STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY CITY BUILDING, 555 S. 10TH STREET
ROOM 112
THURSDAY, JUNE 3, 2021
8:30 A.M.

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

Others Present: 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 June 2, 2021, and published in the Lincoln Journal Star print edition and website on May 31, 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 MAY 27, 2021

MOTION: Schorr moved and Yoakum seconded approval of the May 27, 2021, Staff Meeting minutes. Amundson, Flowerday, Vest, Schorr and Yoakum voted yes. Motion carried 5-0.

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

Kohout reviewed the weekly report (Exhibit 1), noting the pandemic-induced procedural changes during the year. While discussing the Board's priorities and the outcomes of each, Kohout said a meeting has been set for Douglas, Lancaster and Sarpy counties and the Nebraska Association of County Officials (NACO) to discuss the next legislative session.

Regarding LB271 (Adopt the 24/7 Sobriety Program Act), Kohout thanked Kim Etherton, Community Corrections Director; Pat Condon, County Attorney; and Joe Nigro, Public Defender; for all of their work on this bill.

Miller and Kohout discussed interim studies LR215 (Interim study to examine county fees and fines set by statute and the cost for administering the associated services) and LR186 (Interim study to examine nonprofit movie theaters and tax-exempt status) (Exhibit 2). Scott Gaines, Deputy County Assessor/Register of Deeds, noted there has been a long running tax dispute in Johnson County regarding non-profit theaters.

Kohout suggested the Board and lobbyists communicate what each body hears about legislative matters throughout the break.

Additionally, a comprehensive listing of bills (Exhibit 3) and a listing of the Board positions (Exhibit 4) were provided.

3. WITTSTRUCK ROAD 54TH – 68TH STREET – Pam Dingman, Lancaster County Engineer

Stanton Beeder, general counsel for Hausmann Construction, was available.

Dingman reviewed the request to pave Wittstruck Road from South 54th and South 68th Streets (Exhibits 5 and 6). Beeder added there has been a significant increase in traffic with the new subdivisions, and the residents feel the sightlines and current road features are unsafe, especially for the younger drivers in the area. He felt this project would have strong support from area residents. There is continued growth expected in the area. The paving would include additional safety features such as shoulders and improved grading. The cost is estimated at $1,300,000 (Exhibit 7) with Joey Hausmann offering to pay for 50% of the paving needs.

When asked about a possible timeframe for the paving, Dingman said this project is only conceptual at this point and is not in the current budget request. Interlocal agreements and right-of-way contracts will be necessary to continue the project. It will take approximately two to three years to complete.

Yoakum asked if paved or gravel roads are more cost effective in long-term maintenance costs. Dingman answered pavement is essentially maintenance free for the first five years, and then there would be continued maintenance costs.

Schorr expressed concern about constituent questions on how a new project could be placed ahead of already planned projects, such as those included in the One and Six Road and Bridge Program.

MOTION: Schorr moved and Amundson seconded for the County Engineer to continue discussions with Hausmann Construction and report back to the Board with a final project recommendation.

Beeder confirmed that funding from private sources will be committed to the project.

Amundson inquired if Hausmann Construction is the primary developer in the area. Beeder answered Hausman Construction did develop some properties, but that other developers had built properties in the area.

Vest confirmed both South 54th Street and South 68th Street are already paved.

ROLL CALL: Amundson, Flowerday, Vest, Schorr and Yoakum voted yes. Motion carried 5-0.

4. COVID-19 UPDATE AND RESPONSE

Flowerday stated Governor Ricketts is cutting federal funding to the public health departments. The Lincoln-Lancaster County Health Department (LLCHD) is gathering information on the fiscal impact. More information will be shared when it is available.

It was the consensus of the Board to resume staff meetings in Room 113 with a date to be determined.

DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. Chamber Coffee – Vest / Schorr

Schorr reported there were updates on the legislative session, City of Lincoln and County initiatives, Lincoln Partnership for Economic Development (LPED) projects, and community events, including a gravel road bike race, the National High School Finals Rodeo, Lincoln Public Schools (LPS) and University of Nebraska-Lincoln graduations, and the Garth Brooks concert. Vest added the chicken farm court case and programs for youth and families were discussed. Also, a thank you to the community was extended for the support and leadership during the pandemic.

BREAK

The meeting recessed at 9:30 a.m. and reconvened at 9:46 a.m.

5. VICTORY PARK UPDATE – Randy Jones, Director, Aging Partners

Jones reviewed a PowerPoint presentation (Exhibit 8).

The Board expressed their enthusiasm for the project.

Kay Wenzl, Aging Partners Program Manager; and Tim Sieh, City of Lincoln Senior Attorney; were available for the discussion.

6. BREAK

Item moved forward on agenda.

7. DEPARTMENT BUDGET HEARINGS – Dennis Meyer, Budget and Fiscal Officer

A. District Court – Jared Gavin, District Court Administrator

Gavin reported the District Court expenses are anticipated to be underbudget due to reduced attorney fees. He noted costs related to COVID-19 were higher than anticipated. There were not many jury trials last year due to the pandemic. Costs could increase this year with trials being held closer together due to statutory limitations on trials.

Expenses are increasing 4.87% (see agenda packet). The revenues are not expected to increase from the previous fiscal year. Gavin stated the largest costs are personnel and attorney fees.

When asked about position changes during the fiscal year, Gavin said there was a ¾ work-release position that was lost. He would like to change the position to a full time equivalent (FTE) clerical position. He also requested an additional technical support position.

Gavin stated Information Services (IS) has been assisting him for two hours per day in troubleshooting technical issues throughout the courts. He said there is an ongoing list of emergency issues that have happened, most of them having to do with trials and equipment failures. Many of the issues are related to the State of Nebraska's equipment and private counsel bringing in outside

equipment, which the IS personnel are not able to fix. Gavin has pushed this issue with the State to fix the equipment; however, the State is refusing to come in unless labor and materials are covered by the County.

It was the consensus of the Board for the appropriate State representatives, David Young, Information Services Manager; Dave Derbin, Chief Administrative Officer; and the Courts to discuss equipment issues and find the best way to solve the malfunctions.

Schorr inquired which position, the clerical or the technical, would Gavin prioritize. He responded if the technology issues could be cleared up, he would prefer the clerical position be filled.

Meyer reviewed the technology fund request (see agenda packet). He noted upgraded speakers and microphones in the courtrooms have been built into the Building Fund.

Gavin stated the State technology network and State maintenance of such is an underfunded mandate.

B. Risk Management – Sue Eckley, Director, Risk Management

Workers Compensation

Eckley stated this year has had both fewer and less severe injury claims. She noted the Legislature passed LB255 (Adopt the In the Line of Duty Compensation Act) which could have an impact on the budget.

Schorr asked if the average age of County employees has decreased resulting in lower claim filings. Eckley answered she can run a report to verify that statistic. She felt the modified duty option for the jail has made a difference in the claim amounts.

Regarding unfunded and underfunded mandates, Eckley said the Nebraska Workers' Compensation Court mandates reporting which uses several different systems that do not communicate with each other. Because of this, there were IS costs incurred.

Eckley noted departments are billed for a representative percentage based on past claims and an actuarial report.

Self-Insurance Fund

Meyer said expenses are increasing 5.17% and revenues are increasing 2.47% (see agenda packet). Eckley stated the County pays the first $250,000 of each claim. There has not been much activity this past fiscal year. The fund balance will have $3,000,000. The Sheriff Pursuit line will have $950,000 and the Sheriff At Fault line will have $250,000 at the end of the fiscal year.

C. Human Services / General Assistance – Sara Hoyle, Director, Human Services

General Assistance

Meyer and Hoyle said the General Assistance (GA) operating budget is no longer as it was for staffing

costs and rent associated with the GA programs that are no longer operational. Some staff members in that program were reassigned to other areas while others were not.

Expenses are decreasing 74.17% and there are no revenues (see agenda packet). Hoyle reviewed the line item costs, including rent the County is required to pay for State Department of Health and Human Services (DHHS) office staff, cremation and hospitalization costs. The hospitalization costs are budgeted because the County is still closing out accounts with CHI Health and Bryan hospitals. She added she does not anticipate budgeting for hospital costs for the 2022-2023 fiscal year. She also said the DHHS rent is an unfunded mandate.

Amundson exited the meeting at 10:52 a.m. and returned at 10:53 a.m.

Human Services

Meyer reminded the Board the Human Services budget is split between the City and County.

A resolution on the upcoming Tuesday agenda will contain $25,000 additional appropriations for the current year budget for Human Services.

Meyer stated expenses are increasing 10.03% and revenues are increasing 17.83% (see agenda packet). Hoyle added an employee from General Assistance was transferred to Human Services with those expenses being covered by a grant. IS costs are increasing for continued maintenance on the General Assistance database.

When asked about the rental assistance program, Hoyle said the first round of funding has been extended to March 2022. She stated there is a lot of flexibility in the use of the funds, which she is still waiting for guidance on from the federal government. A second round of funding will be made available for use through 2025. Currently, 16% of the received funds have been expended. Letters were sent to landowners with multiple properties that were outside of the City limits, which is where the majority of the applications for funds were received. There are two temporary employees paid for by the City who are assisting with entering applications in the databases. There are 900 applicants who need to submit documentation for their applications to be completed.

Concerning unfunded and underfunded mandates, Hoyle suggested watching the Community Aid funds that have many time-consuming administrative mandates associated with them.

D. County Attorney – Pat Condon, County Attorney

Condon said no additional appropriations will be needed. A replacement for former Chief Deputy County Attorney Doug Cyr will be announced at a later date. Various other open attorney positions have not been filled yet. Those positions are in the budget and anticipated to be filled by late fall.

Meyer stated expenses are increasing 6.43% and revenues are increasing 8.02% (see agenda packet). Condon said the expenses include the new attorney position approved at the Mid-Year Budget meeting, and laboratory services. The laboratory expense has never been incurred and was added due to statutory requirements regarding rape kit testing. A request for a new attorney to assist with body worn cameras has also been added to the budget.

The technology fund request is for replacement equipment (see agenda packet).

Regarding future upgrades, the money in the sinking fund should cover the Criminal Justice Information System (CJIS) upgrade.

When asked about unfunded and underfunded mandates, Condon noted the requirement to review cases with individuals with Supplemental Nutrition Assistance Program (SNAP) benefits has the potential to put a strain on his employees.

Concerning the County Attorney Office's move to the 605 Building, Meyer said the furniture costs will be covered by the County's Building Fund.

8. DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. Chamber Coffee – Vest / Schorr

Item moved forward on agenda.

9. SCHEDULE OF BOARD MEMBER MEETINGS

Informational purposes only.

10. EMERGENCY ITEMS

There were no emergency items.

11. ADJOURNMENT

MOTION: Flowerday moved and Schorr seconded to adjourn at 11:27 a.m. Amundson, Flowerday, Schorr, Yoakum and Vest voted yes. Motion carried 5-0.

Dan Nolte
Lancaster County Clerk

EXHIBIT

tabbies

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LEGISLATIVE MEMORANDUM

TO: Lancaster County Board of Commissioners

FROM: Joseph D. Kohout
Brennen L. Miller

DATE: June 3, 2021

RE: Final Report

Good morning! Please accept this as your Final Report for the 2021 session.

The true genesis of the old Chinese curse "May you live in interesting times" may be unknown, but it does clearly apply the 2021 session of the Nebraska Unicameral Legislature.

In the end, after a grueling 18-month process spanning two sessions, senators have adjourned *sine die* - returning to their districts to take a much-needed break from these 'interesting times'. In January, a tired and cranky legislature returned to the snow-capped capitol building. In front of them lay a rugged policy and political terrain of a new biennium, requiring passage of a state budget while balancing calls for tax reform and a wide array of spending initiatives – many of which had been waiting for a time when the Legislature had resources available. The heavy workload of the new biennium came on the heels of an extended 2020 session, which due to COVID was suspended from March until late July and August. When the body finally completed its work, there was little time before the engines of the 2021 session fired to life. Added to the mix were continued safety measures such as all-day committee hearings in January and February, social distancing, and limited access to the public and lobbyists. The mix of these precautions and long hours provided difficulty to many of the new senators in building relationships early in the session with their new colleagues. Instead, these new members arrived on the floor after committee hearings and had to navigate 49 different personalities and priorities. Tensions, sometimes boiling over into personal slights, pushed into every nook and cranny during the 84 days of the session. Through these tensions though, policy achievements were found, and the landscape of the upcoming 2022 session began to be formed.

One of the major accomplishments of the 2021 session was certainly the successful adoption of the biennial budget for Nebraska with no vetoes by Governor Ricketts. The budget contains $9.7 billion in spending over 2 years, while maintaining around a 2.1% or less spending increase, as well as being balanced as is required by the state constitution. Major new spending included a 2% per year increase to provider rates across the board, as well as an additional cash infusion to the Property Tax Credit Fund. This fund to direct property tax relief over the two-year budget increased by $63 million now devotes $1.45 billion in that same period. In addition, the package increases the state's rainy-day fund, which is estimated to be over $808 million by 2023.

Too, taxpayers saw a victory when it comes to both personal and corporate income tax rates. Seniors relying upon social security income will start to see their tax liability to the state of Nebraska begin to come down next year to zero within in 10 years. Veterans tax liability will also come down as their pension benefits become less taxed by the state of Nebraska. Corporations will see a reduction in their rate to 7.25% in the next two years with intent language to bring it to 6.83% in the following biennium.

Some major initiatives were passed by the Legislature as well including a compromise to update training requirements for law enforcement; to provide for use of general funds and American Rescue Plan Act of 2021 for injection into the Nebraska economy for shovel-ready projects; modernization of Nebraska's Liquor Control Act with allowance for "to go" and "drive through" purchase of alcoholic beverages as well as providing for a definition of and tax rate similar to states around Nebraska for canned cocktails; an appropriation of $20 Million per year for the next four years for the deployment of broadband to unserved and underserved areas of the state; a statutory construct to implement casino gaming at horse tracks throughout Nebraska; a bill that will rival Wyoming in attracting cryptocurrency institutions to the state; adoption of crisis standards of care for health care institutions across the state while providing for safe harbor for those businesses who acted in conformity with CDC guidelines during the pandemic; finally, a commitment to provide funding to the University of Nebraska system for maintenance of their facilities for over 40 years.

Even with this level of property and income tax relief, many senators argue that enough has not been done, and promising 2022 will see proposals for major overhauls to the entirety of Nebraska's tax system. Taking center stage will be reduction in property taxes through expected plans that amend school financing, sales tax exemptions, existing tax rates, and state spending. Following the failure of a consumption tax measure in the body in 2021 a petition drive to place measure before voters on the 2022 ballot is also expected. This measure as previously proposed would impose a 10.64% on all consumption of goods and services, while eliminating income, sales, inheritance, and property taxes.

Senators are expected to return in September for a special session focusing strictly on redistricting of the legislature's districts, as well as Nebraska's three congressional districts prior to the 2022 elections. The 2022 races will see a new governor, as well as 12 open seats in the legislature. Additionally, another 12 members will be eligible to seek a second term. It is expected that the third congressional district, comprising, geographically, most of the state's area, will lose several seats during this process due to continued population loss. This shift has already created a tense situation, seen during the hearing on the redistricting committee's hearing on the process they will follow when agricultural and rural interest groups opposed the procedure arguing that it will negatively impact their power within the body.

Like all sessions, the 2021 Nebraska Legislature took steps forward. Unlike those that came before however, the members of this legislature will have a place in history not because of what they passed necessarily, but instead because of the circumstances that they had to operate. Those who have been part of it will forever remember the total upheaval in the traditional way the legislature operates, with hopes that it will never have to be that way again. Now, views point towards a long quiet, where senators will spend time with their families, friends, and jobs in their districts before their gaze moves to 2022. With Speaker Hilgers' call for members to rest in order "to take big swings in 2022", the question is now is how these interesting times will amend the normal times of the future.

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. *The bill remains held in committee.*

LR11CA (Erdman) Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation. OPPOSE. *Senator Erdman declared LR11CA to be his priority for this session. The Revenue Committee did advance LR11CA. The resolution was debated for approximately 6 hours on Wednesday, May 5, 2021. The bill failed to advance to Select File. Those members of the delegation and how they voted are noted here: YES (Against our position): Geist, Hilgers. NO/NOT VOTING (With our Position): Bostar, M. Hansen, Pansing-Brooks, Wishart, Brandt, Dorn, Morfeld. The bill remains alive for re-prioritization and debate in 2022.*

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. We have already touched base with NACO and with Douglas County regarding work on this issue this interim. We think it very important to begin to collect data on the potential impact to counties over the interim. The bill remains alive for re-prioritization and debate in 2022.*

Defeat Legislation Limiting Growth. One constitutional amendment and one legislative bill were introduced this year that deal with this. Only LB408 has emerged from committee:

LB408 (Briese) Adopt the Property Tax Request Act. *This bill would adopt the Property Tax Request Act. 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.*

The debate occurred Thursday, April 22, 2021 and after 8 hours of debate, the bill failed on a cloture motion. Those members of the delegation and how they voted are noted here: YES (Against our position) Brandt, Dorn, Geist, Hilgers. NO/NOT VOTING (With our Position) Bostar, Matt Hansen, Morfeld, Pansing-Brooks, Wishart. The bill remains alive for re-prioritization and debate in 2022.

Statewide 24/7 Sobriety.

LB271 (Morfeld) Adopt the 24/7 Sobriety Program Act. SUPPORT. *On Wednesday, May 19, 2021, the Legislature passed LB271 on a vote of 36-11-2. The entire delegation voted to pass the bill. On Tuesday, May 25, 2021 we received word from Senator Morfeld that the Governor had signed the bill*

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 bill remains alive for re-prioritization and debate in 2022.*

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. As noted in reports throughout the session, we sent over a re-worked version of the amendment that incorporated some of the language from LB414 this year. Senator Brandt indicated that he wanted this bill to be held over for the 2022 session. The bill is currently 14th in worksheet order to come up next session. The bill remains alive for re-prioritization and debate in 2022.*

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 General Affairs Committee advanced LB73 on Tuesday, April 13, 2021 on a vote of 6 to 2 (Yes: Wayne, Lowe, Briese, Brewer, Brandt, Arch No: J. Cavanaugh, Groene). The bill remains alive for re-prioritization and debate in 2022.*

BILLS IDENTIFIED BY COMMISSIONERS/DEPARTMENT HEADS

Commissioner Flowerday – LB444 (Hansen, M.) Change provisions relating to credit against jail terms. *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. The bill has been advanced by the Judiciary Committee and placed on General File on a 7-0-1 vote. The bill remains alive for re-prioritization and debate in 2022.

David Derbin – LB83 (Flood) Change the Open Meetings Act to provide for virtual conferencing. *The bill passed on a vote of 43-0 on Thursday, April 15, 2021 and was signed by the Governor. The bill is now in effect.*

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. The bill remains alive for re-prioritization and debate in 2022.*

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. The board discussed this bill at the staff meeting on April 8, 2021. At the meeting on April 15, 2021, Dan Nolte informed the board that Douglas and Sarpy County Clerks were meeting with Senator Friesen. On Tuesday, the bill was debated, and Senator Friesen offered an amendment that was the fruit of those discussions that would allow a county to use their own system if it captured the same information as the state form. The bill was amended and advanced to Select File.*

On Tuesday, April 27, 2021, the bill was debated again on Select File and Senator Steve Erdman pushed back on the bill. The bill passed Final Reading on May 19, 2019 and was signed by the Governor on May 21, 2021.

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 researcher's salary. The hearing on this bill was held on February 25, 2021. The bill was advanced by the Government, Military and Veterans Affairs Committee on an 8-0 vote that would eliminates all provisions of the bill as introduced except the material relating to recordings from body-worn cameras that "depict or record circumstances in which a person died while being apprehended by" law enforcement or "while in the custody of" law enforcement or detention personnel. With AM 1021, these records would be subject to disclosure upon request, but only after the conclusion of related grand jury proceedings. The bill remains alive for re-prioritization and debate in 2022.*

Pam Dingman - LB339 (Bostelman) Require a utility coordination plan for certain highway and bridge contracts. *Introduced by Senator Bostelman at the*

request of the Associated General Contractors, 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 bill remains alive for re-prioritization and debate in 2022.

David Derbin - LB657 (Vargas) Require the office of Legislative Research to prepare racial impact statements for legislative bills. SUPPORT. *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 bill remains alive for re-prioritization and debate in 2022.*

BILLS OF NOTE

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 were 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 those 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. The hearing for LB201 was held on January 28th, 2021 by the Judiciary Committee. Proponent testimony was presented by the Juvenile Division of the Lancaster County Public Defender's Office and the Administrator of Juvenile Reform Efforts. In opposition was the Nebraska County Attorneys Association. The bill remains alive for re-prioritization and debate in 2022.*

LB419 (Cavanaugh, J.) Require appointment of counsel in eviction proceedings and provide for a filing fee. NEUTRAL. *Douglas County Bill of Concern.* *This bill was heard in the Judiciary Committee on February 4th. Proponents of the bill came from various housing advocacy groups throughout the state. Opposition to the bill came from property owners and landlords. Our neutral testimony was dropped for the hearing. The only question that came up regarding our fiscal note was about Douglas County being able to do the program for $1 Million and Lancaster at $2 Million. The bill remains held in committee. The bill remains alive for re-prioritization and debate in 2022.*

LB414 (Wishart) Change provisions of the Political Subdivisions Construction Alternatives Act. *The hearing on this bill was right before our LB242. The bill was advanced by the Government, Military & Veterans Affairs Committee. The bill was added to Tuesday, April 6th's consent calendar and the bill advanced to Select File. The bill was debated on April 12, 2021 and advanced to Final Reading. The bill*

passed on Final Reading on April 20, 2021 on a vote of 47-0-2 and was approved by the Governor on April 23, 2021.

LB525 (Wishart) Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System. MONITOR. *The bill was advanced to General File by the Judiciary Committee with AM602 which was attached for your review to our report on April 1, 2021. This bill will be held over for the 2022 session.*

LB644 (Hansen, B) Adopt the Property Tax Request Act. OPPOSE. *We worked actively with NACO, the League of Nebraska Municipalities, the Nebraska Association of School Boards, and the Community Colleges. The amendment that all these parties agreed to was adopted on April 28, 2021 and advanced to Final Reading. The bill passed on Final Reading on May 19, 2021 and signed by the Governor on May 24, 2021.*

LB2 (Briese) Change the valuation of agricultural land and horticultural land for certain school district taxes. OPPOSE. *The bill was advanced by the Revenue Committee with an amendment that raises the percentage from 30% to 50% and incorporates the provisions of LB79 which would change the minimum amount of relief provided under the Property Tax Credit Act at the base amount plus 3% each year. The bill was debated on Tuesday, April 20 and Wednesday, April 21 with Senators raising a significant number of concerns on the bill on General File. The bill advanced to Select File on a vote of 38-4. On April 28, 2021, the Legislature took the bill up on Select File and advanced it to Final Reading. The bill passed on Final Reading on May 19, 2021 and signed by the Governor on May 24, 2021.*

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. The bill remains held in committee. However, Senator Erdman did attempt to attach the provisions of this bill to LB595. We worked in cooperation with NACO to defeat the amendment. How our delegation voted: AGAINST/NOT VOTING ON AM1140 (with county position): Bostar, Geist, M. Hansen, Morfeld, Pansing-Brooks, Wishart. SUPPORT AM1140 (against county position): Brandt, Dorn, Hilgers. On May 7, 2021, Senator Erdman received an Attorney General's opinion on LB165. The opinion concludes that the bill does not plainly violate the uniformity clause. This bill will be held over for the 2022 session. The bill remains alive for re-prioritization and debate in 2022.*

LB189 (Halloran) Change provisions relating to property tax refunds. MONITOR. ***Douglas County Bill of Concern.*** *The bill was advanced by the Revenue Committee to General File. During consideration of LB644, the provisions of*

this bill were amended into that bill. As noted, LB644 was passed on Final Reading on May 19, 2021 and signed by the Governor on May 24, 2021.

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. The bill remains alive for re-prioritization and debate in 2022.*

LB313 (Sanders) Change provisions relating to late applications for homestead exemptions. SUPPORT. ***Douglas County & Sarpy County Support.*** *The bill was advanced to General File by the Revenue Committee with a proposed amendment, AM367, that I attached with previous reports. The bill was placed on consent calendar and discussed on Monday, May 3, 2021. The bill was advanced to Select File with AM367 attached and on Monday, May 10, 2021, the bill advanced to Final Reading. The bill passed on Final Reading on May 19, 2021 and signed by the Governor on May 24, 2021..*

LR3CA (Slama) Constitutional amendment to require verification of identity prior to voting. OPPOSE. *This constitutional amendment would require verification of identity prior to voting 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 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. The bill remains alive for re-prioritization and debate in 2022.*

LB613 (Erdman) Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act. OPPOSE. ***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. The bill remains alive for re-prioritization and debate in 2022.*

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%. The bill remains alive for re-prioritization and debate in 2022.*

LB179 (Linehan) Transition from elected to appointed county assessors. OPPOSE. *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. The bill remains alive for re-prioritization and debate in 2022.

LB103 (Dorn) Appropriate funds to aid counties to pay certain federal judgments. MONITOR. *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. The bill was signed by the Governor on May 25, 2021. The Governor sent a rare letter indicating that he did not like the idea of this kind of assistance to a county but because it was a single time event he would sign it, reluctantly.*

LB178 (Lindstrom) Adopt the Infrastructure Improvement and Replacement Assistance Act and provide for a turnback of state sales tax revenue. *Sarpy Bill of Interest.* *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. The bill was advanced by the Revenue Committee and reported to General File on March 2, 2021. The bill remains alive for re-prioritization and debate in 2022.*

LR25 (Health and Human Services Committee) 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. MONITOR. *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. The resolution was advanced by the Executive Board to the Legislature for further consideration. On Tuesday, March 23, 2021, the Legislature passed the resolution without amendment on a vote of 32-0.*

LB424 (Brewer) Provide and change zoning requirements for wind energy generation projects. OPPOSE. *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. The bill remains alive for re-prioritization and debate in 2022.

LB577 (Bostar) Establish Election Day as a holiday and change provisions relating to early voting and automatic voter registration. NEUTRAL. *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. The bill remains alive for re-prioritization and debate in 2022.*

LB329 (Wayne) Change provisions relating to taxes imposed on the average wholesale price of gasoline. SUPPORT. *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. The bill remains alive for re-prioritization and debate in 2022.*

LB636 (Cavanaugh, J) Eliminate cash bail bonds, appearance bonds, and related provisions. *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. The bill remains alive for re-prioritization and debate in 2022.*

LB236 (Brewer) Permit counties to authorize carrying concealed weapons as prescribed. *Counties would have the power to authorize the permit-less carrying of concealed weapons for all persons not otherwise prohibited from possessing or carrying such weapons under state or federal law. On Friday, May 7, 2021, Senator Brewer received an opinion from Attorney General Doug Peterson that I have attached. The opinion concluded that the bill was unconstitutional. As such, Senator Tom Brewer has filed an amendment, AM1388 that would strike all provisions of the bill and insert the provisions of the following bills that are summarized - LB85, LB244, LB173*

(as amended). LB85 would require Nebraska State Patrol to provide notice of expiration of concealed handgun permits. At least 4 months before expiration of a permit to carry a concealed handgun, the Nebraska State Patrol would send to the permit holder by US mail or electronically notice of expiration of the permit. LB244 states that the renewal would be able to be applied for no earlier than 4 months before expiration of the permit and no later than 30 business days after the date of expiration of the concealed carry permit. LB173 is a bill 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. Senator Ben Hansen offered, and the Legislature adopted an amendment that updated Nebraska's schedule of controlled substances. The bill was moved to Final Reading on May 18, 2021. The bill passed on Final Reading on May 21, 2021 and signed by the Governor on May 26, 2021.

BUDGET ITEMS OF NOTE

LB462 (Dorn) Appropriate funds to the Department of Health and Human Services. SUPPORT. *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. The provisions of this bill and the requested amount were not included the mainline budget. However, all providers are receiving a 2% increase which equals an $83.5 Million increase over the next two years. This amount remains intact in the budget. The budget was sent to the Governor on Tuesday, April 19, 2021. The Governor returned the budget with no line-item reductions so this funding will go into effect on July 1, 2021.*

LB585 (Vargas) Appropriate funds for local public health departments. Appropriate funds for local public health departments. SUPPORT Douglas *County Support.* *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.*

The provisions of this bill and the requested amount were included the mainline budget in the following amounts - $1.5 Million in FY2021-22 and $1.5 Million in FY2022-23 with an additional $1.5 Million to be distributed based on population. This amount remains intact in the budget. Senator Groene did attempt to remove this increase on Select File but he was not successful. The budget was sent to the Governor on Tuesday, April 19, 2021. The Governor returned the budget with no line-item reductions so this funding will go into effect on July 1, 2021.

LB192 (Wishart) State intent regarding appropriations for law enforcement training and certification. SUPPORT. *This bill would state that the intent of the Legislature 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. The provisions of this bill and the requested amount were included the mainline budget. This amount remains intact in the budget. The budget was sent to the Governor on Tuesday, April 19, 2021. The Governor returned the budget with no line-item reductions so this funding will go into effect on July 1, 2021.

LB193 (Wishart) State intent regarding appropriations for law enforcement training. SUPPORT. *This bill would state that the intent of the Legislature 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. The provisions of this bill and the requested amount were not included the mainline budget.*

LB304 (Hansen, M) Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice. SUPPORT. *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.*

The provisions of this bill and the requested amount were included the mainline budget and split into each year of the biennium. This amount remains intact in the budget. The budget was sent to the Governor on Tuesday, April 19, 2021. The Governor returned the budget with no line-item reductions so this funding will go into effect on July 1, 2021.

This concludes our report. We appreciated the opportunity to represent you this year and hope we will continue to do so that, together, we can "swing for the fences" in 2022!

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EXHIBIT
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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 05/26/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
LR23	(Erdman) Interim study to examine the progress of natural resources districts in fulfilling their originally intended purpose		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee Date of introduction
LR76	(Hansen, M.) Interim study of court fees as a funding source for the court system and the judicial branch		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR83	(Hansen, M.) Interim study to examine the gubernatorial appointment process of members to boards, commissions, and similar entities		Executive Board		In Committee 05/20/2021 Referred to Executive Board
LR97	(Hansen, M.) Interim study to determine whether further revision to the Nebraska grand jury laws is necessary		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR100	(Williams) Interim study to determine whether the Real Property Appraiser Act should be updated		Banking, Commerce and Insurance		In Committee 05/20/2021 Referred to Banking, Commerce and Insurance Committee
LR105	(Kolterman) Interim study to examine the public employees' retirement systems administered by the Public Employees Retirement Board		Nebraska Retirement Systems		In Committee 05/20/2021 Referred to Nebraska Retirement Systems Committee
LR106	(Kolterman) Interim study to monitor underfunded defined benefit plans administered by political subdivisions as required by 13-2402		Nebraska Retirement Systems		In Committee 05/20/2021 Referred to Nebraska Retirement Systems Committee
LR115	(Lowe) Interim study to examine and review liquor laws in Nebraska		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR117	(Bostelman) Interim study to examine surface water irrigation projects and infrastructure		Natural Resources		In Committee 05/26/2021 Referred to Natural Resources Committee
LR124	(Wayne) Interim study to examine issues relating to the designation of extremely blighted areas under the Community Development Law		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee

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Lancaster County Board of Commissioners
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Document	Description	Position	Committee	Hearing Date	Status
LR125	(Wayne) Interim study to examine issues relating to the designation of enhanced employment areas under the Community Development Law		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee
LR127	(Hilkemann) Interim study to identify a more equitable scale for motor vehicle taxation		Transportation and Telecommunications		In Committee 05/20/2021 Referred to Transportation and Telecommunications Committee
LR131	(Hansen, M.) Interim study to examine the lack of affordable housing in Nebraska		Urban Affairs		In Committee 05/26/2021 Referred to Urban Affairs Committee
LR138	(Lathrop) Interim study to examine remedies available for incarcerated persons who have property lost, stolen, or damaged during their confinement		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR156	(Pansing Brooks) Interim Study to examine mental health and addiction issues within the Nebraska criminal justice system		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR164	(Wishart) Interim study to examine problem solving courts		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR171	(McKinney) Interim study to examine the rights, roles, and responsibilities of Nebraska county election officials, state election officials, and relevant court and corrections personnel in carrying out state law regarding voting rights for former felony offenders		Government, Military and Veterans Affairs		In Committee 05/20/2021 Referred to Government, Military and Veterans Affairs Committee
LR173	(Blood) Interim study to examine the organizational structure and funding of the Nebraska Law Enforcement Training Center		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR174	(Briese) Interim study to examine issues within the jurisdiction of the General Affairs Committee		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR175	(Briese) Interim study to examine and review the game of keno		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR176	(Briese) Interim study to examine the statutes governing horseracing and the State Racing Commission		General Affairs		In Committee 05/20/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Referred to General Affairs Committee
LR178	(Wishart) Interim study to solicit input from Nebraskans regarding funds from the federal American Rescue Plan Act of 2021		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR183	(Cavanaugh, J.) Interim study to examine Nebraska law relating to body-worn cameras worn by law enforcement agents		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR186	(Brandt) Interim study to examine nonprofit movie theaters and tax-exempt status		Revenue		In Committee 05/20/2021 Referred to Revenue Committee
LR188	(Cavanaugh, J.) Interim study to examine issues related to adopting reward-based conservation programs		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee
LR189	(McCollister) Interim study to examine sex offender registration in Nebraska		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR192	(Groene) Interim study to review methods of water augmentation and develop statutory definitions		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee
LR194	(DeBoer) Interim study to examine methods of ending domestic and sexual violence in Nebraska		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee Blood name added
LR200	(Appropriations) Interim study to examine the long-term fiscal sustainability of the Nebraska Health Care Cash Fund		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR201	(Health and Human Services) Interim study to examine issues within the jurisdiction of the Health and Human Services Committee		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR202	(Health and Human Services) Interim study to examine federal legislation regarding COVID-19 pandemic assistance		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee

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Document	Description	Position	Committee	Hearing Date	Status
LR203	(Flood) Interim study to examine medicaid expansion and behavioral health		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR205	(DeBoer) Interim study to examine the use of mediation and residential eviction		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR209	(McDonnell) Interim study to examine the appropriations necessary for creating public health crisis zones		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR210	(McKinney) Interim study to examine poverty and incarceration and the appropriations necessary to reduce both		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR211	(Lowe) Interim study to examine issues related to adopting construction codes		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee
LR215	(Hansen, M.) Interim study to examine county fees and fines set by statute and the cost for administering the associated services		Government, Military and Veterans Affairs		In Committee 05/20/2021 Referred to Government, Military and Veterans Affairs Committee
LR230	(Murman) Interim study to examine a potential constitutional amendment to limit property taxation to residential property only		Revenue		In Committee 05/20/2021 Referred to Revenue Committee
LR231	(Lathrop) Interim study to examine issues within the jurisdiction of the Judiciary Committee		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR232	(Friesen) Interim study to examine the assessment procedures of county assessors for each class of property and whether the assessment process would benefit from other parties assessing certain classes of property		Revenue		In Committee 05/20/2021 Referred to Revenue Committee
LR234	(Friesen) Interim study to examine issues related to the regulation and taxation of electric vehicles		Transportation and Telecommunications		In Committee 05/20/2021 Referred to Transportation and Telecommunications Committee
LR237	(Vargas) Interim study to examine existing statutes regarding directed health measures		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee

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Lancaster County Board of Commissioners
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Document	Description	Position	Committee	Hearing Date	Status

06/01/2021
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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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EXHIBIT 3

Document	Description	Position	Committee	Hearing Date	Status
LB2	(Briese) Change the valuation of agricultural land and horticultural land for certain school district taxes	Quiet Opposition	Revenue	02/10/2021	Approved by Governor 05/26/2021 Briese Priority Bill
	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%. AM638 was adopted by the Committee and does the following: Amends the annual increase in the Property Tax Credit Fund. Instead of the prior year amount plus the allowable growth percentage in section 77-6702 it will be prior year amount plus 3%. LB79 as amended was amended into LB2. The amendment changes the amount of agricultural and horticultural land that may be levied against to pay principal and interest on school district bonds from 30% of actual value to 50%; it replaces the acceptable range for assessment of such land it changes to 44%-50%. Nebraska Association of School Boards position: Oppose Nebraska Rural Community Schools Association: Oppose Schools Taking Action Action for Nebraska Children Education: Oppose Nebraska Association of County Officials position: Oppose Greater Nebraska Schools Association postion: Oppose - Testify				Approved by Governor on May 24, 2021 Presented to Governor on May 19, 2021 Passed on Final Reading 36-6-7 President/Speaker signed Cavanaugh, M. MO86 failed Cavanaugh, M. MO87 Bracket until June 6, 2021 filed Cavanaugh, M. MO85 withdrawn Cavanaugh, M. MO85 Bracket until June 5, 2021 filed Cavanaugh, M. MO86 Recommit to the Revenue Committee filed Cavanaugh, M. MO87 failed Briese MO88 prevailed Briese MO88 Invoke cloture pursuant to Rule 7, Sec. 10 filed Cavanaugh, M. MO84 Bracket until May 21, 2021 filed Cavanaugh, M. MO84 withdrawn Cavanaugh, M. MO83 withdrawn Cavanaugh, M. MO83 Bracket until May 20, 2021 filed Motion to return to Select File failed Cavanaugh, M. AM1093 not considered Cavanaugh, M. AM1093 filed Cavanaugh, M. AM1181 filed Motion to return to Select File failed Cavanaugh, M. AM1181 not considered Placed on Final Reading Enrollment and Review ER66 adopted Briese AM1165 adopted Advanced to Enrollment and Review for Engrossment Briese AM1165 filed Enrollment and Review ER66 filed Placed on Select File with ER66 Groene AM1063 adopted Advanced to Enrollment and Review Initial Revenue AM638 adopted Hansen, M. MO39 failed Hansen, M. MO39 Bracket bill until June 10, 2021 filed Groene AM1063 pending

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
					Groene AM1063 filed Revenue AM638 pending Briese AM868 withdrawn Briese FA27 filed Briese FA27 adopted Briese FA15 withdrawn Revenue AM638 pending Briese AM868 pending Murman name added Briese AM868 filed Briese FA15 filed Placed on General File with AM638 Revenue AM638 filed Briese priority bill Notice of hearing for February 10, 2021 Referred to Revenue Committee Date of introduction

Comments

2021 Standing

Placed on Final Reading as Senator Briese's personal priority bill, LB2 overcame considerable opposition during it's first consideration on General File, eventually having cloture invoked with 40 senators supporting the motion. As amended through a Revenue Committee amendment and personal amendment by Senator Briese, LB2 also included provisions of LB79 by Senator Briese, which sets the minimum amount of relief under the Property Tax Credit Act for 2024 and after as the amount of relief from the prior year plus the allowable growth percentage. The bill was approved by the governor on May 24th after passing the legislature on a vote of 36-6-7.

Though agriculture and livestock associations championed these changes, the opposition from counties, Open Sky, and the Chamber of Commerce was strong enough for Revenue to revise them with AM638, changing the reduction from 24% to 30% to 44%-50% and reforming the fund's growth percentage to 3% a year. The Legislature then adopted the Committee's language with a repeal of Section 2 (AM1063) on April 21, despite efforts to bracket the bill until June.

LB9	(Blood) Change annexation requirements and property tax special valuation provisions		Urban Affairs	02/09/2021	Approved by Governor (E-Clause) 05/05/2021 Speaker Priority Bill

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.

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.

Approved by Governor on May 5, 2021
Presented to Governor on April 29, 2021
President/Speaker signed
Passed on Final Reading with Emergency Clause 46-0-3
Placed on Final Reading
Advanced to Enrollment and Review for Engrossment
Placed on Select File
Advanced to Enrollment and Review Initial

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	AM 231 makes several changes to the bill, including: Limits applicability of the bill to cities of the first class located in a county in which at least three cities of the first class are located; Limits the change to property deemed contiguous to the corporate limits so that it only applies if property owned by the federal government lies between the newly-annexed area and the corporate limits of the city; Provides that any annexation of territory deemed contiguous under the bill would not result in any change to the servicearea of any electric utility without the express agreement of the electric utility serving the newly-annexed area at the time of annexation **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities postion: Support**				Urban Affairs AM231 adopted Speaker priority bill Placed on General File with AM231 Urban Affairs AM231 filed Notice of hearing for February 09, 2021 Rereferred to Urban Affairs Committee Sanders name added Referred to Revenue Committee Date of introduction
	Comments 2021 Standing: As introduced, this bill authorizes the annexation of land that lies around federal government and NRD property. The League of Nebraska Municipalities, The City of Bellevue, and the United Cities of Sarpy County supported this bill during the February 9 hearing, and the Urban Affairs Committee advanced it unanimously with AM231. This amendment clarifies the electric utility's responsibilities and limits the bill to certain first-class cities and federal government land. On March 14, the Speaker designated this bill a priority, and the Legislature adopted the Committee amendment on March 30. It later passed its Final Reading with an Emergency Clause on April 29, 46-0-3, and the Governor approved it on May 5.				
LB11	(Blood) Change provisions regarding voter registration and requests for ballots for early voting		Government, Military and Veterans Affairs	02/05/2021	In Committee 01/11/2021
	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. **Nebraska Association of County Officials position: Oppose**				Hunt name added Hansen, M. name added Notice of hearing for February 05, 2021 McCollister name added Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB12	(Blood) Require a commuter rail service study by the Department of Transportation		Transportation and Telecommunications	03/01/2021	In Committee 01/11/2021
	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.				Wayne name added Morfeld name added Notice of hearing for March 01, 2021 Hansen, M. name added Cavanaugh, J. name added Referred to Transportation and Telecommunications Committee Date of introduction
LB13	(Blood) Prohibit possession of a deadly weapon by the subject of a foreign protection order		Judiciary	03/03/2021	General File 03/11/2021
	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.				Placed on General File Notice of hearing for March 03, 2021 Referred to Judiciary Committee Date of introduction

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB23	(Williams) Change provisions of the Real Property Appraiser Act		Banking, Commerce and Insurance	01/26/2021	Approved by Governor (E-Clause) 03/17/2021

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.

Approved by Governor on March 17, 2021
Presented to Governor on March 11, 2021
President/Speaker signed
Dispensing of reading at large approved
Passed on Final Reading with Emergency Clause 47-0-2
Placed on Final Reading
Enrollment and Review ER2 adopted
Advanced to Enrollment and Review for Engrossment
Enrollment and Review ER2 filed
Placed on Select File with ER2
Advanced to Enrollment and Review Initial
Placed on General File
Notice of hearing for January 26, 2021
Referred to Banking, Commerce and Insurance Committee
Date of introduction

Comments

2021 Standing:

Per the Nebraska Real Property Appraiser Board's request, this bill revises Nebraska laws to update standards for real estate appraisers. During the Banking, Commerce, and Insurance Committee hearing, the bill had only proponents, prompting the Committee to advance it unanimously. The body then dispensed of the reading because of significant approval, and it passed 47-0-2 with an emergency clause on March 11. The Governor approved it five days later.

LB25	(Wayne) Change provisions relating to the division of ad valorem taxes under the Community Development Law	Monitor	Urban Affairs	01/26/2021	Approved by Governor (E-Clause) 03/17/2021

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).

Nebraska Association of County Officials position: Watch Letter
Nebraska Economic Developers Association position: Monitor

Approved by Governor on March 17, 2021
Presented to Governor on March 11, 2021
President/Speaker signed
Passed on Final Reading with Emergency Clause 48-0-1
Placed on Final Reading
Advanced to Enrollment and Review for Engrossment
Placed on Select File
Advanced to Enrollment and Review Initial
Placed on General File
Notice of hearing for January 26, 2021
Referred to Urban Affairs Committee
Date of introduction

Comments

2021 Standing:

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Introduced At the request of the League of Municipalities to implement Amendment 2 as approved by voters in November, the bill creates a maximum length of time for the repayment of indebtedness if a project area has majority extreme blight. The City of Omaha and Lincoln approved of this legislation during the Urban Affairs Committee hearing, and it advanced unanimously. The bill later passed the Final Reading as introduced, with an emergency clause and a 48-0-1 vote. The Governor approved it on March 17.				
LB28	(Wayne) Provide for motions for new trial based on newly discovered evidence **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.** **Nebraska County Attorneys Association Position: Oppose**		Judiciary	01/29/2021	General File 03/16/2021 Judiciary AM545 filed Placed on General File with AM545 Notice of hearing for January 29, 2021 Referred to Judiciary Committee Date of introduction
LB31	(Wayne) Authorize punitive damages as prescribed and provide for distribution **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.** **Nebraska State Chamber position: Oppose**		Judiciary	03/10/2021	In Committee 01/11/2021 Notice of hearing for March 10, 2021 Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
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.** **Nebraska County Attorneys Association Position: Oppose**	Monitor	Judiciary	02/17/2021	In Committee 01/11/2021 Notice of hearing for February 17, 2021 Referred to Judiciary Committee Date of introduction
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.** **Nebraska County Attorneys Association Position: Oppose**	Monitor	Judiciary	02/17/2021	In Committee 01/11/2021 Notice of hearing for February 17, 2021 Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB41	(Dorn) Change provisions relating to certain payments of funds to townships		Government, Military and Veterans Affairs	02/04/2021	Approved by Governor 04/20/2021
	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).				Approved by Governor on April 16, 2021 Presented to Governor on April 12, 2021 President/Speaker signed Passed on Final Reading 47-0-2
	Nebraska Association of County Officials position: Support				Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Blood name added Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: This bill adds townships to the list of entities that get property tax monies in the first half of every month. After its journey to the Government, Military, and Veterans Affairs Committee, where the Nebraska Association of County Officials testified as proponent, the bill advanced to General File with one absent Senator (Sanders). It passed its Final Reading with a vote of 47-0-2 on April 12, and the Governor approved it on April 20, 2021.				
LB43	(Hansen, M.) Provide for election of election commissioners and eliminate certain deputy positions		Government, Military and Veterans Affairs	01/28/2021	In Committee 01/11/2021
	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.				Notice of hearing for January 28, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Nebraska Association of County Officials position: Oppose				
LB47	(Hansen, M.) Change procedures relating to obligees in child support proceedings		Judiciary	01/29/2021	General File 02/16/2021
	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.				Judiciary AM64 filed Placed on General File with AM64 Notice of hearing for January 29, 2021 Referred to Judiciary Committee Date of introduction
	Nebraska County Attorneys Association Position: Oppose				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB51	(Lathrop) Change provisions relating to qualifications, training, certification, accreditation, powers, and duties of certain law enforcement personnel		Judiciary	02/03/2021	Approved by Governor 05/26/2021 Judiciary Priority Bill

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.

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.

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).

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.

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.

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.

Provisions/portions of LB601 amended into LB51 by AM745
Approved by Governor on May 25, 2021
Presented to Governor on May 20, 2021
President/Speaker signed
Passed on Final Reading 41-1-7
Dispensing of reading at large approved
Placed on Final Reading with ST21
Brewer AM1249 adopted
Advanced to Enrollment and Review for Engrossment
Brewer AM1292 adopted
Enrollment and Review ER67 adopted
Brewer AM1292 filed
Brewer AM1249 filed
McCollister name added
Judiciary AM745 adopted
Hunt MO40 Bracket bill until May 1, 2021 filed
Advanced to Enrollment and Review Initial
Hunt MO40 withdrawn
Flood AM872 adopted
DeBoer name added
Flood AM872 filed
Judiciary AM745 filed
Placed on General File with AM745
Judiciary priority bill
Pansing Brooks name added
Notice of hearing for February 03, 2021
Referred to Judiciary Committee
Date of introduction

Document	Description	Position	Committee	Hearing Date	Status
	The Judiciary Committee advanced the bill with AM745. The amendment does the following: AM745 replaces the original bill. Section 2 would amend Sec. 29-215 to clarify that Class I railroad police officers are law enforcement officers. Section 9 is Section 8 in the original bill and would amend Sec. 81-1401. The amendment would add definitions of Class I railroad and include railroad police departments and officers in the definitions of law enforcement agencies and law enforcement officers. The amendment would also add a definition of noncertified conditional officer. Section 12 replaces Section 11 of the original bill and is a new section. The amendment still requires de-escalation training but removes specific hour requirements for the components of the training. Section 14 is Section 13 in the original bill and amends Sec. 81-1414. The amendment would authorize the appointment of noncertified conditional officers. These officers would not be permitted to wear a badge. These officers would not be allowed to carry a firearm or interact with the public until completing certain training. These officers would be required to be under the direct supervision of a field training officer. Noncertified conditional officers could only be employed for sixteen weeks until the next basic training class, or an additional sixteen weeks if the next basic training class was full. Omaha Police Officers Association/Fraternal Order of Police position: Support Nebraska Association of County Officials position: Support Letter League of Nebraska Municipalities position: Oppose Wahoo Police Department position: Support Omaha Police Department position: Support ACLU of Nebraska position: Support Nebraska Sheriffs Association position: Oppose Greater Nebraska Cities position: Oppose BNSF Railway position: Support Amended Bills: LB601 Comments 2021 Standing: Introduced by Senator Lathrop following a series of listening sessions held by the Judiciary Committee in the summer of 2020, LB51 was supported by a wide array of law enforcement agencies, as well as the ACLU of Nebraska. The bills and subsequent committee amendment AM745 set forth new training requirements, requiring of new policy on investigating complaints of misconduct, requiring officer intervention if others are engaged in excessive force, and requires each agency to accredited by January 1, 2023 by standards to be developed by the Nebraska Crime Commission. Additionally the amendment clarifies that Class I railroad police officers are enforcement officers. The bill was named a Judiciary Committee priority bill and was passed on General File on a vote of 39-0. LB51 was passed on Final Reading on May 20th on a vote of 41-1-7 before being approved by the Governor on May 25th.				
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. Nebraska Hospital Association position: Monitor Nebraska State Chamber position: Watch Nebraska Association of School Boards position: Follow Nebraska Association of County Officials position: Support Letter Nebraska Association of Behavioral Health Organizations: Monitor Nebraska Economic Developers Association position: Monitor Metropolitan Area Planning Agency position: Monitor Nebraska Child Health & Education Alliance: Monitor Comments	Monitor	Judiciary	02/18/2021	In Committee 01/11/2021 Notice of hearing for February 18, 2021 Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB54	(Lathrop) Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act **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.** **This bill attempts to address a change in the court's interpretation of the intentional tort exception to the wavier of sovereign immunity found in Moser v. State of Nebraska, 307 Neb.18 (2020).** **The Judiciary Committee advanced the bill with AM1268. The amendment narrows the scope of the proposed exception in LB 54 by replacing the original proposed language with new language that allows claims for intentional torts where the political subdivision (or state agency) failed to use reasonable care to control someone under their charge or protect a person in their care or custody from intentional torts by non-employees.** **Douglas County Board of Commissioners position: Bill of Concern** **Nebraska Association of School Boards position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Monitor** **Nebraska Association of County Officials position: Oppose** **Metropolitan Area Planning Agency position: Monitor** **Nebraska Association of Trial Attorneys position: Support** **Nebraska State Education Association position: Support** **Nebraska Intergovernmental Risk Management Association position: Oppose** **City of Omaha position: Oppose** **Nebraska Attorney General position: Oppose**	Monitor	Judiciary	02/18/2021	Select File 05/18/2021 Lathrop Priority Bill Placed on Select File with ER94 Enrollment and Review ER94 filed Advanced to Enrollment and Review Initial Judiciary AM1268 adopted Judiciary AM1268 filed Placed on General File with AM1268 Lathrop priority bill Notice of hearing for February 18, 2021 Referred to Judiciary Committee Date of introduction
LB63	(Lindstrom) Change certain deadlines relating to property tax exemptions **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).**		Revenue	02/10/2021	Approved by Governor 05/05/2021 Approved by Governor on May 5, 2021 Presented to Governor on April 29, 2021 President/Speaker signed Passed on Final Reading 44-0-5 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Cavanaugh, M. MO27 failed

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Cavanaugh, M. MO27 Bracket until May 4, 2021 filed Placed on General File Notice of hearing for February 10, 2021 Referred to Revenue Committee Date of introduction

Comments

2021 Standing:

LB63, as introduced on January 7, moves the due date for an application regarding property tax exemptions back one month (March 1). With the support of NACO, the Revenue Committee placed this legislation on General File on March 12, after which Senator Michaela Cavanaugh attempted to bracket it until May 4. That motion failed, and the bill passed its Final Reading on April 29 as introduced. The vote was 44-0-5, and the Governor approved it on May 5.

Document	Description	Position	Committee	Hearing Date	Status
LB71	(Wayne) Change provisions relating to intentional tort claims under the Political Subdivisions Tort Claims Act and State Tort Claims Act	Monitor	Judiciary	02/18/2021	In Committee 01/11/2021

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.

Notice of hearing for February 18, 2021
Referred to Judiciary Committee
Date of introduction

Douglas County Board of Commissioners position: Bill of Concern
Nebraska Association of School Boards position: Oppose
Omaha Police Officers Association/Fraternal Order of Police position: Monitor
Nebraska Association of County Officials position: Oppose
Metropolitan Area Planning Agency position: Monitor

Comments

2021 Standing:

The bill remains held in committee, and will carryover to the 2022 session.

Document	Description	Position	Committee	Hearing Date	Status
LB73	(Geist) Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies	Support	General Affairs	02/01/2021	General File 04/13/2021

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.

Placed on General File
Notice of hearing for February 01, 2021
Referred to General Affairs Committee
Date of introduction

Nebraska Association of County Officials position: Oppose
League of Nebraska Municipalities position: Oppose
Nebraska Association of Fair Managers position: Support
Lancaster County Board of Commissioners position: Support
Lancaster County Event Center position: Support
Lincoln Independant Business Association position: Support
City of Lincoln position: Oppose
City of Omaha position: Oppose

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Farm Bureau position: Support **Dakota Thurston County Fair position: Support** **Douglas County Fair position: Support** **South Sioux City position: Oppose** **Lincoln Chamber of Commerce position: Oppose** **Comments** 2021 Standing: Introduced on behalf of the Lancaster County Event Center & Nebraska Association of Fair Managers, the bill was advanced by the General Affairs committee on a vote of 6-2, with Senators John Cavanaugh and Mike Groene voting against the measure. The bill was placed on General File on April 13th, but was not designated a priority during the 2021 session. LB73 will be carried over to the 2022 session.				
LB79	(Briese) Change the minimum amount of relief provided under the Property Tax Credit Act **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).** **Nebraska Association of School Boards position: Follow** **Nebraska State Chamber position: Watch** **Nebraska Association of County Officials position: Neutral**		Revenue	02/10/2021	In Committee 01/11/2021 Notice of hearing for February 10, 2021 Referred to Revenue Committee Date of introduction
LB81	(Hilkemann) Provide authority for sanitary and improvement districts to own, construct, and maintain public parking facilities **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.** **Metropolitan Area Planning Agency position: Monitor** **Comments** 2021 Standing:		Urban Affairs	02/16/2021	Approved by Governor 05/05/2021 Speaker Priority Bill Approved by Governor on May 5, 2021 Presented to Governor on April 29, 2021 President/Speaker signed Passed on Final Reading 40-0-9 Dispensing of reading at large approved Placed on Final Reading Enrollment and Review ER48 adopted Advanced to Enrollment and Review for Engrossment Enrollment and Review ER48 filed Placed on Select File with ER48 Advanced to Enrollment and Review Initial Speaker priority bill Placed on General File Notice of hearing for February 16, 2021 Referred to Urban Affairs Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Considering that some sanitary and improvement districts (SIDs) involve commercial development, this bill authorizes them to build parking garages. After hearing support from municipalities and real estate companies alike, The Urban Affairs Committee advanced the bill unanimously on March 3, and the Speaker made it a priority bill on March 17. Then, on April 29, it passed its Final Reading with a 40-0-9 vote, and the Governor approved it on May 5.				
LB82	(Hilkemann) Change motor vehicle tax schedules		Transportation and Telecommunications	01/26/2021	In Committee 01/11/2021
	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).				Notice of hearing for January 26, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Nebraska Association of County Officials position: Oppose				
LB83	(Flood) Change public meeting provisions and provide for virtual conferencing under the Open Meetings Act		Government, Military and Veterans Affairs	01/27/2021	Approved by Governor (E-Clause) 04/21/2021 Government, Military and Veterans Affairs Priority Bill
	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.				Approved by Governor on April 21, 2021 Blood explanation of vote Day explanation of vote Presented to Governor on April 15, 2021 President/Speaker signed Dispensing of reading at large approved Passed on Final Reading with Emergency Clause 43-0-6 Placed on Final Reading with ST7
	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.				Enrollment and Review ER23 adopted Flood AM750 adopted Advanced to Enrollment and Review for Engrossment Flood AM750 filed
	The committee amendment adds language to the bill ratifying actions taken by public bodies in reliance on Governor's executive orders issued during the coronavirus pandemic. The amendment also adds metropolitan utility districts and regional metropolitan transit authorities to the list of political subdivisions that may utilize virtual conferencing for their public meetings. For entities holding virtual meetings with multiple locations for public participation, the amendment adds a requirement that each meeting site be attended by at least one member of the public entity or their designee. There is also a revision clarifying that the documents that must be made available at each meeting site are those documents "being considered at" the meeting. The amendment would require an emergency declaration by the Governor under section 81-829.39 to trigger emergency meeting procedures under the bill. Finally, the amendment provides an exception to an address publication requirement in instances where that address requirement may endanger a person's security.				Placed on Select File with ER23 Enrollment and Review ER23 filed Government, Military and Veterans Affairs AM127 adopted Advanced to Enrollment and Review Initial Government, Military and Veterans Affairs priority bill Hansen, M. name added Government, Military and Veterans Affairs AM127 filed Placed on General File with AM127 Cavanaugh, M. name added
	Douglas County position: Support **Nebraska Association of School Boards position: Support** **ESU Coordinating Council position: Support** **Nebraska Council of School Administrators position: Support**				Brandt name added Notice of hearing for January 27, 2021 Blood name added Hunt name added

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Rural Community Schools Association position: Support **Nebraska State Education Association: Neutral** **Schools Taking Action for Nebraska Children Education position: Support** **Nebraska Association of County Officials position: Support**				Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: At the League of Nebraska Municipalities' request, this bill modernizes language concerning "virtual conferencing" and authorizes instances in which governments can use said methods. The hearing showed ample support from public health, firefighters, schools, and public power boards, and the Government, Military, and Veterans Affairs Committee advanced it unanimously with AM127 on February 16. This amendment adds metropolitan utility districts and regional transit authorities to this list and includes language saying that entities must rely on the Governor's executive orders. Senator Flood later added language about meeting notices, which passed on April 6, and the Final Reading passed with an emergency clause with a 43-0-6 vote. The Governor approved it on April 21, 2021.				
LB89	(Morfeld) 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		Judiciary	01/28/2021	In Committee 01/11/2021
	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). **Nebraska Hospital Association position: Monitor** **Nebraska Association of Behavioral Health Organizations position: Monitor** **Nebraska Child Health & Education Alliance: Monitor**				Notice of hearing for January 28, 2021 Hunt name added Referred to Judiciary Committee Date of introduction
LB90	(Halloran) Change fee provisions under the Pesticide Act and the Nebraska Commercial Fertilizer and Soil Conditioner Act		Agriculture	01/26/2021	Approved by Governor 05/21/2021
	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. **Nebraska Association of County Officials position: Watch**				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 42-0-7 Cavanaugh, M. MO79 Recommit to the Agriculture Committee filed Cavanaugh, M. MO79 withdrawn Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for January 26, 2021 Referred to Agriculture Committee Date of introduction
	Comments				

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	2021 Standing Change fee provisions under the Pesticide Act and the Nebraska Commercial Fertilizer and Soil Conditioner Act Regarding the foretold acts, LB90 sends an extra ten dollars to the Buffer Strip Incentive Fund and ensures that inspection fees will not exceed 15 cents per ton each year. The Department of Agriculture and the Agri-Business Association testified in support of this measure during the hearing on January 25, and the Natural Resources Committee advanced it unanimously. The bill then went to Final Reading as introduced on May 12.				
LB91	(Brandt) Change germination seed testing provisions under the Nebraska Seed Law		Agriculture	01/26/2021	General File 02/11/2021
	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.				Agriculture AM96 filed Placed on General File with AM96 Notice of hearing for January 26, 2021 Referred to Agriculture Committee Date of introduction
LB93	(Government, Military and Veterans Affairs) Eliminate a reporting requirement regarding marriages		Government, Military and Veterans Affairs	01/29/2021	Approved by Governor 03/31/2021
	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. **Nebraska Association of County Officials position: Support**				Approved by Governor on March 31, 2021 B. Hansen explanation of vote Presented to Governor on March 25, 2021 President/Speaker signed Passed on Final Reading 47-0-2 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for January 29, 2021 Hansen, M. name added Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: At the request of the Nebraska Association of County Officials, the Government, Military, and Veterans Affairs Committee introduced this bill to eliminate an unfunded mandate concerning new marriage reports. After virtually unanimous support during Select File, the bill passed its Final Reading with a 47-0-2 vote on March 25, and the Governor approved it on March 31.				
LB98	(Walz) Change provisions relating to agricultural or horticultural land receiving special valuation		Revenue	02/10/2021	In Committee 01/11/2021
	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 and IRS Schedule F documenting a profit or loss from farming for 2 out of the last 3 years.				Notice of hearing for February 10, 2021 Referred to Revenue Committee Date of introduction

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Association of County Officials position: Neutral				
LB99	(Walz) Change provisions of the Community Development Law relating to limitations on blighted areas		Urban Affairs	01/26/2021	IPP (Killed) 05/27/2021
	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.				Indefinitely postponed Motion to suspend rules to indefinitely postpone prevailed Provisions/portions of LB99 amended into LB131 by AM751 Motion to suspend rules to indefinitely postpone filed
	Nebraska Association of County Officials position: Watch Nebraska Economic Developers Association position: Support				Placed on General File Wayne name added Notice of hearing for January 26, 2021 Referred to Urban Affairs Committee Date of introduction
LB102	(Dorn) Provide for transfer of duties of clerks of the district court to clerk magistrates	Monitor	Judiciary	02/25/2021	In Committee 01/11/2021
	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. 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.				Notice of hearing for February 25, 2021 Referred to Judiciary Committee Date of introduction
	Nebraska Association of County Officials position: Oppose				
LB103	(Dorn) Appropriate funds to aid counties to pay certain federal judgments	Monitor	Appropriations	02/19/2021	Approved by Governor (E-Clause) 05/26/2021 Dorn Priority Bill
	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.				Approved by Governor on May 25, 2021 Presented to Governor on May 20, 2021 President/Speaker signed Passed on Final Reading with Emergency Clause 44-3-2 Placed on Final Reading Advanced to Enrollment and Review for Engrossment

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	AM588 would increase the appropriation to $5 million and direct the appropriation to the State Treasurer for aid to counties. A county is eligible if it: (1) has a judgment against it from a federal court in excess of $25 million, if the total cost of the judgment exceeds 20% of the county's annual budget; and (2) has set its property tax levy at the maximum for each year it receives aid. Aid can be used only for payment of the judgment. **Nebraska Association of County Officials position: Support**				**Placed on Select File** **Advanced to Enrollment and Review Initial** **Appropriations AM588 adopted** **Groene AM1107 withdrawn** **Cavanaugh, M. FA42 filed** **Dorn AM1216 filed** **Cavanaugh, M. FA42 withdrawn** **Dorn AM1216 adopted** **Groene AM1107 filed** **Brandt name added** **Appropriations AM588 filed** **Placed on General File with AM588** **Dorn priority bill** **Notice of hearing for February 19, 2021** **Referred to Appropriations Committee** **Date of introduction**
LB105	(Friesen) Change certification dates for unpaid county claims		Government, Military and Veterans Affairs	02/04/2021	Approved by Governor 04/23/2021
	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. **Nebraska Association of County Officials position: Support**				Approved by Governor on April 23, 2021 Presented to Governor on April 20, 2021 President/Speaker signed Passed on Final Reading 48-0-1 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Cavanaugh, M. MO29 Bracket until May 4, 2021 filed Cavanaugh, M. MO29 failed Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: LB105, as heard on February 4, changes the certification dates from unpaid county claims to June 30 and December 31 each year. The Nebraska Association of County Officials testified in support at the hearing, and the bill hurdled the Government, Military, and Veterans Affairs Committee with one absent Senator (Sanders) on February 16. Then, after a failed motion to bracket the measure until May 4, the bill went onto Final Reading on April 20, passing 48-0-1. The Governor approved it on April 23.				
LB106	(Friesen) Change fees relating to access to drivers' records and provide for a new motor vehicle operator's license services system		Transportation and Telecommunications	01/25/2021	Approved by Governor (E-Clause) 04/07/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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. **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.** **Nebraska Association of County Officials position: Support Letter**				Approved by Governor on April 7, 2021 Presented to Governor on April 1, 2021 President/Speaker signed Passed on Final Reading with Emergency Clause 36-4-9 Hansen, B. AM586 not considered Hansen, B. AM586 filed Placed on Final Reading Hansen, B. AM462 withdrawn Enrollment and Review ER5 adopted Hansen, B. AM429 withdrawn Advanced to Enrollment and Review for Engrossment Hansen, B. AM462 filed Hansen, B. AM429 filed Placed on Select File with ER5 Enrollment and Review ER5 filed Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for January 25, 2021 Referred to Transportation and Telecommunications Committee Date of introduction

Comments

2021 Standing:
This bill provides the legal and monetary framework for the Department of Motor Vehicles to modernize its issuance system. During the Transportation and Telecommunications hearing on January 25, the Department and the National Association of County Officials testified as a proponent, and the Committee sent it to General File unanimously on February 2. Then, despite Senator B. Hansen's three attempts to amend it, the bill passed Final Reading with a vote of 36-4-9 on April 1. The Governor approved the bill with an emergency clause on April 7.

LB107	(McCollister) Adopt the Redistricting Act		Executive Board	02/17/2021	In Committee 01/11/2021
	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. **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.**				Notice of hearing for February 17, 2021 Hunt name added Referred to Executive Board Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Association of County Officials position: Watch **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
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.** **Nebraska County Attorneys Association Position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.	Monitor	Judiciary	02/17/2021	In Committee 01/11/2021 Notice of hearing for February 17, 2021 Hansen, M. name added Referred to Judiciary Committee Date of introduction
LB110	(Pansing Brooks) Change and provide duties relating to use of force in law enforcement **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.** **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.** **Omaha Police Officers Association/Fraternal Order of Police position: Oppose** **League of Nebraska Municipalities position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.		Judiciary	02/03/2021	In Committee 01/11/2021 Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
LB111	(Albrecht) Change provisions relating to various offenses involving public safety	Support	Judiciary	02/24/2021	In Committee 01/11/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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.** **Nebraska County Attorneys Association Position: Support** **Omaha Police Officers Association/Fraternal Order of Police position: Support** **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Monitor** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Notice of hearing for February 24, 2021 Referred to Judiciary Committee Date of introduction
LB112	(Albrecht) Require members of the public to be allowed to speak at each meeting subject to the Open Meetings Act **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.** **Nebraska Association of School Boards position: Oppose** **Nebraska Rural Community Schools Association position: Oppose** **Nebraska State Education Association position: Support** **Nebraska Association of County Officials position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.	Oppose	Government, Military and Veterans Affairs	01/27/2021	In Committee 01/11/2021 Brewer name added Notice of hearing for January 27, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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LB114	(McCollister) Adopt the Clean Slate Act		Judiciary	02/17/2021	In Committee 01/11/2021
	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.				Notice of hearing for February 17, 2021 Hunt name added Referred to Judiciary Committee Date of introduction
	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.				
	Nebraska County Attorneys Association Position: Oppose **Nebraska State Chamber position: Conditional Support**				
LB116	(McCollister) Change provisions relating to handgun transfer certificates and require suicide prevention training and informational materials		Judiciary	03/03/2021	In Committee 01/11/2021
	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.				Notice of hearing for March 03, 2021 Hunt name added Referred to Judiciary Committee Date of introduction
	Nebraska Association of County Officials position: Support Letter **Nebraska Association of Behavioral Health Organizations position: Support**				
LB118	(Morfeld) Change duration of harassment, sexual assault, and domestic abuse protection orders and change requirements for affidavits		Judiciary	02/05/2021	In Committee 01/11/2021
	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.				Notice of hearing for February 05, 2021 Referred to Judiciary Committee Date of introduction
	Nebraska County Attorneys Association Position: Oppose				
LB119	(Cavanaugh, J.) Change provisions of the Healthy Pregnancies for Incarcerated Women Act		Judiciary	02/11/2021	In Committee 01/11/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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.				Notice of hearing for February 11, 2021 Hunt name added Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB125	(McCollister) Provide for ranked-choice voting for certain elections	Monitor	Government, Military and Veterans Affairs	02/18/2021	In Committee 01/11/2021
	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. **Nebraska Association of County Officials position: Oppose**				Notice of hearing for February 18, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB129	(McCollister) Change provisions relating to eligibility for services under the Medical Assistance Act		Health and Human Services	02/18/2021	In Committee 01/11/2021
	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. **Nebraska Hospital Association position: Support** **Nebraska Association of Behavioral Health Organizations position: Support** **Nebraska Child Health & Education Alliance: Testimony- Support**				Notice of hearing for February 18, 2021 Referred to Health and Human Services Committee Date of introduction
LB130	(McCollister) Change membership provisions for the Board of Parole		Judiciary	02/11/2021	In Committee 01/11/2021
	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.				Notice of hearing for February 11, 2021 Hunt name added Referred to Judiciary Committee Date of introduction
LB133	(Erdman) Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes	Oppose	Revenue	02/03/2021	In Committee 01/11/2021

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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. 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. 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. 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. 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." 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 Nebraska Economic Developers Association position: Monitor				Notice of hearing for February 03, 2021 Referred to Revenue Committee Date of introduction

Comments

2021 Standing:

The bill remains held in committee, and will carryover to the 2022 session.

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
LB137	(Vargas) Require reporting to the Nebraska Early Childhood Professional Record System		Education	01/25/2021	General File 03/11/2021
	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.				Education AM347 filed Placed on General File with AM347 Notice of hearing for January 25, 2021 Referred to Education Committee Date of introduction
	Nebraska State Chamber position: Watch				
LB138	(Vargas) Require jails and law enforcement agencies to provide public notice before entering into agreements to enforce federal immigration law		Judiciary	02/03/2021	In Committee 01/11/2021
	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.				Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Omaha Police Officers Association/Fraternal Order of Police position: Neutral **Nebraska Association of County Officials position: Watch**				
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB139	**(Briese) Adopt the COVID-19 Liability Act and the Monitor Health Care Crisis Protocol Act**		**Judiciary**	**02/18/2021**	**Approved by Governor (E-Clause) 05/26/2021** **Slama Priority Bill**
	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.				**Provisions/portions of LB53 amended into LB139 by AM1293** **Approved by Governor on May 25, 2021** **Presented to Governor on May 20, 2021** **President/Speaker signed** **Cavanaugh, M. MO100 withdrawn** **Cavanaugh, M. MO100 Recommit to the Judiciary Committee filed** **Passed on Final Reading with Emergency Clause 41-1-7**

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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.				Cavanaugh, M. MO94 withdrawn Cavanaugh, M. MO94 Bracket until May 21, 2021 filed Cavanaugh, M. MO99 failed Cavanaugh, M. MO99 Bracket until May 26, 2021 filed Placed on Final Reading Enrollment and Review ER97 adopted Advanced to Enrollment and Review for Engrossment Placed on Select File with ER97 Enrollment and Review ER97 filed Chair ruled Hunt AM1372 is not germane
	Committee amendment AM 1293 is a white copy amendment that includes an amended version of LB 139 and LB 53. The amendment provides new definitions for "Covid-19", "Federal public health guidance" and "person" that includes various types of business organizations, the State and political subdivisions, and schools and universities. Person also includes officers and employees as well as agents and volunteers of the covered organizations. The amendment prohibits civil actions after the effective date if the alleged act or omission was in substantial compliance with federal health guidance. The amendment maintains the provisions in section 7 of the original proposal that provide that the Act does not create or recognize a cause of action, affect worker's compensation actions, change common law immunities or limitations of liability, or constitute a waiver of sovereign immunity. AM 1293 also includes an amended version of LB 53 that establishes the Health Care Crisis Protocol Act. The committee amendment requires the Department of Health and Human Services to establish a health care crisis protocol containing listed criteria. The amendment also creates an advisory committee under the Department of Health and Human Services to advise and make recommendations on the protocol.				Advanced to Enrollment and Review Initial Judiciary AM1293 adopted Lathrop AM1375 adopted Hunt AM1372 filed Lathrop AM1375 filed Placed on General File with AM1293 Judiciary AM1293 filed Slama priority bill Notice of hearing for February 18, 2021 Referred to Judiciary Committee Date of introduction
	During General File consideration, AM1375 was offered by Senator Lathrop that re-wrote sections 5 to 9 and renamed the act as the Health Care Crisis Protocol Act and cited to the protocol that was prepared by the Nebraska Medical Emergency Operations Center dated May 10, 2021.				
	Nebraska State Chamber position: Support Nebraska Hospital Association position: Monitor Nebraska Association of School Boards position: Support Nebraska Association of County Officials position: Support Letter Nebraska Association of Behavioral Health Organizations position: Monitor Nebraska Economic Developers Association position: Support Metropolitan Area Planning Agency position: Monitor Nebraska Child Health & Education Alliance: Monitor Nebraska Medical Association position: Support League of Nebraska Municipalities position: Support Lincoln Chamber of Commerce position: Support American Property and Casualty Insurance Association position: Support Nebraska Insurance Information Service position: Support HyVee position: Support Nebraska Trucking Association position: Support Nebraska Defense Counsel Association position: Support				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Petroleum Marketers Association & Convenience Store Association position: Support **Nebraska Grocers Association position: Support** **Nebraska Federation of Independant Business position: Support** **Nebrasak Health Care Association position: Support** **Lincoln Independant Business Association position: Support** **Nebraskans for Workers Compensation Equity and Fairness position: Support** **Nebraska Bankers Association position: Support** **Nebraska Catholic Conference position: Support** **League of Nebraska Municipalities position: Support** **Nebraska State AFL-CIO position: Support** **Nebraska Department of Health & Human Services position: Support** **Nebraska Pharmacists Association position: Support** **Nebraska Community College Association position: Support** **Enterprise Rent-A-Car position: Support** **Nebraska Realtors Association position: Support** **Pinnacle Bank position: Support** **Woodman of the World position: Support** **Leading Age Nebraska position: Support** **Nebraska Credit Union League position: Support** **University of Nebraska position: Support** **Nebraska Association of Service Providers position: Support** **IBEW position: Oppose** **Nebraska Professional Fire Fighters Association position: Oppose** **Nebraska State Education Association position: Oppose** **Amended Bills:** LB53				
	Comments **2021 Standing:** **Supported by a wide array of trade organizations LB139 was advanced by the Judiciary Committee along with AM1293 and named Senator Slama's personal priority bill for the 2021 session. During floor consideration Senator Lathrop also successfully amended the measure to include AM1375, which adopts the Crisis Standards of Care for health providers in Nebraska. The bill was advanced on General File on a vote of 39-3 prior to eventually being passed by the body on Final Reading 41-1-7 and being approved by the Governor on May 25th. Because the bill was passed with an emergency clause it goes into effect immediately**				
LB150	(Morfeld) Increase the indigent defense court filing fee **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.** **Nebraska Association of County Officials position: Support**		Judiciary	02/11/2021	In Committee 01/12/2021 Notice of hearing for February 11, 2021 Referred to Judiciary Committee Date of introduction
LB151	(Morfeld) Adopt the Prosecutorial Transparency Act		Judiciary	02/03/2021	In Committee 01/12/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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. 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. Nebraska County Attorneys Association position: Oppose Douglas County Board of Commissioners position: Bill of Concern Nebraska Association of County Officials position: Oppose Letter				Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB156	(Wayne) Adopt the Municipal Inland Port Authority Act and change provisions of the Site and Building Development Act		Urban Affairs	02/02/2021	Approved by Governor 05/26/2021 Urban Affairs Priority Bill
	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. 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.				Approved by Governor on May 24, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 47-0-2 Dispensing of reading at large approved Placed on Final Reading with ST14 Advanced to Enrollment and Review for Engrossment McKinney AM985 withdrawn Enrollment and Review ER33 adopted Wayne AM956 adopted Wayne AM933 withdrawn Wayne AM918 withdrawn McKinney AM985 filed Wayne AM956 filed

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	AM 223 authorizes the formation of inland port authorities by counties with a population over 20,000 and authorizes the formation of joint inland port authorities by a city and one or more counties in which the city or the city's ETJ is located. Nebraska State Chamber Position: Support League of Nebraska Municipalities position: Support Nebraska Economic Developers Association position: Support				Wayne AM933 filed Wayne AM918 filed Placed on Select File with ER33 Enrollment and Review ER33 filed Wayne AM737 filed Hunt name added Advanced to Enrollment and Review Initial Urban Affairs AM223 adopted Wayne AM737 adopted Urban Affairs priority bill Groene name added Urban Affairs AM223 filed Placed on General File with AM223 Hansen, M. name added Notice of hearing for February 02, 2021 Referred to Urban Affairs Committee Date of introduction

Comments

2021 Standing

Advanced to General File along with a committee amendment by the Urban Affairs Committee on a vote of 4-2 (Senators Arch and Lowe voting against the measure), LB156 was advanced along with the provisions of the committee amendment. The amendment e formation of inland port authorities by counties with a population over 20,000 and authorizes the formation of joint inland port authorities by a city and one or more counties in which the city or the city's ETJ is located. The bill was passed on Final Reading on May 19th on a vote of 47-0-2 before being approved the governor on May 24th.

LB161	(Urban Affairs) Provide for the applicability of state and local construction codes 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.		Urban Affairs	02/09/2021	IPP (Killed) 05/27/2021 Motion to suspend rules to indefinitely postpone prevailed Indefinitely postponed Provisions/portions of LB161 amended into LB131 by AM751 Motion to suspend rules to indefinitely postpone filed Placed on General File Notice of hearing for February 09, 2021 Referred to Urban Affairs Committee Date of introduction
LB162	(Urban Affairs) Provide a procedure for detachment of real property from the corporate limits of a city or village and eliminate existing detachment provisions		Urban Affairs	01/26/2021	IPP (Killed) 05/27/2021

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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.				**Motion to suspend rules to indefinitely postpone prevailed** **Indefinitely postponed** **Provisions/portions of LB162 amended into LB131 by AM751** **Motion to suspend rules to indefinitely postpone filed** **Urban Affairs AM153 filed** **Placed on General File with AM153** **Notice of hearing for January 26, 2021** **Referred to Urban Affairs Committee** **Date of introduction**
LB163	(Urban Affairs) Change and eliminate provisions relating to cities, villages, and metropolitan utilities districts		Urban Affairs	01/26/2021	Approved by Governor 03/31/2021
	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.				Approved by Governor on March 31, 2021 B. Hansen explanation of vote Presented to Governor on March 25, 2021 President/Speaker signed Dispensing of reading at large approved Passed on Final Reading 47-0-2 Placed on Final Reading Enrollment and Review ER1 adopted Wayne AM334 adopted Advanced to Enrollment and Review for Engrossment Wayne AM334 filed Placed on Select File with ER1 Enrollment and Review ER1 filed Urban Affairs AM9 adopted Advanced to Enrollment and Review Initial Urban Affairs AM9 filed Placed on General File with AM9 Notice of hearing for January 26, 2021 Referred to Urban Affairs Committee Date of introduction

Comments

2021 Standing:

Introduced by the Urban Affairs Committee, LB163 uses more specific language regarding cities, villages, and metropolitan utilities district classes. Said Committee advanced this "clean-up" bill with AM 9 on January 28, which strikes out the repeal of the Municipal Infrastructure Redevelopment Fund Act and other language. On February 25, Sen Wayne further specified the language by striking words like "theorem" and "thereof" and inserting "of such bonds" in the text, which also passed Select File. The Final Reading vote was 47-0-2, and the Governor approved it on March 31.

LB164	(Erdman) Change provisions relating to the establishment of speed limits by local authorities		Transportation and Telecommunications	02/01/2021	In Committee 01/12/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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. **League of Nebraska Municipalities position:Likely Oppose**				Notice of hearing for February 01, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
LB165	(Erdman) Change provisions relating to the assessment of real property that suffers significant property damage	Oppose Testimony	Revenue	02/10/2021	In Committee 01/12/2021
	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. **Nebraska Association of County Officials position: Oppose** **League of Nebraska Municipalities postion: Monitor** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Attorney General Opinion 21-010 to Erdman Notice of hearing for February 10, 2021 Referred to Revenue Committee Brewer name added Date of introduction
LB167	(Geist) Protect religious freedoms as prescribed and provide for certain tort claims		Judiciary	02/26/2021	In Committee 01/12/2021
	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.				Slama name added Notice of hearing for February 26, 2021 Murman name added Referred to Judiciary Committee Lowe name added Date of introduction
LB168	(Hansen, M.) Terminate authorization for creation of sanitary and improvement districts		Urban Affairs	02/16/2021	In Committee 01/12/2021
	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. **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Notice of hearing for February 16, 2021 Referred to Urban Affairs Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
LB173	**(Hansen, B.) Change provisions relating to carrying a concealed weapon**		**Judiciary**	**03/03/2021**	**In Committee 01/12/2021**
	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. **The provisions of this bill were amended into LB236 by AM1388.**				**Provisions/portions of LB173 amended into LB236 by AM1388** **Clements name added** **Erdman name added** **Notice of hearing for March 03, 2021** **Brandt name added** **Lowe name added** **Referred to Judiciary Committee** **Date of introduction**
LB174	(Friesen) 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		Transportation and Telecommunications	01/25/2021	Approved by Governor 03/17/2021
	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. **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.**				Approved by Governor on March 17, 2021 President/Speaker signed Presented to Governor on March 11, 2021 Dispensing of reading at large approved Passed on Final Reading 49-0-0 Placed on Final Reading Enrollment and Review ER10 adopted Advanced to Enrollment and Review for Engrossment Enrollment and Review ER10 filed Placed on Select File with ER10 Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for January 25, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Nebraska Association of County Officials position: Support Letter **Comments** 2021 Standing: As Senator Friesen did with the Department of Motor Vehicles in LB106, LB174 modernizes the Department of Transportation. The changes include how municipal boards represent municipalities, how class licenses are issued, and how a county highway superintendent is appointed. Besides adding language regarding Nebraska Rules of the Road and accident reports, the Legislature unanimously passed the bill on March 11 (49-0-0), and the Governor approved it March 17.				
LB179	(Linehan) Transition from elected to appointed county assessors	Oppose Letter	Government, Military and Veterans Affairs	02/19/2021	In Committee 01/12/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska Association of County Officials position: Oppose**				Notice of hearing for February 19, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB180	(Linehan) Change provisions relating to certain public statements of the Tax Commissioner and certain estimates of General Fund net receipts		Revenue	03/03/2021	Approved by Governor 04/23/2021
	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.				Approved by Governor on April 23, 2021 Presented to Governor on April 20, 2021 President/Speaker signed Passed on Final Reading 48-0-1 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for March 03, 2021 Referred to Revenue Committee Date of introduction
	Comments 2021 Standing: LB 180, introduced on January 8, mainly changes the Tax Commissioner's duties. They now must provide General Fund receipts with its most recent forecast, not necessarily the certified one, within 15 days after each month. Backed by Open Sky testimony, the Revenue Committee advanced this legislation unanimously on March 3, and the Legislature placed it on to Select File on April 7. The Final Reading then passed with 48-0-1 votes on April 20, and the Governor approved it three days later.				
LB186	(Hilkemann) Change provisions relating to offense of criminal child enticement		Judiciary	02/24/2021	In Committee 01/12/2021
	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). **Nebraska County Attorneys Association Position: Support**				Notice of hearing for February 24, 2021 Referred to Judiciary Committee Date of introduction
LB188	(Halloran) Adopt the Second Amendment Preservation Act	Recommend: Monitor	Government, Military and Veterans Affairs	02/24/2021	In Committee 01/12/2021

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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.				Clements name added Lindstrom name added Slama name added Erdman name added Hansen, B. name added Notice of hearing for February 24, 2021 Briese name added Lowe name added Groene name added Brewer name added Referred to Government, Military and Veterans Affairs Committee
	Nebraska Association of County Officials position: Watch				Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB189	(Halloran) Change provisions relating to property tax refunds	Monitor	Revenue	02/10/2021	IPP (Killed) 05/27/2021
	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.				Motion to suspend rules to indefinitely postpone prevailed Indefinitely postponed Provisions/portions of LB189 amended into LB644 by AM854 Motion to suspend rules to indefinitely postpone filed Placed on General File
	Douglas County Board of Commissioners position: Bill of Concern				Notice of hearing for February 10, 2021
	Nebraska State Chamber position: Watch				Referred to Revenue Committee
	Nebraska Association of County Officials position: Oppose				Date of introduction
	League of Nebraska Municipalities postion: Monitor				
LB191	(Hughes) Redefine elector for the Irrigation District Act		Natural Resources	01/27/2021	In Committee 01/12/2021
	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.				Provisions/portions of LB191 amended into LB507 by AM256 Notice of hearing for January 27, 2021 Referred to Natural Resources Committee Date of introduction
LB192	(Wishart) State intent regarding appropriations for law enforcement training and certification	Support Letter	Appropriations	02/18/2021	In Committee 01/12/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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. **Omaha Police Officers Association/Fraternal Order of Police position: Support** **Nebraska Association of County Officials position: Support Letter**				**Provisions/portions of LB192 amended into LB380 by AM393** **Notice of hearing for February 18, 2021** **Referred to Appropriations Committee**
LB193	(Wishart) State intent regarding appropriations for law enforcement training	Support Letter	Appropriations	02/18/2021	In Committee 01/12/2021
	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. **Omaha Police Officers Association/Fraternal Order of Police position: Support** **Nebraska Association of County Officials position: Support Letter**				Notice of hearing for February 18, 2021 Referred to Appropriations Committee
LB199	(Vargas) Adopt the Face Surveillance Privacy Act		Judiciary	03/11/2021	In Committee 01/12/2021
	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. **Nebraska County Attorneys Association Position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Neutral** **Nebraska Association of County Officials position: Watch**				Notice of hearing for March 11, 2021 Referred to Judiciary Committee
LB201	(Pansing Brooks) Change provisions relating to jurisdiction over juveniles		Judiciary	01/28/2021	In Committee 01/12/2021
	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. **Nebraska County Attorneys Association position: Oppose** **Douglas County Board of Commissioners position: Support** **Nebraska Association of County Officials position: Watch**				Notice of hearing for January 28, 2021 Referred to Judiciary Committee
LB204	(Slama) Change provisions of the Sex Offender Registration Act		Judiciary	03/04/2021	General File 03/16/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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, twon, 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. **Nebraska Association of Behavioral Health Organizations position: Monitor**				Judiciary AM458 filed Placed on General File with AM458 Notice of hearing for March 04, 2021 Referred to Judiciary Committee
LB207	(McDonnell) Change provisions relating to the date when compensation begins under the Nebraska Workers' Compensation Act		Business and Labor	03/01/2021	In Committee 01/12/2021
	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. **Nebraska Hospital Association position: Monitor** **Douglas County Board of Commissioners position: Bill of Concern** **Nebraska Association of School Boards position: Follow** **Omaha Police Officers Association/Fraternal Order of Police position: Neutral** **Nebraska State Chamber position: Oppose** **League of Nebraska Municipalities position: Monitor**				Hunt name added Notice of hearing for March 01, 2021 Referred to Business and Labor Committee
LB213	(Briese) Provide for an efficiency review of state agencies		Government, Military and Veterans Affairs	01/28/2021	In Committee 01/13/2021
	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. **Nebraska Hospital Association position: Monitor** **Nebraska Economic Developers Association position: Monitor** **Nebraska State Education Association position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				McCollister name added Notice of hearing for January 28, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB214	(Linehan) Define certain terms for purposes of property taxes		Revenue	02/11/2021	General File 03/25/2021
	Relating to property taxes, definitions would be included for "recreational land," "primarily used," and "wasteland."				Placed on General File Notice of hearing for February 11, 2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
					Referred to Revenue Committee Date of introduction
	Nebraska Association of County Officials position: Watch				
LB215	(Hughes) Change 911 service surcharge provisions		Transportation and Telecommunications	02/23/2021	Failed to Advance 03/23/2021 Transportation and Telecommunications Priority Bill
	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).				Wayne MO15 Indefinitely postpone filed Wayne MO15 withdrawn Failed to advance to Enrollment and Review Initial Placed on General File Transportation and Telecommunications priority bill Notice of hearing for February 23, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Douglas County Board of Commissioners position: Support **Nebraska Association of County Officials position: Support**				
LB216	(Wayne) Prohibit certain public communications by a peace officer		Judiciary	02/03/2021	In Committee 01/13/2021
	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.				Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Omaha Police Officers Association/Fraternal Order of Police position: Oppose **League of Nebraska Municipalities position: Oppose**				
LB217	(Wayne) Provide a penalty for filing a false report by a peace officer		Judiciary	02/03/2021	In Committee 01/13/2021
	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.				Hunt name added Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Omaha Police Officers Association/Fraternal Order of Police position: Oppose **League of Nebraska Municipalities position: Oppose**				
LB222	(Erdman) Change provisions relating to certain in lieu of tax payments made by the Game and Parks Commission		Revenue	02/11/2021	IPP (Killed) 04/13/2021
	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.				Indefinitely postponed Notice of hearing for February 11, 2021 Referred to Revenue Committee Date of introduction
	Nebraska Association of County Officials position: Support **Nebraska Game and Parks Commission position: Oppose**				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Ducks Unlimited position: Oppose				
LB224	(Aguilar) Change provisions for appointment of a county surveyor in certain counties		Government, Military and Veterans Affairs	01/28/2021	Approved by Governor 04/23/2021
	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.				Approved by Governor on April 23, 2021 Presented to Governor on April 20, 2021 President/Speaker signed Passed on Final Reading 48-0-1 Placed on Final Reading Advanced to Enrollment and Review for Engrossment
	Nebraska Association of County Officials position: Support				Cavanaugh, M. MO30 failed Cavanaugh, M. MO30 Bracket until May 4, 2021 filed Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for January 28, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: At the request of the Nebraska Association of County Officials, a smaller county's board now can appoint a registered land surveyor with no requirement that they live outside the county. On January 28, Hall County, Nebraska Association of County Engineers, Highway Superintendents, and County Surveyors testified supporting this bill, and The Government, Military, and Veterans Affairs Committee advanced it unanimously with one absent vote. Then, despite an attempt to bracket it until May 4, the bill received a Final Reading vote of 48-0-1 on April 20, and the Governor approved it on April 23.				
LB226	(Hilkemann) Change motor vehicle tax exemptions as prescribed under the Motor Vehicle Registration Act		Transportation and Telecommunications	02/01/2021	In Committee 01/13/2021
	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).				Notice of hearing for February 01, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Nebraska Hospital Association position: Oppose **Nebraska Association of County Officials position: Neutral Letter**				
LB229	(Hunt) 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		Judiciary	02/24/2021	In Committee 01/13/2021
	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.				Notice of hearing for February 24, 2021 Cavanaugh, M. name added DeBoer name added Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	Omaha Police Officers Association/Fraternal Order of Police position: Neutral				
LB230	(Hunt) Prohibit discrimination in public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity		Judiciary	02/26/2021	In Committee 01/13/2021
	This bill would prohibit discrimination public accommodations and under the Nebraska Fair Housing Act on the basis of sexual orientation or gender identity.				Notice of hearing for February 26, 2021 Cavanaugh, M. name added Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB232	(Hunt) Change provisions relating to gender designation on drivers' licenses and state identification cards		Transportation and Telecommunications		Withdrawn 01/21/2021
	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.				Hunt MO1 prevailed Bill withdrawn Hunt MO1 Withdraw bill filed Referred to Transportation and Telecommunications Committee Date of introduction
LB236	**(Brewer) Change provisions relating to controlled substances and firearms**	**Monitor**	**Government, Military and Veterans Affairs**	**02/24/2021**	**Approved by Governor 05/26/2021** **Clements Priority Bill**
	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.				**Provisions/portions of LB301 amended into LB236 by AM1434** **Provisions/portions of LB85 amended into LB236 by AM1388**
	The committee amendment would require that counties consult with their sheriff before passing the sort of ordinance contemplated by LB 236. It would also require persons engaged in the lawful permitless carrying of a concealed weapon to immediately inform any emergency responder in the event of an official contact. Finally, the amendment limits the power to pass a permitless carry ordinance to those counties that do not contain a city of the metropolitan or primary class. Senator Brewer filed AM874 that would revise the limitation on which counties could enact an ordinance to only those counties with less than 100,000 people.				**Provisions/portions of LB173 amended into LB236 by AM1388** **Provisions/portions of LB244 amended into LB236 by AM1388** **Approved by Governor on May 26, 2021** **Hansen, M. explanation of vote** **Presented to Governor on May 21, 2021**

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	On May 10, 2021, the Attorney General issued an opinion indicating that LB236 is unconstitutional. As such, Senator Tom Brewer has filed an amendment, AM1388 that would strike all provisions of the bill and insert the provisions of the following bills that are summarized - LB85, LB244, LB173 (as amended). LB85 would require Nebraska State Patrol to provide notice of expiration of concealed handgun permits. At least 4 months before expiration of a permit to carry a concealed handgun, the Nebraska State Patrol would send to the permit holder by US mail or electronically notice of expiration of the permit. LB244 states that the renewal would be able to be applied for no earlier than 4 months before expiration of the permit and no later than 30 business days after the date of expiration of the concealed carry permit. LB173 is a bill 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.				President/Speaker signed Passed on Final Reading 45-0-4 Dispensing of reading at large approved Placed on Final Reading with ST36 Brandt name added Hansen, B. AM1434 adopted Advanced to Enrollment and Review for Engrossment Enrollment and Review ER98 adopted Placed on Select File with ER98 Enrollment and Review ER98 filed Hansen, B. AM1434 filed
	Nebraska Association of County Officials position: Oppose - Letter Omaha Police Officer Association position: Support Nebraska Firearm Owner Association position: Support Everytown for Gun Safety position: Oppose - Letter Nebraskans Against Gun Violence position: Oppose Nebraskans Against Government Overreach position: Support				Advanced to Enrollment and Review Initial Government, Military and Veterans Affairs AM438 adopted Brewer AM1388 adopted Brewer AM874 withdrawn Williams name added Brewer AM1388 filed Attorney General Opinion 21-011 to Brewer Kolterman name added Aguilar name added Gragert name added Friesen name added Brewer AM874 filed Dorn name added Albrecht name added Clements priority bill Groene name added Bostelman name added Sanders name added Lowe name added Briese name added Placed on General File with AM438 Government, Military and Veterans Affairs AM438 filed McDonnell name added Hansen, B. name added Notice of hearing for February 24, 2021 Halloran name added Rereferred to Government, Military and Veterans Affairs Committee Murman name added Referred to Judiciary Committee Lindstrom name added

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
					Date of introduction
	Amended Bills: LB85, LB173, LB244, LB301				
LB242	(Brandt) Provide for county bridges under the Political Subdivisions Construction Alternatives Act	Support	Government, Military and Veterans Affairs	02/04/2021	General File 02/17/2021
	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.				Placed on General File with AM233 Government, Military and Veterans Affairs AM233 filed Blood name added Brandt AM63 filed Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Nebraska Association of County Officials position: Support				
	Comments 2021 Standing: Brought on behalf of Lancaster County, and supported by the Nebraska Association of County Officials, the Lincoln Chamber, and Midwest Infrastructure the measure was advanced to General File following its hearing on February 4th. The bill, advanced with a committee amendment that strikes provisions relating to the County Bridge Match Program and the Incentive Program on pages 3 and 4 of the introduced bill. The measure did not gain a priority designation, but will remain on General File when Senators reconvene in January of 2022.				
LB249	(Pansing Brooks) Prohibit employers from inquiring about wage rate history under the Nebraska Fair Employment Practice Act		Business and Labor	01/25/2021	In Committee 01/13/2021
	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.				Notice of hearing for January 25, 2021 Referred to Business and Labor Committee Date of introduction
	Nebraska Hospital Association position: Monitor **Nebraska State Chamber position: Oppose** **Nebraska Association of County Officials position: Watch** **Nebraska State Education Association position: Support**				
LB255	**(Hansen, M.) Adopt the In the Line of Duty Compensation Act**		**Business and Labor**	**01/25/2021**	**Approved by Governor 05/26/2021**
	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.				**Approved by Governor on May 24, 2021** **Presented to Governor on May 19, 2021** **President/Speaker signed** **Passed on Final Reading 38-6-5** **Placed on Final Reading** **Flood AM680 adopted** **Advanced to Enrollment and Review for Engrossment** **Flood AM680 filed** **Placed on Select File**
	Omaha Police Officers Association/Fraternal Order of Police position: Support				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Association of County Officials position: Support Letter				**Aguilar name added** **Advanced to Enrollment and Review Initial** **Placed on General File** **Notice of hearing for January 25, 2021** **Referred to Business and Labor Committee** **Hunt name added** **Date of introduction**
	Comments **2021 Standing** **Adopt the In the Line of Duty Compensation Act** **If a first responder is killed in the line of duty, this bill authorizes a one-time compensation to the designee. Counties, first-responders, firefighters, and police officers supported this bill during the hearing, and the Business and Labor Committee advanced it unanimously on February 10. Then, during Select File, Senator Flood introduced AM680, which adds state correctional officers to the occupations that qualify for this compensation and tasks the Risk Manager with executing intestate succession laws if there isn't an appropriate designee. The legislature adopted this language with Senator M. Hansen's approval and two nay votes (Albrecht, Clements), and the bill went to Final Reading on March 24.**				
LB258	(Vargas) Adopt the Healthy and Safe Families and Workplaces Act		Business and Labor	02/08/2021	Failed to Advance 05/10/2021 Hansen, M. Priority Bill
	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. **Nebraska Hospital Association position: Neutral** **Nebraska State Chamber position: Oppose** **Nebraska Association of County Officials position: Watch** **Nebraska Association of School Boards position: Neutral**				Failed to advance to Enrollment and Review Initial Vargas AM1348 lost Vargas AM966 filed Vargas AM966 lost Vargas AM1348 filed Placed on General File Hansen, M. priority bill Hansen, M. name added Notice of hearing for February 08, 2021 Hunt name added Referred to Business and Labor Committee Date of introduction
LB259	(Halloran) Authorize a civil action for damages sustained by public safety officers	Monitor	Judiciary	02/18/2021	In Committee 01/13/2021
	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.				Notice of hearing for February 18, 2021 Referred to Judiciary Committee Date of introduction
LB260	**(Hunt) Change provisions relating to good cause for voluntarily leaving employment under the Employment Security Law**		**Business and Labor**	**01/25/2021**	**Approved by Governor 05/26/2021** **Hunt Priority Bill**

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska Hospital Association position: Monitor** **Nebraska Association of School Boards position: Follow** **Nebraska State Chamber position: Neutral**				**Approved by Governor on May 24, 2021** **Presented to Governor on May 19, 2021** **President/Speaker signed** **Passed on Final Reading 33-11-5** **Placed on Final Reading** **Moser AM1094 lost** **Moser AM1094 filed** **Advanced to Enrollment and Review for Engrossment** **Placed on Select File** **Advanced to Enrollment and Review Initial** **Placed on General File** **Hunt priority bill** **Notice of hearing for January 25, 2021** **Referred to Business and Labor Committee** **Date of introduction**
	Comments **2021 Standing** **Change provisions relating to good cause for voluntarily leaving employment under the Employment Security Law** **LB260 states that it is good cause for voluntarily leaving employment when an individual tries to preserve their work but leaves to care for a family member's serious health condition. AARP and ACLU supported this bill during the Business and Labor Committee hearing on January 25, and the Committee advanced the legislation with three abstaining votes (Gragert, Halloran, and B. Hansen). Once in the Select file, Senator Moser attempted to cap the benefits, but it failed, and the body placed onto Final reading on April 29.**				
LB261	(Linehan) Change provisions regarding grave markers for certain veterans **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.**		Government, Military and Veterans Affairs	02/11/2021	Approved by Governor 05/21/2021 Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 41-0-8 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for February 11, 2021 Cavanaugh, J. name added Geist name added Briese name added Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing				

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Change provisions regarding grave markers for certain veterans LB261 ensures that National Guard members receive a proper grave marker, no matter if they were state or federally activated. The Government, Military, and Veterans Affairs Committee advanced it unanimously after the hearing on February 11, and it was placed onto Final reading as introduced.				
LB263	(Briese) Require occupational board to issue certain credentials based on credentials or work experience in another jurisdiction		Government, Military and Veterans Affairs	02/03/2021	In Committee 01/13/2021
	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. **Nebraska Hospital Association position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Neutral** **Nebraska Association of Behavioral Health Organizations position: Monitor**				Sanders name added McCollister name withdrawn McCollister name added Notice of hearing for February 03, 2021 Pahls name added Murman name added Brandt name added Lowe name added Brewer name added Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB267	(McCollister) Change provisions relating to municipal counties		Government, Military and Veterans Affairs	02/04/2021	In Committee 01/14/2021
	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. **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.** **Nebraska Association of County Officials position: Watch**				Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
LB271	(Morfeld) Adopt the 24/7 Sobriety Program Act	Support	Judiciary	02/17/2021	Approved by Governor 05/26/2021 Speaker Priority Bill

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.

AM490 would add new language to Sections 5, 8, and 11. Section 5 would be amended to clarify that a 24/7 sobriety program permit could only be issued if the person'sbeen revoked pursuant to an administrative license revocation and the person is not otherwise ineligible; Section 8 would be amended to clarify that the state pretrial diversion plan for minor traffic violations does not apply to DUI offenses. This section would also be amended to provide that DUI offenses are dismissed twelve months after completion of pretrial diversion; Section 11 would be amended to clarify that only a person subject to administrative license revocation may apply for a 24/7 sobriety program permit.

AM1002 adopted on Select File clarified that being in a 24/7 program shall be ordered by court; that a court has the opportunity to use any technology to detect the use or presence of alcohol or methods of supervision; finally, the amendment ensures that the level of penalty mirrors violation of an interlock.

Nebraska County Attorneys Association Position: Support
Nebraska Association of County Officials position: Support Letter

Approved by Governor on May 24, 2021
Presented to Governor on May 19, 2021
President/Speaker signed
Passed on Final Reading 36-11-2
Dispensing of reading at large approved
Placed on Final Reading
Advanced to Enrollment and Review for Engrossment
Morfeld AM1002 adopted
Enrollment and Review ER59 adopted
Morfeld AM1002 filed
Enrollment and Review ER59 filed
Placed on Select File with ER59
Advanced to Enrollment and Review Initial
Morfeld AM853 pending
Judiciary AM490 pending
Judiciary AM490 adopted
Morfeld AM853 adopted
Morfeld AM853 filed
Hansen, M. name added
Speaker priority bill
Placed on General File with AM490
Judiciary AM490 filed
Notice of hearing for February 17, 2021
Referred to Judiciary Committee
Date of introduction

Comments

2021 Standing

As introduced on January 12, this bill authorizes counties to create 24/7 sobriety programs for DUI offenders in place of incarceration. During the hearing on February 17, the Lancaster County Public Defender's Office and National County Attorney's Association supported this new measure of accountability, while the Department of Motor Vehicles and Director of the Coalition of Ignition Interlock Manufacturers opposed its costs. Subsequently, the Judiciary Committee advanced it to General File with AM490. This language clarifies the bill's scope and consequences, limiting it to administrative license revocations and stating that DUI offenses are dismissed twelve months after pretrial diversion. Once the body adopted AM490 and Senator Morefeld's amendments on BAC testing and funding, the Legislature placed it on Final Reading April 29 where it was passed on a vote of 36-11-2 on May 19th, and was approved by the Governor on May 24th.

LB273	(Lowe) Change provisions relating to youth rehabilitation and treatment centers and provide for immediate changes of placement		Judiciary	01/28/2021	Approved by Governor 05/26/2021 Lowe Priority Bill

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.

Approved by Governor on May 24, 2021
Presented to Governor on May 19, 2021
President/Speaker signed

Document	Description	Position	Committee	Hearing Date	Status
	AM600 replaces the original bill. Section 1 would amend Sec. 28-934 to replace references to employees of specific YRTC with a general reference to employees of YRTC. Section 2 is new and would amend Sec. 43-403 to limit the definition of "emergency" to specific contexts. Section 3 and 4 would amend Sec. 43-407 and Sec. 43-408 and replace Section 2 of the original bill. Rather than allow OJS to transfer juveniles without court involvement, these sections would create a new process for an emergency hearing. The existing process for transferring a juvenile to an inpatient or subacute residential treatment facility or to another YRTC would stay in place. These sections would authorize OJS to file a motion for emergency change that must be heard by a court within 24 hours and allow the court to grant the temporary change pending the full hearing when it is in the best interests of the juvenile. Section 5 is similar to Section 3 in the original bill but would replace references to employees of specific YRTC with a general reference to employees of YRTC. Section 6 is similar to Section 4 in the original bill but would replace references to chief executive officers of specific YRTC with a general reference to chief executive officers of YRTC; Section 7 is similar to Section 5 in the original bill, but would clarify that the office of Public Counsel is required to conduct an annual review of any facility operated and utilized as a YRTC, without regard to its compliance with state law; Section 8 is similar to Section 6 in the original bill. This section would amend Sec. 83-107.01 but would not make a change to institution names. This section would continue to require a YRTC to operated and utilized in compliance with state law for it to be used for both genders after on July 1, 2021 on an emergency basis; Section 9 is similar to Section 7 in the original Nebraska Association of Behavioral Health Organizations position: Monitor				Cavanaugh, M. MO89 failed Cavanaugh, M. MO78 failed Cavanaugh, M. MO89 Bracket until June 10, 2021 filed Cavanaugh, M. MO78 Recommit to the Judiciary Committee filed Passed on Final Reading 40-0-9 Dispensing of reading at large approved Placed on Final Reading with ST18 Lowe AM1003 adopted Enrollment and Review ER39 adopted Advanced to Enrollment and Review for Engrossment Lowe AM1003 filed Enrollment and Review ER39 filed Placed on Select File with ER39 Judiciary AM600 adopted Advanced to Enrollment and Review Initial Placed on General File with AM600 Judiciary AM600 filed Lowe priority bill Notice of hearing for January 28, 2021 Referred to Judiciary Committee Date of introduction

Comments

2021 Standing

Change provisions relating to youth rehabilitation and treatment centers and provide for emergency changes of placement

LB273 expands the options for transferring individuals between youth rehabilitation centers passed just the YRTC in Geneva and Kearney. After the January 28 hearing, where DHHS and FOP88 supported it, and the National Criminal Defense Attorneys Association opposed it, the Judiciary Committee advanced the legislation with AM600. This Amendment replaced the bill.

Other than replacing specific references, AM600 does two things. First, it authorizes the office of Public Counsel to conduct an annual review of these facilities. Second, it creates a new process for an emergency hearing when the existing transfers do not involve the courts. The Legislature adopted these changes on March 29, and once they approved Senator Lowe's clarifications to the motions process, the body placed it onto Final Reading May 4.

LB274	(Lowe) Provide for taxation of ready-to-drink cocktails, the sale of mixed alcoholic beverages by certain retailers and farm wineries, and promotional farmers market special designated licenses under the Nebraska Liquor Control Act		General Affairs	02/08/2021	Approved by Governor (E-Clause) 05/26/2021 General Affairs Priority Bill

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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. The General Affairs Committee advanced LB274 with COMAM427 which included two additional bills, as amended by the Committee: LB72 and LB578. LB72 was amended by AM14 and amended into LB 274 by Committee Amendment AM427. LB72 is a bill brought by Senator Geist to allow the sale of mixed drinks or cocktails for consumption off the premises, as is currently allowed by Executive Order 20-09. This bill would make this policy permanent for those holding a Class C or a Class I liquor license. These pre-made cocktails and other alcoholic beverages must be sold in a sealed, tamper-evident container, and not partially consumed, for consumption off the premises of the liquor license holder, meaning to-go or take-out. AM14 provides Farm Winery licenses be included with the bill to afford these license holders the same options to sell to-go drinks in sealed containers as the other two licenses listed in the original bill. LB 578 was amended by AM 314 and amended into LB 274 by Committee Amendment AM427. LB 578 creates a new statutory category of alcoholic beverage, the ready-to-drink cocktail. The definition of ready-to-drink cocktail means a beverage containing spirits in an original package which contains twelve and one-half percent or less alcohol by volume. Currently, Nebraska taxes these as distilled spirits, at a rate of $3.75 per gallon. LB 578 proposes to tax ready-to-drink cocktails at thirty-one cents ($0.31) per gallon, separating them from the distilled spirits category and tax rate. AM 314 replaces LB 578 and sets the excise tax rate on ready-to-drink cocktails at ninety-five cents ($0.95) per gallon. It adds the term "confection" to the definition of ready-to-drink cocktails, and it also provides authority for the Liquor Control Commission to adopt and promulgate rules and regulations pertaining to the production and sale of ready-to-drink cocktails as is necessary. AM427 also attaches an emergency clause in Section 18. Several amendments to the bill were adopted on Select File. AM870 would increase the threshold for microdistillers from the current statutory limit of 10,000 gallons to 100,000 gallons. Lowes AM667 is the compromise amendment that would allow for drive through purchases of alcoholic beverages after the end of the pandemic. Geist's AM668 was a compomise amendment with Senator John Cavanaugh on those locations allowing for to-go cocktails. The retailer would have to notify the commission at time of renewal of their license. On Final Reading, Senator John Lowe returned LB274 to Select File for AM1071 that was an agreed-to amendment that made the effective date of July 1, 2021 for the new taxation rate of ready-to-drink cocktails. Nebraska Association of County Officials position: Watch Nebraska Liquor Control Commission postion: Support League of Nebraska Municipalities postion: Support				Provisions/portions of LB295 amended into LB274 by AM667 Provisions/portions of LB72 amended into LB274 by AM427 Provisions/portions of LB415 amended into LB274 by AM870 Provisions/portions of LB578 amended into LB274 by AM427 Approved by Governor on May 26, 2021 Presented to Governor on May 20, 2021 President/Speaker signed Passed on Final Reading with Emergency Clause 45-0-4 Dispensing of reading at large approved Placed on Final Reading Second Advanced to Enrollment and Review for Reengrossment Returned to Select File for specific amendment Lowe AM1071 adopted Lowe AM1071 filed Placed on Final Reading with ST6 Groene AM870 filed Advanced to Enrollment and Review for Engrossment Groene AM870 adopted Hilkemann AM646 withdrawn Hilkemann AM646 pending Lowe AM667 adopted Enrollment and Review ER18 adopted Geist AM668 adopted Lowe AM667 filed Geist AM668 filed Hilkemann AM646 filed Enrollment and Review ER18 filed Placed on Select File with ER18 Hilkemann MO12 failed General Affairs AM427 adopted Hilkemann FA4 filed Cavanaugh, J. AM479 withdrawn Hilkemann MO12 Recommit to Committee filed Advanced to Enrollment and Review Initial Hilkemann FA4 lost Wishart AM475 filed Cavanaugh, J. AM479 filed Wishart AM475 withdrawn

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Placed on General File with AM427 **General Affairs AM427 filed** **General Affairs priority bill** **Notice of hearing for February 08, 2021** **Referred to General Affairs Committee** **Brewer name added** **Date of introduction**

Amended Bills: LB72, LB295, LB415, LB578

Comments

2021 Standing

Provide for taxation of ready-to-drink cocktails, the sale of mixed alcoholic beverages by certain retailers and farm wineries, and promotional farmers market special designated licenses under the Nebraska Liquor Control Act

On its own, LB274 authorizes the commission to designate farmers' market special licenses to a craft brewery, micro-distillery, or farm winery. However, after broad support from counties, brewers, wineries, and liquor whole-sellers, the General Affairs Committee advanced the bill with AM427 on March 4, including two additional bills: LB72 and LB578.

LB72 allows for the sale of pre-made alcoholic drinks off the premises of a Farm Winery or liquor license holder.

LB 578 creates a new statutory category for alcoholic beverages, the ready-to-drink cocktail, which separates those products from the distilled spirits tax rate.

Though General Affairs clarified powers and definitions in these respective bills, many Senators filed amendments during Select File. The Legislature adopted three of them, including location specifications, an increased threshold for microdistillers, and an allowance for drive-through purchases post-pandemic. Then, after Senator Lowe codifies the operative dates of these changes with AM1071, the new LB274 went to Enrollment and Review on May 13.

Document	Description	Position	Committee	Hearing Date	Status
LB281	(Albrecht) Require child sexual abuse prevention instructional programs for school students and staff		Education	02/23/2021	Select File 03/24/2021 Albrecht Priority Bill Enrollment and Review ER26 filed Placed on Select File with ER26 Bostelman name added Advanced to Enrollment and Review Initial Hunt AM735 filed Hunt AM735 lost Pahls AM736 withdrawn Pahls AM736 filed Education AM298 adopted Placed on General File with AM298 Education AM298 filed Albrecht priority bill Notice of hearing for February 23, 2021 Referred to Education Committee Date of introduction

Each school district would adopt a child sexual abuse prevention instructional program for students in kindergarten through grade fice 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.

The committee amendment becomes the bill. The changes from LB281 are noted below. All other provisions from LB281 are included in the committee amendment. Removes "instructional" from the phrase "child sexual abuse prevention instructional program". Changes the grade levels such programs shall be implemented in from kindergarten through grade five to kindergarten through grade twelve. Requires the curriculum to be evidence based. References 79-879 when the act refers to grooming. Adds Sec. 2. to require training to be provided within the framework of existing training programs offered by the State Department of Education. The department is required to develop a list of approved training materials for the program. Allows the department to adopt and promulgate rules and regulations to carry out this section.

Nebraska Association of School Boards position: Oppose
Nebraska Association of Behavioral Health Organizations position: Monitor
Nebraska Child Health & Education Alliance: Monitor
Nebraska State Education Association position: Support

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB284	(Cavanaugh, M.) Provide requirements regarding federal funds under the Governor's Emergency Program		Government, Military and Veterans Affairs	02/26/2021	In Committee 01/14/2021
	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. **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor**				Notice of hearing for February 26, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB290	(Cavanaugh, M.) Adopt the Paid Family and Medical Leave Insurance Act		Business and Labor	02/08/2021	General File 04/13/2021
	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. **Nebraska Hospital Association position: Monitor** **Nebraska State Chamber position: Oppose** **Nebraska Association of County Officials position: Watch** **AARP Nebraska position: Support** **ACLU of Nebraska position: Support** **Womens Fund of Omaha position: Support** **Nebraska Appleseed position: Support** **Nebraska State AFL-CIO position: Support** **Arc of Nebraska position: Support** **Nebraska State Education Association position: Support** **Voices for Children position: Support** **Lincoln Young Professionals Group position: Support** **Nebraska Department of Labor position: Oppose** **Lincoln Chamber of Commerce position: Oppose** **Omaha Chamber of Commerce position: Oppose** **Nebraska Bankers Association position: Oppose** **Lincoln Independant Business Association position: Oppose** **Nebraska Retail Federation position: Oppose** **Nebraska Restaurant Association position: Oppose**				Placed on General File Notice of hearing for February 08, 2021 Referred to Business and Labor Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Federation of Independant Business position: Oppose **Nebraska Insurance Federation position: Oppose**				
	Comments 2021 Standing: Advanced by a narrow margin by the Business and Labor Committee (4-3) on April 13th, the bill did was not named a priority measure during the 2021 session ad will carryover to the 2022 session. The measure faced opposition during its hearing by the Nebraska Department of Labor, as well as local chambers of commerce, and industry associations. Should the measure be prioritized and considered in 2022 it would likely face considerable debate given the opposition.				
LB291	(Friesen) Change provisions relating to property tax protests		Revenue	02/17/2021	Approved by Governor 05/21/2021
	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. **Senator Friesen's AM1023 allows for counties to utilize their own form as long as said form captures the same information as required under the underlying bill.** **Nebraska Association of County Officials position: Support**				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Cavanaugh, M. MO80 Recommit to the Revenue Committee filed Passed on Final Reading 32-1-16 Cavanaugh, M. MO80 withdrawn Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Friesen AM1023 adopted Advanced to Enrollment and Review Initial Friesen AM1023 filed Placed on General File Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction
	Comments 2021 Standing Change provisions relating to property tax protests Introduced at the request of the Nebraska Association of County Officials, this bill requires the protestor to offer a new land value when returning the prescribed form. The bill advanced untouched through the Revenue Committee, after which Senator Friesen added AM1023, allowing counties to utilize their own form as long as it captures the same information. The body approved these changes on April 21 and then sent it to Final Reading on April 28.				
LB292	(Friesen) Change provisions relating to partial payments of property taxes		Revenue	02/17/2021	General File 03/25/2021
	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. **Nebraska Association of County Officials position: Oppose**				Placed on General File with AM601 Revenue AM601 filed Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction
LB294	(Flood) Exempt certain agency deputy directors and legal counsel from the State Personnel System		Government, Military and Veterans Affairs	01/28/2021	General File 03/09/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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.				Placed on General File Notice of hearing for January 28, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB302	(Hansen, M.) Change provisions relating to administrative license revocation and reinstatement under the Motor Vehicle Operator's License Act		Transportation and Telecommunications	01/25/2021	Approved by Governor 05/26/2021
	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). Nebraska County Attorneys Association Position: Support				Approved by Governor on May 24, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 46-0-3 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Enrollment and Review ER13 adopted Enrollment and Review ER13 filed Placed on Select File with ER13 Transportation and Telecommunications AM49 adopted Advanced to Enrollment and Review Initial Transportation and Telecommunications AM49 filed Placed on General File with AM49 Notice of hearing for January 25, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Comments 2021 Standing Change provisions relating to administrative license revocation and reinstatement under the Motor Vehicle Operator's License Act After the Transportation and Telecommunications Committee included municipalities in LB302's clarifications, they advanced it unanimously to the General File. The Legislature adopted said language on February 16, and the body placed it on Final reading March 9. The law now specifies that a person can have their license reinstated if the prosecutor who filed DUI charges against them dismisses the case.				
LB303	(Hansen, M.) Provide a budget limitation exception as prescribed		Government, Military and Veterans Affairs	02/04/2021	In Committee 01/14/2021
	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. Nebraska Association of County Officials position: Support League of Nebraska Municipalities position: Support				Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB304	(Hansen, M.) Appropriate funds to the Nebraska Commission on Law Enforcement and Criminal Justice	Support Letter	Appropriations	02/18/2021	In Committee 01/14/2021
	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. Omaha Police Officers Association/Fraternal Order of Police position: Support Nebraska Association of County Officials position: Watch				Provisions/portions of LB304 amended into LB380 by AM393 Notice of hearing for February 18, 2021 Referred to Appropriations Committee Date of introduction
LB307	(Pansing Brooks) Change provisions relating to transfer of a case to juvenile court and appointment of counsel for juveniles		Judiciary	01/28/2021	Approved by Governor 05/26/2021 Pansing Brooks Priority Bill
	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. AM273 would delete the requirement that the prosecutor waive out-of-home placement. Nebraska County Attorneys Association Position: Oppose Nebraska Association of County Officials position: Oppose				Provisions/portions of LB354 amended into LB307 by AM1081 Approved by Governor on May 24, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 29-6-14 Placed on Final Reading with ST17 Advanced to Enrollment and Review for Engrossment Lathrop AM1081 adopted Hilgers FA39 filed Groene AM1161 withdrawn Geist AM1108 adopted Hilgers FA39 adopted Lathrop AM1081 filed Groene AM1161 filed Placed on Select File Hansen, M. name added Advanced to Enrollment and Review Initial Groene AM898 withdrawn Judiciary AM273 adopted Flood AM882 withdrawn Groene AM898 filed Flood AM882 filed Pansing Brooks priority bill Judiciary AM273 filed Placed on General File with AM273 Notice of hearing for January 28, 2021 Referred to Judiciary Committee Date of introduction

Amended Bills: LB354

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Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status

Comments

2021 Standing

Change provisions relating to appointment of counsel for juveniles
Though juveniles can waive their right to counsel, this bill states that the court must be satisfied that the person made this choice intelligently, providing a system for kids to consult with such counsel. After the January 28 hearing, which showed support from public defenders and opposition from county officials, The Judiciary Committee advanced it 5-0-2 with AM273. This amendment deleted the requirement that prosecutors waive out-of-home placement.

Then, after the Legislature adopted this language on April 9, the body adopted two more changes. First, Senator Geist's 1108 strikes the financial costs to counties with less than fifty thousand residents, and second, 1081 allows thirty days to transfer a case to juvenile court. LB307 went to the Final reading on May 4.

LB308	(Pansing Brooks) Provide grants for juvenile indigent legal defense		Judiciary	01/28/2021	In Committee 01/14/2021

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.

Notice of hearing for January 28, 2021
Referred to Judiciary Committee
Date of introduction

Nebraska Association of County Officials position: Oppose

LB310	(Clements) Change inheritance tax rates and exemption amounts	Oppose Testimony	Revenue	02/18/2021	General File 03/15/2021

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.

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.

Hansen, B. name added
Revenue AM635 filed
Placed on General File with AM635
Albrecht name added
Notice of hearing for February 18, 2021
McCollister name added
Referred to Revenue Committee
Brewer name added
Date of introduction

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
	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. **Douglas County Board of Commissioners position: Bill of High Concern** **Nebraska Association of County Officials position: Oppose** **Comments** 2021 Standing: Introduced by Senator Clements following his interim work focusing on opposition to the tax, LB310 was advanced to General File along with committee amendment AM635. The measure was opposed by a large number of counties, while being supported only by the Platte Institute and the Clements family. AM635, which will carryover with the bill to the 2022 session changes the exemption amount from $40,000 to $100,000 while keeping the rate at 1%. The amendment then sets levels of beneficiaries as well as age limits for those that would be required to pay the tax. The bill was not given further consideration after not gaining a priority status and will carryover on General File. We believe that the inheritance tax will be part of the conversations by committee members as they examine the Nebraska tax structure over the 2021 interim. The tax would also be struck by Senator Erdman's consumption tax, which failed during debate in the body, after which Senator Erdman has stated that a push to possibly put the measure on the ballot could be coming in 2022.				
LB313	(Sanders) Change provisions relating to late applications for homestead exemptions	Support Letter	Revenue	02/11/2021	Approved by Governor 05/21/2021
	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. **The Committee advanced LB313 with AM367. The amendment does the following: It extends the late application date from the date on which the first half of the real estate taxes levied on the property for the current year become delinquent to June 30th in the year they become delinquent; If the Tax Commissioner approves a late application after any of the real estate taxes in question become delinquent, such delinquency and any interest associated with the amount of the approved exemption shall be removed from the tax rolls of the county within thirty days after the county assessor receives notice from the Tax Commissioner of the approved exemption; On page 3, lines 12 through 24, strike the new matter and reinstate the stricken matter** **Douglas County Board of Commissioners position: Support** **Nebraska Association of County Officials position: Support** **Sarpy County Board position: Support** **AARP Nebraska position: Support** **Comments**				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Cavanaugh, M. MO81 Recommit to the Revenue Committee filed Passed on Final Reading 40-0-9 Cavanaugh, M. MO81 withdrawn Placed on Final Reading Enrollment and Review ER70 adopted Advanced to Enrollment and Review for Engrossment Placed on Select File with ER70 Enrollment and Review ER70 filed Placed on General File with AM367 Revenue AM367 filed Notice of hearing for February 11, 2021 Referred to Revenue Committee Date of introduction

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status

2021 Standing

Change provisions relating to late applications for homestead exemptions

Per the Sarpy County Board of Commissioners' request, the bill allows an owner to file a late for homestead exemptions. The legislation held support from NACO and Douglas and Sarpy counties during the Revenue Committee hearing on February 11, and the committee advanced it unanimously on March 15 with AM367. This amendment not only extends the late application date for certain delinquencies, but it also states that counties will remove such delinquencies from the tax rolls within thirty days of the county assessor's notice. The Legislature adopted that change on April 26, and the new bill went to Final Reading on May 12.

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	Monitor	Judiciary	02/18/2021	In Committee 01/15/2021

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.

Notice of hearing for February 18, 2021
Referred to Judiciary Committee
Date of introduction

Omaha Police Officers Association/Fraternal Order of Police position: Neutral
Nebraska Association of County Officials position: Support Letter

LB329	(Wayne) Change provisions relating to taxes imposed on the average wholesale price of gasoline	Support Letter	Revenue	03/04/2021	In Committee 01/15/2021

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.

Wayne AM411 filed
Notice of hearing for March 04, 2021
Referred to Revenue Committee
Date of introduction

Nebraska Association of County Officials position: Support Letter
League of Nebraska Municipalities position: Support

Comments

2021 Standing:

The bill remains held in committee, and will carryover to the 2022 session.

LB330	(Wayne) Raise the jurisdictional age limit for juvenile court to age twenty-one for certain purposes	Monitor	Judiciary	01/28/2021	In Committee 01/15/2021

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska County Attorneys Association Position: Oppose**				Notice of hearing for January 28, 2021 Referred to Judiciary Committee Date of introduction
LB331	(Wayne) Prohibit contractual criminal enforcement of certain offenses related to animals		Judiciary	03/04/2021	In Committee 01/15/2021
	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. **Omaha Police Officers Association/Fraternal Order of Police position: Neutral** **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Oppose through Testimony** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Notice of hearing for March 04, 2021 Referred to Judiciary Committee Date of introduction
LB333	(Wayne) Change provisions relating to possession of an electronic communications device in Department of Correctional Services facilities		Judiciary	02/11/2021	General File 03/04/2021
	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.				Judiciary AM345 filed Placed on General File with AM345 Notice of hearing for February 11, 2021 Referred to Judiciary Committee Date of introduction
LB335	(Flood) Require announcement of the average cost of incarceration at sentencing for sentences served at the Department of Correctional Services	Monitor	Judiciary	02/10/2021	In Committee 01/15/2021
	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.				Notice of hearing for February 10, 2021 McKinney name added Referred to Judiciary Committee Date of introduction
LB339	(Bostelman) Require a utility coordination plan for certain highway and bridge contracts	Oppose Testimony	Transportation and Telecommunications	02/16/2021	In Committee 01/15/2021
	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. **Nebraska Association of County Officials position: Oppose** **Comments**				Notice of hearing for February 16, 2021 Notice of hearing for January 26, 2021 (cancel) Notice of hearing for January 26, 2021 Referred to Transportation and Telecommunications Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB348	**(Morfeld) Change provisions relating to succession to real property by affidavit** **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.**		**Judiciary**	**02/04/2021**	**In Committee 01/15/2021** **Provisions/portions of LB348 amended into LB501 by AM526** **Notice of hearing for February 04, 2021** **Referred to Judiciary Committee** **Date of introduction**
LB349	(McKinney) Create El-Hajj Malik El-Shabazz, Malcolm X Day and establish a holiday **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.**		Government, Military and Veterans Affairs	03/03/2021	In Committee 01/15/2021 Notice of hearing for March 03, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB352	(Lathrop) Change the amounts of certain court fees **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).** **Nebraska Association of County Officials position: Support Letter**		Judiciary	02/11/2021	General File 03/10/2021 Judiciary AM535 filed Placed on General File with AM535 Notice of hearing for February 11, 2021 Referred to Judiciary Committee Date of introduction
LB353	(Lathrop) Appropriate funds to the Department of Correctional Services for a community corrections facility **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.** **Nebraska County Attorneys Association Position: Support**		Appropriations	02/18/2021	In Committee 01/15/2021 Notice of hearing for February 18, 2021 Referred to Appropriations Committee Date of introduction
LB354	**(Lathrop) Require courts to issue decisions on motions to transfer jurisdiction in cases involving juveniles within thirty days after hearing** **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.** **Nebraska County Attorneys Association Position: Support**		**Judiciary**	**01/28/2021**	**IPP (Killed) 05/27/2021** **Indefinitely postponed** **Motion to suspend rules to indefinitely postpone prevailed** **Provisions/portions of LB354 amended into LB307 by AM1081** **Motion to suspend rules to indefinitely postpone filed** **Pansing Brooks name added**

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Placed on General File **Notice of hearing for January 28, 2021** **Referred to Judiciary Committee** **Date of introduction**
LB355	(Lathrop) Change provisions relating to county judges, clerk magistrates, and civil procedure		Judiciary	02/25/2021	Approved by Governor 05/21/2021
	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.				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 38-0-11 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for February 25, 2021 Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing Change provisions relating to county judges, clerk magistrates, and civil procedure Per the State Court Administrator's office review, LB 355 updates existing language, the civil procedure will serve a summons within three days, excluding nonjudicial days. The bill advanced through committee untouched, and the Legislature placed it on to the final reading on April 28.				
LB357	(Hunt) Create the Nebraska Youth in Care Bill of Rights		Judiciary	01/28/2021	General File 03/12/2021
	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. **Nebraska Association of County Officials position: Watch**				Judiciary AM54 filed Placed on General File with AM54 Notice of hearing for January 28, 2021 Referred to Judiciary Committee Date of introduction
	Comments 2021 Standing: Placed on General File on March 12th along with a pending Judiciary Committee amendment (AM54), the bill was not designated a priority bill during the 2021 session and will carryover to the 2022 session on General File. AM54 changes the definition of "child" under the act, requires a caseworker to discuss the child's rights during home visits along with other previsions. The bill was supported by Nebraska Appleseed, the Nebraska Children's Commission and did not receive any in-person opponent testimony.				
LB362	(Halloran) Change provisions relating to ballots for early voting under the Election Act		Government, Military and Veterans Affairs	02/05/2021	In Committee 01/15/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska Association of County Officials position: Watch**				Notice of hearing for February 05, 2021 Referred to Government, Military and Veterans Affairs Committee Brewer name added Date of introduction
LB368	(Sanders) Provide the Auditor of Public Accounts enforcement powers for failure of political subdivisions to file reports		Government, Military and Veterans Affairs	01/29/2021	Approved by Governor 03/31/2021
	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. **Nebraska Association of County Officials position: Watch** **Nebraska State Education Association position: Neutral**				Approved by Governor on March 31, 2021 B. Hansen explanation of vote Presented to Governor on March 25, 2021 President/Speaker signed Passed on Final Reading 46-0-3 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Government, Military and Veterans Affairs AM66 adopted Advanced to Enrollment and Review Initial Placed on General File with AM66 Government, Military and Veterans Affairs AM66 filed Notice of hearing for January 29, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: If a political subdivision is required to file a report with the Auditor of Public Accounts fails to file it by the due date, the Auditor can now assess a late fee. After eliminating the bill's redundant language with AM66, the Government, Military, and Veteran Affairs Committee advanced it unanimously on January 29. The Legislature then adopted the amendment with zero resistance, and the Final Reading passed 46-0-3 on March 25. The Governor approved it on March 31.				
LB369	(Sanders) Provide the Auditor of Public Accounts access to working papers and audit files		Government, Military and Veterans Affairs	01/29/2021	Approved by Governor 03/31/2021
	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.				Approved by Governor on March 31, 2021 B. Hansen explanation of vote Presented to Governor on March 25, 2021 President/Speaker signed Passed on Final Reading 46-0-3 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Government, Military and Veterans Affairs AM67 adopted

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Association of County Officials position: Watch				Advanced to Enrollment and Review Initial Government, Military and Veterans Affairs AM67 filed Placed on General File with AM67 Notice of hearing for January 29, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing Provide the Auditor of Public Accounts access to working papers and audit files In addition to LB368's late fees, LB369 gives The Auditor of Public Accounts unrestricted access to the working papers and audit files involving a report sent to their office. On the same day as its companion, the Government, Military, and Veteran's Affairs advanced LB369 unanimously with the State Auditor's support, eliminating redundant language with AM67. The Legislature adopted the amendment on March 10, and the bill passed its Final Reading 46-0-3. The Governor approved it on March 25.				
LB370	(Sanders) Adopt the Personal Privacy Protection Act		Judiciary	03/11/2021	In Committee 01/15/2021
	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. **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Unstated**				Notice of hearing for March 11, 2021 Referred to Judiciary Committee Date of introduction
LB371	(Aguilar) Provide for games of chance under the Nebraska Racetrack Gaming Act at state, district, and county fair locations		General Affairs	02/01/2021	Approved by Governor 04/21/2021 Aguilar Priority Bill
	This bill would provide for games of chance under the Nebraska Racetrack Gaming Act at state, district, and county fair locations.				Approved by Governor on April 21, 2021 Blood explanation of vote Day explanation of vote Presented to Governor on April 15, 2021 President/Speaker signed Passed on Final Reading 35-7-7 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Blood name added Wayne name added

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Advanced to Enrollment and Review Initial Aguilar priority bill Placed on General File Notice of hearing for February 01, 2021 Referred to General Affairs Committee Date of introduction

Comments

2021 Standing

Provide for games of chance under the Nebraska Racetrack Gaming Act at state, district, and county fair locations

This bill authorizes games of chance at state, district, and county fairs. Fonner Park and the Grand Island Chamber of Commerce supported it during the February 1 hearing, and the General Affairs Committee advanced it with one nay vote (Senator Lowe) on March 1. Aguilar then prioritized the bill, as it moved through Select File with steady opposition from Lowe, Geist, Hilgers, Clements, and Albrecht. Then, at the Final Reading on April 15, it passed 35-7-7, and the Governor approved it on April 21.

LB377	(DeBoer) Change inheritance tax provisions		Revenue	02/18/2021	General File 03/12/2021
	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.				Placed on General File Notice of hearing for February 18, 2021 Referred to Revenue Committee Date of introduction
	Nebraska Association of County Officials position: Watch Letter				
LB379	**(Hilgers) Provide, change, and eliminate provisions relating to appropriations**	**Monitor**	**Appropriations**	**02/05/2021**	**Passed with E-Clause 04/20/2021**
	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 budge and to keep departments whole. It also allows for dollars to be spent on new projects needed before June 30, 2021.				**Provisions/portions of LB365 amended into LB379 by AM392** **Presented to Governor on April 20, 2021** **President/Speaker signed** **Dispensing of reading at large approved** **Passed on Final Reading with Emergency Clause 47-0-2** **Placed on Final Reading with ST9** **Advanced to Enrollment and Review for Engrossment** **Enrollment and Review ER52 adopted** **Cavanaugh, M. MO32 Bracket until April 15, 2021 filed** **Cavanaugh, M. MO32 failed** **Enrollment and Review ER52 filed** **Placed on Select File with ER52** **Appropriations AM392 adopted** **Advanced to Enrollment and Review Initial** **Placed on General File with AM392** **Appropriations AM392 filed** **Notice of hearing for February 05, 2021**

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
					Referred to Appropriations Committee Date of introduction
	Amended Bills: LB365				
	Comments 2021 Standing Provide, change, and eliminate provisions relating to appropriations This bill encapsulates all the spending that must pass by June 30, 2020, to preserve a balanced budget. Most of these funds involve the CARES Act, property taxes, and the cash fund, but it also involves the funding of new projects needed before June 30, 2021, specifically regarding the State Racing Commission. Initially, the Appropriations amendment passed with two abstaining votes on April 8. Then, on April 13, a motion to bracket the bill until April 15 failed, and the bill passed with an emergency clause 47-0-2. The Governor approved it on April 26.				
LB380	(Hilgers) Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023	Monitor	Appropriations	02/05/2021	Passed with E-Clause 04/20/2021
	Part of the bienneial budget package, this is the mainline appropriations bill for 2021-23. All programatic spending will be housed in this bill. Nebraska Hospital Association position: Monitor Nebraska State Education Association position: Neutral Nebraska Association of Behavioral Health Organizations position: Support Nebraska Economic Developers Association position: Monitor Nebraska Child Health & Education Alliance: Monitor				Provisions/portions of LB526 amended into LB380 by AM393 Provisions/portions of LB391 amended into LB380 by AM393 Provisions/portions of LB342 amended into LB380 by AM393 Provisions/portions of LB304 amended into LB380 by AM393 Provisions/portions of LB264 amended into LB380 by AM393 Provisions/portions of LB208 amended into LB380 by AM393 Provisions/portions of LB192 amended into LB380 by AM393 Provisions/portions of LB141 amended into LB380 by AM393 Provisions/portions of LB27 amended into LB380 by AM393 Provisions/portions of LB456 amended into LB388 by AM530 Provisions/portions of LB671 amended into LB380 by AM393 Provisions/portions of LB662 amended into LB380 by AM393 Provisions/portions of LB646 amended into LB380 by AM393 Provisions/portions of LB585 amended into LB380 by AM393 Provisions/portions of LB493 amended into LB380 by AM393 Provisions/portions of LB469 amended into LB380 by AM393

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
					Provisions/portions of LB449 amended into LB380 by AM393
					Provisions/portions of LB426 amended into LB380 by AM393
					Provisions/portions of LB421 amended into LB380 by AM393
					Presented to Governor on April 20, 2021
					President/Speaker signed
					Passed on Final Reading with Emergency Clause 47-0-2
					Dispensing of reading at large approved
					Placed on Final Reading
					Advanced to Enrollment and Review for Engrossment
					Cavanaugh, M. AM952 lost
					Cavanaugh, M. AM952 filed
					Wayne AM940 filed
					Wayne AM938 withdrawn
					Wayne AM957 withdrawn
					Wayne AM940 withdrawn
					Wayne AM957 filed
					Arch AM968 adopted
					Wishart AM963 filed
					McKinney AM967 filed
					Arch AM968 filed
					Groene AM961 lost
					Wishart AM963 adopted
					McKinney AM967 adopted
					Stinner AM946 adopted
					Groene AM961 filed
					Enrollment and Review ER56 adopted
					Stinner AM946 filed
					Wayne AM938 filed
					Placed on Select File with ER56
					Enrollment and Review ER56 filed
					Appropriations AM393 adopted
					Advanced to Enrollment and Review Initial
					Flood AM890 withdrawn
					Cavanaugh, M. MO20 failed
					Flood AM890 filed
					Cavanaugh, M. MO19 Bracket until May 4, 2021 filed
					Cavanaugh, M. MO20 Reconsider the vote on MO19 filed
					Cavanaugh, M. MO19 failed

Document	Description	Position	Committee	Hearing Date	Status
					Cavanaugh, M. AM896 withdrawn **Flood AM891 adopted** **Flood AM891 filed** **Cavanaugh, M. AM896 pending** **Appropriations AM393 pending** **Cavanaugh, M. AM896 filed** **Appropriations AM393 filed** **Placed on General File with AM393** **Notice of hearing for February 05, 2021** **Referred to Appropriations Committee** **Date of introduction**

Amended Bills: LB27, LB141, LB192, LB208, LB264, LB304, LB342, LB391, LB421, LB426, LB449, LB456, LB469, LB493, LB526, LB585, LB646, LB662, LB671

Comments

2021 Standing

Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023

Of all the components in the budget package, LB380 is where all programmatic spending goes for 2021-23. In the original budget proposal, the Appropriations Committee identified key funding areas: juvenile care, property tax relief, job training, career scholarships, and attracting a Space Force base. After transferring dollars to fund these purposes, the Committee stated it had 211 million left over for specific initiatives, and they placed it on the General file on April 1.

Once this happened, five specific amendments were adopted, the first being an increase in General funds towards the Art Council. Despite a motion to bracket the bill until May 4, that amendment was approved on April 8. Then, on April 13, the four other amendments came to be, focusing on: Federal funds to the Department of Insurance, Cash funds to the Hemp Commission, General Funds to prison overcrowding and Capitol construction, state aid to the Department of Economic Development, and how much DHHS can accommodate child welfare services. In sum, LB380 passed its Final Reading 47-0-2 on April 20 with an emergency clause, and the governor approved it on April 26.

LB394	(Morfeld) Adopt the Public Health Emergency Housing Protection Act and change deadlines for trials in actions for possession and forcible entry and detainer		Judiciary	02/04/2021	In Committee 01/20/2021

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.

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)

Notice of hearing for February 04, 2021
Referred to Judiciary Committee
Hansen, M. name added
Date of introduction

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **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.** **Nebraska Association of County Officials position: Conditional**				
LB404	(Lowe) Change permit and renewal time periods under the Concealed Handgun Permit Act **Regarding the Concealed Handgun Permit Act, permit and renewal time periods would be 10 years (no longer 5).**		Judiciary	03/03/2021	In Committee 01/20/2021 Notice of hearing for March 03, 2021 Referred to Judiciary Committee Aguilar name added Date of introduction
LB405	(Lowe) Change provisions relating to village boards of trustees **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.**		Urban Affairs	02/02/2021	Approved by Governor 04/20/2021 Approved by Governor on April 16, 2021 Presented to Governor on April 12, 2021 President/Speaker signed Passed on Final Reading 46-0-3 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Enrollment and Review ER35 adopted Placed on Select File with ER35 Enrollment and Review ER35 filed Advanced to Enrollment and Review Initial Placed on General File Notice of hearing for February 02, 2021 Referred to Urban Affairs Committee Date of introduction
	Comments 2021 Standing Change provisions relating to village boards of trustees Introduced at the request of the League of Nebraska Municipalities on January 14, this bill clarifies when a village board of trustees can receive compensation for performing work on behalf of the village. Urban Affairs unanimously placed it on to General File February 18, and it passed its Final Reading 46-0-3, receiving the Governor's approval on April 20.				
LB407	(McDonnell) Include certain county correctional officers in provisions governing mental injuries and mental illnesses under the Nebraska Workers' Compensation Act	Neutral	Business and Labor	02/01/2021	Approved by Governor 05/21/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Douglas County Board of Commissioners position: Bill of Concern** **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor**				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 40-0-9 Placed on Final Reading with ST20 McDonnell AM1282 adopted Advanced to Enrollment and Review for Engrossment Enrollment and Review ER82 adopted McDonnell AM1282 filed Placed on Select File with ER82 Enrollment and Review ER82 filed Advanced to Enrollment and Review Initial Wayne name added Placed on General File Hunt name added Blood name added Notice of hearing for February 01, 2021 Referred to Business and Labor Committee Date of introduction
	Comments 2021 Standing Both police and trial attorneys supported this effort during the Business and Labor Committee hearing on February 1, and they advanced it unanimously soon after, on February 11. Once Senator McDonnell specified language during Select File, the bill went to Final reading on May 12, and was approved by the Governor on May 21st, 2021 after being passed by the legislature on Final Reading with a vote of 40-0-9.				
LB408	(Briese) Adopt the Property Tax Request Act	Oppose	Revenue	01/27/2021	General File 03/02/2021 Geist Priority Bill
	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. **The Committee Amendment becomes the bill. The changes from LB408, as introduced are noted below. All other provisions from LB408 are included in the Committee Amendment. Section 4 (Page 4, Lines 19-31 through Page 6, Lines 1-14) that a political subdivision's property tax request in any year shall not exceed its request authority. Request authority shall be equal to the political subdivision's tax request from the prior year multiplied by 103%.**				Blood AM616 filed Hilkemann AM1078 filed Blood AM619 filed DeBoer AM746 filed DeBoer AM1037 filed Hunt AM1076 filed Hunt AM1061 filed Friesen AM1089 filed Briese MO45 failed Morfeld MO43 Recommit to the Revenue Committee filed Briese MO45 Invoke cloture pursuant to Rule 7, Section 10 filed Hansen, M. MO44 Bracket until June 10, 2021 filed Blood MO42 withdrawn

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	By a majority vote of a political subdivision's governing board, the political subdivision may exceed the 3% limit for no more than 2 consecutive years. If this situation occurs, the property tax request of the political subdivision shall be reduced to ensure the increase in the property tax request does not exceed 9% over a 3-year period. The 3-year period will be measured using the year when the political subdivision exceeds the 3% limit as the first year. If the vote to exceed the 3% limit is for 2 consecutive years, the 3-year period shall be measured twice using each of the 2 consecutive years as the first year of the applicable 3-year period. The 3% limit shall not apply to a political subdivision's property tax request that will be derived from the real growth value of the political subdivision. **A political subdivision that chooses not to increase its property tax request by the full 3% may carry forward one-half of its unused request authority to future years as carryover request authority. Carryover request authority may be used in future years to increase the political subdivision's tax request above the 3% limit. The 3% limit shall apply to property tax requests set in 2022 through 2027. The 3% limit shall not longer apply to property tax request set in 2028 and thereafter. Section 13-506 is amended to require the presentation required at a budget hearing shall also include information showing the political subdivision is in compliance with the Property Tax Request Act.** **Douglas County Board of Commissioners position: Bill of High Concern** **Nebraska Association of School Boards position: Follow** **ESU Coordinating Council position: Oppose** **Nebraska Council of School Administrators position: Oppose** **Nebraska Rural Community Schools Association position: Oppose** **Nebraska State Education Association position: Oppose** **Schools Taking Action for Nebraska Children Education position: Oppose** **Nebraska State Chamber position: None** **Nebraska Association of County Officials position: Oppose** **Greater Nebraska Schools Association postion: Oppose - Testify** **Lincoln Public Schools position: Oppose**				Blood MO42 Bracket until May 10, 2021 filed Revenue AM371 pending Morfeld objected to unanimous consent to request to substitute amendment Briese MO41 pending Briese MO41 Substitute AM1064 for FA12 filed Linehan AM521 withdrawn Bostar AM987 filed Morfeld AM618 filed Pansing Brooks AM1028 filed Briese AM1064 filed Blood AM1030 filed Blood AM1031 filed Walz AM1022 filed Hilkemann AM1038 filed Briese AM973 filed Walz AM620 filed Briese FA12 filed Linehan AM521 filed Geist priority bill Placed on General File with AM371 Revenue AM371 filed Notice of hearing for January 27, 2021 Referred to Revenue Committee Brewer name added Date of introduction
	Comments 2021 Standing: Named Senator Geist's personal priority bill for the 2021 session, LB408 was debated on General File in April where it ran headlong into a filibuster. Debate was held on a challenge to the substitution of Senator Briese's amendment to the bill. The measure was debated for the full 8 hours allowed on General File, with Senator Briese attempting to invoke cloture, eventually failing, gaining only 29 votes in support of the motion. Having failed cloture, the bill was not considered further during the 2021 session. It is likely that similar measures could be one part of the overall tax structure changes that are likely to be introduced in the 2022 session.				
LB414	(Wishart) Change provisions of the Political Subdivisions Construction Alternatives Act		Government, Military and Veterans Affairs	02/04/2021	Approved by Governor 04/23/2021
	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. **Nebraska Association of County Officials position: Support**				Approved by Governor on April 23, 2021 Presented to Governor on April 20, 2021 President/Speaker signed Passed on Final Reading 47-0-2 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Advanced to Enrollment and Review Initial

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	League of Nebraska Municipalities position: Support				Hansen, M. name added Placed on General File Notice of hearing for February 04, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing Change provisions of the Political Subdivisions Construction Alternatives Act During the February 4 hearing, the League of Municipalities, Nebraska Association of County Officials, and the City of Lincoln testified in favor of LB414 because it allows a political subdivision to use design-build contracts for water construction. The Government, Military, and Veterans Affairs advanced this language with one absent vote, later passing on the Final Reading untouched (47-0-2 vote). The Governor approved it on April 23.				
LB417	(Halloran) Authorize possession of a firearm on school grounds by a full-time, off-duty law enforcement officer		Judiciary	03/03/2021	In Committee 01/20/2021
	This bill would allow possession of a firearm on school grounds by a full-time, off-duty law enforcement officer. **Nebraska Association of School Boards position: Follow** **Nebraska State Education Association position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Neutral** **League of Nebraska Municipalities position: No Position**				Notice of hearing for March 03, 2021 Referred to Judiciary Committee Brandt name added Date of introduction
LB419	(Cavanaugh, J.) Require appointment of counsel in eviction proceedings and provide for a filing fee	Neutral	Judiciary	02/04/2021	In Committee 01/20/2021
	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. **Douglas County Board of Commissioners position: Bill of Concern** **Nebraska Association of County Officials position: Oppose**				Notice of hearing for February 04, 2021 Referred to Judiciary Committee Hunt name added Date of introduction
LB422	(Briese) Change the sales tax rate and impose sales tax on additional services		Revenue	02/03/2021	In Committee 01/20/2021
	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. **Nebraska Hospital Association position: Undetermined** **Nebraska State Chamber position: Oppose** **Nebraska Association of County Officials position: Watch**				Notice of hearing for February 03, 2021 Referred to Revenue Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	League of Nebraska Municipalities position: No Position **Nebraska Economic Developers Association position: Monitor** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB424	(Brewer) Provide and change zoning requirements for wind energy generation projects	Oppose Letter	Government, Military and Veterans Affairs	02/26/2021	In Committee 01/20/2021
	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.				Notice of hearing for February 26, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Nebraska State Chamber position: Oppose **Nebraska Association of County Officials position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB426	**(Appropriations) Require the Department of 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**		**Appropriations**	**02/25/2021**	**In Committee 01/20/2021**
	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.				**Provisions/portions of LB426 amended into LB380 by AM393** **Notice of hearing for February 25, 2021** **Referred to Appropriations Committee** **Date of introduction**
	Nebraska Association of Behavioral Health Organizations position: Monitor				
LB427	**(Health and Human Services) State intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed**	**Monitor**	**Health and Human Services**	**02/03/2021**	**In Committee 01/20/2021**
	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.				**Provisions/portions of LB427 amended into LB428 by AM566** **Notice of hearing for February 03, 2021** **Referred to Health and Human Services Committee** **Date of introduction**
	Nebraska Association of Behavioral Health Organizations position: Support				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
LB428	(Health and Human Services) Changes provisions relating to juvenile services under the jurisdiction of the Department of Health and Human Services	Monitor	Health and Human Services	02/03/2021	Approved by Governor (E-Clause) 05/26/2021 Health and Human Services Priority Bill

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.

AM 566 incorporates LB 429, LB 570, LB 425, and LB 427 into LB 428. LB 429 requires 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. The provisions of LB 429, as amended, are included in section 1 of AM 566. Section 1 inserts a new subsection [2] in section 43-404 to require the Department of Health and Human Services [DHHS] to notify the Legislature at least 120 days prior to implementing any substantial changes to the facilities and programs under the jurisdiction of the Office of Juvenile Services [OJS]. The term 'substantial changes,' for purposes of the bill, is defined as: [1] The establishment of a new youth rehabilitation and treatment center; [2] The relocation of a youth rehabilitation and treatment program to another state-operated or private facility;

[3] The establishment of a youth rehabilitation and treatment program at another state-operated or private facility; or [4] The closure or termination of a youth rehabilitation and treatment center, program, or facility. The bill excludes emergency situations from the prior notice requirement.

LB 570 changes certain Department of Health and Human Services model pilot project evaluation periods and are included in section 2 of AM 566. Section 2 would require the Legislature to complete an evaluation of the States privatization of child welfare case management services in the Eastern Service Area by December 31, 2021. The bill would authorize the Legislature to hire a consultant to assist in completing the evaluation. The emergency clause applies to section 2 to facilitate the completion of the study by the end-of-year deadline.

LB 425 requires the Department of Health and Human Services to complete a needs assessment and cost analysis for an inpatient adolescent psychiatric unit and are included in section 4 of AM 566. Section 4 would require the Department of Health and Human Services [DHHS] to contract for the completion of a needs assessment and cost analysis for the establishment of an inpatient adolescent psychiatric unit housed within the Lincoln Regional Center. Under section 83-106 as currently enacted, the completion of such a study is permissive. Section 4 strikes the permissive language in subsection [1] of section 83-106 and inserts language requiring DHHS to contract with an outside consultant with expertise in needs assessment and cost analysis of health care facilities, within 60 days of the effective date, for the completion of the needs assessment and cost analysis. The department is required to submit a report with the results of the study to the Health and Human Services Committee and the Clerk of the Legislature on or before December 15, 2021. The report shall contain: [1] A needs assessment, including the number of adolescents expected to use such inpatient adolescent psychiatric unit; [2] The cost of opening an existing facility at the Lincoln Regional Center for use as an inpatient adolescent psychiatric unit; [3] The cost of reopening the facility at the Lincoln Regional Center, including the costs for necessary construction, upgrades, or repairs; [4] Annual operating costs of such unit, including, but not limited to, any federal funds available to operate the unit in addition to General Fund appropriations; and [5] Cost savings realized by moving adolescents from out-of-state institutions back to Nebraska for treatment at such unit. The emergency clause applies to section 4 to facilitate the completion of the needs assessment and cost analysis by the December 15 deadline.

Provisions/portions of LB570 amended into LB428 by AM566
Provisions/portions of LB429 amended into LB428 by AM566
Provisions/portions of LB427 amended into LB428 by AM566
Provisions/portions of LB425 amended into LB428 by AM566
Approved by Governor on May 25, 2021
Presented to Governor on May 20, 2021
President/Speaker signed
Passed on Final Reading with Emergency Clause 49-0-0
Placed on Final Reading with ST32
Cavanaugh, M. AM1447 filed
Advanced to Enrollment and Review for Engrossment
Cavanaugh, M. AM1447 lost
Pending
Arch AM1315 adopted
Arch AM1315 filed
Enrollment and Review ER61 adopted
Placed on Select File with ER61
Enrollment and Review ER61 filed
Health and Human Services AM566 adopted
Advanced to Enrollment and Review Initial
Arch AM810 adopted
Arch AM943 withdrawn
Arch AM943 filed
McCollister name added
Arch AM810 filed
Placed on General File with AM566
Health and Human Services AM566 filed
Health and Human Services priority bill
Notice of hearing for February 03, 2021
Referred to Health and Human Services Committee
Date of introduction

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
	LB 427 states intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed and are included in section 5 of AM 566. Section 5 inserts new language in section 83-107.01, the section of statute which lists of the official names of institutions under the supervision of the Department of Health and Human Services and states certain requirements. The new language states the Legislatures intent that that no such institution at which DHHS provides inpatient or subacute substance abuse or behavioral health residential treatment for juveniles under the jurisdiction of a juvenile court shall delay such treatment to a juvenile when such treatment has been determined necessary after placement at a youth rehabilitation and treatment center [under subsection [2] of section 43-407] or has been ordered by a juvenile court. During Select File consideration of the bill, AM1315 was offered by Senator John Arch and adopted by the Legislature. It clarified some reporting requirements and provided specific dates for said reports. Nebraska Association of School Boards position: Follow Nebraska State Education Association position: Support Nebraska Child Health & Education Alliance: Testimony- Support Nebraska Department of Education position: Proponent **Amended Bills:** LB425, LB427, LB429, LB570				
LB429	(Health and Human Services) 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		Health and Human Services	02/03/2021	In Committee 01/20/2021
	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. Nebraska Association of Behavioral Health Organizations position: Monitor				Provisions/portions of LB429 amended into LB428 by AM566 Attorney General Opinion 21-002 to Arch Notice of hearing for February 03, 2021 Referred to Health and Human Services Committee Date of introduction
LB431	(Revenue) 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		Revenue	03/03/2021	General File 04/07/2021
	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). Nebraska Association of County Officials position: Watch				Placed on General File Notice of hearing for March 03, 2021 Referred to Revenue Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB435	(Hansen, B.) Require an official watermark on certain ballots under the Election Act		Government, Military and Veterans Affairs	02/05/2021	In Committee 01/20/2021
	Regarding the Election Act, an official watermark designed by the Secretary of State would be required for all official ballots. **Nebraska Association of County Officials position: Oppose**				Notice of hearing for February 05, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB441	(Hansen, M.) Change provisions relating to compensation for individuals affected by COVID-19 under the Nebraska Workers' Compensation Act		Business and Labor	03/01/2021	In Committee 01/20/2021
	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. **Nebraska Hospital Association position: Undetermined** **Nebraska Association of School Boards position: Oppose** **Nebraska State Chamber position: Oppose** **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Oppose through letter** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Notice of hearing for March 01, 2021 Referred to Business and Labor Committee Date of introduction
LB443	(Hansen, M.) Exempt local foster care review boards from the Open Meetings Act		Government, Military and Veterans Affairs	02/25/2021	General File 03/09/2021
	This bill would exempt local foster care review boards from the Open Meetings Act. **Nebraska Association of County Officials position: Watch**				Placed on General File Notice of hearing for February 25, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB444	(Hansen, M.) Change provisions relating to credit against jail terms		Judiciary	02/10/2021	General File 03/04/2021
	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. **Nebraska Association of County Officials position: Watch**				Placed on General File Notice of hearing for February 10, 2021 Referred to Judiciary Committee Date of introduction
LB447	(Cavanaugh, M.) Change provisions relating to immunization under the Child Care Licensing Act		Health and Human Services	02/04/2021	In Committee 01/20/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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 **Nebraska Hospital Association position: Support** **Nebraska Child Health & Education Alliance: Testimony- Support**				Notice of hearing for February 04, 2021 Referred to Health and Human Services Committee Date of introduction
LB450	(McKinney) Adopt the Nebraska Innovation Hub Act		Business and Labor	02/01/2021	General File 04/13/2021
	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. **The Business and Labor Committee advanced the bill with AM739 attached. AM739 defines an Economic redevelopment area in reference to the Nebraska Innovation Hub Act. Sec 3. (4) Economic redevelopment area means an area in the State of Nebraska in which: (a) The average rate of unemployment in the area during the period covered by the most recent federal decennial census or American Community Survey 5-Year Estimate by the United States Bureau of the Census is at least one hundred fifty percent of the average rate of unemployment in the state during the same period; and (b) The average poverty rate in the area is twenty percent or more for the federal census tract in the area** **Nebraska State Chamber position: Monitor** **Nebraska Economic Developers Association position: Monitor**				Business and Labor AM739 filed Placed on General File with AM739 Notice of hearing for February 01, 2021 Referred to Business and Labor Committee Date of introduction
LB454	(Friesen) Adopt the School Property Tax Stabilization Act and change the valuation of agricultural land		Revenue	02/11/2021	Failed to Advance 05/04/2021 Friesen Priority Bill
	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).				Failed to advance to Enrollment and Review Initial Revenue AM789 adopted Wayne AM1234 lost Wayne AM1234 reoffered Friesen AM1231 withdrawn Wayne AM1234 withdrawn Wayne AM1234 filed Wayne FA43 filed Revenue AM789 pending Friesen AM1231 pending Friesen AM1231 filed Brewer name added Revenue AM789 filed Placed on General File with AM789 Brandt name added Friesen priority bill

Document	Description	Position	Committee	Hearing Date	Status
					Albrecht name added Notice of hearing for February 11, 2021 Referred to Revenue Committee Date of introduction

The Revenue Committee advacnced LB454 with AM789. The amendment creates the School Property Tax Stabilization Act. School districts that qualify for a school property tax stabilization payment will receive the payment in 10 equal installments beginning on the last business day in September and through the last business day in June. School districts receiving less than $1,000 total payment will receive the lump sum on the last business day in December.

The total school property tax stabilization payment paid to an eligible school district will be equal to 50% of the school property tax stabilization base. The school property tax stabilization base shall equal the amount the eligible school district's property tax requirement exceeds 70% of the formula need calculated for school fiscal year 2012-22; 65% of the formula need for school fiscal year 2022-23; 65% of the formula need for school fiscal year 2022-23; 60% of the formula need for school fiscal year 2023-24; and 55% of the formula need for school fiscal year 2024-25 and each school fiscal year thereafter.

The school district property tax requirement will be equal to the formula need calculated for each school district minus the sum of the amount of TEEOSA Aid and other actual receipts. To be eligible for the school property tax stabilization payment, the property tax requirement for the school district must exceed 70% of the formula need calculated for school fiscal year 2021-22; 65% of the formula need calculated for school fiscal year 2022-23; 60% pf the formula need for school fiscal year 2023-24 and 55% of formula need for school fiscal year 2021-25 and each school fiscal year thereafter.

The Department of Education will determine the total school property tax stabilization payments for each eligible school district in school year 2021-22 on or before September 15, 2021. For each school year thereafter, the Department of Education will determine the total school property tax stabilization payments on or before June 30.

All monies received from the School Property Tax Stabilization Act shall be shown as budgeted non-property-tax receipts and deducted prior to calculating the property tax request in the local system's general fund budget statement as provided to the Auditor of Public Accounts. The amendment contains intent language to appropriate the funds necessary to carry out the School Property Tax Stabilization Act; and to fully fund the Tax Equity and Educational Opportunities Support Act before funding the School Property Tax Stabilization Act.

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: Support
Greater Nebraska Schools Association postion: Oppose - Testify
FAIR Nebraska position: Support
Open Sky Policy Institute position: Oppose
Omaha Public Schools position: Oppose

Comments

2021 Standing:

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
		Advanced to General File as Senator Friesen's personal priority bill for the 2021 session with committee AM789, LB454 was debate on May 4th. The amendment, which became the bill passed during debate with 28 votes in support. However the underlying bill failed to advance to the second round of the debate after gaining only 23 votes in support. With work taking place over the interim and into the 2022 session examining school finance and Nebraska's tax structure, it is likely that a similar measure to LB454 could be introduced again. During the measure's hearing on February 11th it was opposed by public school organizations, while supported by FAIR Nebraska (the group seeking to pass the consumption tax concept), the Nebraska Farm Bureau, and the Nebraska Association of County Officials.			
LB455	(Friesen) Adopt the Broadband Pole Attachment Act		Transportation and Telecommunications	02/08/2021	In Committee 01/20/2021
	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. **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities postion: Oppose** **Nebraska Child Health & Education Alliance: Monitor**				Notice of hearing for February 08, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
LB460	(Brandt) Authorize leasing of dark fiber and eliminate certain powers of the Public Service Commission		Transportation and Telecommunications	02/09/2021	In Committee 01/20/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB600, LB656.**				Notice of hearing for February 09, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
LB462	(Dorn) Appropriate funds to the Department of Health and Human Services	Support Letter	Appropriations	02/25/2021	In Committee 01/20/2021
	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. **Nebraska Hospital Association position: Support** **Douglas County Board of Commissioners position: Support** **Nebraska Association of Behavioral Health Organizations position: Support** **Nebraska Child Health & Education Alliance: Monitor**				Notice of hearing for February 25, 2021 Referred to Appropriations Committee Date of introduction
LB466	(Linehan) Require the proration of property taxes when residential real property is sold		Revenue	02/11/2021	Approved by Governor 05/05/2021
	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. **The amendment requires the county treasurer, rather than the count assessor, to prorate the property taxes described in the bill. Flood AM873 would diversify the bill to including the sale of agricultural or horticultural land..** **Nebraska Association of County Officials position: Neutral**				Approved by Governor on May 5, 2021 Presented to Governor on April 29, 2021 President/Speaker signed Passed on Final Reading 47-0-2 Placed on Final Reading with ST13 Linehan AM927 adopted Advanced to Enrollment and Review for Engrossment Linehan AM927 filed Placed on Select File Flood AM873 withdrawn Advanced to Enrollment and Review Initial Revenue AM157 adopted Flood AM873 filed Revenue AM157 filed Placed on General File with AM157 Notice of hearing for February 11, 2021 Referred to Revenue Committee Date of introduction

Comments

2021 Standing

Require the proration of property taxes when real property is sold

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status

Introduced on January 15, LB466 mandates the county assessors to prorate the taxes within the sale year unless another agreement occurs between the parties involved. However, after NACO's neutral testimony on February 11, the Revenue Committee advanced the bill with an amendment changing that mandate to the county treasurer. The bill then went through to Final Reading as such, passing 47-0-2 on April 29, and the Governor then approved it on May 5.

LB472	(DeBoer) Require law enforcement officers to intervene when excessive force is used and require policies on excessive force		Judiciary	02/03/2021	In Committee 01/20/2021

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.

Notice of hearing for February 03, 2021
Referred to Judiciary Committee
Date of introduction

Omaha Police Officers Association/Fraternal Order of Police position: Oppose
League of Nebraska Municipalities position: Oppose

Comments

2021 Standing:

The bill remains held in committee, and will carryover to the 2022 session.

LB474	(Wishart) Adopt the Medicinal Cannabis Act		Judiciary	03/10/2021	General File 03/31/2021 Wishart Priority Bill

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.

The Judiciary Committee advanced LB474 with an amendment - AM824. AM 824 makes two changes to the original version of LB 474. First it replaces section 24, which defined qualifying medical condition as any illness for which cannabis might provide relief with a list of specific diseases or conditions. Second, the amendment rewrites the continuing medical education provisions to require eight hours of CME prior to issuing a certification and requiring eight hours of MCE approved by another state until the Board approves CME courses.

Hansen, B. AM1429 filed
Lowe FA48 filed
Flood AM1364 filed
Wishart MO67 failed
Wishart MO67 Invoke cloture pursuant to Rule 7, Section 10 filed
Slama MO66 Reconsider the vote taken on MO65 filed
Slama MO66 pending
Slama MO65 failed
Slama MO65 pending
Slama MO65 Bracket until June 10, 2021 filed
Judiciary AM824 pending
Slama MO65 pending
Placed on General File with AM824
Judiciary AM824 filed
Wishart priority bill
Cavanaugh, J. name added
McDonnell name added
Notice of hearing for March 10, 2021
Referred to Judiciary Committee
Date of introduction

Nebraska County Attorneys Association position: Oppose
Nebraska Hospital Association position: Monitor
Nebraska State Chamber position: Neutral
Governor Pete Ricketts position: Noted as a Bad Bill in April 13, 2021 Column
Department of Health and Human Services - Public Health & Division of Behavioral Health position: Oppose

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Medical Association position: Oppose **Nebraska State Patrol position: Oppose** **Smart Approaches to Marijuana Nebraska position: Oppose** **Nebraska Hemp Company position: Neutral** **Nebraska Pharmacists Association position: Support** **Nebraska Families for Medical Cannabis position: Support** **Epilipsy Foundation of Nebraska position: Support** **ACLU of Nebraska position: Support** **Heartland Relief LLC position: Support** **Attorney General's Office position: Oppose** **Heartland Family Service position: Oppose** **Lancaster County Sheriffs Office position: Oppose** **Nebraska Sheriffs Association position: Oppose**				
LB480	(McKinney) Change the minimum wage as prescribed		Business and Labor	03/01/2021	In Committee 01/20/2021
	The minimum wage would be raised to $10 per hour on and after 1/1/2022, through 12/312022 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. **Nebraska Hospital Association position: Monitor** **Nebraska State Chamber position: Oppose** **Nebraska Economic Developers Association position: Monitor** **Nebraska State Education Association position: Support**				Notice of hearing for March 01, 2021 Referred to Business and Labor Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB481	(McKinney) Adot the Marijuana Conviction Clean Slate Act, decriminalize possessory marijuana and synthetic cannabinoid offenses and drug paraphernalia offenses, and change related provisions		Judiciary	02/19/2021	In Committee 01/20/2021
	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. **Nebraska County Attorneys Association Position: Oppose**				Notice of hearing for February 19, 2021 Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB483	(Cavanaugh, J.) Provide for a climate change study and action plan		Natural Resources	02/11/2021	In Committee 01/20/2021
	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.				Notice of hearing for February 11, 2021 Referred to Natural Resources Committee Date of introduction
LB490	(Cavanaugh, M.) Require youth rehabilitation and treatment centers to obtain a license from the Division of Public Health	Monitor	Health and Human Services	02/03/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 03, 2021 Referred to Health and Human Services Committee Date of introduction
	Nebraska Association of Behavioral Health Organizations position: Monitor				
LB492	(Cavanaugh, M.) Create the Nebraska Integrated Juvenile Data Governing Body and the Nebraska Juvenile Justice Information System		Judiciary	02/05/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 05, 2021 Referred to Judiciary Committee Date of introduction
	Nebraska Association of County Officials position: Watch				
LB496	**(Hilkemann) Require collection of DNA samples for persons arrested for crimes of violence**		**Judiciary**	**03/04/2021**	**Select File 05/10/2021 Hilkemann Priority Bill**
	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.				**Provisions/portions of LB316 amended into LB496 by AM1274 Hunt AM1408 filed Hunt AM1413 filed Hunt AM1411 filed Hunt AM1412 filed Hunt AM1414 filed Hunt AM1410 filed Hunt AM1409 filed Hunt AM1312 filed Enrollment and Review ER90 filed Placed on Select File with ER90 Wayne AM1309 filed Wayne FA44 filed**
	Nebraska County Attorneys Association Position: Support				

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
					Hunt AM1304 filed Judiciary AM1054 adopted Advanced to Enrollment and Review Initial Hilkemann MO63 Invoke cloture pursuant to Rule 7, Section 10 filed Hunt AM1288 lost Hilkemann MO63 prevailed Hunt AM1289 lost Pansing Brooks AM1285 filed Hunt AM1290 filed Pansing Brooks AM1285 adopted Hunt AM1288 filed Hunt AM1283 filed Hunt AM1289 filed Wayne MO61 withdrawn Wayne MO61 Bracket until May 28, 2021. filed Cavanaugh, J. AM1274 adopted Cavanaugh, J. AM1274 filed Wayne AM1083 lost Wayne AM1204 filed Wayne AM1083 filed McCollister name added Judiciary AM1054 filed Placed on General File with AM1054 Hilkemann priority bill Slama name added Notice of hearing for March 04, 2021 Referred to Judiciary Committee Date of introduction
	Amended Bills: LB316				
LB501	(Flood) Adopt the Uniform Foreign-Country Money Judgments Recognition Act, the Uniform Registration of Canadian Money Judgments Act, the Uniform Powers of Appointment Act, and the Uniform Easement Relocation Act and change provisions relating to succession to real property and claims against the estate of a medical assistance recipient		Judiciary	02/04/2021	Approved by Governor 05/05/2021 Speaker Priority Bill
	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.				Provisions/portions of LB403 amended into LB501 by AM526 Provisions/portions of LB593 amended into LB501 by AM526 Provisions/portions of LB470 amended into LB501 by AM526 Provisions/portions of LB348 amended into LB501 by AM526

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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	AM 526 is a white copy amendment that would combine four additional bills into LB 501. LB 593 that proposes to adopt the Uniform Foreign-Country Money Judgements Act, LB 470 which would adopt the Uniform Powers of Appointment Act, LB 348 changing provisions relating to succession of real property by affidavit and LB 403 addressing recovery of medical assistance from an estate are added to LB 501. LB 593 would adopt the Uniform Foreign-Country Money Judgements Recognition Act and the Uniform Registration of Canadian Money Judgements Act. These two acts are interrelated and the Canadian Money Act references portions of the Foreign-Country Money Act. The Uniform Foreign-Country Money Judgements Recognition Act establishes a process for local courts to recognize judgements from other countries and provide enforcement provisions. The Uniform Registration of Canadian Money Judgements Act establishes a registration process for Canadian judgements. . LB 470 seeks to adopt the Uniform Powers of Appointment Act. Powers of Appointment are an estate planning tool (typically with trusts) that allow appointment of a person to redirect or designate another as the recipient or owner of property. This provides some flexibility as circumstances change over time. The Uniform Act provides a common framework for the structure of the appointment by outlining the creation and exercise of appointment powers rather than the current framework that is based on common law and court decisions. LB 348 makes changes to the affidavit process in small (less than $50 K) estate situations involving real property. The bill would allow just one successor claimant to file the affidavit and would list all other potential claimants within the affidavit. Currently all successor claimants must sign the affidavit. The bill also modifies the value of the property by adjusting the value to 100% of market value rather than the current assessed value. The proposal also would require a copy of the will (if there is one) to be attached to the affidavit. LB 403 addresses the recapture of medical assistance payments (Medicaid) from estates where the recipient had a life estate in property. The bill adds the recording of the life estate to the other dates that serve as the "look back" or statute of limitations for recapture.				Approved by Governor on May 5, 2021 Presented to Governor on April 29, 2021 President/Speaker signed Passed on Final Reading 47-0-2 Dispensing of reading at large approved Placed on Final Reading with ST11 Enrollment and Review ER45 adopted Advanced to Enrollment and Review for Engrossment Enrollment and Review ER45 filed Placed on Select File with ER45 DeBoer name added Flood AM671 adopted Morfeld AM794 adopted Judiciary AM526 adopted Advanced to Enrollment and Review Initial Morfeld AM794 filed Flood AM671 filed Speaker priority bill Placed on General File with AM526 Judiciary AM526 filed Notice of hearing for February 04, 2021 Referred to Judiciary Committee Date of introduction

Amended Bills: LB348, LB403, LB470, LB593

Comments

2021 Standing

Adopt the Uniform Foreign-Country Money Judgments Recognition Act, the Uniform Registration of Canadian Money Judgments Act, the Uniform Powers of Appointment Act, and the Uniform Easement Relocation Act and change provisions relating to succession to real property and claims against the estate of a medical assistance recipient

By itself, LB501 removes the need to obtain consent from an easement holder when relocating a unilateral easement. Because this change does not apply to public utilities or conservation easements, the Judiciary Committee advanced it unanimously on March 10. However, when they did so, they added a white copy amendment that combines LB501 with four additional bills, which do one of three things:

LB403 and LB 470 specify when one can re-direct estate funds, such as when DHHS can recoup Medicaid payments from a deceased estate owner or when a third party has the authority to revise said agreements

LB 348 makes the affidavit process more user-friendly, stating that only one successor signature is needed for small estate situations.

To attract more capital, LB 593 creates two Acts that establish a procedure for money judgments coming to and from the U.S.

After introducers filed two more clerical revisions to this package, the Legislature incorporated these provisions into LB501 on April 1, and the omnibus bill passed its Final Reading on April 29 with a 47-0-2 vote. The Governor later approved it on May 5.

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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LB504	(Cavanaugh, J.) Change certain penalty provisions for the suspension, revocation, or impoundment of a motor vehicle operator's license		Transportation and Telecommunications	02/23/2021	In Committee 01/22/2021
	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.				Cavanaugh, J. AM175 filed Notice of hearing for February 23, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Nebraska County Attorneys Association Position: Oppose				
LB512	(Brewer) Adopt the Critical Infrastructure Utility Worker Protection Act		Business and Labor	03/01/2021	In Committee 01/22/2021
	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.				Gragert name added Notice of hearing for March 01, 2021 Referred to Business and Labor Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB515	(McKinney) Adopt the Municipal Police Oversight Act		Urban Affairs	02/02/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 02, 2021 Referred to Urban Affairs Committee Date of introduction
	Omaha Police Officers Association/Fraternal Order of Police position: Oppose **League of Nebraska Municipalities position: Oppose**				
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB520	(Friesen) Provide for applications for the collocation of certain wireless facilities		Transportation and Telecommunications	02/08/2021	In Committee 01/22/2021

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	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. **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities postion: Oppose**				Notice of hearing for February 08, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB521	(Friesen) Change provisions relating to applications for property tax exemptions		Revenue	02/17/2021	Approved by Governor 05/21/2021
	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. **Nebraska Association of County Officials position: Support**				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 36-1-12 Placed on Final Reading Advanced to Enrollment and Review for Engrossment Placed on Select File Placed on General File Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction
	Comments 2021 Standing Change provisions relating to applications for property tax exemptions Introduced on January 12, this bill requires an organization or society to list a new value on the property tax exemption form. NACO strongly supported this legislation during the hearing on February 17, and the Revenue Committee advanced it unanimously. The bill then went to Final reading as introduced on May 12.				
LB525	(Wishart) Provide duties and requirements for transitional housing facilities and change powers of the Office of Inspector General of the Nebraska Correctional System	Monitor	Judiciary	02/10/2021	General File 03/31/2021
	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.				Judiciary AM602 filed Placed on General File with AM602 Notice of hearing for February 10, 2021 Referred to Judiciary Committee Date of introduction

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	Nebraska Association of County Officials position: Watch **Nebraska Association of Behavioral Health Organizations position: Monitor**				
LB537	(Geist) Change provisions relating to placement and commitment of juveniles		Judiciary	02/05/2021	In Committee 01/22/2021
	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. **Nebraska County Attorneys Association Position: Support** **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor** **Nebraska Child Health & Education Alliance: Monitor**				Flood name added McDonnell name added Notice of hearing for February 05, 2021 Referred to Judiciary Committee Date of introduction
LB539	(Walz) Provide for a limit on the length of trains		Transportation and Telecommunications	03/01/2021	In Committee 01/22/2021
	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. **Nebraska State Chamber Position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				Notice of hearing for March 01, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
LB540	(Walz) Change terminology related to disability in civil rights provisions		Judiciary	03/04/2021	Approved by Governor 05/21/2021
	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. **Nebraska State Chamber position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor** **Disability Rights Nebraska position: Support** **Nebraska Equal Opportunity Commission position: Support** **ACLU of Nebraska position: Support** **Arc of Nebraska position: Support** **Comments** 2021 Standing				Approved by Governor on May 21, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Dispensing of reading at large approved Passed on Final Reading 39-0-10 Placed on Final Reading with ST24 Advanced to Enrollment and Review for Engrossment Placed on Select File Placed on General File Notice of hearing for March 04, 2021 Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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		Change terminology related to disability in civil rights provisions In sum, LB540 harmonizes civil rights provisions regarding disability. Four individuals, including those representing the ACLU and the Arc of Nebraska, supported this bill during the Judiciary Committee hearing, which prompted the body to advance it to General file March 11. One day later, the bill went to Final Reading with minor revisions.			
LB542	(Walz) Authorize the issuance of highway bonds under the Nebraska Highway Bond Act		Revenue	03/03/2021	General File 03/31/2021 Walz Priority Bill
	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. **Revenue Committee advanced LB542 with AM401 that becomes the bill. The changes in the amendment include: Increasing the total amount of bonds that may be issued from $400 million to $450 million; Appropriating the proceeds from the sale of the bonds to the State Highway Capital Improvement Fund ("the Fund"), rather than the Highway Cash Fund; Clarifying that the money credited to the Fund under section 77-27,132 is to be used first for repayment of the bonds. If money remains in the Fund, then it is to be used according to current law; Proceeds from the sale of bonds that are credited to the Fund are to be used 75% first for the expressway system and federally designated high priority corridors and the remaining proceeds are to be used for surface transportation projects, all as determined by the Department of Transportation** **Nebraska State Chamber position: Support Letter** **Greater Omaha Chamber of Commerce position: Support Letter** **Nebraska Association of County Officials position: Support Letter** **American Council of Engineering Companies position: Support Letter** **Associated General Contractorrs Nebraska Chapter position: Neutral** **League of Nebraska Municipalities position: Support Testimony** **Governor Pete Ricketts position: Noted as a Bad Bill in April 13, 2021 Column** **City of Norfolk position: Support** **City of Columbus position: Support** **City of Fremont position: Support** **City of Wahoo position: Support** **4 Lanes 4 Nebraska position: Support** **York County Development Corporation position: Support**				Passed over Revenue AM401 filed Placed on General File with AM401 Walz priority bill Kolterman name added Notice of hearing for March 03, 2021 Moser name added Referred to Revenue Committee Date of introduction
LB544	(Wayne) Adopt the Urban Redevelopment Act and provide tax incentives		Revenue	02/18/2021	**Approved by Governor 05/26/2021** **Wayne Priority Bill**
	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. **Nebraska State Chamber position: Watch**				**Approved by Governor on May 25, 2021** **Presented to Governor on May 20, 2021** **President/Speaker signed** **Dispensing of reading at large approved** **Passed on Final Reading 49-0-0** **Placed on Final Reading** **Advanced to Enrollment and Review for Engrossment** **Wayne AM747 adopted** **Enrollment and Review ER30 adopted**

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Economic Developers Association position: Monitor				Wayne AM747 filed Placed on Select File with ER30 Enrollment and Review ER30 filed Advanced to Enrollment and Review Initial Placed on General File Wayne priority bill Notice of hearing for February 18, 2021 Referred to Revenue Committee Date of introduction

Comments

2021 Standing

Adopt the Urban Redevelopment Act and provide tax incentives
This bill provides tax credits to economic redevelopment areas with an average unemployment and poverty rate higher than the statewide average. After hearing support from the Greater Omaha Chamber and the League of Municipalities, the Revenue Committee advanced it unanimously on March 12, one day after Senator Wayne made it a priority bill. After the Legislature adopted Senator Wayne's further revisions regarding the word "taxpayer" on April 6, the body placed it on Final Reading April 9.

LB546	(Wayne) Adopt the Marijuana Control Act and the Marijuana Conviction Clean Slate Act		Judiciary	02/19/2021	In Committee 01/22/2021 Notice of hearing for February 19, 2021 Referred to Judiciary Committee Date of introduction

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.

Nebraska County Attorneys Association Position: Oppose
Nebraska State Chamber position: Watch
Nebraska Association of County Officials position: Watch

LB547	(Wayne) Adopt the Nebraska Small Business Act and provide tax incentives		Revenue	02/18/2021	In Committee 01/22/2021 Notice of hearing for February 18, 2021 Referred to Revenue Committee Date of introduction

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.

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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	Nebraska State Chamber position: Watch Nebraska Economic Developers Association position: Monitor				
LB549	(Wayne) Adopt the Aid to Municipalities Act		Urban Affairs	03/02/2021	IPP (Killed) 05/27/2021
	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. League of Nebraska Municipalities position: Support through Testimony				Indefinitely postponed Motion to suspend rules to indefinitely postpone prevailed Provisions/portions of LB549 amended into LB131 by AM751 Motion to suspend rules to indefinitely postpone filed Albrecht name added Urban Affairs AM741 filed Placed on General File with AM741 Notice of hearing for March 02, 2021 Referred to Urban Affairs Committee Date of introduction
	Comments 2021 Standing: LB549 was Indefinitely Postponed on a rule suspension motion by Speaker Hilgers during the final day of the 2021 session. Provisions of LB549 were included in Senator Hunt's LB131 to assistance municipalities owning or operating natural gas plant or system, allowing them to apply for grants to fund up to 90% of extraordinary costs incurred by the system because of an extreme weather event, like the one seen in February of 2021. LB131 was passed by the body and Approved by the Governor on May 25th, 2021				
LB551	(Wayne) 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		Judiciary	02/03/2021	In Committee 01/22/2021
	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. Omaha Police Officers Association/Fraternal Order of Police position: Oppose Nebraska Association of County Officials position: Neutral Letter League of Nebraska Municipalities position: Oppose				Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Comments				

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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	2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB557	(Hansen, M.) Change provisions relating to public records and include body-worn camera recordings in certain circumstances		Government, Military and Veterans Affairs	02/25/2021	General File 04/20/2021
	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. **The Committee advanced LB557 with AM 1021. AM 1021 eliminates all provisions of the bill as introduced except the material relating to recordings from body-worn cameras that "depict or record circumstances in which a person died while being apprehended by" law enforcement or "while in the custody of" law enforcement or detention personnel. With AM 1021, these records would be subject to disclosure upon request, but only after the conclusion of related grand jury proceedings.** **Nebraska Association of County Officials position: Oppose** **League of Nebraska Municipalities position: Oppose** **Consumer Data Industry Association position: Oppose** **Nebraska Power Association position: Oppose** **Omaha Police Department position: Oppose** **Nebraska Attorney Generals Office position: Oppose** **ACLU of Nebraska position: Support** **Media of Nebraska position: Support** **Nebraska County Attorneys Association position: Oppose** **Nebraska Retail Federation position: Oppose**				Government, Military and Veterans Affairs AM1021 filed Placed on General File with AM1021 Notice of hearing for February 25, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB559	(Vargas) Change provisions relating to restrictive housing under the Nebraska Treatment and Corrections Act		Judiciary	02/10/2021	In Committee 01/22/2021
	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. **Nebraska Association of Behavioral Health Organizations position: Support**				Notice of hearing for February 10, 2021 Referred to Judiciary Committee Date of introduction
LB560	**(Briese) Change provisions relating to the Nebraska Racetrack Gaming Act**		**General Affairs**	**02/01/2021**	**In Committee 01/22/2021**

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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.				Provisions/portions of LB560 amended into LB561 by AM426 Notice of hearing for February 01, 2021 Referred to General Affairs Committee Date of introduction
LB561	(Briese) Rename and change powers and duties of the State Racing Commission and provide regulation and enforcement regarding sports wagering and other gambling activities at licensed racetrack enclosures		General Affairs	02/01/2021	Approved by Governor (E-Clause) 05/26/2021 General Affairs Priority Bill
	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. LB 560 was amended by AM 278 and AM 119 and then was amended into LB 561 as Committee Amendment 426. LB 560 is a bill to bring the necessary statutory structure to enact the voter initiative language that was approved in the November 2020 General Election. This bill combines the Nebraska Gaming Commission created by the voter initiative with the State Racing Commission so that The Nebraska Racing and Gaming Commission can administer both gaming and horseracing regulatory authority. It creates a number of powers and duties for the Commission and it provides for specific penalties for violating the act, specifically for criminal activity such as counterfeiting and cheating at casinos. LB 560 includes necessary definitions and language to properly regulate and implement the Gaming Act as passed by the Nebraska voters. AM 278 is a committee amendment that strikes original section 13 of the bill. It also creates the Racetrack Gaming Fund for the administration of the Racetrack Gaming Act. This amendment also makes a very small technical change to the definition of "Authorized sporting event" in the bill, without changing the definition. AM 119 was also adopted by the committee. This bill makes changes to the Nebraska County and City Lottery Act to allow keno to be played on an electronic ticket as well as paper tickets. Payment for these electronic games is limited to cash, coins, a debit card, or a direct link to an account with a financial institution in the name of the player, and credit cards are not accepted at all. Any purchase of a ticket for a keno game, electronic or in paper, can only be made in person at the location of the lottery operator or licensed location. Reasonable safeguards must be approved by the department to ensure that electronic tickets are only accessible to individuals nineteen years of age or older, and only within the confines of the location detection procedures which establish permitted boundaries for play. Additionally, an easy and obvious method for a player to make a complaint must be posted at the location where the licensed operator is selling keno tickets.				Provisions/portions of LB560 amended into LB561 by AM426 Approved by Governor on May 25, 2021 Presented to Governor on May 20, 2021 President/Speaker signed Dispensing of reading at large approved Passed on Final Reading with Emergency Clause 44-3-2 Placed on Final Reading Third Advanced to Enrollment and Review for Reengrossment Returned to Select File for specific amendment Lathrop AM1427 adopted Lathrop AM1427 filed Placed on Final Reading Second Hilgers AM1256 adopted Advanced to Enrollment and Review for Reengrossment Returned to Select File for specific amendment Hilgers AM1256 filed Placed on Final Reading with ST15 Advanced to Enrollment and Review for Engrossment Pansing Brooks AM807 lost Briese AM983 adopted Pansing Brooks AM807 filed Briese AM982 lost Enrollment and Review ER25 adopted Briese FA13 withdrawn

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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					Briese AM983 filed
	On the First Round of Final Reading, an amendment was filed by Speaker Hilgers that struck the provisions dealing with electronic keno. The amendment was adopted the bill resent to Final Reading.				Briese AM982 filed
					Briese AM863 divided
					Attorney General Opinion 21-004 to Lowe
	On the Second Round of Final Reading, a compromise amendment was filed by Senator Lathrop that did three things: First, it provides for regulation of keno in Casinos in the same way that keno in your cities is regulated now (length of games etc). Second, requires that sports betting be done in a Casino either at a terminal or via an individual. No electronic betting. Third, it prohibits betting on in state sports contests involving an instate college or university. Thus, no betting on Nebraska or Creighton games (or others) where they are in Nebraska.				Briese AM863 filed
					Briese FA13 filed
					Notice of hearing for March 29, 2021 on AM639
					Enrollment and Review ER25 filed
					Placed on Select File with ER25
					General Affairs AM641 adopted
					Advanced to Enrollment and Review Initial
	Nebraska Horseman's Association position: Support				General Affairs AM640 adopted
	Global Market Advisors position: Support				General Affairs AM640 pending
	Fair Play Park position: Support				General Affairs AM639 adopted
	Nebraska Racing Commission position: Support				General Affairs AM641 filed
	Ho-Chunk, Inc position: Support				General Affairs AM640 filed
	Fonner Park position: Support				General Affairs AM426 divided
	Winnebago Tribal Council position: Support				General Affairs AM639 filed
	Columbus Exposition and Racing position: Support				Placed on General File with AM426
					General Affairs AM426 filed
	FOR KENO PROVISIONS - Hearing on March 29, 2021.				General Affairs priority bill
					Notice of hearing for February 01, 2021
	Big Red Keno position: Support				Referred to General Affairs Committee
	City of Bellevue position: Support				Date of introduction
	United Cities of Sarpy County position: Support				
	City of Ralston position: Support				
	City of Omaha position: Support				
	City of LaVista position: Support				
	League of Nebraska Municipalities position: Support				
	Nebraska Family Alliance position: Oppose				
	Gambling with the Good Life position: Oppose				

Amended Bills: LB560

Comments

2021 Standing

Rename and change powers and duties of the State Racing Commission, change keno provisions, and provide for sports wagering and change regulation and enforcement of gambling activities at licensed racetrack enclosures

This bill is a companion of LB560, which sets up the regulatory framework for The Nebraska Racing and Gaming Commission as one entity, administering both gaming and horseracing. By itself, LB561 changes the membership of the Racing Commission for the said merger, and it held considerable support from both commissioners and market advisors during the General Affairs Committee on February 1. That's when the Committee merged it with LB560 upon advancing it, classifying it as AM426 therein.

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	However, once on General File, the Committee and Senator Breise separated AM426 into specific amendments, perhaps because Senators preferred respective portions of the legislation over another. Nevertheless, the body adopted all three portions (AM639, AM640, and AM641) by March 17. During the Select file, Senator Briese attempted two more changes to this new commission's regulation, including compliance measures and certain sporting events for their purview. After an initial loss to strike Sections 27-31 of the bill, Senator Hilgers's AM 1256 ensured that deletion also became part of LB560 on May 10. Then, once Senator Lathrop touched up the definitions for authorized sporting events and keno games, the bill went back through Enrollment and Review on May 13.				
LB568	(Pansing Brooks) Change provisions relating to truancy, juvenile courts, the Community-based Juvenile Services Aid Program, the Commission Grant Program, and compulsory education 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. The majority of the changes in LB568 are to replace the term "truancy" with "excessive absenteeism". Section 4 would amend Sec. 43-247 to remove school truancy from the juvenile court's (3)(b) jurisdiction. This section would clarify that a juvenile court may address excessive absenteeism in other cases, but is no longer an independent basis for juvenile court jurisdiction. Section 9 would amend Sec. 43-260.03 to add providing services to juveniles with excessive absences from school to the goals of juvenile pretrial diversion programs. Section 10 would amend Sec. 43-260.04, Section 11 would amend Sec. 43-260.05, Section 12 would amend Sec. 43-274, and Section 13 would amend Sec. 43-276 to include and harmonize references to allow juvenile diversion programs to offer such services. Section 16 would amend Sec. 43-2404.02 to expand the allowable uses of the Community-based Juvenile Services Aid distributed to counties to include reducing the risk of juveniles coming into contact with the juvenile justice system. Section 17 would amend Sec. 43-2404.03 to change the intent of the Legislature to appropriate $10 million per year to the Community-based Juvenile Services Aid Program. The current stated amount is $5 million. Section 18 would amend Sec. 43-2405 to make a change related to applicants for Community-based Juvenile Services Aid. Under current law, the applicants (counties and tribes) are allowed to "give consideration to contracting with private nonprofit agencies for the provision of programs". This section would eliminate the reference to "private nonprofit". The effect of this change is unclear. Applicants are not currently specifically restricted from "giving consideration" to agencies that are not private nonprofits. The Committee amendment would change Section 17 to change the increase in Community-based Juvenile Services Aid to $8.5 million and delay the change until FY2024. Nebraska Association of School Boards position: Follow Nebraska County Attorneys Association Position: Oppose Nebraska Association of County Officials position: Support	Monitor	Judiciary	02/05/2021	Select File 05/18/2021 Judiciary Priority Bill Placed on Select File with ER93 Enrollment and Review ER93 filed Advanced to Enrollment and Review Initial Groene AM1324 lost Judiciary AM264 adopted Groene AM1324 filed Pansing Brooks AM1209 adopted Pansing Brooks AM1209 pending Judiciary AM264 pending Pansing Brooks AM1209 filed Judiciary priority bill Placed on General File with AM264 Judiciary AM264 filed Notice of hearing for February 05, 2021 Referred to Judiciary Committee Date of introduction
LB569	(Pansing Brooks) Provide for certain treatment options for patients with Lyme disease 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.		Health and Human Services	02/04/2021	General File 03/30/2021 Placed on General File Notice of hearing for February 04, 2021 Referred to Health and Human Services Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB577	(Bostar) Establish Election Day as a holiday and change provisions relating to early voting and automatic voter registration	Neutral Letter	Government, Military and Veterans Affairs	03/03/2021	In Committee 01/22/2021
	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.				Notice of hearing for March 03, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Nebraska Association of County Officials position: Oppose Letter				
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB579	**(Moser) Change provisions relating to reports regarding highway construction by the Department of Transportation**		**Appropriations**	**02/08/2021**	**Approved by Governor 05/26/2021 Moser Priority Bill**
	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.				**Approved by Governor on May 26, 2021 Hansen, M. explanation of vote Presented to Governor on May 21, 2021 President/Speaker signed Passed on Final Reading 45-0-4 Placed on Final Reading Cavanaugh, M. MO75 withdrawn Advanced to Enrollment and Review for Engrossment Cavanaugh, M. MO75 Bracket until May 20, 2021 filed Enrollment and Review ER95 adopted Enrollment and Review ER95 filed Placed on Select File with ER95 Moser AM1377 adopted Moser AM862 withdrawn Moser AM124 withdrawn Advanced to Enrollment and Review Initial Moser AM1377 filed Moser AM862 filed Placed on General File Moser priority bill Moser AM124 filed Kolterman name added**
	Nebraska Association of County Officials position: Support Letter				
	Columbus Chamber Transportation Committee position: Support				
	Behlen Manufacturing position: Support				
	Nebraska Department of Transportation position: Oppose				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
					Notice of hearing for February 08, 2021 **Referred to Appropriations Committee** **Date of introduction**
LB580	(Moser) Change provisions relating to the operation of games of chance under the Nebraska Racetrack Gaming Act **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.**		General Affairs	02/01/2021	In Committee 01/22/2021 Notice of hearing for February 01, 2021 Referred to General Affairs Committee Date of introduction
LB584	(Vargas) Adopt the Mobile Food Unit Act and change fees for a mobile food unit **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.** **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: More review necessary**		Agriculture	02/02/2021	In Committee 01/22/2021 Notice of hearing for February 02, 2021 Referred to Agriculture Committee Date of introduction
LB585	**(Vargas) Appropriate funds for local public health departments** **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.** **Nebraska Hospital Association position: Monitor** **Douglas County Board of Commissioners position: Support** **Nebraska Association of County Officials position: Watch**	**Support Letter**	**Appropriations**	**02/25/2021**	**In Committee 01/22/2021** **Provisions/portions of LB585 amended into LB380 by AM393** **Notice of hearing for February 25, 2021** **Referred to Appropriations Committee** **Date of introduction**
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.** **Nebraska Association of County Officials position: Oppose**	Oppose	Government, Military and Veterans Affairs	02/18/2021	In Committee 01/22/2021 Notice of hearing for February 18, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction

Comments

2021 Standing:

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	The bill remains held in committee, and will carryover to the 2022 session.				
LB594	(Slama) Adopt the Rural Workforce Crisis Act		Business and Labor	03/01/2021	In Committee 01/22/2021
	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.				Kolterman name added Notice of hearing for March 01, 2021 Referred to Business and Labor Committee Date of introduction
	Nebraska Economic Developers Association position: Oppose				
LB599	(Lindstrom) Change an exemption from the documentary stamp tax		Revenue	03/04/2021	General File 03/12/2021
	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.				Placed on General File Notice of hearing for March 04, 2021 Referred to Revenue Committee Date of introduction
LB600	(Brandt) Provide and change powers and duties of public power districts and electric cooperatives regarding broadband facilities and infrastructure		Transportation and Telecommunications	02/09/2021	In Committee 01/22/2021
	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.				Brandt AM148 filed Notice of hearing for February 09, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
	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.				
	Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB460, LB656 **Nebraska Association of County Officials position: Watch** **Nebraska Child Health & Education Alliance: Monitor**				
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB601	(McKinney) Require law enforcement agencies to maintain records regarding officer discipline and create a public data base of law enforcement officer misconduct		Judiciary	02/03/2021	In Committee 01/22/2021
	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.				Provisions/portions of LB601 amended into LB51 by AM745 Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction
	Omaha Police Officers Association/Fraternal Order of Police position: Oppose League of Nebraska Municipalities position: Oppose				
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB603	(Aguilar) Adopt the Organized Consumer Product Theft Protection Act		Judiciary	02/25/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 25, 2021 Referred to Judiciary Committee Date of introduction
LB605	(Wishart) Create the Outdoor Recreation and Education Study Committee of the Legislature		Executive Board	02/24/2021	In Committee 01/22/2021
	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.				McCollister name added Notice of hearing for February 24, 2021 Referred to Executive Board Date of introduction
	Comments 2021 Standing:				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	The bill remains held in committee, and will carryover to the 2022 session.				
LB608	(Hilgers) Eliminate obsolete provisions relating to the State Racing Commission		General Affairs	02/01/2021	In Committee 01/22/2021
	Regarding the State Racing Commission, the membership makeup that was to be effective until 7/15/2010 would be struck from the bill.				Notice of hearing for February 01, 2021 Referred to General Affairs Committee Date of introduction
LB611	(Hilgers) Correct a reference to a defined term relating to property taxes		Revenue	02/17/2021	In Committee 01/22/2021
	Relating to property taxes, the term "special value" as defined in section 77-1343 would be corrected to "special valuation."				Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction
	Nebraska Association of County Officials position: Watch				
LB613	(Erdman) Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act	Oppose Letter	Revenue	02/17/2021	In Committee 01/22/2021
	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.				Halloran name added Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction
	Douglas County Board of Commissioners position: Bill of High Concern				
	Nebraska Association of County Officials position: Oppose				
LB616	(Hughes) Change abandoned motor vehicle provisions		Transportation and Telecommunications	02/02/2021	Approved by Governor 05/05/2021
	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.				Approved by Governor on May 5, 2021 Presented to Governor on April 29, 2021 President/Speaker signed Passed on Final Reading 45-0-4 Placed on Final Reading Hughes AM951 adopted
	AM 107 replaces "or" with "and" to require a state or local law enforcement agency to send notice to the last registered owner and lienholder, instead of the last registered owner or lienholder, regarding certain vehicles in the law enforcement agency's custody.				Enrollment and Review ER58 adopted Advanced to Enrollment and Review for Engrossment Hughes AM951 filed
	Nebraska Association of County Officials position: Neutral				Enrollment and Review ER58 filed
	League of Nebraska Municipalities position: Undetermined				Placed on Select File with ER58
	Professional Towing Association of Nebraska position: Support				Cavanaugh, M. MO25 failed Advanced to Enrollment and Review Initial Transportation and Telecommunications AM107 adopted Cavanaugh, M. MO25 Bracket until May 4, 2021 filed Transportation and Telecommunications AM107 filed Placed on General File with AM107 Notice of hearing for February 02, 2021 Referred to Transportation and Telecommunications Committee

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
					Date of introduction

Comments

2021 Standing

Change abandoned motor vehicle provisions

As introduced, this bill not only requires the State Patrol to follow the same guidelines that towers use when notifying lienholders about an abandoned vehicle, but it also doubles the valuation of said vehicles. First, the body sent this measure to the Transportation and Telecommunications Committee, where they heard proponents from towing associations. Then on February 17, the committee advanced the bill with AM 107, requiring law enforcement to send notice to both the last registered owner and the lienholder. Once the Legislature adopted that change, the body passed the bill on April 29, 45-0-4, and the Governor later approved it on May 5.

Passed (Awaiting Gov Approval)

None

LB619	(Sanders) Change excavation requirements under the One-Call Notification System Act	Recommended: Oppose	Transportation and Telecommunications	02/01/2021	In Committee 01/22/2021 Notice of hearing for February 01, 2021 Referred to Transportation and Telecommunications Committee Date of introduction

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.

Nebraska Association of County Officials position: Watch
League of Nebraska Municipalities position: Neutral

Comments

2021 Standing:

The bill remains held in committee, and will carryover to the 2022 session.

LB620	(Vargas) Limit use of restrictive housing and solitary confinement	Monitor	Judiciary	02/10/2021	In Committee 01/22/2021 Notice of hearing for February 10, 2021 Referred to Judiciary Committee Date of introduction

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.

LB622	(Friesen) Limit the growth of real property valuations and provide for adjustments to assessed values		Revenue	02/17/2021	In Committee 01/22/2021 Notice of hearing for February 17, 2021 Referred to Revenue Committee Date of introduction

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%.

Douglas County Board of Commissioners position: Bill of High Concern
Nebraska Association of School Boards position: Follow
Nebraska State Chamber position: Watch
Nebraska Association of County Officials position: Oppose

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB626	(Vargas) Change provisions of the Child and Maternal Death Review Act		Health and Human Services	02/19/2021	General File 03/30/2021
	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.				Health and Human Services AM642 filed Placed on General File with AM642 Notice of hearing for February 19, 2021 Referred to Health and Human Services Committee Date of introduction
	Nebraska Hospital Association position: Monitor				
LB629	(Morfeld) Create a grant program to provide financial assistance to entities affected by event cancellations		Appropriations	02/08/2021	General File 03/16/2021
	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.				Appropriations AM139 filed Placed on General File with AM139 Notice of hearing for February 08, 2021 Referred to Appropriations Committee Date of introduction
	Nebraska Association of County Officials position: Watch **Nebraska Economic Developers Association position: Monitor**				
LB631	(Bostar) Prohibit counties from prohibiting the use of residential property as short-term rentals	Monitor	Government, Military and Veterans Affairs	02/11/2021	General File 02/26/2021
	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.				Placed on General File Notice of hearing for February 11, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Nebraska Association of County Officials position: Watch				
LB635	(Cavanaugh, J.) Change provisions regarding nomination and election of certain partisan candidates	Monitor	Government, Military and Veterans Affairs	02/18/2021	In Committee 01/22/2021

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Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	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. **Nebraska Association of County Officials position: Watch**				Notice of hearing for February 18, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LB636	(Cavanaugh, J.) Eliminate cash bail bonds, appearance bonds, and related provisions **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.** **Nebraska County Attorneys Association Position: Oppose** **Nebraska Association of County Officials position: Watch Letter**		Judiciary	03/04/2021	In Committee 01/22/2021 Notice of hearing for March 04, 2021 Referred to Judiciary Committee McKinney name added Date of introduction
LB637	(Vargas) Change provisions relating to the control of contagious or infectious disease **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.** **Nebraska Hospital Association position: Monitor** **Nebraska Association of County Officials position: Watch**		Health and Human Services	02/19/2021	In Committee 01/22/2021 Notice of hearing for February 19, 2021 Referred to Health and Human Services Committee Date of introduction
LB638	(Judiciary) Require a report by the State Court Administrator regarding juveniles discharged from youth rehabilitation and treatment centers **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.**		Judiciary	02/05/2021	In Committee 01/22/2021 Notice of hearing for February 05, 2021 Referred to Judiciary Committee Date of introduction
LB643	(Hansen, B.) Protect an individual liberty right to accept or decline a vaccination under a mandatory directive		Health and Human Services	02/04/2021	In Committee 01/22/2021

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Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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Document	Description	Position	Committee	Hearing Date	Status
	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. Nebraska Hospital Association position: Monitor Nebraska State Chamber position: Watch Nebraska Child Health & Education Alliance: Letter- Oppose				Lindstrom name added Notice of hearing for February 04, 2021 Referred to Health and Human Services Committee Date of introduction
LB644	(Hansen, B.) Adopt the Property Tax Request Act, change dates relating to tax levies, and change provisions relating to property tax refunds	Oppose Letter	Revenue	02/10/2021	Approved by Governor 05/26/2021 Hansen, B. Priority Bill
	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. The Committee advanced the billl with AM755. The amendment changes the political subdivisions that are affected by this bill to be: a county, city, school district, or community college. If the political subdivision includes area in more than one county, the county in which the principal headquarters are located will the location of the joint public hearing. The information required to be published on the postcard that is mailed to all affected property taxpayers found in Section 4 will now require the date, time and location for the joint public hearing, a listing of each political subdivision that will be participating in the joint public hearing, a telephone number for each political subdivision and the amount of each participating political subdivision's property tax request. Additional information on the postcard will be the name of the county that will be holding the joint public hearing, the parcel number and the name and address of the property owner, the prior year and the current year assessed valuation, the amount of property taxes due in the prior year and the amount of property taxes due for the current year and the change in the amount of property taxes due. The due date for filing the budget with the Auditor of Public Accounts for all political subdivisions is moved to September 27. The operative date remains as January 1, 2022. Between General and Select File, parties negotiated an agreement on the bill. That compromise was embodied in AM1019. The amendment provides that if a county, city, school district, or community college decides to increase its property tax request by more than the allowable growth percentage, those political subdivisions need to hold a joint public hearing. Allowable growth percentage is defined as a percentage equal to the sum of 2% plus the political subdivision's real growth percentage.				Approved by Governor on May 24, 2021 Presented to Governor on May 19, 2021 President/Speaker signed Passed on Final Reading 42-0-7 Dispensing of reading at large approved Placed on Final Reading with ST19 Hilkemann AM1114 adopted Advanced to Enrollment and Review for Engrossment Hansen, B. AM1019 adopted Cavanaugh, J. AM1115 adopted Cavanaugh, J. AM1111 withdrawn Hansen, B. AM1073 withdrawn Hilkemann AM1056 withdrawn Enrollment and Review ER54 adopted Cavanaugh, J. AM1115 filed Vargas name added Hilkemann AM1114 filed Cavanaugh, J. AM1111 filed Hansen, B. AM1019 filed Hilkemann AM1056 filed Hansen, B. AM1073 filed Placed on Select File with ER54 Enrollment and Review ER54 filed Advanced to Enrollment and Review Initial Revenue AM755 adopted Wayne FA17 filed Wayne FA17 withdrawn Halloran AM854 adopted

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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	Real growth percentage means the percentage obtained by dividing the political subdivision's real growth value by the political subdivision's total real property valuation from the prior year. Real growth value includes the increase in a political subdivision's real property valuation from the prior year to the current year due to: improvements to real property because of new construction and additions to existing buildings, any other improvements to real property which increase the value of such property, annexation of real property by the political subdivision, and a change in the use of real property; and the annual increase in the excess value for any tax increment financing project. Excess value means an amount equal to the assessed value of the real property included in a TIF project minus the redevelopment project valuation. This includes both inflationary growth and the increase in the valuation because of the improvements. The amendment also defines the terms property tax request, redevelopment project valuation and tax increment financing project. The amendment clarifies that only counties with a population of greater than 25,000 inhabitants are required to post notice of the joint public hearing on their website. The amendment provides an outline on the process for the county to collect the information to be included on the postcard and mail the postcard 7 calendar days before the joint public hearing. The cost of creating and mailing the postcards, including staff time, materials, and postage will be divided among the political subdivisions participating in the joint public hearing. The timeline for the joint public hearing and the filing of the budget is also changed. The joint public hearing is required to be held on or after September 17th and prior to September 29th. The date to file the budget is changed to September 30th. The deadline for the county board of equalization to levy necessary taxes is changed to "on or before October 20th." Clarifying changes suggested by the State Auditor's office are also made regarding the levy requests to the county board of equalization. The amendment clarifies that each political subdivision will designate one representative to attend the joint public hearing on behalf of the political subdivision. Also clarified is that the joint public hearing will be held after 6 p.m. local time. The amendment provides that any member of the public will be allowed to speak at the joint public hearing and will be given a reasonable amount of time to do so. This language is consistent with language regarding the public speaking at the hearing on the proposed budget statement. The amendment adds language that an inadvertent failure to comply with the Property Tax Request Act shall not invalidate the property tax request or constitute an unauthorized levy. Also, the failure of a taxpayer to receive a postcard shall not invalidate the property tax request or constitute an unauthorized levy. Finally, the amendment requires the county clerk or his or her designee to prepare a report of the joint public hearing that includes the names of the representatives from the political subdivisions and the names and addresses of each person who speaks at the joint public hearing and the name of any organization they represent. The report needs to be delivered to the political subdivisions participating in the joint public hearing within 10 days after the hearing. Nebraska Association of School Boards position: Oppose Nebraska State Chamber position: Support Nebraska Association of County Officials position: Oppose Greater Nebraska Schools Association postion: Oppose - Testify League of Nebraska Municipalities postion: Oppose				Halloran AM854 pending Halloran AM854 filed Halloran AM854 pending Revenue AM755 pending McCollister name added Placed on General File with AM755 Revenue AM755 filed Hansen, B. priority bill Notice of hearing for February 10, 2021 Referred to Revenue Committee Date of introduction

Comments
2021 Standing

Lancaster County Board of Commissioners
Weekly Report for Bills of Interest on 06/01/2021
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		Advanced by the Revenue Committee as Senator Ben Hansen's personal priority bill for the 2021 session, LB644 was filibustered on General File due to the burdensome nature on political subdivisions and the limitations it would place on growth of cities and counties. Senator Hansen, while working with opponents, largely watered down the measure requiring postcards to be sent notifying taxpayers of joint public hearings when a subdivisions tax request will be more than allowable growth plus real growth. The bill was passed on Final Reading as amendmed on a vote of 42-0-7 without debate before being presented to the governor and approved on May 24th.			
LB645	(Hansen, B.) Provide for enhanced penalties for violations of directed health measures committed by public officials		Health and Human Services	02/04/2021	In Committee 01/22/2021
	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. **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Oppose**				Notice of hearing for February 04, 2021 Referred to Health and Human Services Committee Date of introduction
LB647	**(Flood) Change powers of cities of the first class**		**Urban Affairs**	**02/23/2021**	**IPP (Killed) 05/27/2021**
	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.				**Motion to suspend rules to indefinitely postpone prevailed** **Indefinitely postponed** **Provisions/portions of LB647 amended into LB131 by AM1275** **Motion to suspend rules to indefinitely postpone filed** **Placed on General File** **Notice of hearing for February 23, 2021** **Referred to Urban Affairs Committee** **Date of introduction**
LB652	(Wayne) Adopt the Historically Underutilized Business Program Act		Government, Military and Veterans Affairs	02/19/2021	In Committee 01/22/2021
	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. **Nebraska Economic Developers Association position: Monitor**				Hunt name added Notice of hearing for February 19, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
LB653	(Wayne) Require goals for using historically underutilized businesses under the Community Development Law		Urban Affairs	02/23/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 23, 2021 Referred to Urban Affairs Committee Date of introduction
	Nebraska Economic Developers Association position: Monitor				
LB654	(Wayne) Adopt the Public Entities Investment Trust Act		Banking, Commerce and Insurance	02/23/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 23, 2021 Referred to Banking, Commerce and Insurance Committee Date of introduction
	Nebraska Association of County Officials position: Oppose Letter				
LB655	(Wayne) Change tax provisions relating to cigars, cheroots, and stogies		Revenue	03/03/2021	In Committee 01/22/2021
	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.				Notice of hearing for March 03, 2021 Referred to Revenue Committee Date of introduction
LB656	(Wayne) Authorize municipalities to provide broadband and Internet services		Transportation and Telecommunications	02/09/2021	IPP (Killed) 02/25/2021
	The bill authorizes municipalities to provide internet services on a retail or wholesale basis.				Indefinitely postponed Notice of hearing for February 09, 2021 Wayne MO5 withdrawn Wayne MO5 Rerefer LB656 to the Urban Affairs Committee Referred to Transportation and Telecommunications Committee Date of introduction
	Nebraska State Chamber Position: Neutral look at in conjunction with concepts embodied in LB600, LB460 **Nebraska Association of County Officials position: Support** **League of Nebraska Municipalities postion: Support** **Nebraska Economic Developers Association position: Monitor**				
LB657	(Vargas) Require the office of Legislative Research to prepare racial impact statements for legislative bills	Support Letter	Executive Board	03/01/2021	In Committee 01/22/2021
	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.				Notice of hearing for March 01, 2021 Hansen, M. name added Referred to Executive Board Date of introduction

Comments

2021 Standing:

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	The bill remains held in committee, and will carryover to the 2022 session.				
LB658	(McDonnell) Require the Inspector General of the Nebraska Correctional System to commission a study		Executive Board	02/18/2021	In Committee 01/22/2021
	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.				Notice of hearing for February 18, 2021 Referred to Executive Board Date of introduction
LB661	(McDonnell) Prohibit assault on a public transportation driver and clarify provisions relating to assault on officers, emergency responders, certain employees, and health care professionals		Judiciary	02/24/2021	General File 03/16/2021
	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. **Nebraska Hospital Association position: Support**				Blood name added Judiciary AM612 filed Placed on General File with AM612 Slama name added Notice of hearing for February 24, 2021 Referred to Judiciary Committee Date of introduction
LB662	**(McDonnell) State intent regarding appropriations to the Department of Health and Human Services**		**Appropriations**	**02/25/2021**	**In Committee 01/22/2021**
	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.				**Provisions/portions of LB662 amended into LB380 by AM393** **Notice of hearing for February 25, 2021** **Referred to Appropriations Committee** **Date of introduction**
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	Support	Judiciary	02/03/2021	In Committee 01/22/2021
	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. **Omaha Police Officers Association/Fraternal Order of Police position: Support**				Notice of hearing for February 03, 2021 Referred to Judiciary Committee Date of introduction

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

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Document	Description	Position	Committee	Hearing Date	Status
	Nebraska Association of County Officials position: Not on list **Nebraska Association of Behavioral Health Organizations position: Support** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LB665	(Business and Labor) Deny claims against the state **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."**		Business and Labor	02/01/2021	IPP (Killed) 04/08/2021 Indefinitely postponed Hansen, M. name added Hunt name added Notice of hearing for February 01, 2021 Referred to Business and Labor Committee Date of introduction
	Comments 2021 Standing: The bill was indefinitley postponed				
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).**		Transportation and Telecommunications	02/16/2021	In Committee 01/22/2021 Notice of hearing for February 16, 2021 Referred to Transportation and Telecommunications Committee Date of introduction
LB674	(Linehan) Change provisions relating to the allocation and use of credits under the Affordable Housing Tax Credit Act **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.** **Nebraska State Chamber position: Support**		Revenue	02/05/2021	In Committee 01/22/2021 Notice of hearing for February 05, 2021 Referred to Revenue Committee Date of introduction
LB679	(Linehan) Require the Tax Commissioner to collect lodging taxes as prescribed		Revenue	03/04/2021	In Committee 01/22/2021

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners

Weekly Report for Bills of Interest on 06/01/2021

The full text of all bills and other information is available by clicking on the bill number on the chart or online at www.nebraskalegislature.gov

Document	Description	Position	Committee	Hearing Date	Status
	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 position: Watch/Oppose** **Nebraska Association of County Officials position: Oppose** **League of Nebraska Municipalities position: Oppose**				Notice of hearing for March 04, 2021 Referred to Revenue Committee Date of introduction
LR2CA	(Wayne) Constitutional amendment to legalize cannabis for persons twenty-one and older and to require legislation		Judiciary	02/19/2021	In Committee 01/11/2021
	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. **Nebraska County Attorneys Association position: Oppose** **Governor Pete Ricketts position: Noted as a Bad Bill in April 13, 2021 Column**				Hunt name added Notice of hearing for February 19, 2021 Referred to Judiciary Committee Date of introduction
LR3CA	(Slama) Constitutional amendment to require verification of identity prior to voting	Oppose Letter	Government, Military and Veterans Affairs	02/17/2021	In Committee 01/11/2021
	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.				Albrecht name added Notice of hearing for February 17, 2021 Clements name added Lindstrom name added Groene name added Murman name added Hansen, B. name added Referred to Government, Military and Veterans Affairs Committee Date of introduction
	Comments 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LR10CA	(Cavanaugh, J.) Constitutional amendment to remove felony convictions other than treason from being a disqualification for voting		Government, Military and Veterans Affairs	02/24/2021	In Committee 01/11/2021
	This constitutional amendment would remove felony convictions other than treason from being a disqualification for voting.				Notice of hearing for February 24, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LR11CA	(Erdman) Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation	Oppose	Revenue	02/03/2021	Failed to Advance 05/05/2021 Erdman Priority Bill

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	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. **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Oppose** **Nebraska Economic Developers Association position: Monitor**				Failed to advance to Enrollment and Review Initial Blood AM1259 lost Blood AM1259 filed Pending Attorney General Opinion 21-008 to Erdman Placed on General File Erdman priority resolution Notice of hearing for February 03, 2021 Referred to Revenue Committee Date of introduction
	Comments 2021 Standing: Known as the 'Fair Tax' or 'Consumption Tax' by proponents of the measure, LR11CA was advanced to by the Revenue Committee for consideration by the full legislature on March 31st. The measure ran into a filibuster, eventually failing to advance, only receiving 23 votes in support. Senator Erdman has noted that it is likely that a move to place a similar concept on the next general election ballot is likely, as well as possible debate on a similar measure during the 2022 session.				
LR13CA	(Brewer) Constitutional amendment to limit the percentage of funding for schools that comes from property taxes		Education	02/08/2021	In Committee 01/12/2021
	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. **Nebraska Association of School Boards position: Oppose** **Schools Taking Action for Nebraska Children Education position: Oppose** **Nebraska State Chamber position: Watch** **Greater Nebraska Schools Association postion: Oppose - Letter** **Nebraska Child Health & Education Alliance: Monitor** **Nebraska State Education Association position: Oppose**				Notice of hearing for February 08, 2021 Referred to Education Committee Briese name added
LR22CA	(Linehan) Constitutional amendment to limit the total amount of property tax revenue that may be raised by political subdivisions	Oppose	Revenue	01/27/2021	In Committee 01/20/2021
	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. **Nebraska Association of School Boards position: Oppose** **ESU Coordinating Council position: Oppose** **Nebraska Council of School Administrators position: Oppose** **Nebraska Rural Community Schools Association position: Oppose** **Nebraska State Education Association position: Oppose**				Notice of hearing for January 27, 2021 Referred to Revenue Committee Date of introduction

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	Schools Taking Action for Nebraska Children Education position: Oppose **Nebraska State Chamber position: Unspecified** **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor** **Greater Nebraska Schools Association postion: Oppose - Testify** **Nebraska Child Health & Education Alliance: Monitor** **Lincoln Public Schools position: Oppose** **Comments** 2021 Standing: The bill remains held in committee, and will carryover to the 2022 session.				
LR23	(Erdman) Interim study to examine the progress of natural resources districts in fulfilling their originally intended purpose		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee Date of introduction
LR25	(Executive Board) Provide for appointment by the Executive Board of a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature	Monitor	Executive Board	02/25/2021	President/Speaker Signed 03/24/2021 Executive Board Priority Bill
	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. **Nebraska Association of Behavioral Health Organizations position: Monitor**				Report Report President/Speaker signed Adopted Executive Board priority resolution Reported to the Legislature for further consideration Notice of hearing for February 25, 2021 Referred to Executive Board Speaker's announcement Laid over Date of introduction
LR27CA	(Hansen, M.) Constitutional amendment to provide legislative authority in emergencies resulting from a pandemic		Government, Military and Veterans Affairs	02/26/2021	In Committee 01/22/2021
	This constitutional amendment would provide legislative authority in emergencies resulting from a pandemic.				Notice of hearing for February 26, 2021 Referred to Government, Military and Veterans Affairs Committee Date of introduction
LR76	(Hansen, M.) Interim study of court fees as a funding source for the court system and the judicial branch		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee

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Lancaster County Board of Commissioners

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LR83	(Hansen, M.) Interim study to examine the gubernatorial appointment process of members to boards, commissions, and similar entities		Executive Board		In Committee 05/20/2021 Referred to Executive Board
LR97	(Hansen, M.) Interim study to determine whether further revision to the Nebraska grand jury laws is necessary		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR100	(Williams) Interim study to determine whether the Real Property Appraiser Act should be updated		Banking, Commerce and Insurance		In Committee 05/20/2021 Referred to Banking, Commerce and Insurance Committee
LR105	(Kolterman) Interim study to examine the public employees' retirement systems administered by the Public Employees Retirement Board		Nebraska Retirement Systems		In Committee 05/20/2021 Referred to Nebraska Retirement Systems Committee
LR106	(Kolterman) Interim study to monitor underfunded defined benefit plans administered by political subdivisions as required by 13-2402		Nebraska Retirement Systems		In Committee 05/20/2021 Referred to Nebraska Retirement Systems Committee
LR115	(Lowe) Interim study to examine and review liquor laws in Nebraska		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR117	**(Bostelman) Interim study to examine surface water irrigation projects and infrastructure**		**Natural Resources**		**In Committee 05/26/2021** **Referred to Natural Resources Committee**
LR124	(Wayne) Interim study to examine issues relating to the designation of extremely blighted areas under the Community Development Law		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee
LR125	(Wayne) Interim study to examine issues relating to the designation of enhanced employment areas under the Community Development Law		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee
LR127	(Hilkemann) Interim study to identify a more equitable scale for motor vehicle taxation		Transportation and Telecommunications		In Committee 05/20/2021 Referred to Transportation and Telecommunications Committee
LR131	**(Hansen, M.) Interim study to examine the lack of affordable housing in Nebraska**		**Urban Affairs**		**In Committee 05/26/2021** **Referred to Urban Affairs Committee**

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LR138	(Lathrop) Interim study to examine remedies available for incarcerated persons who have property lost, stolen, or damaged during their confinement		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR156	(Pansing Brooks) Interim Study to examine mental health and addiction issues within the Nebraska criminal justice system		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR164	(Wishart) Interim study to examine problem solving courts		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR171	(McKinney) Interim study to examine the rights, roles, and responsibilities of Nebraska county election officials, state election officials, and relevant court and corrections personnel in carrying out state law regarding voting rights for former felony offenders		Government, Military and Veterans Affairs		In Committee 05/20/2021 Referred to Government, Military and Veterans Affairs Committee
LR173	(Blood) Interim study to examine the organizational structure and funding of the Nebraska Law Enforcement Training Center		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR174	(Briese) Interim study to examine issues within the jurisdiction of the General Affairs Committee		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR175	(Briese) Interim study to examine and review the game of keno		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR176	(Briese) Interim study to examine the statutes governing horseracing and the State Racing Commission		General Affairs		In Committee 05/20/2021 Referred to General Affairs Committee
LR178	(Wishart) Interim study to solicit input from Nebraskans regarding funds from the federal American Rescue Plan Act of 2021		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR183	(Cavanaugh, J.) Interim study to examine Nebraska law relating to body-worn cameras worn by law enforcement agents		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR186	(Brandt) Interim study to examine nonprofit movie theaters and tax-exempt status		Revenue		In Committee 05/20/2021

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					Referred to Revenue Committee
LR188	(Cavanaugh, J.) Interim study to examine issues related to adopting reward-based conservation programs		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee
LR189	(McCollister) Interim study to examine sex offender registration in Nebraska		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR192	(Groene) Interim study to review methods of water augmentation and develop statutory definitions		Natural Resources		In Committee 05/20/2021 Referred to Natural Resources Committee
LR194	(DeBoer) Interim study to examine methods of ending domestic and sexual violence in Nebraska		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee Blood name added
LR200	(Appropriations) Interim study to examine the long-term fiscal sustainability of the Nebraska Health Care Cash Fund		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR201	(Health and Human Services) Interim study to examine issues within the jurisdiction of the Health and Human Services Committee		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR202	(Health and Human Services) Interim study to examine federal legislation regarding COVID-19 pandemic assistance		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR203	(Flood) Interim study to examine medicaid expansion and behavioral health		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR205	(DeBoer) Interim study to examine the use of mediation and residential eviction		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR209	(McDonnell) Interim study to examine the appropriations necessary for creating public health crisis zones		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee
LR210	(McKinney) Interim study to examine poverty and incarceration and the appropriations necessary to reduce both		Appropriations		In Committee 05/20/2021 Referred to Appropriations Committee

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LR211	(Lowe) Interim study to examine issues related to adopting construction codes		Urban Affairs		In Committee 05/20/2021 Referred to Urban Affairs Committee
LR215	(Hansen, M.) Interim study to examine county fees and fines set by statute and the cost for administering the associated services		Government, Military and Veterans Affairs		In Committee 05/20/2021 Referred to Government, Military and Veterans Affairs Committee
LR230	(Murman) Interim study to examine a potential constitutional amendment to limit property taxation to residential property only		Revenue		In Committee 05/20/2021 Referred to Revenue Committee
LR231	(Lathrop) Interim study to examine issues within the jurisdiction of the Judiciary Committee		Judiciary		In Committee 05/20/2021 Referred to Judiciary Committee
LR232	(Friesen) Interim study to examine the assessment procedures of county assessors for each class of property and whether the assessment process would benefit from other parties assessing certain classes of property		Revenue		In Committee 05/20/2021 Referred to Revenue Committee
LR234	(Friesen) Interim study to examine issues related to the regulation and taxation of electric vehicles		Transportation and Telecommunications		In Committee 05/20/2021 Referred to Transportation and Telecommunications Committee
LR237	(Vargas) Interim study to examine existing statutes regarding directed health measures		Health and Human Services		In Committee 05/20/2021 Referred to Health and Human Services Committee
LR246	(Natural Resources) Interim study to examine issues within the jurisdiction of the Natural Resources Committee		Natural Resources		Introduced
LR261	(Revenue) Interim study to examine the structure and administration of and compliance with certain taxes		Revenue		Introduced

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Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

EXHIBIT 4

Document	Senator	Position	Committee	Status	Description
LB2	Briese	Quiet Opposition	Revenue 02/10/2021	Approved by Governor 05/26/2021 Briese Priority Bill	Change the valuation of agricultural land and horticultural land for certain school district taxes

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%.

AM638 was adopted by the Committee and does the following: Amends the annual increase in the Property Tax Credit Fund. Instead of the prior year amount plus the allowable growth percentage in section 77-6702 it will be prior year amount plus 3%. LB79 as amended was amended into LB2. The amendment changes the amount of agricultural and horticultural land that may be levied against to pay principal and interest on school district bonds from 30% of actual value to 50%; it replaces the acceptable range for assessment of such land it changes to 44%-50%.

Nebraska Association of School Boards position: Oppose
Nebraska Rural Community Schools Association: Oppose
Schools Taking Action Action for Nebraska Children Education: Oppose
Nebraska Association of County Officials position: Oppose
Greater Nebraska Schools Association postion: Oppose - Testify

LB25	Wayne	Monitor	Urban Affairs 01/26/2021	Approved by Governor (E-Clause) 03/17/2021	Change provisions relating to the division of ad valorem taxes under the Community Development Law

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).

Nebraska Association of County Officials position: Watch Letter
Nebraska Economic Developers Association position: Monitor

LB32	Pansing Brooks	Monitor	Judiciary 02/17/2021	In Committee 01/11/2021	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.

Nebraska County Attorneys Association Position: Oppose

LB34	Pansing Brooks	Monitor	Judiciary 02/17/2021	In Committee 01/11/2021	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.

Nebraska County Attorneys Association Position: Oppose

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Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB52	Lathrop	Monitor	Judiciary 02/18/2021	In Committee 01/11/2021	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.

Nebraska Hospital Association position: Monitor
Nebraska State Chamber position: Watch
Nebraska Association of School Boards position: Follow
Nebraska Association of County Officials position: Support Letter
Nebraska Association of Behavioral Health Organizations: Monitor
Nebraska Economic Developers Association position: Monitor
Metropolitan Area Planning Agency position: Monitor
Nebraska Child Health & Education Alliance: Monitor

LB54	Lathrop	Monitor	Judiciary 02/18/2021	Select File 05/18/2021 Lathrop Priority Bill	Change immunity for intentional torts under the Political Subdivisions Tort Claims Act and the State Tort Claims Act

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.

This bill attempts to address a change in the court's interpretation of the intentional tort exception to the wavier of sovereign immunity found in Moser v. State of Nebraska, 307 Neb.18 (2020).

The Judiciary Committee advanced the bill with AM1268. The amendment narrows the scope of the proposed exception in LB 54 by replacing the original proposed language with new language that allows claims for intentional torts where the political subdivision (or state agency) failed to use reasonable care to control someone under their charge or protect a person in their care or custody from intentional torts by non-employees.

Douglas County Board of Commissioners position: Bill of Concern
Nebraska Association of School Boards position: Oppose
Omaha Police Officers Association/Fraternal Order of Police position: Monitor
Nebraska Association of County Officials position: Oppose
Metropolitan Area Planning Agency position: Monitor
Nebraska Association of Trial Attorneys position: Support
Nebraska State Education Association position: Support
Nebraska Intergovernmental Risk Management Association position: Oppose
City of Omaha position: Oppose
Nebraska Attorney General position: Oppose

LB71	Wayne	Monitor	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

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.

Douglas County Board of Commissioners position: Bill of Concern
Nebraska Association of School Boards position: Oppose

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
	Omaha Police Officers Association/Fraternal Order of Police position: Monitor **Nebraska Association of County Officials position: Oppose** **Metropolitan Area Planning Agency position: Monitor**				
LB73	Geist	Support	General Affairs 02/01/2021	General File 04/13/2021	Direct a portion of the proceeds from the Nebraska Racetrack Gaming Act to county agricultural societies
	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. **Nebraska Association of County Officials position: Oppose** **League of Nebraska Municipalities position: Oppose** **Nebraska Association of Fair Managers position: Support** **Lancaster County Board of Commissioners position: Support** **Lancaster County Event Center position: Support** **Lincoln Independant Business Association position: Support** **City of Lincoln position: Oppose** **City of Omaha position: Oppose** **Nebraska Farm Bureau position: Support** **Dakota Thurston County Fair position: Support** **Douglas County Fair position: Support** **South Sioux City position: Oppose** **Lincoln Chamber of Commerce position: Oppose**				
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
	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. **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.** **Nebraska Association of County Officials position: Oppose**				
LB103	Dorn	Monitor	Appropriations 02/19/2021	Approved by Governor (E-Clause) 05/26/2021 Dorn Priority Bill	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.				

Document	Senator	Position	Committee	Status	Description
	AM588 would increase the appropriation to $5 million and direct the appropriation to the State Treasurer for aid to counties. A county is eligible if it: (1) has a judgment against it from a federal court in excess of $25 million, if the total cost of the judgment exceeds 20% of the county's annual budget; and (2) has set its property tax levy at the maximum for each year it receives aid. Aid can be used only for payment of the judgment. **Nebraska Association of County Officials position: Support**				
LB109	Pansing Brooks	Monitor	Judiciary 02/17/2021	In Committee 01/11/2021	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. **Nebraska County Attorneys Association Position: Oppose** **Omaha Police Officers Association/Fraternal Order of Police position: Oppose**				
LB111	Albrecht	Support	Judiciary 02/24/2021	In Committee 01/11/2021	Change provisions relating to various offenses involving public safety
	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.** **Nebraska County Attorneys Association Position: Support** **Omaha Police Officers Association/Fraternal Order of Police position: Support** **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Monitor**				
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
	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. **Nebraska Association of School Boards position: Oppose** **Nebraska Rural Community Schools Association position: Oppose** **Nebraska State Education Association position: Support** **Nebraska Association of County Officials position: Oppose**				

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Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB125	McCollister	Monitor	Government, Military and Veterans Affairs 02/18/2021	In Committee 01/11/2021	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.

Nebraska Association of County Officials position: Oppose

LB133	Erdman	Oppose	Revenue 02/03/2021	In Committee 01/11/2021	Adopt the Nebraska EPIC Consumption Tax Act and eliminate certain other taxes

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.

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.

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.

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.

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."

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
Nebraska Economic Developers Association position: Monitor

Document	Senator	Position	Committee	Status	Description
LB139	Briese	Monitor	Judiciary 02/18/2021	Approved by Governor (E-Clause) 05/26/2021 Slama Priority Bill	Adopt the COVID-19 Liability Act and the Health Care Crisis Protocol 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.

Committee amendment AM 1293 is a white copy amendment that includes an amended version of LB 139 and LB 53. The amendment provides new definitions for "Covid-19", "Federal public health guidance" and "person" that includes various types of business organizations, the State and political subdivisions, and schools and universities. Person also includes officers and employees as well as agents and volunteers of the covered organizations. The amendment prohibits civil actions after the effective date if the alleged act or omission was in substantial compliance with federal health guidance. The amendment maintains the provisions in section 7 of the original proposal that provide that the Act does not create or recognize a cause of action, affect worker's compensation actions, change common law immunities or limitations of liability, or constitute a waiver of sovereign immunity. AM 1293 also includes an amended version of LB 53 that establishes the Health Care Crisis Protocol Act. The committee amendment requires the Department of Health and Human Services to establish a health care crisis protocol containing listed criteria. The amendment also creates an advisory committee under the Department of Health and Human Services to advise and make recommendations on the protocol.

During General File consideration, AM1375 was offered by Senator Lathrop that re-wrote sections 5 to 9 and renamed the act as the Health Care Crisis Protocol Act and cited to the protocol that was prepared by the Nebraska Medical Emergency Operations Center dated May 10, 2021.

Nebraska State Chamber position: Support
Nebraska Hospital Association position: Monitor
Nebraska Association of School Boards position: Support
Nebraska Association of County Officials position: Support Letter
Nebraska Association of Behavioral Health Organizations position: Monitor
Nebraska Economic Developers Association position: Support
Metropolitan Area Planning Agency position: Monitor
Nebraska Child Health & Education Alliance: Monitor
Nebraska Medical Association position: Support
League of Nebraska Municipalities position: Support
Lincoln Chamber of Commerce position: Support
American Property and Casualty Insurance Association position: Support
Nebraska Insurance Information Service position: Support
HyVee position: Support
Nebraska Trucking Association position: Support
Nebraska Defense Counsel Association position: Support

Document	Senator	Position	Committee	Status	Description

Nebraska Petroleum Marketers Association & Convenience Store Association position: Support
Nebraska Grocers Association position: Support
Nebraska Federation of Independant Business position: Support
Nebrasak Health Care Association position: Support
Lincoln Independant Business Association position: Support
Nebraskans for Workers Compensation Equity and Fairness position: Support
Nebraska Bankers Association position: Support
Nebraska Catholic Conference position: Support
League of Nebraska Municipalities position: Support
Nebraska State AFL-CIO position: Support
Nebraska Department of Health & Human Services position: Support
Nebraska Pharmacists Association position: Support
Nebraska Community College Association position: Support
Enterprise Rent-A-Car position: Support
Nebraska Realtors Association position: Support
Pinnacle Bank position: Support
Woodman of the World position: Support
Leading Age Nebraska position: Support
Nebraska Credit Union League position: Support
University of Nebraska position: Support
Nebraska Association of Service Providers position: Support
IBEW position: Oppose
Nebraska Professional Fire Fighters Association position: Oppose
Nebraska State Education Association position: Oppose

Amended Bills: LB53

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

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.

Nebraska Association of County Officials position: Oppose
League of Nebraska Municipalities postion: Monitor

LB179	Linehan	Oppose Letter	Government, Military and Veterans Affairs 02/19/2021	In Committee 01/12/2021	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.

Nebraska Association of County Officials position: Oppose

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB188	Halloran	Recommend: Monitor	Government, Military and Veterans Affairs 02/24/2021	In Committee 01/12/2021	Adopt the Second Amendment Preservation Act

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.

Nebraska Association of County Officials position: Watch

LB189	Halloran	Monitor	Revenue 02/10/2021	IPP (Killed) 05/27/2021	Change provisions relating to property tax refunds

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.

Douglas County Board of Commissioners position: Bill of Concern
Nebraska State Chamber position: Watch
Nebraska Association of County Officials position: Oppose
League of Nebraska Municipalities postion: Monitor

LB192	Wishart	Support Letter	Appropriations 02/18/2021	In Committee 01/12/2021	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.

Omaha Police Officers Association/Fraternal Order of Police position: Support
Nebraska Association of County Officials position: Support Letter

LB193	Wishart	Support Letter	Appropriations 02/18/2021	In Committee 01/12/2021	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.

Omaha Police Officers Association/Fraternal Order of Police position: Support
Nebraska Association of County Officials position: Support Letter

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB236	Brewer	Monitor	Government, Military and Veterans Affairs 02/24/2021	Approved by Governor 05/26/2021 Clements Priority Bill	Change provisions relating to controlled substances and firearms

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.

The committee amendment would require that counties consult with their sheriff before passing the sort of ordinance contemplated by LB 236. It would also require persons engaged in the lawful permitless carrying of a concealed weapon to immediately inform any emergency responder in the event of an official contact. Finally, the amendment limits the power to pass a permitless carry ordinance to those counties that do not contain a city of the metropolitan or primary class. Senator Brewer filed AM874 that would revise the limitation on which counties could enact an ordinance to only those counties with less than 100,000 people.

On May 10, 2021, the Attorney General issued an opinion indicating that LB236 is unconstitutional. As such, Senator Tom Brewer has filed an amendment, AM1388 that would strike all provisions of the bill and insert the provisions of the following bills that are summarized - LB85, LB244, LB173 (as amended). LB85 would require Nebraska State Patrol to provide notice of expiration of concealed handgun permits. At least 4 months before expiration of a permit to carry a concealed handgun, the Nebraska State Patrol would send to the permit holder by US mail or electronically notice of expiration of the permit. LB244 states that the renewal would be able to be applied for no earlier than 4 months before expiration of the permit and no later than 30 business days after the date of expiration of the concealed carry permit. LB173 is a bill 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.

Nebraska Association of County Officials position: Oppose - Letter
Omaha Police Officer Association position: Support
Nebraska Firearm Owner Association position: Support
Everytown for Gun Safety position: Oppose - Letter
Nebraskans Against Gun Violence position: Oppose
Nebraskans Against Government Overreach position: Support

Amended Bills: LB85, LB173, LB244, LB301

LB242	Brandt	Support	Government, Military and Veterans Affairs 02/04/2021	General File 02/17/2021	Provide for county bridges under the Political Subdivisions Construction Alternatives Act

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.

Nebraska Association of County Officials position: Support

LB259	Halloran	Monitor	Judiciary 02/18/2021	In Committee 01/13/2021	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.

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB271	Morfeld	Support	Judiciary 02/17/2021	Approved by Governor 05/26/2021 Speaker Priority Bill	Adopt the 24/7 Sobriety Program Act

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.

AM490 would add new language to Sections 5, 8, and 11. Section 5 would be amended to clarify that a 24/7 sobriety program permit could only be issued if the person'sbeen revoked pursuant to an administrative license revocation and the person is not otherwise ineligible; Section 8 would be amended to clarify that the state pretrial diversion plan for minor traffic violations does not apply to DUI offenses. This section would also be amended to provide that DUI offenses are dismissed twelve months after completion of pretrial diversion; Section 11 would be amended to clarify that only a person subject to administrative license revocation may apply for a 24/7 sobriety program permit.

AM1002 adopted on Select File clarified that being in a 24/7 program shall be ordered by court; that a court has the opportunity to use any technology to detect the use or presence of alcohol or methods of supervision; finally, the amendment ensures that the level of penalty mirrors violation of an interlock.

Nebraska County Attorneys Association Position: Support
Nebraska Association of County Officials position: Support Letter

LB304	Hansen, M.	Support Letter	Appropriations 02/18/2021	In Committee 01/14/2021	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.

Omaha Police Officers Association/Fraternal Order of Police position: Support
Nebraska Association of County Officials position: Watch

LB310	Clements	Oppose Testimony	Revenue 02/18/2021	General File 03/15/2021	Change inheritance tax rates and exemption amounts

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.

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.

Document	Senator	Position	Committee	Status	Description

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.

Douglas County Board of Commissioners position: Bill of High Concern
Nebraska Association of County Officials position: Oppose

LB313	Sanders	Support Letter	Revenue 02/11/2021	Approved by Governor 05/21/2021	Change provisions relating to late applications for homestead exemptions

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.

The Committee advanced LB313 with AM367. The amendment does the following: It extends the late application date from the date on which the first half of the real estate taxes levied on the property for the current year become delinquent to June 30th in the year they become delinquent; If the Tax Commissioner approves a late application after any of the real estate taxes in question become delinquent, such delinquency and any interest associated with the amount of the approved exemption shall be removed from the tax rolls of the county within thirty days after the county assessor receives notice from the Tax Commissioner of the approved exemption; On page 3, lines 12 through 24, strike the new matter and reinstate the stricken matter

Douglas County Board of Commissioners position: Support
Nebraska Association of County Officials position: Support
Sarpy County Board position: Support
AARP Nebraska position: Support

LB326	Slama	Monitor	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

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.

Omaha Police Officers Association/Fraternal Order of Police position: Neutral
Nebraska Association of County Officials position: Support Letter

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB329	Wayne	Support Letter	Revenue 03/04/2021	In Committee 01/15/2021	Change provisions relating to taxes imposed on the average wholesale price of gasoline

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.

Nebraska Association of County Officials position: Support Letter
League of Nebraska Municipalities position: Support

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

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.

Nebraska County Attorneys Association Position: Oppose

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

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.

LB339	Bostelman	Oppose Testimony	Transportation and Telecommunications 02/16/2021	In Committee 01/15/2021	Require a utility coordination plan for certain highway and bridge contracts

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.

Nebraska Association of County Officials position: Oppose

LB379	Hilgers	Monitor	Appropriations 02/05/2021	Passed with E-Clause 04/20/2021	Provide, change, and eliminate provisions relating to appropriations

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 budge and to keep departments whole. It also allows for dollars to be spent on new projects needed before June 30, 2021.

Amended Bills: LB365

LB380	Hilgers	Monitor	Appropriations 02/05/2021	Passed with E-Clause 04/20/2021	Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2023

Part of the bienneial budget package, this is the mainline appropriations bill for 2021-23. All programatic spending will be housed in this bill.

Nebraska Hospital Association position: Monitor
Nebraska State Education Association position: Neutral
Nebraska Association of Behavioral Health Organizations position: Support
Nebraska Economic Developers Association position: Monitor
Nebraska Child Health & Education Alliance: Monitor

Amended Bills: LB27, LB141, LB192, LB208, LB264, LB304, LB342, LB391, LB421, LB426, LB449, LB456, LB469, LB493, LB526, LB585, LB646, LB662, LB671

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB407	McDonnell	Neutral	Business and Labor 02/01/2021	Approved by Governor 05/21/2021	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.

Douglas County Board of Commissioners position: Bill of Concern
Nebraska Association of County Officials position: Watch
Nebraska Association of Behavioral Health Organizations position: Monitor

LB408	Briese	Oppose	Revenue 01/27/2021	General File 03/02/2021 Geist Priority Bill	Adopt the Property Tax Request Act

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.

The Committee Amendment becomes the bill. The changes from LB408, as introduced are noted below. All other provisions from LB408 are included in the Committee Amendment. Section 4 (Page 4, Lines 19-31 through Page 6, Lines 1-14) that a political subdivision's property tax request in any year shall not exceed its request authority. Request authority shall be equal to the political subdivision's tax request from the prior year multiplied by 103%.

By a majority vote of a political subdivision's governing board, the political subdivision may exceed the 3% limit for no more than 2 consecutive years. If this situation occurs, the property tax request of the political subdivision shall be reduced to ensure the increase in the property tax request does not exceed 9% over a 3-year period. The 3-year period will be measured using the year when the political subdivision exceeds the 3% limit as the first year. If the vote to exceed the 3% limit is for 2 consecutive years, the 3-year period shall be measured twice using each of the 2 consecutive years as the first year of the applicable 3-year period. The 3% limit shall not apply to a political subdivision's property tax request that will be derived from the real growth value of the political subdivision.

A political subdivision that chooses not to increase its property tax request by the full 3% may carry forward one-half of its unused request authority to future years as carryover request authority. Carryover request authority may be used in future years to increase the political subdivision's tax request above the 3% limit. The 3% limit shall apply to property tax requests set in 2022 through 2027. The 3% limit shall not longer apply to property tax request set in 2028 and thereafter. Section 13-506 is amended to require the presentation required at a budget hearing shall also include information showing the political subdivision is in compliance with the Property Tax Request Act.

Douglas County Board of Commissioners position: Bill of High Concern
Nebraska Association of School Boards position: Follow
ESU Coordinating Council position: Oppose
Nebraska Council of School Administrators position: Oppose
Nebraska Rural Community Schools Association position: Oppose
Nebraska State Education Association position: Oppose
Schools Taking Action for Nebraska Children Education position: Oppose
Nebraska State Chamber position: None
Nebraska Association of County Officials position: Oppose
Greater Nebraska Schools Association postion: Oppose - Testify
Lincoln Public Schools position: Oppose

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
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

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.

Douglas County Board of Commissioners position: Bill of Concern
Nebraska Association of County Officials position: Oppose

LB424	Brewer	Oppose Letter	Government, Military and Veterans Affairs 02/26/2021	In Committee 01/20/2021	Provide and change zoning requirements for wind energy generation projects

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.

Nebraska State Chamber position: Oppose
Nebraska Association of County Officials position: Oppose

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

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.

Nebraska Association of Behavioral Health Organizations position: Support

LB428		Monitor	Health and Human Services 02/03/2021	Approved by Governor (E-Clause) 05/26/2021 Health and Human Services Priority Bill	Changes provisions relating to juvenile services under the jurisdiction of the Department of Health and Human Services

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.

AM 566 incorporates LB 429, LB 570, LB 425, and LB 427 into LB 428. LB 429 requires 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. The provisions of LB 429, as amended, are included in section 1 of AM 566. Section 1 inserts a new subsection [2] in section 43-404 to require the Department of Health and Human Services [DHHS] to notify the Legislature at least 120 days prior to implementing any substantial changes to the facilities and programs under the jurisdiction of the Office of Juvenile Services [OJS]. The term 'substantial changes,' for purposes of the bill, is defined as: [1] The establishment of a new youth rehabilitation and treatment center; [2] The relocation of a youth rehabilitation and treatment program to another state-operated or private facility;

[3] The establishment of a youth rehabilitation and treatment program at another state-operated or private facility; or [4] The closure or termination of a youth rehabilitation and treatment center, program, or facility. The bill excludes emergency situations from the prior notice requirement.

Document	Senator	Position	Committee	Status	Description

LB 570 changes certain Department of Health and Human Services model pilot project evaluation periods and are included in section 2 of AM 566. Section 2 would require the Legislature to complete an evaluation of the States privatization of child welfare case management services in the Eastern Service Area by December 31, 2021. The bill would authorize the Legislature to hire a consultant to assist in completing the evaluation. The emergency clause applies to section 2 to facilitate the completion of the study by the end-of-year deadline.

LB 425 requires the Department of Health and Human Services to complete a needs assessment and cost analysis for an inpatient adolescent psychiatric unit and are included in section 4 of AM 566. Section 4 would require the Department of Health and Human Services [DHHS] to contract for the completion of a needs assessment and cost analysis for the establishment of an inpatient adolescent psychiatric unit housed within the Lincoln Regional Center. Under section 83-106 as currently enacted, the completion of such a study is permissive. Section 4 strikes the permissive language in subsection [1] of section 83-106 and inserts language requiring DHHS to contract with an outside consultant with expertise in needs assessment and cost analysis of health care facilities, within 60 days of the effective date, for the completion of the needs assessment and cost analysis. The department is required to submit a report with the results of the study to the Health and Human Services Committee and the Clerk of the Legislature on or before December 15, 2021. The report shall contain: [1] A needs assessment, including the number of adolescents expected to use such inpatient adolescent psychiatric unit; [2] The cost of opening an existing facility at the Lincoln Regional Center for use as an inpatient adolescent psychiatric unit; [3] The cost of reopening the facility at the Lincoln Regional Center, including the costs for necessary construction, upgrades, or repairs; [4] Annual operating costs of such unit, including, but not limited to, any federal funds available to operate the unit in addition to General Fund appropriations; and [5] Cost savings realized by moving adolescents from out-of-state institutions back to Nebraska for treatment at such unit. The emergency clause applies to section 4 to facilitate the completion of the needs assessment and cost analysis by the December 15 deadline.

LB 427 states intent that substance abuse and behavioral health treatment for juveniles by the Department of Health and Human Services not be delayed and are included in section 5 of AM 566. Section 5 inserts new language in section 83-107.01, the section of statute which lists of the official names of institutions under the supervision of the Department of Health and Human Services and states certain requirements. The new language states the Legislatures intent that that no such institution at which DHHS provides inpatient or subacute substance abuse or behavioral health residential treatment for juveniles under the jurisdiction of a juvenile court shall delay such treatment to a juvenile when such treatment has been determined necessary after placement at a youth rehabilitation and treatment center [under subsection [2] of section 43-407] or has been ordered by a juvenile court.

During Select File consideration of the bill, AM1315 was offered by Senator John Arch and adopted by the Legislature. It clarified some reporting requirements and provided specific dates for said reports.

Nebraska Association of School Boards position: Follow
Nebraska State Education Association position: Support
Nebraska Child Health & Education Alliance: Testimony- Support
Nebraska Department of Education position: Proponent

Amended Bills: LB425, LB427, LB429, LB570

LB462	Dorn	Support Letter	Appropriations 02/25/2021	In Committee 01/20/2021	Appropriate funds to the Department of Health and Human Services

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.

Nebraska Hospital Association position: Support
Douglas County Board of Commissioners position: Support
Nebraska Association of Behavioral Health Organizations position: Support
Nebraska Child Health & Education Alliance: Monitor

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

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.

Nebraska Association of Behavioral Health Organizations position: Monitor

Document	Senator	Position	Committee	Status	Description
LB525	Wishart	Monitor	Judiciary 02/10/2021	General File 03/31/2021	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.

Nebraska Association of County Officials position: Watch
Nebraska Association of Behavioral Health Organizations position: Monitor

LB568	Pansing Brooks	Monitor	Judiciary 02/05/2021	Select File 05/18/2021 Judiciary Priority Bill	Change provisions relating to truancy, juvenile courts, the Community-based Juvenile Services Aid Program, the Commission Grant Program, and compulsory education

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.

The majority of the changes in LB568 are to replace the term "truancy" with "excessive absenteeism". Section 4 would amend Sec. 43-247 to remove school truancy from the juvenile court's (3)(b) jurisdiction. This section would clarify that a juvenile court may address excessive absenteeism in other cases, but is no longer an independent basis for juvenile court jurisdiction. Section 9 would amend Sec. 43-260.03 to add providing services to juveniles with excessive absences from school to the goals of juvenile pretrial diversion programs. Section 10 would amend Sec. 43-260.04, Section 11 would amend Sec. 43-260.05, Section 12 would amend Sec. 43-274, and Section 13 would amend Sec. 43-276 to include and harmonize references to allow juvenile diversion programs to offer such services. Section 16 would amend Sec. 43-2404.02 to expand the allowable uses of the Community-based Juvenile Services Aid distributed to counties to include reducing the risk of juveniles coming into contact with the juvenile justice system. Section 17 would amend Sec. 43-2404.03 to change the intent of the Legislature to appropriate $10 million per year to the Community-based Juvenile Services Aid Program. The current stated amount is $5 million. Section 18 would amend Sec. 43-2405 to make a change related to applicants for Community-based Juvenile Services Aid. Under current law, the applicants (counties and tribes) are allowed to "give consideration to contracting with private nonprofit agencies for the provision of programs". This section would eliminate the reference to "private nonprofit". The effect of this change is unclear. Applicants are not currently specifically restricted from "giving consideration" to agencies that are not private nonprofits.

The Committee amendment would change Section 17 to change the increase in Community-based Juvenile Services Aid to $8.5 million and delay the change until FY2024.

Nebraska Association of School Boards position: Follow
Nebraska County Attorneys Association Position: Oppose
Nebraska Association of County Officials position: Support

LB577	Bostar	Neutral Letter	Government, Military and Veterans Affairs 03/03/2021	In Committee 01/22/2021	Establish Election Day as a holiday and change provisions relating to early voting and automatic voter registration

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.

Nebraska Association of County Officials position: Oppose Letter

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Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LB585	Vargas	Support Letter	Appropriations 02/25/2021	In Committee 01/22/2021	Appropriate funds for local public health departments

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.

Nebraska Hospital Association position: Monitor
Douglas County Board of Commissioners position: Support
Nebraska Association of County Officials position: Watch

LB590	Groene	Oppose	Government, Military and Veterans Affairs 02/18/2021	In Committee 01/22/2021	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.

Nebraska Association of County Officials position: Oppose

LB613	Erdman	Oppose Letter	Revenue 02/17/2021	In Committee 01/22/2021	Change provisions relating to hearings and decisions on appeals under the Tax Equalization and Review Commission Act

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.

Douglas County Board of Commissioners position: Bill of High Concern
Nebraska Association of County Officials position: Oppose

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

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.

Nebraska Association of County Officials position: Watch
League of Nebraska Municipalities position: Neutral

LB620	Vargas	Monitor	Judiciary 02/10/2021	In Committee 01/22/2021	Limit use of restrictive housing and solitary confinement

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.

Document	Senator	Position	Committee	Status	Description
LB631	Bostar	Monitor	Government, Military and Veterans Affairs 02/11/2021	General File 02/26/2021	Prohibit counties from prohibiting the use of residential property as short-term rentals

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.

Nebraska Association of County Officials position: Watch

LB635	Cavanaugh, J.	Monitor	Government, Military and Veterans Affairs 02/18/2021	In Committee 01/22/2021	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.

Nebraska Association of County Officials position: Watch

LB644	Hansen, B.	Oppose Letter	Revenue 02/10/2021	Approved by Governor 05/26/2021 Hansen, B. Priority Bill	Adopt the Property Tax Request Act, change dates relating to tax levies, and change provisions relating to property tax refunds

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.

The Committee advanced the billl with AM755. The amendment changes the political subdivisions that are affected by this bill to be: a county, city, school district, or community college. If the political subdivision includes area in more than one county, the county in which the principal headquarters are located will the location of the joint public hearing. The information required to be published on the postcard that is mailed to all affected property taxpayers found in Section 4 will now require the date, time and location for the joint public hearing, a listing of each political subdivision that will be participating in the joint public hearing, a telephone number for each political subdivision and the amount of each participating political subdivision's property tax request. Additional information on the postcard will be the name of the county that will be holding the joint public hearing, the parcel number and the name and address of the property owner, the prior year and the current year assessed valuation, the amount of property taxes due in the prior year and the amount of property taxes due for the current year and the change in

the amount of property taxes due. The due date for filing the budget with the Auditor of Public Accounts for all political subdivisions is moved to September 27. The operative date remains as January 1, 2022.

Between General and Select File, parties negotiated an agreement on the bill. That compromise was embodied in AM1019. The amendment provides that if a county, city, school district, or community college decides to increase its property tax request by more than the allowable growth percentage, those political subdivisions need to hold a joint public hearing. Allowable growth percentage is defined as a percentage equal to the sum of 2% plus the political subdivision's real growth percentage.

Document	Senator	Position	Committee	Status	Description

Real growth percentage means the percentage obtained by dividing the political subdivision's real growth value by the political subdivision's total real property valuation from the prior year. Real growth value includes the increase in a political subdivision's real property valuation from the prior year to the current year due to: improvements to real property because of new construction and additions to existing buildings, any other improvements to real property which increase the value of such property, annexation of real property by the political subdivision, and a change in the use of real property; and the annual increase in the excess value for any tax increment financing project. Excess value means an amount equal to the assessed value of the real property included in a TIF project minus the redevelopment project valuation. This includes both inflationary growth and the increase in the valuation because of the improvements. The amendment also defines the terms property tax request, redevelopment project valuation and tax increment financing project.

The amendment clarifies that only counties with a population of greater than 25,000 inhabitants are required to post notice of the joint public hearing on their website. The amendment provides an outline on the process for the county to collect the information to be included on the postcard and mail the postcard 7 calendar days before the joint public hearing. The cost of creating and mailing the postcards, including staff time, materials, and postage will be divided among the political subdivisions participating in the joint public hearing.

The timeline for the joint public hearing and the filing of the budget is also changed. The joint public hearing is required to be held on or after September 17th and prior to September 29th. The date to file the budget is changed to September 30th. The deadline for the county board of equalization to levy necessary taxes is changed to "on or before October 20th." Clarifying changes suggested by the State Auditor's office are also made regarding the levy requests to the county board of equalization.

The amendment clarifies that each political subdivision will designate one representative to attend the joint public hearing on behalf of the political subdivision. Also clarified is that the joint public hearing will be held after 6 p.m. local time. The amendment provides that any member of the public will be allowed to speak at the joint public hearing and will be given a reasonable amount of time to do so. This language is consistent with language regarding the public speaking at the hearing on the proposed budget statement. The amendment adds language that an inadvertent failure to comply with the Property Tax Request Act shall not invalidate the property tax request or constitute an unauthorized levy. Also, the failure of a taxpayer to receive a postcard shall not invalidate the property tax request or constitute an unauthorized levy.

Finally, the amendment requires the county clerk or his or her designee to prepare a report of the joint public hearing that includes the names of the representatives from the political subdivisions and the names and addresses of each person who speaks at the joint public hearing and the name of any organization they represent. The report needs to be delivered to the political subdivisions participating in the joint public hearing within 10 days after the hearing.

Nebraska Association of School Boards position: Oppose
Nebraska State Chamber position: Support
Nebraska Association of County Officials position: Oppose
Greater Nebraska Schools Association postion: Oppose - Testify
League of Nebraska Municipalities postion: Oppose

LB657	Vargas	Support Letter	Executive Board 03/01/2021	In Committee 01/22/2021	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.

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

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.

Omaha Police Officers Association/Fraternal Order of Police position: Support
Nebraska Association of County Officials position: Not on list

Document	Senator	Position	Committee	Status	Description
	Nebraska Association of Behavioral Health Organizations position: Support				
LR3CA	Slama	Oppose Letter	Government, Military and Veterans Affairs 02/17/2021	In Committee 01/11/2021	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.				
LR11CA	Erdman	Oppose	Revenue 02/03/2021	Failed to Advance 05/05/2021 Erdman Priority Bill	Constitutional amendment to require enactment of a consumption tax and prohibit certain other forms of taxation
	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. **Nebraska Association of County Officials position: Watch** **League of Nebraska Municipalities position: Oppose** **Nebraska Economic Developers Association position: Monitor**				
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
	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. **Nebraska Association of School Boards position: Oppose** **ESU Coordinating Council position: Oppose** **Nebraska Council of School Administrators position: Oppose** **Nebraska Rural Community Schools Association position: Oppose** **Nebraska State Education Association position: Oppose** **Schools Taking Action for Nebraska Children Education position: Oppose** **Nebraska State Chamber position: Unspecified** **Nebraska Association of County Officials position: Watch** **Nebraska Association of Behavioral Health Organizations position: Monitor** **Greater Nebraska Schools Association postion: Oppose - Testify** **Nebraska Child Health & Education Alliance: Monitor** **Lincoln Public Schools position: Oppose**				

Kissel Kohout ES Associates LLC

Lancaster County Board of Commissioners
107th Legislature, 1st Regular Session

Document	Senator	Position	Committee	Status	Description
LR25		Monitor	Executive Board 02/25/2021	President/Speaker Signed 03/24/2021 Executive Board Priority Bill	Provide for appointment by the Executive Board of a special committee of the Legislature to be known as the Youth Rehabilitation and Treatment Center Special Oversight Committee of the Legislature

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.

Nebraska Association of Behavioral Health Organizations position: Monitor

EXHIBIT
5

JOEY HAUSMANN

402.438.3230
14122 Brush Creek Place
Roca, NE 68430

Pam Dingman
Lancaster County Engineer
444 Cherrycreek Road
Building C
Lincoln, Nebraska 68528

Re: Paving Wittstruck Road between 54th & 68th Streets
Lancaster County

Dear Ms. Dingman:

As we discussed, I am requesting a cost-sharing arrangement with Lancaster County to improve a portion of Wittstruck Road between 54th and 68th Streets from gravel to a paved road. The specific portion I would like to pave is the stretch of Wittstruck Road starting at 54th Street and extending to the driveway accessing Lots 16 SW, Lot 17 and Lots 18 SE in Section 9, Township 8, Range 7 of the 6th Principal Meridian:

The improvements I am seeking would consist of a fully paved roadway meeting minimum standards for a rural section county road in Lancaster County.

I submit that this paving is necessary for both safety and maintenance reasons. This section of Wittstruck Road feeds two, large-scale residential developments containing a total of 37 residential dwellings. As a result, there has been a significant influx of traffic on the roadway that has overwhelmed scheduled maintenance. The result is a narrow, heavily-washboarded road with sight distance issues due to its rolling landscape. Improving Wittstruck Road by

JOEY HAUSMANN

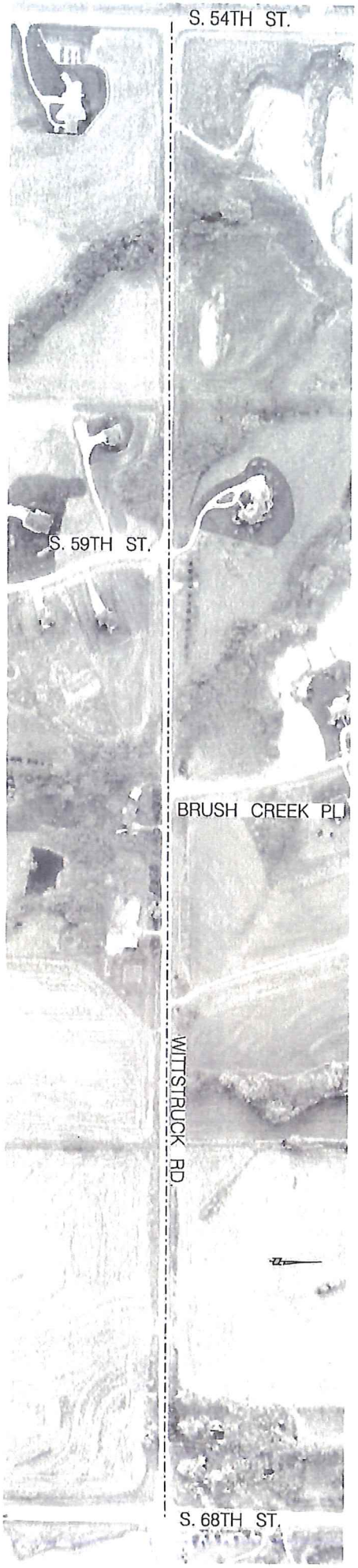
402.438.3230
14122 Brush Creek Place
Roca, NE 68430

grading to the proper slopes and adding a hard pavement surface would add the much needed improvements for capacity, safety and maintenance required by the increased traffic loads from the development adjacent to this roadway.

I would like to have this work designed and performed within the 2021-2022 budget year. I look forward to your interest in and approval of my request so we can move this project forward for the safety of my property and neighbors.

Respectfully,

Joey Hausmann



EXHIBIT

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6

EXHIBIT 7

Lancaster County
Engineering Department

Description Wittstruck Rd.
Date 10/23/2020

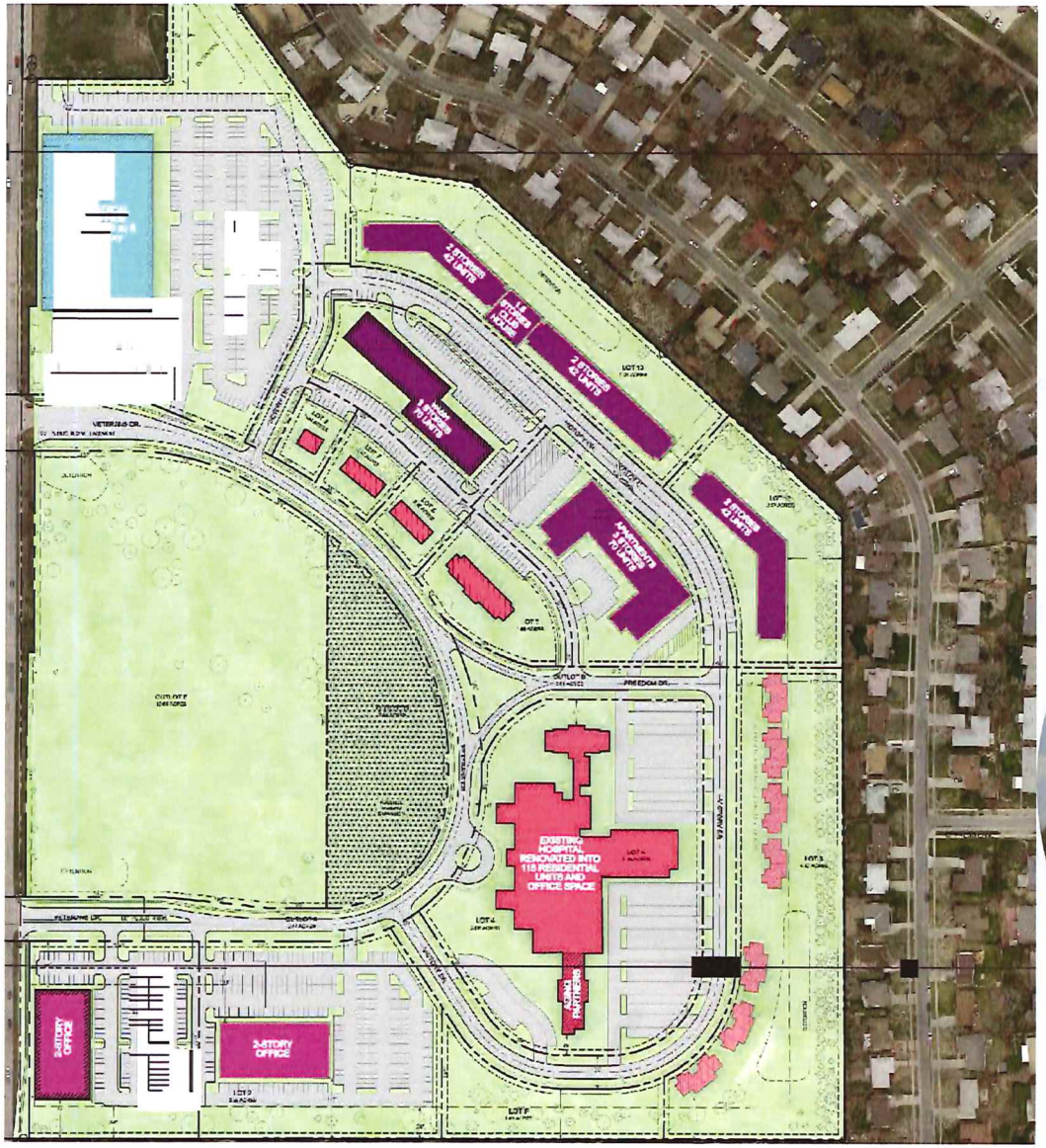
Item No.	Item	Est. Quantity	Unit	Unit Price	Amount
Group 1 - Grading					
1.	General Clearing And Grubbing	1	Lump Sum	$ 10,000.00	$ 10,000.00
8.	Earthwork Measured In Embankment	37733	Cu.Yds.	$ 13.00	$ 490,529.00
10.	Subgrade Preparation	52	Station	$ 350.00	$ 18,200.00
11.	Preparation Of Intersections And Driveways	770	Sq. Yds.	$ 5.00	$ 3,850.00
13.	Water	110	M.Gal	$ 30.00	$ 3,300.00
14.	Earth Shoulder Construction	104	Station	$ 175.00	$ 18,200.00
23.	Crushed Rock Surface Course	8	Ton	$ 50.00	$ 400.00
25.	Temporary Crushed Rock Surfacing	136	Ton	$ 33.00	$ 4,488.00
26.	Rental of Motor Grader, Fully Operated	4	Hour	$ 110.00	$ 440.00
27.	Rental Of Front End Loader, Fully Operated	4	Hour	$ 95.00	$ 380.00
28.	Rental Of Skid Loader, Fully Operated	4	Hour	$ 85.00	$ 340.00
29.	Rental Of Dump Truck, Fully Operated	4	Hour	$ 80.00	$ 320.00
					$ 550,447.00
Group 4 - Culverts					
32.	Remove And Salvage Culvert Pipe	284	Lin. Ft.	$ 20.00	$ 5,680.00
44.	Metal Headwalls	6	Each	$ 1,000.00	$ 6,000.00
44.	24" Driveway Culvert Pipe, Type 3	128	Lin. Ft.	$ 32.00	$ 4,096.00
45.	XX" Culvert Pipe, Type 3	360	Lin. Ft.	$ 150.00	$ 54,000.00
					$ 69,776.00
Group 5 - Landscaping					
54.	Cover Crop Seeding	4	Acre	$ 200.00	$ 800.00
55.	Seeding, Type "A"	4	Acre	$ 750.00	$ 3,000.00
59.	Erosion Control, Class 1D	7900	Sq. Yds.	$ 2.50	$ 19,750.00
61.	Mulch	8	Ton	$ 225.00	$ 1,800.00
63.	Temporary Silt Fence	340	Lin. Ft.	$ 3.00	$ 1,020.00
64.	Temporary Erosion Check, Type "Wattle"	2600	Lin. Ft.	$ 4.00	$ 10,400.00
65.	Fabric Silt Fence, High Porosity	100	Lin. Ft.	$ 4.50	$ 450.00
66.	Fabric Silt Fence, Low Porosity	1460	Lin. Ft.	$ 3.00	$ 4,380.00
					$ 41,600.00
Group 9 - Bituminous					
97.	Asphaltic Concrete, Type SPR	6200	Ton	$ 75.00	$ 465,000.00
99.	Tack Coat	4160	Gal.	$ 2.00	$ 8,320.00
					$ 473,320.00
Group 10 - General					
103.	Barricades, Type III	1000	BarrDay	$ 3.00	$ 3,000.00
104.	Construction Signs	1600	SignDay	$ 2.00	$ 3,200.00
107.	5" White Permanent Pavement Marking Paint	10400	Lin. Ft.	$ 0.25	$ 2,600.00
108.	5" Yellow Perm. Pavement Marking Paint (Dashed Centerline	3600	Lin. Ft.	$ 0.25	$ 900.00
109.	5" Yellow Perm. Pavement Marking Paint (No Passing Zones	1600	Lin. Ft.	$ 0.25	$ 400.00
114.	Mobilization	1	Lump Sum	$ 50,000.00	$ 50,000.00
					$ 60,100.00
					$ 1,195,243.00
Contigency				*10%*	***$ 119,524.30***
Total Estimated cost(Planning level)					**$ 1,314,767.30**

EXHIBIT
8

Aging Partners
&
Victory Park

AGING PARTNERS
A Pioneering Area Agency on Aging

SENIORS FOUNDATION
Helping seniors lead better lives



70 Units of Housing for Homeless Veterans

New Veterans Outpatient Clinic

See travel times, traffic and nearby places
Alex J. Schneider, PharmD
34.500 sq ft
Plus parking
AGING PARTNERS
A Pioneering Area Agency on Aging
2D
Map
Google
Imagery ©2019 Google, Map data ©2019 Google
United States
Terms
Send feedback
50 ft

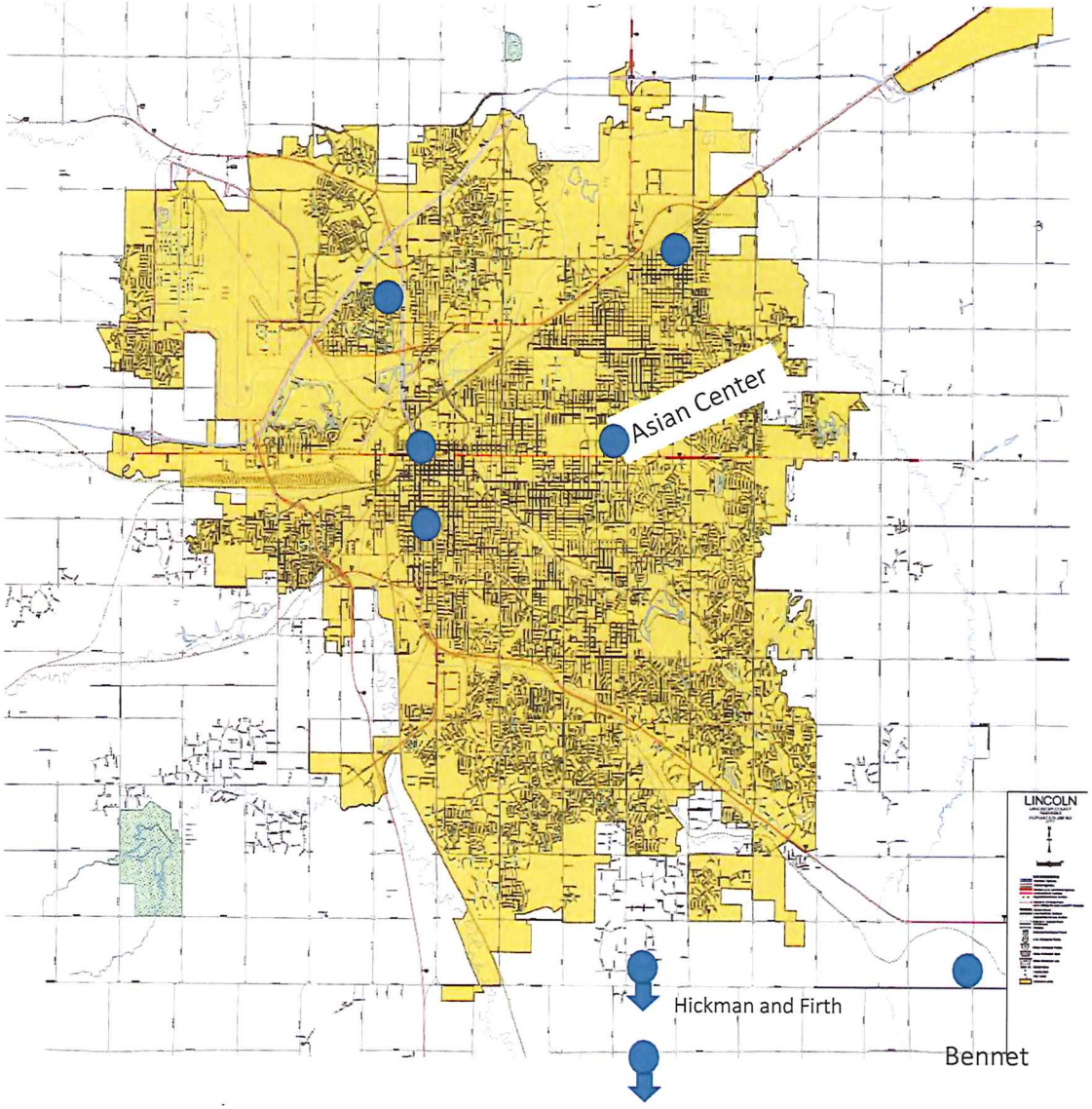
The Need

- Development of commercial area causing dynamics to change
  - Danger to slow pedestrian traffic
  - Fear from seniors to navigate downtown
  - Increase sidewalk use with scooters, bikes, etc. causing walking dangers
  - No parking
  - Limited Handicapped parking
  - Parking challenges overall
  - Fear by seniors of navigating downtown
  - Separation of services

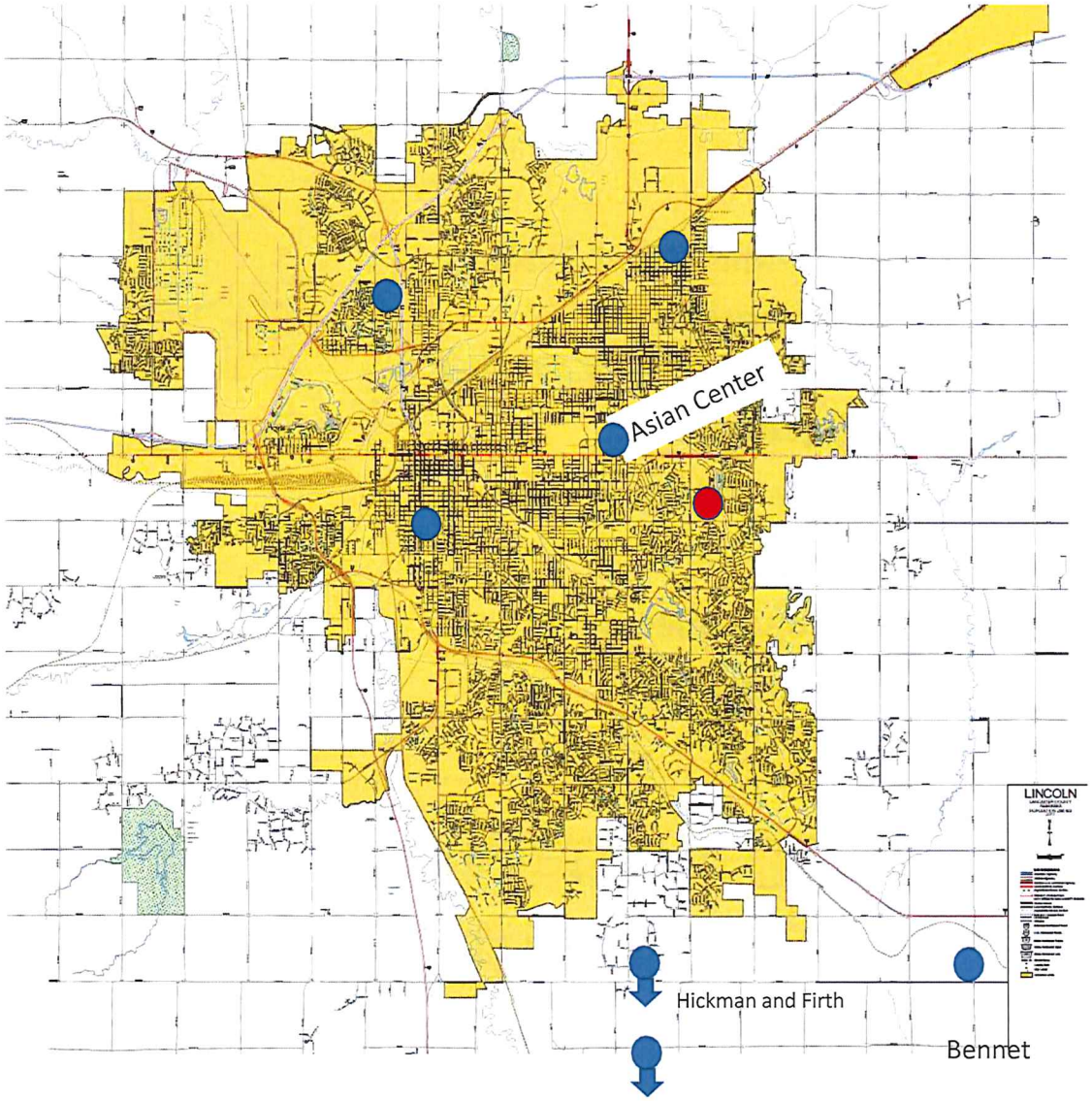
Impact on Programming

- Usable programming space for Evidence-based health education and wellness.
- Multiple services at one location for easy access.
- Improved access for Meadow Lane, East, Southeast and South Lincoln.
- Transportation to anyone wishing to use facility
- Neighborhood centers remain except downtown
- Updated Central Kitchen
- Improved mobility access (entrance, parking and services)
- Expanded programming capacity with auditorium use, VA grounds

Senior Center Map Current

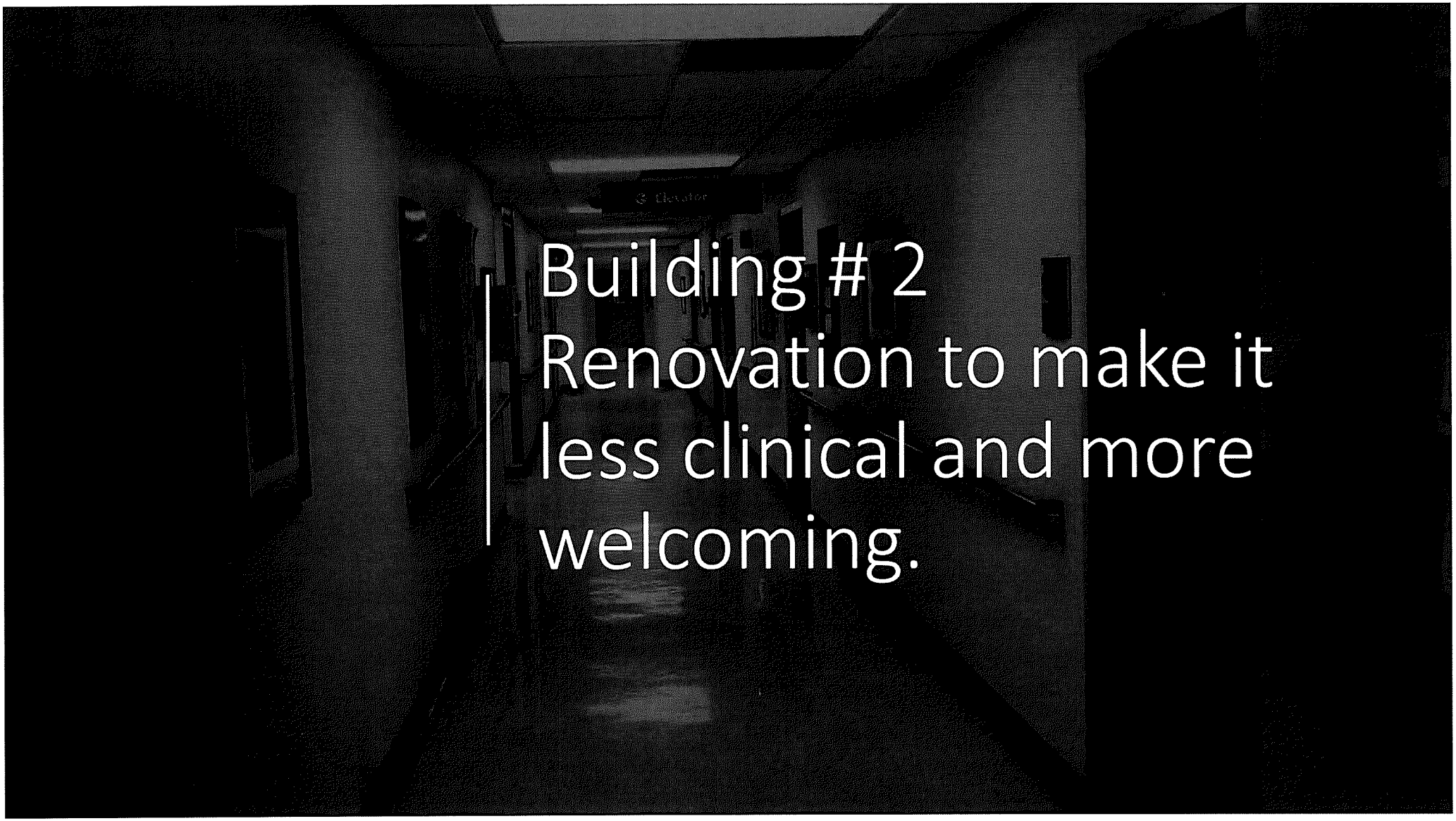


Senior Center Map Proposed



Former VA Outpatient Clinic

- **Fitness Center**
- **Financial Counseling**
- **Legal Counseling**
- **Senior Center with Dining**
- **Central Kitchen**
- **Onsite Care Management and Social Work services.**
- **Aging & Disability Resource Center**



Building # 2
Renovation to make it less clinical and more welcoming.

Impact on Budget

$ 80,000 increased funding from City/County needed to balance operational budget.

Space costs divided between Lancaster County and City.

- 50/50 for Senior Center
- 10/90 for all other

Debt Service on COPs expected to be $ 112,000 in first year. COPs will be over a 20-year period.

Funding

• COPS (City Council Approved)	$ 1,916,000
• Internal Borrowing pending sell of 1005 O St.	$ 1,500,000
• TIFF (already committed)	$ 300,000
• Foundations/Donations	$ 122,000

Update on lease terms

- Between City of Lincoln and Victory Park LLC
- 20-Year lease, renewable for 2 additional terms of 10 years
- Rent free
- City responsible for maintenance/repair of facilities, portion of shared cost of Common Area Maintenance or any share of utilities. Attempting to directly connect utilities.
- $ 3.5M renovation cost

Estimated timeline

Preliminary design complete

10 June 2021

Out for construction bid

1 Sep. 2021

15 July 2021

Final design complete

15 Apr. 2021

Construction completed

Selling of 1005 O Street

- Purchased by City and County for use as Senior Center
- Jointly owned by City and County
- Legal is working on process needed
- Appraisal exceeds $ 2M
- Apply proceeds of sale to Victory Park facility, pay off internal borrowing of $ 1,500,000 and apply balance to COPs repayment as needed.

June 13, 2021 11:00 am – 4:00 pm

VETERANS FREEDOM MUSIC FESTIVAL

OUR TENTH YEAR

★ ★ A SUNDAY IN THE PARK ★ ★ ★

SENIORS FOUNDATION

Helping seniors lead better lives