position: Support Letter</i> <i>Nebraska Association of Behavioral Health Organizations: Monitor</i>
LB54	Lathrop		Judiciary 02/18/2021	In Committee 01/11/2021	Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act <i>Under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from such an act that is the direct result of the negligent failure of a political subdivision or an employee of a political subdivision to protect a person to whom the political subdivision or employee owes a duty of care. Under the State Tort Claims Act, this Act would apply to claims arising from such an act that is the direct result of the negligent failure of a state agency or an employee of the state to protect a person to whom the agency or employee owes a duty of care.</i> <i>Hearing on 2.18.21</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Monitor</i> <i>Nebraska Association of County Officials position: Oppose</i>

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LB71	Wayne		Judiciary 02/18/2021	In Committee 01/11/2021	Change provisions relating to intentional tort claims under the Political Subdivisions Tort Claims Act and State Tort Claims Act <i>Similar to LB54, under the Political Subdivisions Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a political subdivision or an employee of a political subdivision. Under the State Tort Claims Act, this Act would apply to claims arising from acts committed by a 3rd party as a result of negligence by a state agency or an employee of the state.</i> <i>Hearing on 2.18.21</i> <i>Douglas County Board of Commissioners position: Bill of Concern</i> <i>Nebraska Association of School Boards position: Oppose</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Monitor</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB139	Briese		Judiciary 02/18/2021	In Committee 01/12/2021	Adopt the COVID-19 Liability Protection Act <i>This bill would adopt the COVID-19 Liability Protection Act. Definitions are provided for COVID-19, COVID-19 state of emergency, first responder, gross negligence, health care facility, health care provider, health care service, minimum medical condition, person, premises, public health guidance, and willful misconduct. A person would not be able to bring or maintain a civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct.</i> <i>A person would also not be able to bring or maintain a civil action (even against health care providers/facilities or first responders unless proven beyond clear and convincing evidence) seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19 if the act or omission alleged to violate a duty of care was permitted by, in substantial compliance with, or consistent with any federal or state statute, regulation, or order or public health guidance related to COVID-19. A person who owns, occupies, possesses, or is in control of a premises, including a tenant, lessee, or occupant of a premises would not be liable in any civil action seeking recovery for any injuries or damages sustained from exposure or potential exposure to COVID-19, unless the plaintiff can prove, by clear and convincing evidence, that the civil action relates to a minimum medical condition resulting from gross negligence or willful misconduct. Any civil action related to COVID-19 exposure would have to be brought within 2 years after the cause of action would have accrued. This would apply to any cause of action accruing on or after the effective date of this act and before the earlier of either 12/31/2022 or 1 year after the end of the COVID-19 state of emergency.</i> <i>Hearing on 2.18.21</i> <i>Nebraska State Chamber position: Support</i> <i>Nebraska Hospital Association position: Monitor</i> <i>Nebraska Association of School Boards position: Support</i> <i>Nebraska Association of County Officials position: Support Letter</i> <i>Nebraska Association of Behavioral Health Organizations position: Monitor</i>
LB259	Halloran		Judiciary 02/18/2021	In Committee 01/13/2021	Authorize a civil action for damages sustained by public safety officers <i>A public safety officer would be able to bring a civil action against any person, group of persons, organization, corporation, or the head of an organization or corporation for (i) injury suffered during their official duties, (ii) abridgement of the officer's civil rights arising out of their civil duties, or (iii) the filing of a complaint against the officer, relating to the officer's performance of official duties, which the person filing knew was false when filed. Damages recoverable would include economic and noneconomic damages.</i>

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LB326	Slama		Judiciary 02/18/2021	In Committee 01/15/2021	Provide immunity for claims against first responders operating motor vehicles and arising from vehicular pursuits and provide for policies, training, and duties relating to vehicular pursuits <i>Relating to tort claims, the Political Subdivisions Tort Claims Act would not apply to any claim against an employee of a political subdivisions arising out of certain conduct occurring within the court and scope of the employee's employment by the political subdivision and any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit. A law enforcement agency would be able to, but would not be required to, adopt and implement a policy on vehicular pursuits and provide training on vehicular pursuits. Requirements, elements, and standards for any policy on vehicular pursuits are listed in detail. The Nebraska Commission on Law Enforcement and Criminal Justice would be able to develop and distribute a suggested model vehicular pursuit policy for use by law enforcement agencies, but the Commission would not mandate the adoption of the model policy. On or before 1/1/2022, the Nebraska Police Standards Advisory Council would develop a training program and develop standards and procedures relating to vehicular pursuits. The State Tort Claims Act would not apply to any claim against a law enforcement officer employed by the state arising out of a vehicular pursuit that occurred within the course and scope of the employee's employment or any claim arising from the collision of a motor vehicle being operated by a person fleeing a vehicular pursuit.</i> <i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i> <i>Nebraska Association of County Officials position: Support Letter</i>
LB103	Dorn		Appropriations 02/19/2021	In Committee 01/11/2021	Appropriate funds to aid counties to pay certain federal judgments <i>This bill would appropriate funds to aid counties to pay for federal judgments. It would appropriate \$2 million from the General Fund for FY 2021-22 and FY 2022-23 to any county that has a judgment in excess of \$25 million rendered against it by a federal court for a violation of federal law if the total cost of the judgment is equal to 20% or more of the county's annual budget. Such appropriation would be used in the payment of such judgment, and no expenditures for permanent and temporary salaries and per diems for state employees would be made from the funds appropriated in this section.</i> <i>Nebraska Association of County Officials position: Support</i>
LB179	Linehan		Government, Military and Veterans Affairs 02/19/2021	In Committee 01/12/2021	Transition from elected to appointed county assessors <i>Starting on 1/1/2023, the county board of every county which has an elected county assessor would appoint a county assessor or designate the county clerk to serve as county assessor. Each county having a population of more than 3,500 inhabitants and having more than 1,200 tax returns in any tax year would have a county assessor appointed by the county board and each other county would have a county assessor or would have the county clerk serve as county assessor as determined by the county board.</i> <i>Nebraska Association of County Officials position: Oppose</i>
LB652	Wayne		Government, Military and Veterans Affairs 02/19/2021	In Committee 01/22/2021	Adopt the Historically Underutilized Business Program Act <i>This bill would adopt the Historically Underutilized Business Program Act. A business desiring to be certified as a HUB would be required to complete a form prescribed by the Department of Labor or participate in the Department of Transportation's Nebraska Unified Certification Program. The Department of Labor would be able to request any additional information determined necessary to evaluate a business' qualifications for certification prior to a decision to certify an applicant as a HUB. The certification would remain in place for 5 years as long as the certification status of the business does not change, and a business would be able to recertify. Each government entity would make a good faith effort to utilize HUBs in contracts for construction, services, including professional and consulting services, and commodities purchases. Each government entity that considers entering into a contract with an expected value of \$200,000 or more over the life of the contract, including any renewals, would, before the government entity solicits bids, proposals, offers, or other applicable expressions of interest, determine whether subcontracting opportunities are probable under the contract. The Department of Labor would compile, in the most cost-efficient form, a directory of businesses certified as HUBs, and would post the directory on the department's web site.</i>

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LB481	McKinney		Judiciary 02/19/2021	In Committee 01/20/2021	Adot the Marijuana Conviction Clean Slate Act, decriminalize possessory marijuana and synthetic cannabinoid offenses and drug paraphernalia offenses, and change related provisions <i>This bill would adopt the Marijuana Conviction Clean Slate Act and decriminalize possessory marijuana and synthetic cannabinoid offenses and drug paraphernalia offenses. Beginning 6/1/2023, a person would automatically be eligible for clean slate relief of this Act for a qualified offense if the person was sentenced for such offense on or after 1/1/1994 and if, as of 6/1/2023, such person has completed the sentence for such offense, including payment of all court-ordered financial obligations related to such offense. An order for clean slate relief would nullify the conviction, remove all civil disabilities and disqualifications imposed as a result of the conviction, and notify the person in interest that such person should consult with an attorney regarding the effect of the order, if any, on such person's ability to possess a firearm under state or federal law. It would no longer be an offense for a person to possess mariuana or possess marijuana with intent to manufacture, distribute, deliver, dispense, prepare for delivery, or offer for delivery.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB546	Wayne		Judiciary 02/19/2021	In Committee 01/22/2021	Adopt the Marijuana Control Act and the Marijuana Conviction Clean Slate Act <i>This bill would adopt both the Marijuana Control Act and the Marijuana Conviction Clean Slate Act. The Marijuana Conviction Clean Slate Act is laid out in LB481. The Marijuana Control Act would set forth the exclusive means by which a person in Nebraska would be able to engage in the cultivation, manufacture, sale, distribution, transfer, dispensing, testing, possession, and use of marijuana. The following conduct relating to marijuana would be lawful under state and local law when conducted in accordance with this Act. An individual 21 years of age or older would be able to (1) possess, process, transport, purchase, obtain, or give away to persons 21 years of age or older without any compensation whatsoever, not more than one ounce of marijuana in any form, (2) possess, grow, plant, cultivate, harvest, dry, or process marijuana plants as prescribed in this Act (not more than 6 living plants at a time), (3) smoke, ingest, or otherwise consume marijuana, and (4) possess, transport, purchase, obtain, use, manufacture, or give away marijuana accessories to persons 21 years of age or older without any compensation whatsoever. The offenses and penalties related to marijuana under this Act are listed in detail. For the purpose of regulating and controlling the licensing of the cultivation, manufacture, distribution, and sale of marijuana in this state, The Nebraska Enforcement Commission would be created. For a license, the application fee would be \$300 and the initial issuance fee would be \$1,500 (\$4,400 for a transporter). Edible marijuana products sold under this Act would be subject to the Nebraska Pure Food Act to the same extent as other items of food.</i> <i>Nebraska County Attorneys Association Position: Oppose</i> <i>Nebraska State Chamber position: Watch</i> <i>Nebraska Association of County Officials position: Watch</i>
LR2CA	Wayne		Judiciary 02/19/2021	In Committee 01/11/2021	Constitutional amendment to legalize cannabis for persons twenty-one and older and to require legislation <i>This constitutional amendment would legalize cannabis for persons 21 and older and require the Legislature to pass appropriate legislation, to be effective on or before 10/1/2023, relating to the cultivation, manufacture, distribution, consumption, and sale of cannabis in any form.</i> <i>Nebraska County Attorneys Association Position: Oppose</i>
LB654	Wayne		Banking, Commerce and Insurance 02/23/2021	In Committee 01/22/2021	Adopt the Public Entities Investment Trust Act <i>This bill would adopt the Public Entities Investment Trust Act. A trust created pursuant to this Act would be established within the office and oversight of the State Treasurer and they would administer the trust. Eligible entities would be able to invest funds for purpose of deposit, investment, or reinvestment of such funds by the trustee or trustees. The policies regarding the trust are listed in detail.</i> <i>Nebraska Association of County Officials position: Oppose Letter</i>
LB647	Flood		Urban Affairs 02/23/2021	In Committee 01/22/2021	Change powers of cities of the first class <i>Relating to cities of the first class, if the cost of a building acquisition does not exceed \$5 million (no longer \$2 million), no vote of the electors would be required to approve the acquisition.</i> <i>Hearing Likely: 2.23.21 AM</i>

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LB653	Wayne		Urban Affairs 02/23/2021	In Committee 01/22/2021	Require goals for using historically underutilized businesses under the Community Development Law
<i>Regarding the Community Development Law, the definition for HUB (historically underutilized business) would be included. After the effective date of this act, each city which approves a redevelopment project that includes the division of taxes as provided in section 18-2147 for which the amount of divided taxes exceeds \$200,000 would establish goals to utilize HUBs in such redevelopment project for construction, services, including professional and consulting services, and commodity purchases. The report regarding redevelopment projects would include (1) the number and dollar amount of contracts related to each such redevelopment project approved by the governing body in the previous calendar year which were awarded and paid to HUBs and (2) the most recent goals for the utilization of HUBs in redevelopment projects.</i>					
<i>Hearing Likely: 2.23.21 PM</i>					
LB111	Albrecht	Support	Judiciary 02/24/2021	In Committee 01/11/2021	Change provisions relating to various offenses involving public safety
<i>Relating to public safety crimes and offenses, criminal mischief or unauthorized application of graffiti would be a Class IV felony if the property involved in the offense belongs to a peace officer, active duty member in the armed services of the US, judge, or elected or appointed government official and the offense was committed with the intent to harass or intimidate such person because of such person's status. Criminal mischief or unauthorized application of graffiti would be a Class I misdemeanor if the property involved in the offense belongs to the government, a hospital, or a school. Upon conviction for these violations, the court would, in addition to any other punishment imposed, order the defendant to make restitution as provided in sections 29-2280 to 29-2289 and for a second or subsequent violation involving government property, impose a fine of \$5,000. The definitions of school, public safety officer, assault on a public safety officer (such penalty in third degree would be a Class IIIA felony with fine of at least \$1,000), strangulation, suffocation, and offensive substance.</i>					
<i>Additionally, a person would not be able to knowingly aim a laser pointer (or aim or deploy any other device with intent to cause serious bodily injury or interference with their sight or hearing) toward the head of a public safety officer while they are engaged in the performance of the officer's official duties. This violation would be a Class I misdemeanor and have a fine of \$5,000, and the defendant would be ordered to make restitution. Definitions would be included for correctional officer, participate, and riot.</i>					
<i>A person would also not be able to knowingly participate in a riot or organize 6 or more persons to engage in a riot. This would be a Class I misdemeanor (unless serious bodily injury results, then Class IV felony). A person would also not be able to intentionally interfere with a lawful meeting, procession, or gathering by physical action or verbal utterance (Class II misdemeanor). A person would also commit an offense by, without legal privilege, intentionally, knowingly, or recklessly obstructing a public way or disobeying a reasonable request or order to move issued by someone with the authority to control use of the public way.</i>					
<i>Nebraska County Attorneys Association Position: Support</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Support</i>					
<i>Nebraska Association of County Officials position: Watch</i>					
LB186	Hilkemann		Judiciary 02/24/2021	In Committee 01/12/2021	Change provisions relating to offense of criminal child enticement
<i>Relating to the offense of criminal child enticement, this bill would change the age of children to any child 16 years of age or younger (no longer under the age of 14).</i>					
<i>Nebraska County Attorneys Association Position: Support</i>					
LB229	Hunt		Judiciary 02/24/2021	In Committee 01/13/2021	Provide for enhanced penalties and a civil action for crimes committed because of a victim's gender identity or association with a person of a certain gender identity
<i>Relating to the Nebraska Criminal Code, gender identity would mean a person's internal sense of their own gender, regardless of the sex the person was assigned at birth. Enhanced penalties and a civil action would be available for crimes committed because of a victim's gender identity or association with a person of a certain gender identity.</i>					
<i>Omaha Police Officers Association/Fraternal Order of Police position: Neutral</i>					

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LB661	McDonnell		Judiciary 02/24/2021	In Committee 01/22/2021	Prohibit assault on a public transportation driver and clarify provisions relating to assault on officers, emergency responders, certain employees, and health care professionals <i>Under this bill, a person would commit the offense of assault on a public safety officer, health care professional, or public transportation driver in the first degree if such person intentionally or knowingly causes serious bodily injury to such listed worker while the worker is engaged in the performance of their official duties. It would be assault in the second degree if such person intentionally, knowingly, or recklessly causes bodily injury to the worker with a dangerous instrument and such offense is committed while the worker is engaged in the performance of their official duties. It would be assault in the third degree if such person intentionally, knowingly, or recklessly causes bodily injury to such worker while the worker is engaged in the performance of their official duties.</i> <i>Nebraska Hospital Association position: Support</i>
LB102	Dorn	Monitor	Judiciary 02/25/2021	In Committee 01/11/2021	Provide for transfer of duties of clerks of the district court to clerk magistrates <i>Beginning 7/1/2023, in any county that has an elected clerk of the district court, the county board would be able to vote to eliminate the office of this clerk when a vacancy occurs or when the incumbent does not file for reelection by the deadline. If such an office is eliminated, the duties of the clerk of the district court would be performed by the clerk magistrate for such county under the direction of the district court judge for the county and the State Court Administrator. The final decision with respect to maintaining, increasing, or reducing office space provided by such county for this clerkship would be made by the county board. All financial records and bank accounts related to district court functions would be transferred to the Supreme Court.</i> <i>In a county where the clerk magistrate has taken over, they would account for and pay any fees, revenue, prerequisites, or receipts not later than the 15th day of the month following the calendar month in which they were received in the following manner: (a) of the \$42 docket fee, \$1 to the General Fund and \$6 to the Nebraska Retirement Fund for Judges, (b) of the \$27 docket fee, \$2 to the Nebraska Retirement Fund for Judges, and (c) the remaining fees, revenue, prerequisites, or receipts would be remitted to the State Treasurer for credit to the General Fund.</i> <i>Nebraska Association of County Officials position: Watch/Oppose</i>
LB355	Lathrop		Judiciary 02/25/2021	In Committee 01/15/2021	Change provisions relating to county judges, clerk magistrates, and civil procedure <i>Relating to county judges, clerk magistrates, and civil procedure, the summons would be served within three days, excluding nonjudicial days, after the date of issuance.</i>
LB603	Aguilar		Judiciary 02/25/2021	In Committee 01/22/2021	Adopt the Organized Consumer Product Theft Protection Act <i>This bill would adopt the Organized Consumer Product Theft Protection Act. An online marketplace would require that any high-volume third-party seller on the online marketplace provide the online marketplace with the following information within 24 hours after becoming a high-volume third-party seller: (a) bank account information, (b) contact information, (c) a business tax identification number or, if the seller does not have a business tax identification number, a taxpayer identification number, and (d) a statement regarding whether the seller is exclusively advertising or offering the consumer product or products on the online marketplace or if the seller is currently advertising or offering for sale the same consumer product or products on any other Internet web sites other than the online marketplace. An online marketplace would verify the information provided in this section within three days after receipt and would verify any changes to such information within three days after receipt of such changes from a high-volume third-party seller. An online marketplace would require a high-volume third-party seller in such online marketplace to provide to such online marketplace the following information: (a) the identity of the high-volume third-party seller and (b) any other information determined to be necessary to address circumvention or evasion of the requirements of this section. A violation of this Act would be a deceptive trade practice under the Uniform Deceptive Trade Practices Act.</i>
LB167	Geist		Judiciary 02/26/2021	In Committee 01/12/2021	Protect religious freedoms as prescribed and provide for certain tort claims <i>The government would permit a religious organization to continue operating and engage in religious services during a state of emergency, and no public official would be able to prohibit religious organizations from operating in this state or in a geographic area of this state during a state of emergency as proclaimed by the Governor. A religious organization would be able to assert a violation of this act as a claim against the government or as a defense in any judicial or administrative proceeding without regard to whether the proceeding is brought by or in the name of the government, any private person, or any other party. Sovereign, governmental, and qualified immunities to suit and from liability are waived and abolished under the Political Subdivisions Tort Claims Act and the State Tort Claims Act to the extent of liability created by this act, and a religious organization would be able to sue the government, except state courts, for damages as allowed by the Political Subdivisions Tort Claims Act and the State Tort Claims Act.</i>

Kissel Kohout ES Associates LLC
Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session
Hearing Date 02/11/2021 - 02/26/2021

Document	Senator	Position	Committee	Status	Description
LB230	Hunt		Judiciary 02/26/2021	In Committee 01/13/2021	Prohibit discrimination in public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity
<i>This bill would prohibit discrimination public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity.</i>					