

**STAFF MEETING MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
COUNTY-CITY BUILDING  
ROOM 113 – BILL LUXFORD STUDIO  
THURSDAY, MAY 18, 2017  
8:30 A.M.**

Commissioners Present: Todd Wiltgen, Chair; Bill Avery, Vice Chair; Deb Schorr; Roma Amundson; and Jennifer Brinkman

Others Present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; Dan Nolte, County Clerk; Ann Taylor, County Clerk's Office

*Advance public notice of the Board of Commissioners Staff Meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska web site and provided to the media on May 17, 2017.*

The Chair noted the location of the Open Meetings Act and opened the meeting at 8:30 a.m.

**1. APPROVAL OF MAY 11, 2017 STAFF MEETING MINUTES**

**MOTION:** Schorr moved and Wiltgen seconded approval of the May 11, 2017 Staff Meeting minutes. Schorr and Wiltgen voted yes. Brinkman abstained from voting. Amundson and Avery were absent. Motion carried 2-0, with one abstention.

Avery arrived at the meeting at 8:32 a.m.

**2. LEGISLATIVE UPDATE - Gordon Kissel, Joe Kohout and Jonathan Bradford, Kissel/E&S Associates (Legislative Consultants)**

Joe Kohout, Kissel/E&S Associates, presented a legislative update and two legislative bills reports (Exhibits A-C).

Amundson arrived at the meeting at 8:35 a.m.

Kohout noted the Governor vetoed approximately \$56 million from the mainline budget. The Appropriations Committee recommended an override package of \$32 million which included restoring funding to provider rates, Probation programming, Behavioral Health Aid, Medicaid and Developmental Disability Aid. The Legislature rejected the override and the Governor's vetoes stood. He said it will be very difficult for providers and there could be a spike in General Assistance (GA) as a result. Wiltgen said Region V Services (Developmental Disabilities) is looking at losses of \$200,000 per month and may need to

terminate clients. He said Region V Systems (Behavioral Health) will have an annual reduction of \$290,000 in services, adding the only benefit to Lancaster County will be a reduction in the county match.

Sheli Schindler, Youth Services Center (YSC) Director, appeared and discussed the override of the juvenile justice piece, noting Senator Bob Krist had indicated it would affect juvenile justice transport reimbursement and would potentially be another unfunded mandate to counties. She said she would be willing to help identify markers on how the decrease in reimbursement for behavioral health will impact Lancaster County youth who are in the YSC and will be going to these placements.

Brinkman inquired about implementation of Legislative Bill (LB) 508 (Change population threshold for the county civil service system and change provisions relating to personnel policy boards and boards of county commissioners). Kerry Eagan, Chief Administrative Officer, said the effective date is January 1, 2018 and said the number of County Board and elected officials' appointees to the County Personnel Policy Board will need to be pared down from two to one each. Brinkman asked how that would be communicated to Personnel Policy Board members. There was consensus to ask Doug McDaniel, Lincoln-Lancaster County Human Resources Director, to handle the notification.

## **DISCUSSION OF BOARD MEMBER MEETINGS**

### **A. Justice Council - Wiltgen/Schorr**

Wiltgen said they received updates on jail population trends, gaps in services, the homeless population, and the new 24/7 Sobriety Program. They also received an overview of the 1988 Interlocal Agreement between the City of Lincoln and Lancaster County which established the Justice Council and the bylaws.

### **C. Region V Governing Board - Wiltgen**

Wiltgen said they discussed the budget and received updates from three of the service providers.

### **D. Region V Systems Governing Board - Wiltgen**

Wiltgen said they received a contract utilization summary and discussed the impact of State budget reductions.

E. Region V Systems Executive Board - Wiltgen

Wiltgen said they reviewed the compensation strategy for Fiscal Year (FY) 2017-18. He said they also worked on policy revisions and a strategy plan.

F. Public Building Commission (PBC) Vice-Chair Meeting with Mayor - Amundson

Amundson said they discussed construction of a new 911/Emergency Communications Center and parking issues.

Amundson exited the meeting at 8:59 a.m.

3. **DEPARTMENT BUDGET HEARINGS** - Dennis Meyer, Budget and Fiscal Officer
  - A. **Human Services (837)**
  - B. **General Assistance (GA) (801, 804)**
  - C. **Juvenile Court (623)**
  - D. **Juvenile Probation (673)**

**A. Human Services (837)**

Present was Sara Hoyle, Human Services Director.

Hoyle said her department has three primary functions (juvenile justice, oversight of grants, community planning and outreach). She noted that her salary comes out of this budget although a significant portion of her time is devoted to the General Assistance (GA) Department. Hoyle also noted the City pays half of the Human Services budget.

Amundson returned to the meeting at 9:02 a.m.

Hoyle discussed services, explaining there are two primary tracts within the juvenile justice function: 1) Prevention and early intervention/assessment; and 2) Pre-adjudication services. She noted the case management component of diversion was moved from Cedars Youth Services to Human Services last year and said the two diversion officers are grant funded. Hoyle said the County had been paying Cedars approximately \$145,000 for that service, which was part of the graduated sanctions, but that cost savings is not reflected in the Human Services budget. Meyer said he is budgeting \$20,000 in the General Fund for graduated sanctions this year, adding the County spent approximately \$500,000 for those in the past. Hoyle said the pre-adjudication specialist who supervises pre-adjudication youth in the community through collaboration with State Probation and the Youth Services Center (YSC) is funded through Community Aid funds and the screening specialist is funded through Community Aid and County/City funds. Funding for the director and the juvenile justice coordinator oversees the juvenile programming is

split between County and City funds. The clerk typist moved from 20 to 40 hours a week and those additional hours were also covered out of Community Aid. Meyer noted the increase in grant transfers to cover the cost of those employees has increased from \$150,353 to \$234,768. Hoyle said the 42.2% increase in the operating costs is because Diversion has to pay for on-line curriculum-based programming. That cost is covered through diversion fees but is shown as an expenditure in the budget.

Hoyle said her department also oversees the Joint Budget Committee (JBC) (\$1,200,000 a year) and Keno Prevention funds (\$150,000 to \$200,000 a year) and the contracts for each entity that receives funding. Dennis Meyer, Budget and Fiscal Officer, noted the JBC and Keno grants are not paid out of this business unit. Hoyle said the department also does grant writing and administers grants, adding the County received \$700,000 in federal grants and \$1,100,000 in state grants last year.

Schorr questioned where the time Hoyle spends on the Juvenile Justice Review Committee (JJRC) (allocating Nebraska Crime Commission dollars) is allocated. Hoyle said it is split between administrative oversight, the JBC, and Keno Prevention.

Meyer asked Hoyle to address expenditures, noting they are increasing by 21.9%. Hoyle said Human Services received a State grant last year that funded an additional diversion officer to focus on younger youth. The other diversion officer focuses on older youth. That position is also funded through a grant.

## **B. General Assistance (GA) (801, 804)**

Present was Sara Hoyle, Human Services Director.

### **804 (Operating)**

Hoyle discussed staffing, noting last year there were two positions in the billing division which were combined into one position.

Meyer said the budget increased 1.6% overall. Hoyle said office supplies and postage were increased. She explained they had faxed invoices to providers in the past but found they were unable to pull the fax receipts. The invoices are now mailed or emailed so there is proper documentation. Hoyle said they are also revamping the provider contracts and will be asking for email addresses for billing purposes. She said the Lincoln-Lancaster County Health Department, where GA is housed, will have an address change so there will be an increase in postage to notify providers.

### **801**

Hoyle said she reduced the budget for expenditures but said costs are hard to predict. She noted other miscellaneous contracted services increased by 950.0% and explained

that it is because primary care is moving from the Health Department to the People's Health Center (PHC).

Hoyle referenced the Building Rent line item and said that references rent for the Nebraska Department of Health and Human Services' (DHHS') Medicaid workers. She said she has no control over that increase (2.5%).

Meyer noted current year actuals are approximately \$1,000,000 less than what was budgeted. He said the budget for next year was reduced but said GA costs are difficult to predict. Wiltgen said the only control on costs is administration and making sure the individuals that are not eligible for this program do not receive services. Hoyle said they had a number of individuals apply this year to try to receive behavioral health medications and said they were told they need to apply through Region V Systems. She said GA also reached out to providers to make sure they understood they need to follow Medicaid rules. Hoyle also reported that pharmacy costs have decreased slightly, explaining they discovered it sometimes is less expensive to obtain drugs directly from Kohl's Pharmacy, which is a 340B (Drug Discount Program) pharmacy, than mail-ins through the Prescription Assistance and Rx Programs.

Wiltgen asked whether GA is still having issues with the Nebraska Department of Health and Human Services' (DHHS') Nebraska Family On-line Client User System (N-FOCUS). Hoyle said not at the present time.

Schorr noted GA is no longer sharing space with the Veterans Service Office and primary care services are moving from the Health Department to the People's Health Center (PHC) and asked whether having two of their main client services in different locations will be an issue. Hoyle said it has been a learning curve for clients and said they are provided that information if they call the GA Office.

Meyer said GA collected \$622,409 in revenue in Fiscal Year (FY) 2016 and \$493,339 to date in FY 2017, compared to a budget of \$390,800. He said GA is getting caught up and likely won't continue to see huge increases in revenue. Hoyle said GA received reimbursement for a large claim in 2016. She said GA has also sent "motivating" letters for providers and other counties to provide reimbursement to avoid lawsuits. The billing specialist is also sending monthly invoices and calling with payment reminders.

### **C. Juvenile Court (623)**

Present were Juvenile Court Judge Roger Heideman and Theresa Emmert, Juvenile Court Administrator.

Emmert discussed the service areas and said the Justice Works Attorney Fee voucher system is not mandated but the County has had significant cost savings as a result. She said they also provide notary services so that relinquishment of parental rights paperwork can be finalized in a timely manner.

Schorr asked if it would help to separate the work of 3a (Abuse and Neglect) filings from the 3b (Ungovernable) filings. Emmert said they are intertwined, along with law violation work.

Meyer said the Juvenile Court met the 97% budget requirement. Emmert said they were concerned with the fiscal impact of the 2015-2016 Legislative Session's Legislative Bill (LB) 894, which said all juveniles need to be provided an attorney for law violation and 3b cases. She said it had less of an impact than anticipated. Emmert said the number of law violations and 3b filings are also down. Judge Heideman said having an attorney appointed at the outset has provided good outcomes and the cases are moving through the system faster. He noted 3a filings are up this year. Emmert said Juvenile Court will be returning \$175,000 this budget year.

Wiltgen noted the budget was increased last year in anticipation there would be a large increase in legal fees and asked if they could do a comparison to 2015 to see if the appointment of counsel is having a positive impact on the budget. Emmert said she could do so but said there are a lot of factors. Judge Heideman said 2015 was one of the years where there was a large increase in truancy filings because of a change in the law.

Meyer inquired about the timeframe for the audio system project. Emmert said they hope to move forward quickly as they are no longer able to find parts to repair the current system. She said she is not sure how long it will take to install the equipment in all of the courtrooms.

### **D. Juvenile Probation (673)**

Present were Lori Griggs, Chief Probation Officer, Juvenile Probation and Autumn Crable, Office Manager, Juvenile Probation.

Griggs gave an overview of services noting they are dictated by the Juvenile Code and State Statutes. She referenced the Juvenile Drug Court Services and said Juvenile Court

Judge Toni Thorson, who presides over the Juvenile Drug Court, has agreed to utilize the voucher system to fund the services.

Meyer asked Griggs whether she sees staff increasing over the next year. Griggs said she does not anticipate it increasing. She said Juvenile Probation did receive two assistant probation officers and one additional support staff last year.

Meyer noted Juvenile Probation's budget is increasing by 6.6% and said rent is "driving" that increase. **NOTE:** Juvenile Probation is moving to the 605 Building and the rent includes security and parking factors. Griggs said photocopying costs are also increasing because attendance reports from Lincoln Public Schools (LPS) for youth on probation must be printed and distributed to each probation officer. Staff must also copy entire files if there is a request from the Foster Care Review Board. In response to a question from Brinkman, Autumn Crable, Office Manager, said they are looking for software solutions.

### **Other Business**

Meyer informed the Board he will be discussing the County's budget process at a Chamber of Commerce Meeting on May 24<sup>th</sup>.

### **DISCUSSION OF OTHER MEETINGS ATTENDED**

#### **A. Juvenile Detention Alternatives Initiative (JDAI) Meeting with State Probation**

Wiltgen said he and Sara Hoyle, Human Services Director, met with Monica Miles-Steffens, Director of Placement for Court Services, Juvenile Services Division, Nebraska State Probation; and Michele Lueders, State Probation on May 10<sup>th</sup> to discuss the Juvenile Detention Alternatives Initiative (JDAI), a national initiative funded by the Annie E. Casey Foundation, as a follow-up to his recent attendance at a JDAI Conference. He said JDAI's primary focus is data sharing and uniformity for the State but said he does not support duplication of data entry. **NOTE:** Lancaster County is already entering information into six databases as a requirement of receiving Community Aid funding through the State. Wiltgen felt the Board needs to have a discussion with Hoyle and Sheli Schindler, Youth Services Center (YSC) Director, on how the County will benefit from JDAI. Amundson noted representatives of the Annie E. Casey Foundation, which funds JDAI, will be in Lincoln on June 15 and 16 and could be asked to talk to the Board about JDAI. She added she believes Lancaster County could become a leader in JDAI. Hoyle appeared and said the State is already redeveloping the database in which counties receiving Community Aid are entering individual data and questioned why JDAI's database is not overlaid with this database. She said that way JDAI would have access to information for every county and would have data for a quantitative study. Amundson asked Hoyle whether she has shared her suggestion with Miles-Steffens. Hoyle said she has but the decision would need to be made by the Legislature. Schindler appeared and said Lancaster County has

always followed JDAI concepts. Schorr said she is opposed to using Nebraska Crime Commission funds, which are currently used to provide services to youth, to hire an additional employee to input data so the County can say it is in JDAI. Wiltgen suggested a presentation on JDAI be scheduled in a few weeks.

Avery and Brinkman exited the meeting at 10:21 a.m.

**4. FUTURE NEEDS OF COUNTY BRIDGES** - Pam Dingman, County Engineer

Pam Dingman, County Engineer, gave an update on County bridge conditions (Exhibit D):

- Road Conditions and Current Funding Needs - Maintenance (\$18.4 Million), New Construction (\$32.9 Million), Total Current Road Funding Needs (\$51.3 Million)
- Bridge Conditions - Structurally Deficient (28), Scour Critical (38), Currently Closed (9)
- Combo Structures – Culverts (83)
- Culvert Conditions
- Current Bridge/Culvert Funding Needs (\$50 Million)

Dingman referenced the following maps (Exhibits E-G):

- Lancaster County Bridges
- Lancaster County Posted Bridges
- Lancaster County Scour Critical Bridges

Brinkman returned to the meeting at 10:28 a.m.

Dingman referenced non-jurisdictional length bridges (under 20 feet) on North 148<sup>th</sup> Street and said a void between abutment wings was discovered on one while County Engineering was netting the structure to prevent the nesting of birds. The road was briefly closed while repairs were made. She said County Engineering has been negotiating with the U.S. Corps of Engineers to design box culverts for all of these locations and said North 148<sup>th</sup> Street will be closed during the summer for reconstruction. Dingman said this road is the major corridor for east Lincoln and has an average daily traffic (ADT) count of 5,000 vehicles. Wiltgen asked how long the road will be closed. Dingman said she hopes it won't take more than six to eight weeks. Wiltgen pointed out that the road is a crucial school route for the Waverly School District. Dingman said she has informed the Corps of Engineers that it is a critical problem. She said she also informed the Waverly School District of the closure and intends to hold public informational meetings on the project. Signage, information about on the County's website and a media release were also suggested.



Dingman said the County has 6,900 pipes (culverts) and County Engineering has been evaluating their condition over the last 18 months. Information was entered in a database that can be used to help prioritize culvert maintenance. She said the County also has 1,000 box culverts (under 20 feet) but there has been no comprehensive program to evaluate their condition. She noted the County received a Federal Emergency Management Agency (FEMA) grant for a culvert on North 176<sup>th</sup> Street, from Alvo Road to McKelvie Road, but said she can't move forward with the design until the grant is funded. Dingman said a similar situation exists with Bridge Y-181 (Princeton Road east of South 13<sup>th</sup> Street) that is now closed. She said she had hoped the grant would help pay for these structures but since it was not funded, the Board may need to consider moving ahead and paying for the repairs. Dingman also reported that County Engineering has been working on getting permitting in place for Bridge C-91 (North 1<sup>st</sup> Street and Raymond Road), noting this area contains Tiger Beetle and Saltwort habitat and is considered critical saline wetlands. She said the Nebraska Department of Roads (NDOR) has substantial maintenance issues that it needs to take care of on Highway 79 and has asked her to delay construction on the bridge because it needs to use Raymond Road as a detour. Dingman said she informed NDOR about concerns that the bridge is not strong enough to take the traffic and NDOR responded that if something happens to the bridge, it will assist the County, although they have not provided that assurance in writing. She said she set aside \$1.5 million in the current year's budget for that bridge and would like to move that money into a sinking fund.

The Chair informed Dingman that the budget conversations need to take place at the County Engineering's budget hearing. Dingman said she will not be asking for \$50 million for bridge and culvert repairs (see Exhibit D) in the budget but said she would like the Board to have some idea of the department's overall needs to stabilize existing structures.

Dingman also discussed plans for a public service campaign (see Exhibit D). The Chair suggested she coordinate efforts with the Lancaster Sheriff's Office (LSO). Dingman said she would like to work with Board members as well.

## **5. BREAK**

The meeting was recessed at 10:47 a.m. and reconvened at 11:00 a.m. Avery returned to the meeting.

- 6. ELECTRONIC RECORDS OVERVIEW - Alison Lotto, Records Administrator; Dan Nolte, County Clerk**
  - A. Hewlett Packard Records Manager (HPRM) for County Board**
  - B. Records Administrator Position**

**A. Hewlett Packard Records Manager (HPRM) for County Board**

Alison Lotto, Records Administrator, conducted a training session on how to search for records in Hewlett Packard Records Manager (HPRM).

**B. Records Administrator Position**

Lotto said she will be moving to Massachusetts and will be leaving her position as Records Administrator effective August 9, 2017. Dan Nolte, County Clerk, requested authorization to open the position to allow for two to three weeks of training. He estimated the budget impact at \$2,150 to \$3,226. Board members indicated they were supportive of the request. Lotto said she has been actively recruiting for the position among individuals she knows in the field and said she believes the individual should have metadata, taxonomy, library and technology experience.

- 7. YOUTH SERVICES CENTER (YSC) UPDATE - Sheli Schindler, Youth Services Center (YSC) Director**
  - A. Diversity Training - Ed Wimes, E & S Consulting**
  - B. Parent Liaison Training – Mary Hewitt, Parent Liaison**

**A. Diversity Training – Ed Wimes, E & S Consulting**

Ed Wimes, E & S Consulting, discussed diversity training he provided to staff at the Youth Service Center (YSC). Staff members who went through the training were surveyed about what additional training would be beneficial and identified team work and effective communication.

Avery asked whether there have been changes as a result of the training. Sheli Schindler, YSC Director, said there is more awareness, appreciation and dialogue among staff.

**B. Parent Liaison Training**

Mary Hewitt, Parent Liaison, said she reaches out to every parent who has a child detained in the facility and helps them navigate the system and refers them to services. She said she is employed by Families Inspiring Families, a parent peer support agency. Schindler said funding was initially through a grant from the Nebraska Crime Commission, which runs through June 30, 2017. She said they have applied for Juvenile Justice Prevention Funds (JJPF) and hope to sustain the program.

- 8. TEXT AMENDMENT NO. 17008, UPDATE OF COUNTY ZONING RESOLUTION - Tom Cajka, County Planner; David Derbin, Deputy County Attorney**

Tom Cajka, County Planner, gave an overview of County Text Amendment No. 17008 (amend the Lancaster County Zoning Regulations to reformat the zoning regulations by amending and adding definitions, clarifying special permitted uses for each zoning district and reorganizing the special permit chapter). He noted the following changes were made since the last briefing:

- The term excavation was added to the Definitions Chapter.
- Riding stables were moved from a special permitted use to a permitted use in the Agricultural (AG) and Agricultural Residential (AGR) Districts.
- Public uses were removed from Conditional Uses.
- The minimum number of gallons of wine that must be produced on-site by a farm winery has been changed from 700 to 500. The owner or operator would be allowed to live on site with 20 acres.

Cajka said he contacted all the farm wineries and the Nebraska Wine Growers Association and informed them of the conditions. He said he did not receive any negative comments.

- Parcels of 20 acres or more that were created before January 1, 2017 will have the frontage requirement waived.
- Any residence constructed within the required yard setbacks on a farmstead of 20 acres or more prior to January 1, 2006 shall be considered non-standard as to yard requirements if it remains on 20 or more acres. It will reference County Board Resolution No. R-05-0155 which was not incorporated into the Zoning Resolution.

Cajka said Commissioner Brinkman had a concern regarding language in Section 2.112 (Single-family Airfield) and he discovered that section should have been removed from the Zoning Resolution in 1996 (see County Resolution No. 5367). Brinkman said she felt the reference to "his" should have been gender neutral and said Section 11.005 also makes reference to gender and should be changed. She added she has also identified a number of spelling errors in the text and will forward a list of those to the Planning Department.

Wiltgen asked whether there has been any changes to the definition of employee under expanded home occupations (Section 13.032). David Derbin, Deputy County Attorney, said there was a minor change, based on comments received from the Board, to exclude deliveries from the definition of participation.

Cajka said the Lincoln-Lancaster County Planning Commission held a public hearing on May 10<sup>th</sup>. He said there was no testimony in opposition and one individual testified in support. The Planning Commission recommended approval of the proposed changes as written (see <http://lincoln.ne.gov/city/plan/dev/proposedregs/countytextamd.pdf>).

## **9. ACTION ITEMS**

There were no action items.

## **10. ADMINISTRATIVE OFFICER REPORT**

### **A. Legal Opinion on Use of Visitors Improvement Fund to Support Air Service Revenue Guarantee Fund**

Eagan explained the Visitor Promotion Committee (VPC) was asked to consider a grant from the Visitors Improvement Fund to the Air Service Expansion Revenue Guarantee Fund and he requested a legal opinion whether use of the Visitors Improvement Fund would be allowed. He requested authorization to share the opinion. There was consensus to share the legal opinion (Exhibit H). Eagan said the opinion stated that it would not be appropriate to use the Visitors Improvement Fund in this manner. He suggested the Board seek legislation to clarify that grants made from the County Visitors Improvement Fund for promotional purposes can only be given to governmental or nonprofit entities which operate a tourism facility.

### **B. Overcrowding of South Parking Lot**

Eagan said members of the public appear to be encroaching on the employee parking spaces in the South Parking Lot making it difficult for employees to find parking. He said enforcement has been suggested. Amundson said the Public Building Commission (PBC) is aware of the problem and is looking for solutions. Schorr suggested departments communicate to visitors that they should be using the north parking lot.

## **11. DISCUSSION OF OTHER MEETINGS ATTENDED**

### **B. Juvenile Detention Alternatives Initiative (JDAI) Meeting with State Probation**

Item was moved forward on the agenda.

### **C. National League of Cities (NLC) Follow-up**

Schorr said she, Cyndi Lamm, Lincoln City Councilwoman, and Captain Jason Stille, Lincoln Police Department (LPD), attended a National League of Cities (NLC) Conference in Chicago and are focusing on the overcrowding in the jail population ages 18-25 and the high number of failure to appear in court and failure to pay fines. She said Community Corrections will be texting offenders to remind them of their court hearings.

## 12. DISCUSSION OF BOARD MEMBER MEETINGS

### A. Justice Council - Wiltgen/Schorr

Item was moved forward on the agenda.

### B. Region V Services Executive Committee

Meeting was cancelled.

### C. Region V Governing Board - Wiltgen

### D. Region V Systems Governing Board - Wiltgen

### E. Region V Systems Executive Board - Wiltgen

### F. Public Building Commission (PBC) Vice-Chair Meeting with Mayor - Amundson

Items C-F were moved forward on the agenda.

### G. Chair/Vice Chair Meeting with Mayor - Wiltgen/Avery

Wiltgen said they discussed the Pinewood Bowl Amphitheater's request for a Visitors Improvement Fund Grant.

### H. Public Building Commission (PBC) - Amundson/Brinkman

Amundson said they discussed a number of topics including construction of a new 911/Emergency Communications Center, change orders for the 605 Building, upgrades to Room 113 (The Bill Luxford Studio), parking issues, and energy audit items. She said plans for a mother's room (lactation room) in the 605 Building have been placed on hold.

### I. Lincoln-Lancaster County Board of Health - Avery

Avery said they received an update on Open Data and LNKstat (performance management).

### J. Mental Health Crisis Center Advisory Board - Avery

Avery said they discussed issues involving locks, windows and the heating, ventilating and air conditioning (HVAC) system. They also received updates on the budget and electronic health record software.

K. Visitors Promotion Committee (VPC) - Avery

Avery said they reviewed and made recommendations on grant requests from the Lincoln Partners for Public Art, Lied Center for Performing Arts and the Pinewood Bowl Amphitheater.

L. District Energy Corporation (DEC) - Schorr/Avery

Schorr said they approved a contract to update security at all of the District Energy Corporation (DEC) plants and an agreement for preliminary plant design for a DEC facility on the State Penitentiary campus. They also received an update on the new Lincoln Electric System (LES) Operations Center which will have a DEC facility.

M. Information Services Policy Committee (ISPC) - Wiltgen

Wiltgen said they discussed the payroll system and updates to the Criminal Justice Information Services (CJIS) System.

N. Parks & Recreation Advisory Board - Schorr

Schorr said the Futures Committee is looking at regulating drones in City parks. She also reported on the dedication of the Woods Tennis Center, 401 South 33<sup>rd</sup> Street; a land swap near Jensen Park; and a potential lawsuit involving use of the trails in Pioneers Park.

O. Lincoln Independent Business Association (LIBA) Budget Monitoring Committee - Amundson

Amundson said she reported on the 605 Building and the Emergency Operations Center (EOC) projects and the County budget process. She said City representatives discussed the City's police/fire defined benefit plan and the County Engineer gave a presentation on County roads and bridges.

**13. SCHEDULE OF BOARD MEMBER MEETINGS**

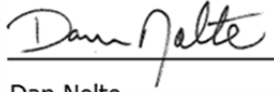
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**14. EMERGENCY ITEMS**

There were no emergency items.

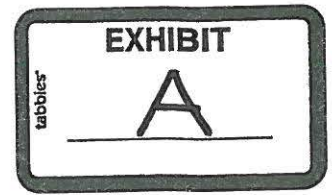
**15. ADJOURNMENT**

**MOTION:** Schorr moved and Avery seconded to adjourn the meeting at 12:42 p.m. Amundson, Avery, Schorr, Brinkman and Wiltgen voted yes. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk





**KISSEL / E&S**  
ASSOCIATES

*A Limited Liability Company Associated with Erickson and Sederstrom, P.C.*

Joseph D. Kohout, *Partner*

Suite 400 Cornhusker Plaza / 301 S. 13th Street / Lincoln, NE 68508-2571  
Telephone (402) 476-1188 / Facsimile (402) 476-6167  
Email jkohout@kisseles.com / Website www.kisseles.com

**LEGISLATIVE MEMORANDUM**

TO: Lancaster County Board of Commissioners

FROM: Joseph D. Kohout  
Jonathan G. Bradford  
Gordon E. Kissel

DATE: May 18, 2017

RE: Weekly Update

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Today is day 84 of the 2017 Nebraska Legislature. They will convene today and then recess tomorrow and Monday and come back to adjourn on Tuesday - the 86<sup>th</sup> scheduled day of the session.

On Monday, the body debated LB333, Senator Riepe's bill introduced at the request of the Governor and the Health and Human Services Committee priority bill. As you will recall, you voted to oppose this bill based upon the elimination of the state short term disability program. A series of amendments were filed, and debate over these, as well as the underlying bill, was passionate, though a compromise was finally worked out that struck the provisions which we opposed and the bill advanced to Select File. LB 415, Senator Kolterman's omnibus retirement bill advanced to the Governor. LB 68, Senator Hilgers' gun bill was shelved until next session.

On Tuesday, session did not convene until 1:30pm in order to give time to the the Appropriations Committee to discuss a potential motion to address the Governor's line item vetoes in the amount \$56 million to the mainline budget. The Appropriations Committee announced \$32 million recommendation to override the Governor's line item vetoes by restoring funding to probation services, Behavioral Health Aid, Medicaid and Developmental Disability Aid. Floor debate that afternoon saw advancement of LB333 from Select File to Final Reading after adopting Senator Reipe's AM 1410. There were some tense moments with debate on LB 496, Senator Stinner's TIF financing for rural housing development. After garnishing enough support to advance on Monday, LB 496 fell one vote short of surviving a filibuster and is now finished for the session.

Wednesday morning debate centered around motions to override gubernatorial vetoes in the areas of probation services, Behavioral Health Aid, Medicaid and Developmental Disability Aid. None of the



motions were successful and the budget, as vetoed by the Governor, will now become law.

## **LANCASTER COUNTY LEGISLATIVE PRIORITIES**

*LB508 (Hilgers) Change the population threshold for the county civil service system.* The bill was introduced on January 18<sup>th</sup>, and was referred to the Government, Military and Veterans Affairs Committee. This bill was heard on February 22, 2017 and on Monday, April 3, 2017, the Committee conducted an executive session on the bill and advanced it with the proposed amendment attached. The bill was placed on Consent Calendar and passed in said grouping on all three levels of debate. The bill was signed into law by the Governor on May 12<sup>th</sup>, 2017.

**POSITION: SUPPORT**

*LB567 (Bolz) Change funding for county public assistance offices.* The bill was introduced on January 18<sup>th</sup>, and was referred to the Government, Military and Veterans Affairs Committee. The bill was heard on February 22, 2017 and still remains in committee.

**POSITION: SUPPORT**

*LB441 (Morfeld) Change eligibility provisions under the Medical Assistance Act.* This years' Medicaid Expansion Bill. LB441 makes those persons described under section 1902 (a)(10)(A)(i)(VIII) of the federal Social Security Act eligible under the Medical Assistance Act. The department must submit a state plan amendment to cover newly eligible individuals, and such amendment must request as the alternative benefit plan a benchmark benefit package as defined in section 1937(b)(1) 18 (D) of the federal Social Security Act, as amended, 42 U.S.C. 1396u-7(b)(1)(D), as such act and section existed on January 1, 2017, for Secretary-approved coverage that shall include full Medicaid benefit coverage, including mandatory and optional coverage, under section 68-911 22 in the amount, duration, and scope in effect on January 1, 2017, and any additional wraparound benefits required under federal law. The hearing was held on March 8, 2017 and remains held in Committee.

Senator Morfeld has filed a motion to pull the bill from the Health and Human Services Committee, but the body did not vote on the motion.

**POSITION: SUPPORT**

*LB357 (Bolz) Increase original certificate of title fees for vehicles transferred to Nebraska from another state and provide for voluntary contributions to brain injury programs.* LB357 places a fee of twenty-five dollars for each original certificate of title issued to a person by a county for a vehicle or trailer being titled in Nebraska from another state after the first original title is issued. LB357 also allows for voluntary contributions of \$2 to be made as a donation to programs for persons suffering from brain injury. This bill was heard on February 28, 2017 and is still in committee. At the hearing, the only opposition to the bill was raised by the Department of Motor Vehicles.

**POSITION: SUPPORT**

*LB47 (Watermeier) Change provisions relating to the payment of fees and costs associated with grand juries and the deaths of incarcerated persons.* The hearing on this bill was held before the Judiciary Committee. Mr. Eagan testified on behalf of Lancaster County. The bill remains held in Committee.

**POSITION: SUPPORT**

*LB327 (Speaker Scheer at the Request of the Governor) Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2019.* This is the Governor's Appropriation bill. We have become aware, as per a communication from Brent Meyer that there is a provision to reduce the

amount of funding provided by LB1038 in last session from \$975,000 to \$487,500 for the Nebraska Department of Agriculture to get to their 8% reduction. The bill has been referred to the Appropriations committee. This bill was heard on February 21, 2017 and remains in committee.

On Monday, March 13, 2017 and Tuesday, March 14, 2017, hearings were held on Health and Human Services. Judy Halstead testified in support of the Appropriations Committee's recommended budget adjustments by restoring several cuts to Health and Human Services agencies – cuts that could Lancaster County as much as \$100,000 in total funds (through minor cuts in multiple budget lines). The committee received her comments well.

LB327 was advanced as part of the mainline budget process on Tuesday, April 11, 2017. The bill was presented to the Governor on May 9<sup>th</sup>, 2017, and was line item vetoed in the amount of roughly \$56 million. While motions were filed to override certain portions of the vetoes, none were successful.

**POSITION: CONCERNS EXPRESSED BY JUDY HALSTEAD AND BRENT MEYER ABOUT REDUCTIONS IN SPECIFIC AREAS**

*LB81 (Blood) Change the application fee for handgun certificates.* LB81 changes the fee charged for each application for a handgun certification from five dollars to twenty-five dollars. The bill was advanced to General File in its Green Form.

**POSITION: SUPPORT**

*LB127 (Groene) Change notice requirements under Open Meetings Act.* LB 127 provides for a change in the open meetings law, in Sec. 84-1411 of the statute. It strikes language for political subdivisions to publicize meeting designated by each political body and requires them to publish such notice in a newspaper of general circulation in each county within the public entities jurisdiction as well as any other method designated by the public body. The newspaper notice does not have to be published in every county but must have a general circulation within the county. This proposal is also not intended to apply to state agencies but just political subdivisions. A significant amendment was offered at the time of the hearing that would re-write the bill. The bill has been advanced to General File with committee amendment AM646.

We discussed the bill with Committee Counsel Andrew LaGroene. The intent of Senator Groene was apparently to adopt an amendment that would alleviate concerns. It does not do so. The amended bill did not have the support of Chairman Murante nor of Senator Carol Blood. Senator Craighead was present, not voting. Those voting in support included Senators Brewer, Briese, Hilgers, Lowe and Wayne. The bill is not prioritized.

**POSITION: OPPOSE**

*LB152 (Craighead) Change and eliminate provisions relating to the fees for recording and filing certain documents.* LB152 eliminates sunset dates of January 1, 2018 for provisions relating to the fees for recording and filing certain documents. LB152 also eliminates the six-dollar uniform fee, payable to the Secretary of State, for presenting and filing and indexing and filing and indexing each notice of lien or certification of notice affecting lien on a property. The bill was advanced to General File and granted Speaker Priority status. The bill was approved by the Governor on May 9<sup>th</sup>, 2017.

**POSITION: SUPPORT**

*LB333 (Riepe at the Request of the Governor) Eliminate an independent review of denial of aid to the disabled.* LB333 requires that a disability persist for more than a year before a person can be considered disabled. LB333 also eliminates the requirement that the Department of Health and Human Services

conduct an independent medical review when Social Security denies benefits to an individual on the basis of the duration of the individual's disability. The hearing on this measure was on January 25, 2017. A letter was sent to Senator Riepe and members of the Health and Human Services Committee under Chairman Wiltgen's signature.

Since the hearing, there has been an enormous amount of conversation on this issue including a conference call last week with representatives of NACO, Douglas and Lancaster County. We were advised that Lauren Kintner would be reaching out directly to Chairman Wiltgen and Chairwoman Borgeson in Douglas County. To date, we are not aware that those conversations have occurred.

Too, during his testimony before the Appropriations Committee, Director Weinberg of the Department of Health and Human Services – Division of Children and Family Services encouraged the Appropriations Committee to support LB333. In response, Chairman Stinner indicated his reluctance to do so due to the fact that it appeared that to adopt LB333 would shift the burden to counties to care for that population. Too, Senator Kate Bolz expressed skepticism about his testimony indicating that she had a tough time seeing how this population would not fall back on General Assistance of the County. The director had a tough time explaining how it would not. This bill is a committee priority.

On Wednesday, April 5, 2017, Sean Kelley advised Joe Kohout that the Governor's office told him that Lauren Kintner would be reaching out to Mary Ann Borgeson in the very near future. Lauren Kintner did reach out to Commissioner Borgeson early this week but has not reached out to Chairman Wiltgen. Furthermore, on Wednesday, April 12, 2017 we became aware that the Health and Human Services Committee was going to conduct an executive session of the committee to advance LB333. Between Joe, Larry and Sean Kelley, we made it clear that there was no agreement on the language and as such, the bill should not be advanced. The Executive Session was cancelled. However, the committee did conduct an Executive Session on Thursday, April 13, 2017 and advanced it on a 6-2 vote.

On Wednesday, April 19, 2017, a meeting was held in Senator Merv Riepe's office to discuss the underlying opposition to LB 333 in an effort to address those concerns. Those in attendance included Kerry Eagan, Commissioner Wiltgen (via telephone), Joe Kohout, Commissioner Borgeson, Sean Kelley, Senator Riepe, Kristin Stiffler (Counsel to the HHS Committee), Melissa Hilty (Governor's PRO), Gerry Oligmueller (Budget Office) and Larry Dix (NACO). An amendment was adopted, offered by Senator Krist, to strike the original provisions from LB333 on Monday. Said amendment was adopted and the bill advanced to Select File. On Tuesday, Senator Riepe offered an amendment to clear up some concerns about the remaining portions of LB 333. The bill was placed on Final Reading on May 16<sup>th</sup>, 2017. It will be sent to the Governor today.

**POSITION: OPPOSE**

*LB468 (Krist) Change revenue and taxation provisions.* LB468 eliminates the Personal Property Tax Relief Act exemption and compensating exemption factor for tax years 2018 and 2019. LB468 also eliminates an exemption from taxation for the first ten thousand dollars of valuation on tangible property for tax years 2018 and 2019. LB468 also eliminates the reduction in the value of tangible personal property owned by each railroad, care line company, public service entity, and air carrier for tax years 2018 and 2019. LB468 ends reimbursement to taxing subdivisions for tax revenue that will be lost because of personal property tax exemptions for tax years 2018 and 2019.

LB468 allows resident individuals from electing to subtract from federal gross adjusted income the extraordinary dividends paid on and the capital gain from sale or exchange of capital stock for taxable years beginning before January 1, 2018 and taxable years beginning on or after January 1, 2020. LB468

ends the credit to the Game and Parks Commission Capital Maintenance Fund on July 1, 2017, and ends the credit to the Highway Trust Fund on or after July 1, 2017 and before July 1, 2019. Since an emergency exists, this act takes effect when passed and approved into law.

The hearing on this measure was February 22, 2017. The bill remains held in committee.

**POSITION: OPPOSE**

*LB367 (Krist) Change provisions relating to payment of costs in juvenile matters.* LB367 requires the county to pay the costs associated with transportation when a peace officer takes a juvenile into temporary custody and a probation officer determines the need for detention or an alternative placement. LB367 requires the Office of Probation Administration to pay for costs that are related to treatment or service provisions. The bill remains held in committee.

**POSITION: OPPOSE**

*LB510 (Ebke) Provide a restriction on installment contracts for the purchase of real or personal property by political subdivision.* LB510 prohibits political subdivisions from entering into installment contracts for the purchase of real or personal property that require a total outstanding obligation exceeding twenty-five million dollars. The hearing on this bill occurred on March 9, 2017 and the bill saw a tremendous amount of opposition. The bill was not prioritized and will not likely move.

**POSITION: OPPOSE**

*LB434 (Ebke) Change videoconferencing provisions relating to certain juvenile hearings.* LB434 requires any telephone or videoconference juvenile evidentiary hearings to ensure the preservation of due process or rights of all parties. The bill has been referred to the Judiciary committee and had its public hearing on March 9, 2017.

Of note, during the hearing, Public Defender Joe Nigro appeared in the opposition position and during his testimony expressed concern that this would be viewed as a way for the county to cut costs and specifically referenced the contract negotiations between Lancaster County and the State on the housing of Juveniles. No committee members expressed any concern.

**POSITION: NEUTRAL**

*LB658 (Wayne) Provide for expert witness appointment as prescribed in certain juvenile proceedings.* LB658 grants the right to one appointed expert witness during any adjudication or disposition proceeding to the parent, guardian, or custodian of the juvenile who is the subject of the proceeding. If the parent, guardian, or custodian is indigent, the reasonable fees and expenses of such expert witness will be paid by the county. The bill has been referred to the Judiciary committee and had its hearing on March 9, 2017.

Of note, during the opposition on this bill, Senator Chambers expressed concern to NACO about their opposition to the bill. Furthermore, Senator Chambers and Senator Krist have asked Senator Ebke to send a letter to NACO asking for them to begin disclosing how certain counties vote on opposition or support of bills. When the letters for Lancaster County and the County Attorneys Association were read into the record, Senator Chambers asked for clarification on who opposed the bill. We have not heard anything since.

**POSITION: OPPOSE**

*LB373 (Schumacher) Change and eliminate revenue and taxation provisions.* In a previous report, we provided a separate document that included highlights of those portions important to Lancaster County. Bill remains in committee. It has been mentioned that the bill as written has a long shot of coming out of

committee. The county's letter of opposition to the repeal of Build Nebraska Act was read into the record.

**POSITION: OPPOSE**

*LB461 (Smith) Correct references to a federal act in a revenue statute.* This bill has been amended to include the joint efforts of the Revenue Committee and the Governor to develop both income and property tax relief. We previously attached a chart from NACO that demonstrates the effect that the bill may have – the portions dealing with property taxes – on counties.

We were asked by Commissioner Brinkman at a previous meeting to prepare a list of who is fighting LB 461. Here is the most up-to-date list that we can provide:

**BNSF**

**Nebraska Farm Bureau**

**Reform for Nebraska's Future**

**Nebraska Corn Growers Association**

**Women Involved in Farm Economics**

**Nebraska Pork Producers**

**Nebraska Rural Community Schools Association**

**Independent Cattlemen of Nebraska**

**Nebraska Grange**

**Greater Nebraska Schools Association:** *Bellevue, Bennington, Blair, Columbus, Elkhorn, Fremont, Gering, Grand Island, Gretna, Hastings, Kearney, Lexington, Lincoln, McCook, Millard, Norfolk, Norris, North Platte, Omaha, Papillion-La Vista, Plattsmouth, Ralston, Schuyler, South Sioux City, Westside Community Public Schools.*

**Schools Taking Action for Nebraska Children's Education:** *Beatrice, Blair, Chadron, Columbus, Crete, Fairbury, Gothenburg, Holdrege, Nebraska City, Norris, Seward, South Sioux City, Wahoo, Waverly, York Public Schools.*

**OpenSky**

**Nebraska State Education Association**

**Nebraska Council of School Administrators**

**Nebraska Farmers Union**

**Nebraska Soybean Association**

**Nebraska Wheat Growers**

**Nebraska Fair**

**Gage County Property Tax Group**

**NACO**

The bill was debated on Friday, April 20, 2017. The bill faced steep opposition. After failing on a cloture motion, the bill did not come back upon the Legislative agenda.

**LANCASTER COUNTY ELECTED OFFICIALS/DEPARTMENT HEADS PRIORITIES**

*LB310 (Friesen) Change provisions relating to bridge carrying capacities and weight limits.* This bill has been referred to the Transportation and Telecommunications Committee for public hearing. Engineer Dingman asked a question of us regarding the bill's origin. In checking with Senator Friesen's office, the bill was brought to them by NACO through the Roads Superintendents subgroup.

There was some correspondence between Larry Dix, Joe Kohout, Pam Dingman and others to get her in touch with the folks who had prepared LB310. The hearing on this measure was held on Monday, February 6, 2017. This bill was placed on General File on March 1, 2017.

*LB51 (Schumacher) Change provisions relating to sales of real property for nonpayment of taxes.* This bill was heard by the Revenue Committee. The Lancaster County Treasurers Office testified in a neutral capacity after a meeting the morning of the hearing between representatives of NACO, Larry Dix and Senator Schumacher. Senator Schumacher offered an amendment at the hearing that would alleviate the concerns raised by the Treasurer's Office. The bill was placed on General File with committee

amendment AM267.

*LB68 (Hilgers) Prohibit certain regulation of firearms, ammunition, and firearm accessories by counties, cities, and villages as prescribed.* We were asked to work with Eric Gerard, Lincoln City Lobbyist, on this. During deliberations on this measure on Thursday, February 9, 2017 by the Board, they agreed to follow Sheriff Wagner's lead. During testimony on February 10, 2017, Sheriff Wagner, offered testimony in support with concerns. Senator Hilgers designated this as his priority bill on February 28<sup>th</sup>. Bill has been placed on General File with committee amendment AM630. We attached the amendment for your review in a previous report.

On Tuesday, April 4, 2017, the bill came up for debate. The bill was subject to a filibuster by several members of the Legislature including several members of the Lancaster County delegation. Sheriff Wagner was available in the rotunda and via cell phone to members of the delegation. He did register concerns with members of the delegation on the potential that it could affect his ability to stop individuals from carrying firearms into county buildings.

Furthermore, on Wednesday, April 12, 2017, the bill came up for further debate. After approximately 2 hours, cloture was invoked on the bill and it has advanced to Select File. Senator Chambers has vowed that he will not let any amendments be adopted to the bill. We did communicate with Sheriff Wagner prior to the bill coming up.

The bill was placed on the agenda for Monday of this past week but due to an amendment not being ready, the bill was passed over and will not come back up this session.

**POSITION: OPPOSE**

*LB544 (Watermeier) Provide for elimination of the office of clerk of the district court as prescribed.* LB544 allows, in any county that does not have an elected clerk of the district court, for the duties of the clerk of the district court to be performed pursuant to an agreement between the State Court Administrator and the county board. LB544 also allows for a county to vote to eliminate the office of the clerk of the district court when a vacancy occurs. The bill was referred to the Judiciary Committee. This bill was heard on February 15, 2017 and remains in committee.

*LB163 (Vargas) Require additional polling places prior to elections in certain counties* LB163 requires election commissioners in counties with populations of more than one hundred thousand to establish at least three voting locations. The hearing was on March 16, 2017. The bill remains held in committee.

*LB625 (Larson) Change the Property Assessed Clean Energy Act.* LB625 allows a municipality to create a clean energy assessment district anywhere within the municipality, except a district may not be created that includes any area within the corporate boundaries of any city or village located in whole or in part within such county. The hearing on this measure was on Tuesday, February 14, 2017 and Candace Meredith testified in a neutral capacity on an amendment suggested by NACO. We expect the bill to move with that amendment attached. Bill was placed on General File with committee amendment (AM 224). LB 625 has been designated a committee priority. The bill was signed into law by the Governor on April 27<sup>th</sup>, 2017.

*LB145 (Hansen) Provide for a hearing to determine financial ability to pay fines and costs and traffic citations and provide for community service.* LB145 allows for a sentencing judge or magistrate to conduct a post-hearing sentence to determine if the offender has the financial ability to pay the fines or costs associated with their infraction. If the magistrate or judge determines that the offender is able to pay

the fine, but the offender refuses, the magistrate or judge may sentence the offender to imprisonment or community service. If the offender is found unable to pay the fine, the magistrate or judge may impose the sentence without costs and fines, discharge the costs and fines from the offender, or order community service as part of the sentence. If the offender is found able to pay the costs or fines in installments, the magistrate or judge may enter an order specifying the terms of a payment arrangement.

LB145 also allows for individuals who are arrested for failure to pay costs and fines to be provided a hearing in which their financial ability to pay those fines and costs can be assessed. A person who believes themselves to be financially unable to pay court costs and fines may request a hearing after an order has been issued against them. Bill was heard Thursday, March 16, 2017 before the Judiciary Committee and remains in Committee.

On Tuesday, April 19, 2017, the Judiciary Committee met and advanced LB259 with an amendment that contained the amended version of LB145. We forwarded a copy of that amendment as part of last week's report. Mr. Egan did review that language and provide the same to David Derbin who indicated that there may be some additional costs tied to the original version of LB 259. We discussed those concerns with Senator Hansen following this meeting last week and we are happy to report that those parts which raised concerns for Lancaster, Douglas Counties and for NACO were removed via an amendment offered by Senator Hansen. The bill was signed into law on May 12<sup>th</sup>, 2017.

*LB395 (Morfeld) Change provisions relating to conditions of and ability to post bail.* LB395 requires a court to consider all methods of bond and conditions of release to avoid pretrial incarceration. If an appearance bond is required, the court shall appoint counsel to indigent defendants. To determine if a defendant is indigent, the judge must consider the defendant's financial ability to pay a bond. The court may also order a defendant to be supervised by an approved person or organization or a pretrial services program. Bill was heard Thursday, March 16, 2017 before the Judiciary Committee and remains in Committee. Commissioner Wiltgen was present to observe the committee's questions. It is being considered that concepts of this bill, as well as LB 145, will be amended into other legislation.

Following receipt of Commissioner Wiltgen's letter, there was a request made by Senator Hansen's office to see what changes we would like to see in LB145 and LB395 to make them more amenable to the county. They appear set on increasing the "sit out rate" from \$90 to \$150 per day. Additionally, they are willing to delay implementation of the remaining provisions of LB145 by one year. In so far as LB395 is concerned, they are willing to consider striking everything from the bill and leaving only section 4 in place. In addition, they are willing to consider changing the evidentiary hearing to telephone conference similar to process for appointment of a public defender.

*LB385 (Lindstrom) Change provisions relating to the burden of proof and who may appeal under the Tax Equalization and Review Commission Act.* LB385 allows those with a relationship to the taxpayer to execute an appeal on behalf of the taxpayer. The specific relationships are: A person or entity with a contract executed by the taxpayer, a person with the power of attorney, a person with a durable power of attorney, and a person who is a trustee of an estate. LB385 requires the county board of equalization, in appeals regarding the assessed value of the property that has been increased by more than 5%, to prove by a preponderance of the evidence that the assessed value reflects the property's actual value. The hearing on this measure was on Wednesday, March 1, 2017.

## **COMBINED LEGISLATION**

Portions of LB297 have been amended into LB225 via AM611. Portions of LB298 have been amended

into LB225 via AM537. Portions of LB336 have been amended into LB225 via AM462

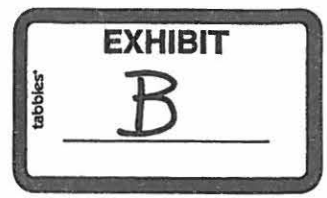
Portions of LB133 have been amended into LB317 via AM19.

Portions of LB49, LB228, LB238, LB288, LB387 & LB233 have been amended into LB217 via AM634.

Portions of LB188, LB178 & LB394 have been amended into LB289.

This concludes our report for this week.





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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB68	Hilgers	Monitor	Government, Military and Veterans Affairs	02/10/2017	Select File 04/18/2017 Hilgers Priority Bill	Prohibit certain regulation of firearms, ammunition, and firearm accessories by counties, cities, and villages as prescribed  <i>LB68 prohibits cities of the primary class from prohibiting carrying of concealed weapons. Except as prohibited, Cities, but not counties, do have the power to regulate the ownership, possession, transportation, carrying, registration, transfer, or storage of firearms, ammunition, or firearm accessories.</i>
LB72	Schumacher		Banking, Commerce and Insurance	02/13/2017	Final Reading 05/16/2017 Banking, Commerce and Insurance Priority Bill	Provide for governmental unit bond priority under the Nebraska Governmental Unit Security Interest Act and rename the act  <i>LB72 renames the Nebraska Governmental Unity Security Interest Act to the Nebraska Governmental Unit Security Interest and Pledge Act. The NGUSIPA governs the perfection, priority, and enforcement of all security interests created governmental units. LB72 makes the pledge of any bond-pledged revenue source by a governmental unit to the payment of the principle, premium, and interest on bonds valid and binding and deemed continuously perfected from the time of the bonds or notes or other financing obligations are issued. Specific terms for different types of bonds are set forth in Section 5 of LB72.</i>
LB75	Wayne		Government, Military and Veterans Affairs	03/01/2017	Governor Vetoed 05/02/2017 Wayne Priority Bill	Provide for restoration of voting rights upon completion of a felony sentence or probation for a felony (Motion made by Sen Wayne, found on Journal Page 1282)  <i>LB75 restores voting rights to felons immediately after completion of their sentence or probation.</i>
LB98	Friesen		Revenue	02/02/2017	General File 03/15/2017 Speaker Priority Bill	Extend certain levy authority for natural resources districts  <i>LB98 extends tax levy authority for natural resources districts to FY2025-26 instead of fiscal year 2017-2018.</i>
LB144	Friesen		Education	02/06/2017	In Committee 01/10/2017 Bostelman Priority Bill	Change agricultural and horticultural adjusted valuations for calculating state aid to schools  <i>LB144 changes agricultural and horticultural adjusted valuations for calculating state aid to schools.</i>
LB151	Stinner		Government, Military and Veterans Affairs	01/19/2017	Approved by Governor (E-Clause) 05/02/2017 Speaker Priority Bill	Change and provide for duties of the Auditor of Public Accounts and certain audited entities  <i>LB151 requires any entity that is audited or examined to provide to the Auditor of Public Accounts a detailed written description of any corrective action to be taken in response to the audit on or before six months after the issuance of a report by the Auditor of Public Accounts. The Auditor of Public accounts must then electronically submit a report of any findings of such investigation to the Governor, the appropriate standing committee, and the Appropriations of the Committee. LB151 also eliminates the duty of Auditor of Public Accounts to conduct all audits and examinations in a timely manner and in accordance with the standards for audits of government organizations, program, activities, and functions published by the Comptroller General of the United States.</i>

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB152	Craighead	Support	Government, Military and Veterans Affairs	02/03/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Change and eliminate provisions relating to the fees for recording and filing certain documents  <i>LB152 eliminates sunset dates of January 1, 2018 for provisions relating to the fees for recording and filing certain documents. LB152 also eliminates the six-dollar uniform fee, payable to the Secretary of State, for presenting and filing and indexing and filing and indexing each notice of lien or certification of notice affecting lien on a property.</i>
LB158	Pansing Brooks		Judiciary	01/26/2017	General File 02/06/2017 Pansing Brooks Priority Bill	Change provisions relating to appointment of counsel for juveniles  <i>LB158 eliminates certain provisions and stipulates that counsel be appointed for a juvenile in all cases in which a court petition is filed alleging jurisdiction of a juvenile. The juvenile and their parent or guardian will be told of the juvenile's right to counsel if they cannot afford to appoint their own. If a juvenile waives their right to counsel, they may at any time rescind such waiver and the court shall reappoint counsel for the juvenile.</i>
LB166	Kolterman		Health and Human Services	01/27/2017	Approved by Governor (E- Clause) 05/02/2017 Speaker Priority Bill	Change provisions of Uniform Controlled Substances Act and Pharmacy Practice Act  <i>LB166 requires all pharmacies to complete a controlled-substance inventory whenever there is a change in the pharmacist-in-charge. LB166 also includes a definition for an emergency situation in which Schedule II controlled substances may be administered. Other regulations are also included for when pharmacies deal in controlled substances. Other provisions deal with the conduct of pharmacists and provisions for reporting unethical conduct.</i>
LB180	Bolz		Judiciary	01/26/2017	Approved by Governor 05/02/2017 Speaker Priority Bill	Provide for bridge orders transferring juvenile court jurisdiction of a juvenile to a district court  <i>LB180 provides criteria for granting a bridge order which terminates the juvenile court's jurisdiction over the juvenile's custody, physical care, and visitation and grants it to a district court.</i>
LB207	Krist		Executive Board	01/20/2017	Approved by Governor 05/02/2017 Executive Board Priority Bill	Change provisions relating to powers and duties of the Office of Inspector General of Nebraska Child Welfare  <i>LB207 requires the Office of Inspector General of Nebraska Child Welfare to investigate death or serious injury in foster homes when the officer, upon review, determines the death or serious injury did not occur by chance. LB207 also prohibits personnel action from being taken against an employee because of a disclosure of information by the employee which the employee reasonably believes evidences wrongdoing.</i>
LB217	Harr		Revenue	02/02/2017	Approved by Governor (E- Clause) 05/02/2017 Revenue Priority Bill	Change revenue, taxation, economic development, and tax incentive provisions  <i>LB217 allows for interest to accrue on the amount of tax due thirty days after the county assessor receives approval from the county board to remove or reduce a homestead exemption from the tax rolls of the county. Portions of LB49, LB228, LB238, LB288, LB387 &amp; LB233 have been amended into LB217 via AM634.</i> <b>Amended Bills:</b> LB49, LB228, LB233, LB238, LB288, LB387

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB225	Crawford	Monitor	Health and Human Services	02/01/2017	Approved by Governor (E-Clause) 05/02/2017 Crawford Priority Bill	Change provisions of the Child Protection and Family Safety Act, the Nebraska Juvenile Code, the Foster Care Review Act, and the Nebraska Strengthening Families Act as prescribed
<p><i>LB225 allows the department to begin using alternative response statewide on the effective date of the act until December 31, 2020. LB225 also requires the department to provide to the Nebraska Children's Commission updates on an analysis that will examine the challenges, barriers, and opportunities that may occur if the alternative response implementation plan is made permanent.</i></p> <p><i>Portions of LB297 have been amended into LB225 via AM611. Portions of LB298 have been amended into LB225 via AM537. Portions of LB336 have been amended into LB225 via AM462</i></p> <p><b>Amended Bills:</b> LB297, LB298, LB336</p>						
LB233	Smith		Revenue	03/28/2017	General File 02/02/2017 Stinner Priority Bill	Change revenue and taxation provisions
<p><i>LB233 eliminates a provision prohibiting licensed organizations from conducting lotteries or raffles within the boundaries of any Class 6 or Class 7 county without specific authorization through ordinance or resolution. LB233 also allocates the Nebraska affordable housing tax credit among some or all of the qualified partners, members or shareholders if it is a partnership, LLC or corporation that owes the qualified project. If such a qualified partner decides to transfer, sell, or assign all or part of their ownership interest, including their interest in the authorized tax credits, they must notify the Department of Revenue of the transfer, sale, or assignment and provide the tax identification number of the new owner prior to the end of the tax year for which the credits are to be used.</i></p> <p><i>LB 233 requires that, for any funds returned under the homestead exemption, the county treasure must electronically file a report with the Property Tax Administrator, that indicated the amount of funds distributed to each taxing unit in the county in the year the funds were returned, any collection fee retained by the county in such year, and the amount of unused credits returned.</i></p> <p><i>LB233 also changes the date under which a large data project or tier 4 or 6 project receives their exemption under the Nebraska Advantage act to the first January 1 after the property was placed in service. Additionally, those who file an application that described a large data center or tier 5 project that is sequential to a tier 2 large data center project for which the entitlement period has expired shall receive the exemption of all property, such as computer systems, beginning any January 1 after the date the property was placed into service.</i></p>						
LB253	Crawford		Revenue	02/24/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Authorize intergovernmental service agreements under the County Industrial Sewer Construction Act and provide for a special tax levy
<p><i>LB253 allows for any county, city, village, or sanitary and improvement district to enter into a service agreement with any joint entity or joint public agency which owns or operates or proposes to own or operate any sewerage disposal system and plant. LB253 also grants any county, city, village, or sanitary and improvement district to levy a special tax to ensure payment of the service agreement.</i></p>						
LB259	Hansen		Judiciary	03/02/2017	Approved by Governor 05/15/2017 Hansen Priority Bill	Adopt and change competency and financial ability provisions relating to court proceedings as prescribed
<p><i>LB259 provides for competency determinations in cases pending before county courts.</i></p>						

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB263			Transportation and Telecommunications	02/07/2017	Approved by Governor (E- Clause) 05/02/2017 Transportation and Telecommunications Priority Bill	Change provisions relating to motor vehicles, the Public Service Commission, motor carriers, and the statewide one-call notification center

*LB263 requires the Department of Motor Vehicles to implement an electronic dealer services system. A licensed dealer may voluntarily participate in the system and provide titling and registration services. Any licensed dealer who chooses to participate may collect from a purchaser of a vehicle all appropriate certification of title fees, notation of lien fees, registration fees, motor vehicle taxes and fees, and sales taxes. All fees collected must be remitted to the appropriate authorities. Any licensed dealer who chooses to participate shall use this system to electronically submit title, registration, and lien information to the Vehicle Title and Registration System. License plates, registration certificates, and certificates of title will be delivered as provided under the Motor Vehicle Certificate of Title Act and the Motor Vehicle Registration Act.*

*LB263 limits a political subdivisions liability for any claim based on negligent issuances of a certificate of title under the Motor Vehicle Certification of Title Act and the State Boat Act when such title is issued upon an application filed electronically by an approved licensed dealer participating in the electronic dealer services system.*

*LB263 also provides that, if a certificate of title is an electronic certificate of title record, the name of the owner may be changed electronically without the need to print a new certificate of title.*

LB268	Schumacher	Judiciary		02/01/2017	Passed 05/16/2017 Schumacher Priority Bill	Change court and other provisions relating to medical assistance reimbursement
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*LB268 gives county courts concurrent original jurisdiction with the district court to determine contribution rights under section 68-919. LB268 changes the fee schedule for recording certificates of foreclosure.*

*LB268 requires notice of appointment of personal representatives to be provided to DHHS if the decedent was 55 years or older. The notice must be provided to the department in a delivery manner and at an address designated by the department. Any notice that fails to conform with such manner is void and constitutes neither notice to the department nor a waiver application.*

*LB268 changes the term "Medicaid" to "medical assistance" for purposes of reimbursement of claims after a trustor has died. If no medical assistance payment is due, DHHS may waive this restriction after receipt of the trustee's request.*

*LB268 allows for part of a deed filing fee to be used for preserving and maintaining public records of a register of deeds office that has been consolidated with another county officer and for the modernization and technology needs relating to those records.*

*LB268 eliminates the uniform fee, payable to the Secretary of State, for presenting for filing and indexing and for filing and indexing each notice of lien or certificate or notice affecting the lien pursuant to the Uniform Federal Lien Registration Act.*

*LB268 also changes the Medical Assistance Act. LB268 requires any applicant for medical assistance to disclose their interests in any real estate, trust, corporation, LLC, or other entity. Applicants must also disclose any income derived from such interests and whether the income is generated directly or indirectly. Any assistance obtained after a willful failure to disclose will be deemed unlawfully obtained and recovery may be sought. If, during the transferor's lifetime, an interest in real estate is irrevocably transfers to a related transferee for less than full consideration, the related transferee will be subject to a lien in favor of the State of Nebraska for medical assistance reimbursement to the extent necessary to secure payment subject to stipulated restrictions. LB268 also states that a medical provider shall have the authority of a guardian and conservator for the limited purpose of making application for medical assistance on behalf of a person whom the provider is treating if the person is unconscious or otherwise unable to apply for medical assistance and does not have an existing power of attorney or a court-appointed official to apply on their behalf. When DHHS provides medical assistance to a person because of third party's wrongful act or negligence, the department has the right to recover the medical assistance costs from that third party.*

Document	Senator	Position	Committee	Hearing Date	Status	Description
LB271	Hilgers		Transportation and Telecommunications	01/23/2017	Approved by Governor 05/02/2017 Geist Priority Bill	Authorize the Department of Roads to assume certain responsibilities under federal environmental laws and provide for limited waiver of the state's sovereign immunity  <i>LB271 allows the Department of Roads to assume all or part of the responsibilities of the United States Department of Transportation concerning environmental assessment and review. LB271 also waives the State of Nebraska's immunity from civil liability solely for the compliance, discharge, or enforcement of the assumed responsibilities.</i>
LB289	Pansing Brooks		Judiciary	02/23/2017	Passed 05/16/2017 Judiciary Priority Bill	Change provisions and penalties relating to pandering, human trafficking, labor trafficking, and sex trafficking and prohibit solicitation of a trafficking victim  <i>LB289 makes pandering a Class II felony. LB289 also includes services under the definition of Labor for the purpose of defining "Labor Trafficking." LB289 also eliminates the "knowing" requirement for sex trafficking of a minor, and includes solicitation in the offense. LB289 makes labor or sex trafficking of a minor a Class IC Felony, unless the actor uses or threatens force on a victim under the age of sixteen, in such case the charge would be a Class IB Felony. LB289 also makes solicitation of a trafficking victim a Class II Felony. LB289 exempts trafficking victims from being charged if they benefit from or participate in the trafficking venture. Portions of LB168, LB178 &amp; LB394 have been amended into LB289. Amended Bills: LB178, LB188, LB394</i>
LB291	Larson		Revenue	03/01/2017	Select File 04/10/2017 Larson Priority Bill	Adopt the Special Economic Impact Zone Act  <i>LB291 adopts the Special Economic Impact Zone Act. The purpose of this act is to utilize the tax incentives provided in the act to encourage the formation and expansion of businesses on reservations in Nebraska. This act designates each reservation in the state as a special economic impact zone. For taxable years beginning on or after January 1, 2018, a qualified business located in a special economic impact zone may exclude any income derived from sources within a special economic impact zone when calculating its income tax liability to the state. Beginning January 1, 2018, such businesses are also exempt from the sales and use taxes due for the first ten million dollars of eligible purchases made each year.  LB291 also requires that, when allocating any federal low-income housing tax credits, the authority must give a bonus to any project located in a special economic impact zone.  LB291 also allows for the governing bodies of federally recognized Indian Tribes to enter into revenue sharing agreement with the Department of Revenue.</i>
LB300	Krist		Judiciary	02/24/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Eliminate the statute of limitations on civil actions for sexual assault of a child  <i>LB300 eliminates the statute of limitations for civil actions arising from sexual assault of a child.</i>
LB317	Hughes		Urban Affairs	01/24/2017	Approved by Governor 05/02/2017 Speaker Priority Bill	Provide for a relevy or reassessment of a special assessment for cities of the second class or villages as prescribed  <i>LB317 allows special assessments to be relevied or reassessed whenever the special assessment is found to be invalid and uncollectable. Portions of LB133 have been amended into LB317 via AM19. Amended Bills: LB133</i>

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LB333	Scheer	Oppose	Health and Human Services	01/25/2017	Final Reading 05/16/2017 Health and Human Services Priority Bill	Eliminate an independent review of denial of aid to the disabled
<p><i>LB333 requires that a disability persist for more than a year before a person can be considered disabled. LB333 also eliminates the requirement that the Department of Health and Human Services conduct an independent medical review when Social Security denies benefits to an individual on the basis of the duration of the individual's disability.</i></p>						
LB337	Smith		Revenue	02/08/2017	In Committee 01/17/2017 Lindstrom Priority Bill	Change income tax rates and provide for deferrals of the rate changes
<p><i>Beginning November 2019 and every November thereafter, LB337 requires the Tax Rate Review Committee to examine the expected rate of growth in net General Fund receipts from the Current Fiscal year to the upcoming fiscal year. If the expected rate of growth does not exceed three and one-half percent, the Committee shall declare that the income tax rate reduction under section 77-2715.03 be deferred. If such a deferral is declared, the highest individual income tax rate under 77-2715.03 for the current year will remain in place. For 2020 through 2026, this deferral will remain in effect until the Committee finds that the expected rate of growth exceeds four and two-tenths percent for the upcoming fiscal year. For 2027 and thereafter, and deferrals will remain in effect until the Committee finds that the expected rate of growth exceeds three and one-half percent for the upcoming fiscal year.</i></p> <p><i>LB337 also adds additional tax bracket tables.</i></p>						
LB338	Brasch		Revenue	02/08/2017	In Committee 01/17/2017 Brasch Priority Bill	Adopt the Agricultural Valuation Fairness Act
<p><i>LB338 adopts the Agricultural Valuation Fairness Act. Agricultural and horticultural land will be valued at its agricultural use value as determined by the Act regardless of any value which such land might have for other purposes. In order for land to receive agricultural use value, it must be located outside the corporate boundaries any district, city, or village and be used for agricultural or horticultural purposes. LB338 requires the county assessor to use an income-approach calculation to determine the agricultural use value for each year.</i></p> <p><i>LB338 also requires the Property Tax Administration to establish capitalization rates to be applied to each class or subclass of agricultural and horticultural land in each county.</i></p>						
LB339	Friesen		Transportation and Telecommunications	01/30/2017	Approved by Governor (E- Clause) 05/02/2017 Transportation and Telecommunications Priority Bill	Merge the Department of Aeronautics into the Department of Roads and rename as the Department of Transportation
LB389	Friesen		Transportation and Telecommunications	02/21/2017	In Committee 01/17/2017 Speaker Priority Bill	Adopt the Small Wireless Facilities Act
<p><i>LB389 adopts the Small Wireless Facilities Act. The purposes of this Act are to secure public access to advanced wireless technology and information, promote the public benefits from such wireless technology, and confirm that communications service providers and facilities have a right to occupy and utilize public rights-of-way. The Act allows communications service providers and facilities providers to place poles and wireless facilities in an authority right-of-way. An authority may require an application for a permit for such placement. The authority must approve the application unless it does not meet the applicable industry construction standards. Approved permits shall remain valid for at least ten years and be approved automatically for at least three five-year periods. Small wireless facilities shall be permitted use in all zoning districts other than areas outside the authority right-of-way that are zoned and used for single family residential use.</i></p>						

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LB415	Kolterman		Nebraska Retirement Systems	02/27/2017	Final Reading 05/16/2017 Nebraska Retirement Systems Priority Bill	Change provisions relating to certain retirement plans as prescribed

*Under LB415, termination of employment for county employees does not occur if: an employee enters into an employer-employee relationship in any capacity with the same or another county which participates in the Retirement System for Nebraska Counties; if the employee provides services to an employer participating in an retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.*

*On or after July 1, 2017, a retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired member that complies with these requirements will participate in the retirement system as a new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and earned after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the County Employees Retirement Act.*

*Under LB415, termination of employment for School employees does not occur if: an employee enters into an employer-employee relationship in any capacity within 180 days with the same or another county which participates in the School Employees Retirement Act; if the employee provides services to an employer participating in an retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.*

*A retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired member that complies with these requirements will participate in the retirement system as a new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and earned after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the School Employees Retirement Act.*

*An employer is required to notify the board and the State Department of Education of the date upon which the termination of employment has occurred and provide such information as the board deems necessary. A member hired on or after July 1, 2017, or a member who has taken a refund or retirement and is rehired may retire if the member is at least 60 years of age and the sum of the member's attained age and creditable service totals ninety, or if the member is at least 65 and has completed at least five years of credible service. If the annuity of such a member begins at a time when the sum of the member's attained age and credible service totals ninety and the member is at least 60, the annuity will not be reduced. However, this only applies to members who have acquired the equivalent of five years of service or more as a school employee under the retirement system.*

Document	Senator	Position	Committee	Hearing Date	Status	Description
						<p><i>Under LB415, termination of employment for Nebraska State Patrol members does not occur if: an employee enters into an employer-employee relationship in any capacity within 180 days with the same or another county which participates in the School Employees Retirement Act; if the employee provides services to an employer participating in a retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems. The employer involved in the termination of the employment and the officer shall certify that, prior to retirement, there was no prearranged agreement to return to work in any capacity. A retired officer of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired officer that complies with these requirements will participate in the retirement system as new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and eared after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the Nebraska State Patrol Retirement Act.</i></p> <p><i>Under LB415, termination of employment for State employees does not occur if: an employee enters into an employer-employee relationship in any capacity with the same or another county which participates in the Retirement System for Nebraska Counties; if the employee provides services to an employer participating in a retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.</i></p> <p><i>On or after July 1, 2017, a retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retiring member that complies with these requirements will participate in the retirement system as a new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and eared after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the State Employees Retirement Act.</i></p>
LB417	Riepe	Health and Human Services	Health and Human Services	02/01/2017	Approved by Governor 05/02/2017 Riepe Priority Bill	Change and eliminate provisions relating to public health and welfare
						<p><i>LB417 eliminates provisions concerning the alternative response implementation plan. LB417 also eliminates a provision requiring associations that receive juveniles under the Nebraska Juvenile Code to report to the department its condition, management, and competency. LB417 also eliminates a provision requiring the department to submit an annual summary and analysis of the medical assistance program to the Medicaid Reform Council. LB417 eliminates a provision requiring the department to report to the Governor, the Legislature, and the Medicaid Reform Council on the implementation of rules and regulations, Medicaid state plan amendments, and waivers adopted under the Medical Assistance Act and their effects.</i></p> <p><i>LB417 eliminates provisions requiring the divisions to notify the Governor and Legislature when the occupancy of the licensed psychiatric hospital beds of any regional center reaches twenty percent or less of its capacity. LB417 also eliminates provision that have been outdated.</i></p> <p><i>LB417 allows senior volunteers to receive transportation expenses, one free meal, and an annual physical examination. LB417 eliminates provisions that provided senior volunteers with an hourly stipend.</i></p> <p><i>LB417 requires the department to make annual grants in an amount not to exceed twenty-five thousand dollars. As a condition to receiving a grant, an application must obtain at least ten percent matching funds from local sources. LB417 also requires the department to develop a quality assurance plan to promote and monitor quality relating to services for persons with developmental disabilities.</i></p>



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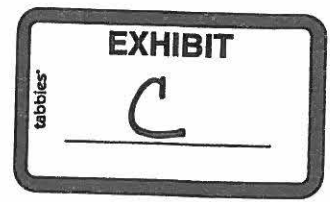
Document	Senator	Position	Committee	Hearing Date	Status	Description
LB427	Vargas		Education	01/30/2017	Approved by Governor 05/09/2017 Vargas Priority Bill	Authorize schools and the State Department of Education to adopt policies relating to pregnant and parenting students, authorize training regarding such policies, and authorize breastfeeding accommodations for student-parents  <i>LB427 requires schools to provide private or appropriate facilities for accommodation for milk expression and storage for breast feeding student-mothers.</i>
LB432	Erdman		Government, Military and Veterans Affairs	01/26/2017	Approved by Governor (E- Clause) 05/02/2017 Erdman Priority Bill	Change provisions of the Nebraska Budget Act relating to allowances for delinquent taxes and anticipated litigation  <i>LB432 eliminates provisions that allowed governing bodies, when certifying the amount needed for a budget, to make allowances for delinquent taxes not exceeding five percent of the amount required plus the actual percentage of delinquent taxes for the preceding tax year and for any estimated tax loss from any pending or anticipated litigation which involves taxation. Since an emergency exists, this act takes effect when passed and approved according to law.</i>
LB444	Walz		Judiciary	03/03/2017	Approved by Governor 05/02/2017 Walz Priority Bill	Prohibit cities and counties from canceling health insurance coverage for injured first responders as prescribed  <i>LB444 prohibits cities and counties from canceling health insurance for law enforcement officers who suffered serious bodily injury while in the line of duty.</i>
LB447	Chambers		Judiciary	02/08/2017	Select File 03/09/2017 Chambers Priority Bill	Eliminate certain mandatory minimum penalties  <i>LB447 eliminates mandatory minimum sentences for Class ID and Class IC felonies.</i>
LB451	Murante		Government, Military and Veterans Affairs	03/01/2017	Approved by Governor 05/15/2017 Government, Military and Veterans Affairs Priority Bill	Change various provisions relating to elections as prescribed  <i>LB451 eliminates a provision prohibiting the election commissioner from becoming a candidate for an elected officer during their term of office or within thirty days of leaving office. LB451 also changes provision relating to the appointment for vacant legislative seats. LB451 also provides that any person using an early voting or absentee ballot must sign a voter oath to be contained with the ballot.</i>  <i>LB451 requires that, if the filing deadline for the elective officer is after March 1 of the year in which the election is held, the candidate must file supplementary statements on or before the filing deadline. If the candidate files to appear on the ballot for election during the calendar year in which the election is held, the candidate must file a statement of financial interests of the preceding calendar year with the commission on or before March 1 of the year. A statement of financial interest must be preserved for a period of no less than five years.</i>
LB470	Larson		General Affairs	02/06/2017	IPP (Killed) 02/24/2017 General Affairs Priority Bill	Change provisions of the Nebraska County and City Lottery Act relating to the manner of play of keno, use of electronic tickets, and authorized methods of payment  <i>LB470 allows the use of electronic tickets when playing keno. A lottery operator that does use electronic tickets must take reasonable measure to prevent participation in the keno lottery by a person outside the licensed premises. LB470 also prohibits the use of credit cards to pay for keno beginning January 1, 2018.</i>

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LB481	Kuehn		Health and Human Services	02/02/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Provide for drug product selection for interchangeable biological products  <i>LB481 allows for drug product selection concerning interchangeable biological products. LB481 also adjusts definitions under the Nebraska Drug Product Selection Act.</i>
LB487	Morfeld		Judiciary	02/23/2017	Approved by Governor 05/02/2017 Judiciary Priority Bill	Provide and change immunity provisions relating to naloxone and asthma and allergic reactions and change provisions of the Uniform Controlled Substances Act  <i>LB487 exempts a person from violating the Uniform Controlled Substance Act if: such person made a good faith request for emergency medical assistance in response to a drug overdose of himself, herself, or another; such person was the first person to make a request for medical assistance as soon as the drug overdose was apparent; the evidence for the violation of the UCSEA was obtained as the result of the drug overdose and request for medical assistance; such requesting person remained on the scene until medical assistance arrived; and such requesting person cooperated with medical assistance or law enforcement.</i>  <i>LB487 also prohibits administrative action, criminal prosecution, and civil liability against an emergency responder or peace officer who, in good faith, administers naloxone to a person who is apparently experiencing an opioid-related overdose.</i> <i>Portions of LB167, LB293, and LB296, as amended by AM276, have been amended into LB487 via AM568.</i> <b>Amended Bills:</b> LB167, LB293, LB296
LB496	Stinner		Urban Affairs	02/28/2017	Select File 05/16/2017 Williams Priority Bill	Define and redefine terms under the Community Development Law  <i>LB496 includes the construction of workforce housing, in cities of the first and second class and villages, into the definition of redevelopment project under the Community Development Law. LB496 also includes a definition for workforce housing. Workforce housing means single-family or multi-family housing for which the municipality receives a housing study that is current, prepares an incentive plan for construction targeted to house existing or new workers, holds a public hearing on such incentive plan with notice, and after the public hearing finds that such incentive plan is necessary to prevent the spread of blight and substandard conditions within the municipality.</i>
LB539	Krist		Executive Board	02/08/2017	Approved by Governor (E- Clause) 05/02/2017 Executive Board Priority Bill	Change the Office of Inspector General of the Nebraska Correctional System Act  <i>LB539 requires the department of corrections to report all cases of death or serious injury of an employee when acting in their capacity as an employee as soon as reasonably possible. The department must also report all cases where an employ is hospitalized in response to an injury received when acting in their capacity as an employee. LB539 prohibits the Inspector General from interviewing any person who has already been interviewed by a law enforcement agency in connection with a relevant ongoing investigation of a law enforcement agency without consent of the prosecuting attorney.</i>
LB578	McDonnell		Health and Human Services	03/15/2017	Passed 05/16/2017 McDonnell Priority Bill	Adopt the Ground Emergency Medical Transport Act  <i>LB578 allows eligible providers to receive, in addition to the rate of payment, supplemental Medicaid reimbursement pursuant to a specified pay schedule. Participation in the supplemental reimbursement program by an eligible provider is voluntary. If a government entity elects to seek supplemental reimbursement on behalf of an eligible providers, they must clarify that the claimed expenditures for are eligible for federal financial participation, provide evidence supporting the certification as specified by the division, submit data as specified to determine the appropriate amounts of qualifying expenditures, and maintain any specified records.</i>

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						<i>LB578 also requires the department to design and implement an intergovernmental transfer program relating to Medicaid managed ground emergency medical transportation services to be implemented on the date federal approval is obtained. Participation in intergovernmental transfers is voluntary on the party of the transferring entity. The intergovernmental transfer program shall also be implemented without any additional expenditure from the General Fund. Each eligible provider or governmental entity must agree to reimburse the department for any costs associated with implementing such a program.</i>
LB625	Larson	Monitor	Urban Affairs	02/14/2017	Approved by Governor (E- Clause) 05/02/2017 Urban Affairs Priority Bill	Change the Property Assessed Clean Energy Act
						<i>LB625 allows a municipality to create a clean energy assessment district anywhere within the municipality, except a district may not be created that includes any area within the corporate boundaries of any city or village located in whole or in part within such county.</i>
LB628	Larson		Government, Military and Veterans Affairs	02/10/2017	General File 03/15/2017 Speaker Priority Bill	Prohibit ordinances and resolutions prohibiting certain short-term rentals of residential property
						<i>LB628 prohibits cities, villages, and counties from adopting or enforcing an ordinance or resolution that prohibits the use of property as a short-term rental. Short-term rental means a residential property that is rented wholly or partly for a fee for a period not longer than thirty days. However, LB628 allows the regulations of short-term rentals by cities, villages, and counties.</i>
LB644		Oppose	Government, Military and Veterans Affairs	02/23/2017	Final Reading 05/16/2017 Government, Military and Veterans Affairs Priority Bill	Provide, change, and eliminate provisions governing boards, commissions, and similar entities
						<i>LB644 eliminates the state noxious weed advisory committee and the Nebraska Potato Development Committee. LB644 also prohibits a quorum of the Commission on Judicial Qualifications from being present unless all members appointed by the Governor are present. All citizen members of this commission must be affiliated with the political party of the Governor. LB644 also eliminates a requirement that lawyer members of this commission be members of the Nebraska bar and reside in the judicial district served by the commission.</i>
						<i>LB644 requires the State Treasurer to transfer any funds in the Carbon Sequestration Assessment Cash Fund to the Election Administration Fund.</i>
						<i>LB644 also eliminates the Board of Emergency Medical Services and gives its power to the department and the Division of Public Health.</i>
						<i>LB644 eliminates the Perfusionist Committee.</i>
						<i>LB644 gives a licensee who had their motor vehicle operator license revoked because of a mental, medical, or vision problem the right to an immediate appeal to the director. Whenever a director reviews the denial or cancellation of a license because of mental, medical, or vision problems, the director may consider records and reports from a qualified physician. LB644 also eliminates the Health Advisory Board's role in the making of this decision.</i>



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LB7	Krist	Monitor	Judiciary	01/18/2017	In Committee 01/09/2017	Provide for suspension of medical assistance under the medical assistance program for detainees in public institutions  <i>LB7, relating to jail and correctional facilities, would suspend medical assistance under the medical assistance program for detainees in a public institution. Currently, section 47-706 only suspends medical assistance to inmates of a public institution. LB7 would amend this section to cover detainees as well as inmates.</i>
LB8	Krist		Judiciary	01/18/2017	Approved by Governor 03/29/2017	Change and eliminate provisions relating to juvenile detention and probation and provide for graduated response sanctions and incentives  <i>LB8 acts to change, eliminate, and harmonize provisions of the Nebraska Juvenile Code. LB8 also provides for a graduated response program, to replace the current administrative sanctions program, designed to utilize a series of sanctions, incentives, and services to facilitate a juvenile's continued progress toward changing behavior and successful completion of the probationary period. A state-wide standardized graduated response program may be developed by the Office of Probation Administration with the help of interested parties, such as judges, probations officers, county attorneys, defense attorneys, juveniles, and parents. Graduated response incentives should be designed to provide positive reinforcement as well as encourage and support positive behavior change and successful completion of the probationary period, including the possible reduction or elimination of imposed conditions. Sanctions should be immediate, certain, consistent, and fair in regards to the behavior that needs to be addressed.</i>
LB10	Krist		Judiciary	01/18/2017	Passed with E- Clause 05/16/2017	Increase number of judges of the separate juvenile court as prescribed  <i>LB10 would increase, from five to six, the number of juvenile court judges in counties having four hundred thousand inhabitants or more.</i>
LB22	Scheer	Oppose	Appropriations	01/17/2017	Approved by Governor (E- Clause) 02/15/2017	To provide, change, and eliminate provisions relating to appropriations and to reduce appropriations  <i>LB22 is the Governor's budget reduction bill for the remainder of FY2016-17.</i>
LB26	Murante		Judiciary	01/19/2017	In Committee 01/09/2017	Change service requirements for harassment protection orders  <i>LB26 changes the requirement of service of notice for harassment protections orders. Service would not be required for prosecuting a violation of a protection order if the respondent has actual knowledge of the harassment protection order.</i>
LB27	Murante		Government, Military and Veterans Affairs	01/19/2017	In Committee 01/09/2017	Change requirements for state agency contracts and powers and duties of the Auditor of Public Accounts as prescribed  <i>LB27 requires that all information requested by the auditor be received by September 20. Information not received by this date shall be deemed delinquent, and the auditor may assess the political subdivision a late fee of twenty dollars per day. Political subdivisions that fail to provide the requested information by September 20 will also be subject to an audit, based on the auditor's discretion. LB27 also adds a restriction that state agency contracts may not be amended to extend the duration of the contract for a period of more than fifty percent of the initial contract term. Purchasing or lease contracts entered into by the state purchasing bureau may also not be amended to extend the duration of the contract for a period of more than fifty percent of the initial contract term. LB27 also creates a duty of the Auditor of Public Accounts to assess a fourteen percent interest rate on delinquent payments of any fees for audits and services owed to the Auditor of Public Accounts. LB27 also allowed the Auditor of Public Accounts to share working papers with certain agencies during either an ongoing audit or after the completion of an audit.</i>
LB36	Harr		Government, Military and Veterans Affairs	01/20/2017	In Committee 01/09/2017	Provide for review by state agencies of occupational credentials and provide for a critical assessment document  <i>LB36 makes additions to the Administrative Procedure Act. The purpose of LB36 is to require state agencies to review rules and regulations pertaining to the issuance of occupational credentials and complete and release a critical assessment document.</i>  <i>Beginning January 1, 2018, The Department of Health and Human Services must review its rules and regulations pertaining to the issuance of occupational credentials. Beginning January 1, 2023, and every five years thereafter, the department must review those rules and regulations.</i>  <i>Beginning January 1, 2019, the Department of Labor shall review its rules and regulations pertaining to the issuance of occupational credentials. Beginning January 1, 2014, and every five years thereafter, the department must review those rules and regulations.</i>

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<p><i>Beginning January 1, 2020, every other agency must review its rules and regulations pertaining to the issuance of occupational credentials. Beginning January 1, 2025, and every five years thereafter, all agencies must review those rules and regulations.</i></p> <p><i>Section six of LB36 provides guidelines for agencies that are conducting a review of their rules and regulations and what things they should be looking for and addressing. A requirement of a public hearing is also included.</i></p>						
LB43	Hilkemann		Transportation and Telecommunications	02/21/2017	In Committee 01/09/2017	Change provisions relating to surcharges for 911 service
<p><i>LB43 limits the monthly surcharge that a governing body may impose on telephone numbers within the service area to one dollar per month. Wireless carriers may collect a surcharge of up to seventy cents.</i></p>						
LB47	Watermeier	Support	Judiciary	01/19/2017	In Committee 01/09/2017	Change provisions relating to the payment of fees and costs associated with grand juries and the deaths of incarcerated persons
<p><i>LB47 allows for all costs of an autopsy or grand jury to be paid by the county in which the person died, unless the person died in a state correctional facility. Compensation to those serving on a grand jury will also be paid by the county, unless the case involves an inmate who died while serving a sentence a state correctional facility.</i></p>						
LB51	Schumacher	Neutral	Revenue	01/19/2017	General File 03/15/2017	Change provisions relating to sales of real property for nonpayment of taxes
<p><i>LB51 allows land banks to offer to pay the amount of taxes, interest, and costs due on the real property that is for sale, and bid an interest rate as described in section 77-1807. Automatically accepted bids from a land bank must include an offer to pay and an interest rate bid. LB51 eliminates provisions that have expired and a provision permitting a round robin format for the sale of real estate. LB51 prohibits bidders at public auctions from colluding with each other to obtain an unfair interest rate. Sales that are the product of collusion are voidable by the county board. LB51 further stipulates how interest will be allocated upon the sale of real estate.</i></p>						
LB53	Schumacher		Judiciary	02/08/2017	In Committee 01/09/2017	Change provisions relating to mandatory minimum sentencing and sentencing of habitual criminals
<p><i>LB53 allows sentencing judges, when they feel that imposition of a mandatory minimum sentence to be improper, to order a three-judge panel to determine whether are not the mandatory minimum is proper and what the proper sentence should be. Sentencing judges would also be allowed to conduct hearings that will aid their determination whether the mandatory minimum sentence is proper. Arguments may be presented by each attorney during the determination of a proper sentence.</i></p>						
LB55	Schumacher		Transportation and Telecommunications	01/30/2017	In Committee 01/09/2017	Change a duty of landowners relating to the frequency of mowing roadside weeds
<p><i>LB55 requires landowners to mow to the middle of all public roads and drainage ditches along their lands at least three times each year. The first before June 5, the second before July 10, and the third before August 15.</i></p>						
LB66	Hansen		Banking, Commerce and Insurance	02/28/2017	In Committee 01/09/2017	Change provisions relating to stacking of coverage under the Uninsured and Underinsured Motorist Insurance Coverage Act
<p><i>LB66 permits the stacking of separate policies for individuals living together when determining the limit of insurance coverage available to an injured person for any one accident.</i></p>						
LB68	Hilgers	Monitor	Government, Military and Veterans Affairs	02/10/2017	Select File 04/18/2017 Hilgers Priority Bill	Prohibit certain regulation of firearms, ammunition, and firearm accessories by counties, cities, and villages as prescribed
<p><i>LB68 prohibits cities of the primary class from prohibiting carrying of concealed weapons. Except as prohibited, Cities, but not counties, do have the power to regulate the ownership, possession, transportation, carrying, registration, transfer, or storage of firearms, ammunition, or firearm accessories.</i></p>						
LB71	Pansing Brooks		Appropriations	02/27/2017	In Committee 01/09/2017	Change appropriations relating to the Nebraska Tree Recovery Program
<p><i>LB71 changes the appropriation from two hundred fifty thousand to three million dollars from the general fund in order to fund tree removal, disposal, and replacement.</i></p>						

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LB72	Schumacher		Banking, Commerce and Insurance	02/13/2017	Final Reading 05/16/2017 Banking, Commerce and Insurance Priority Bill	Provide for governmental unit bond priority under the Nebraska Governmental Unit Security Interest Act and rename the act  <i>LB72 renames the Nebraska Governmental Unity Security Interest Act to the Nebraska Governmental Unit Security Interest and Pledge Act. The NGUSIPA governs the perfection, priority, and enforcement of all security interests created governmental units. LB72 makes the pledge of any bond-pledged revenue source by a governmental unit to the payment of the principle, premium, and interest on bonds valid and binding and deemed continuously perfected from the time of the bonds or notes or other financing obligations are issued. Specific terms for different types of bonds are set forth in Section 5 of LB72.</i>
LB75	Wayne		Government, Military and Veterans Affairs	03/01/2017	Governor Vetoed 05/02/2017 Wayne Priority Bill	Provide for restoration of voting rights upon completion of a felony sentence or probation for a felony (Motion made by Sen Wayne, found on Journal Page 1282)  <i>LB75 restores voting rights to felons immediately after completion of their sentence or probation.</i>
LB76	Wayne		Government, Military and Veterans Affairs	03/01/2017	In Committee 01/09/2017	Require notice for Secretary of State regarding completion of felony sentence for purposes of voting rights  <i>After completion of a probationary period, LB76 requires a copy of the order that releases the felon from his probation to be provided to the Secretary of State no later than ten days after the order is given. The Secretary of State will then make not of the completion of the felony sentence upon receipt of an abstract from the Department of Corrections. The clerk of any court in which a person was convicted must also complete an abstract detailing who has completed their felony sentence and who is not included in the order to restore civil rights after completion of their probationary period. The department is also to prepare an abstract each month reflecting which person have completed their probationary period and deliver it to the Secretary of State. The parol administrator must also prepare an abstract each month that reflects each person which a felony conviction who has completed their parole term.</i>
LB78	Crawford		Transportation and Telecommunications	01/30/2017	General File 03/02/2017	Change provisions relating to relinquishment or abandonment of any portion of a state highway system  <i>LB78 allows for department, political, and governmental subdivisions to negotiate the terms or conditions of any relinquishment of a public highway that the state has decided to abandon. This petition and a written memorandum of understanding will be filed as a public record. After the filing of the petition and memorandum, the section of the highway becomes the responsibility of the subdivision. If there is an unforeseen economic change, the subdivision is allowed to request a renegotiation of the terms and conditions of the relinquishment.</i>
LB80	Blood		Government, Military and Veterans Affairs	01/18/2017	Approved by Governor 03/08/2017	Provide for unclassified service under the County Civil Service Act  <i>LB80 includes Law clerks and students employed by the county attorney or public defender as unclassified service under the County Civil Service Act.</i>
LB81	Blood	Support	Judiciary	02/02/2017	General File 02/06/2017	Change the application fee for handgun certificates  <i>LB81 changes the fee charged for each application for a handgun certification from five dollars to twenty-five dollars.</i>
LB86	Blood		Transportation and Telecommunications	01/23/2017	Approved by Governor 05/15/2017	Change provisions relating to opening bids  <i>LB86 eliminates the requirement that bridge bids be opened in the presence of the county board.</i>
LB89	Hughes		Government, Military and Veterans Affairs	01/19/2017	General File 02/02/2017	Change published notice of hearing requirements under the Nebraska Budget Act as prescribed  <i>LB89 changes the requirement for notice of a public hearing from five days to four calendar days. Four calendar days will include the date of publication but not the day of the hearing.</i>

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LB90	Hughes		Government, Military and Veterans Affairs	01/19/2017	In Committee 01/09/2017	Require public entity provide accommodations where Auditor of Public Accounts employee conducts audit or examination  <i>LB90 requires public entities to provide suitable accommodations when any employee of the Auditor of Public Accounts conducts an audit or examination of them.</i>
LB93	Hansen		Judiciary	01/19/2017	General File 02/06/2017	Adopt the Automatic License Plate Reader Privacy Act  <i>LB93 adopts the Automatic License Plate Reader Privacy Act. The act provides that an automatic license plate reader system may only be used by a law enforcement agency as an alert for the purpose of identification, by a parking enforcement entity for regulating the use of a parking facility, for the purposes of controlling access to a secured area, for the purpose of electronic toll collection, and to assist weighing stations in performing their duties. The data captured from an automatic license plate reader system may not be retained except for situations specified in section 4 of the act. Any government entity that does use an automatic license plate reader must adopt a use policy and display that policy on their website, adopt a privacy policy to ensure that the captured information is not shared in violation of this act, and report annually to the Nebraska Commission on Law Enforcement and Criminal Justice on its automatic license plate reader practices and usage. The report should follow the specifications outlined in subsection (3)(a) of section 6 of this act. Plate data that is capture and evidence derived therefrom ay not be received into evidence in any trial, hearing, or other proceeding, and any person who violates this act will be subject to damages.</i>
LB95	Crawford		Urban Affairs	02/28/2017	In Committee 01/09/2017	Change provisions relating to the Community Development Law and tax-increment financing  <i>LB95 requires that each city which has approved one or more redevelopment plans which are financed in whole or in part through the use of tax-increment financing to establish an auditing plan to provide for regular review of each such redevelopment plan. The Auditor of Public Accounts has the power to audit, or cause to be audited, any authority established when the Auditor determines such an audit is necessary or when requested by the governing body.</i>  <i>LB95 also requires that, prior to declaring an area in need of development, the governing body must conduct a study or analysis on whether the area is substandard and blighted. A public hearing will also be conducted on this question, with proper notice given to the community. Each neighborhood association that desires to receive such notice must register with their city's planning department the area they would wish to be notified on.</i>  <i>LB95 requires that redevelopment plans that include the use of tax-increment financing shall not provide for the reimbursement of costs incurred prior to the approval of the redevelopment plan, except those costs related to the preparation of the redevelopment plan, the substandard and blighted study, or the cost-benefit analysis.</i>  <i>Redevelopment plans which include the use of tax-increment financing must, after five years and every five years thereafter, conduct a review and update of a cost-benefit analysis. This report should include tax shifts, public infrastructure and community public service needs impacts, impacts on employers and employees, impacts on student populations of school districts, and other impacts determined to be relevant. Each city approving such a redevelopment plan must retain copies of all such redevelopment plans and supporting documents associated with that plan for a period of time required under applicable records retention schedules.</i>  <i>LB95 also allows for redevelopment contracts for plans that include the use of tax-increment financing to include a provision requiring that all ad valorem taxes levied upon real property in a redevelopment project be paid on time in order for such redevelopment project to received tax-increment financing. To the extent that a redevelopment plan divides the ad valorem taxes levied upon only a portion of the real property in a redevelopment project, such portion shall be clearly related to the redevelopment plan.</i>
LB98	Friesen		Revenue	02/02/2017	General File 03/15/2017 Speaker Priority Bill	Extend certain levy authority for natural resources districts  <i>LB98 extends tax levy authority for natural resources districts to FY2025-26 instead of fiscal year 2017-2018.</i>
LB102	Hilkemann		Judiciary	01/19/2017	In Committee 01/10/2017	Change a penalty relating to tampering with witnesses or informants  <i>LB102 makes tampering with a witness, informant, or jury a Class IV felony, unless the tampering occurs as an attempt to change the outcome of a felony charge, in which case it is a Class II felony.</i>

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LB107	Crawford		Judiciary	02/08/2017	In Committee 01/10/2017	Prohibit sexual assault of a patient, client, or student as prescribed  <i>LB107 establishes that a health professional commits the offense of sexual abuse of a patient or client if the professional subjects a patient or client who is at least sixteen years of age but less than nineteen years of age to sexual penetration or sexual contact. A health professional who subjects such a patient to sexual penetration is guilty of sexual abuse of a patient or client in the first degree, which is a Class IIA felony. A health professional who subjects such patient or client to sexual contact is guilty of sexual abuse of a patient or client in the second degree, which is a Class IIIA felony.</i>  <i>LB107 establishes that a volunteer or employee of a school who subjects a student who is at least sixteen but less than nineteen years of age to sexual penetration is guilty of sexual abuse of a student in the first degree, which is a Class IIA felony. If such volunteer subjects such student to sexual contact, they are guilty of sexual abuse of a minor in the second degree, which is a Class IIIA felony.</i>  <i>LB107 establishes that a person who is a volunteer or an employee of a youth center who subjects a patient or client who is at least sixteen but less than nineteen to sexual penetration is guilty of sexual abuse of a patient or client in the first degree, which is a Class IIA felony. If such volunteer subjects such client or patient to sexual contact, they are guilty of sexual abuse of a minor in the second degree, which is a Class IIIA felony.</i>  <i>LB107 establishes that a person who occupies a special position of trust who subjects a child who is at least sixteen but less than nineteen years of age to sexual penetration is guilty of sexual abuse of a child in the first degree, which is a Class IIA felony. If such person subjects such child to sexual contact, they are guilty of sexual abuse of a child in the second degree, which is a Class IIIA felony.</i>  <i>Consent is not a defense under any section of LB107.</i>
LB108	Crawford		Judiciary	02/08/2017	In Committee 01/10/2017	Require guidelines to ensure safety of minor or dependent whose parent or guardian is arrested  <i>LB108 requires that, beginning July 1, 2018, each police department, sheriff's office, and state patrol must establish guidelines for officer to ensure child safety upon the arrest of a parent or guardian. If, upon questing during the booking process, the arrested person is identified as a custodial parent or guardian, they are to be given two phone calls at no cost to a relative or other person for the purpose of arranging for the care of a minor.</i>
LB110	Kolterman		Nebraska Retirement Systems	01/24/2017	General File 02/10/2017	Change duties and requirements relating to certain retirement plan reporting and change duties of the Auditor of Public Accounts and the Public Employees Retirement Board  <i>LB110 creates and end date for reporting requirements of December 31, 2017. After December 31, 2017 providers of defined benefit pension plans are required to prepare and electronically file an annual report with the Auditor of Public Accounts. This report should include the level of benefits of participants in the plan, number of members who are eligible, total present value of benefits, funding sources, and a copy of a full actuarial analysis of each such defined benefit plan. If such a report is not submitted within six months after the end of the year, the Auditor may audit the provider.</i>
LB111	Hansen		Government, Military and Veterans Affairs	03/17/2017	In Committee 01/10/2017	Provide for nonpartisan election of county officers  <i>LB111 requires that county officers be elected on a nonpartisan ballot.</i>
LB112	Hansen		Government, Military and Veterans Affairs	03/15/2017	In Committee 01/10/2017	Permit registered voters moving within Nebraska without reregistering to vote provisionally  <i>LB112 requires the Secretary of State to adopt and promulgate rules and regulations that establish procedures for election commissioners and county clerks to ensure that there is no fraud in provisional voting. LB112 allows for individuals who have moved but still reside in Nebraska to utilize provisional ballots.</i>  <i>LB112 also adds twelve months' post-release supervision as a punishment for election falsification.</i>
LB113	Hansen		Urban Affairs	01/17/2017	Approved by Governor 03/29/2017	Change population threshold provisions relating to municipalities and eliminate obsolete provisions  <i>LB113 makes changes that would place the following language into all sections regarding city population thresholds: "as determined by the most recent federal decennial census or the most recent revised certified count by the United States Bureau of the Census"</i>



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LB127	Groene	Oppose	Government, Military and Veterans Affairs	02/02/2017	General File 03/17/2017	Change notice requirements under Open Meetings Act  <i>LB 127 provides for a change in the open meetings law, in Sec. 84-1411 of the statute. It strikes language for political subdivisions to publicize meeting designated by each political body and requires them to publish such notice in a newspaper of general circulation in each county within the public entities jurisdiction as well as any other method designated by the public body. The newspaper notice does not have to be published in every county but must have a general circulation within the county. This proposal is also not intended to apply to state agencies but just political subdivision.</i>
LB139	Crawford		Government, Military and Veterans Affairs	03/17/2017	In Committee 01/10/2017	Authorize change to nonpartisan election of county officers  <i>LB139 allows for county boards to adopt resolutions that submits a question to voters on whether they would like the election of county officers to be a nonpartisan ballot. If the voters answer the question in favor of nonpartisan ballots, then the county must utilize nonpartisan ballots for the election of officers.</i>
LB144	Friesen		Education	02/06/2017	In Committee 01/10/2017 Bostelman Priority Bill	Change agricultural and horticultural adjusted valuations for calculating state aid to schools  <i>LB144 changes agricultural and horticultural adjusted valuations for calculating state aid to schools.</i>
LB145	Hansen	Monitor	Judiciary	03/16/2017	General File 04/12/2017	Provide for a hearing to determine financial ability to pay fines and costs and traffic citations and provide for community service  <i>LB145 allows for a sentencing judge or magistrate to conduct a post-hearing sentence to determine if the offender has the financial ability to pay the fines or costs associated with their infraction. If the magistrate or judge determines that the offender is able to pay the fine, but the offender refuses, the magistrate or judge may sentence the offender to imprisonment or community service. If the offender is found unable to pay the fine, the magistrate or judge may impose the sentence without costs and fines, discharge the costs and fines from the offender, or order community service as part of the sentence. If the offender is found able to pay the costs or fines in installments, the magistrate or judge may enter an order specifying the terms of a payment arrangement.</i>  <i>LB145 also allows for individuals who are arrested for failure to pay costs and fines to be provided a hearing in which their financial ability to pay those fines and costs can be assessed. A person who believes themselves to be financially unable to pay court costs and fines may request a hearing after an order has been issued against them.</i>
LB146	Hansen		Judiciary	01/25/2017	General File 01/30/2017	Provide for set-asides of convictions for infractions  <i>LB146 allows for convictions of infractions to be set aside after completion of the sentence imposed.</i>
LB151	Stinner		Government, Military and Veterans Affairs	01/19/2017	Approved by Governor (E- Clause) 05/02/2017 Speaker Priority Bill	Change and provide for duties of the Auditor of Public Accounts and certain audited entities  <i>LB151 requires any entity that is audited or examined to provide to the Auditor of Public Accounts a detailed written description of any corrective action to be taken in response to the audit on or before six months after the issuance of a report by the Auditor of Public Accounts. The Auditor of Public accounts must then electronically submit a report of any findings of such investigation to the Governor, the appropriate standing committee, and the Appropriations of the Committee. LB151 also eliminates the duty of Auditor of Public Accounts to conduct all audits and examinations in a timely manner and in accordance with the standards for audits of government organizations, program, activities, and functions published by the Comptroller General of the United States.</i>
LB152	Craighead	Support	Government, Military and Veterans Affairs	02/03/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Change and eliminate provisions relating to the fees for recording and filing certain documents  <i>LB152 eliminates sunset dates of January 1, 2018 for provisions relating to the fees for recording and filing certain documents. LB152 also eliminates the six-dollar uniform fee, payable to the Secretary of State, for presenting and filing and indexing and filing and indexing each notice of lien or certification of notice affecting lien on a property.</i>

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LB156	Friesen		Transportation and Telecommunications	02/21/2017	In Committee 01/10/2017	Eliminate a termination date under the 911 Service System Act.  <i>LB156 eliminates Section 86-1030 from the 911 Service System Act.</i>
LB158	Pansing Brooks		Judiciary	01/26/2017	General File 02/06/2017 Pansing Brooks Priority Bill	Change provisions relating to appointment of counsel for juveniles.  <i>LB158 eliminates certain provisions and stipulates that counsel be appointed for a juvenile in all cases in which a court petition is filed alleging jurisdiction of a juvenile. The juvenile and their parent or guardian will be told of the juvenile's right to counsel if they cannot afford to appoint their own. If a juvenile waives their right to counsel, they may at any time rescind such waiver and the court shall reappoint counsel for the juvenile.</i>
LB159	McCollister		Urban Affairs	01/24/2017	Approved by Governor (E- Clause) 05/10/2017	Change provisions relating to when special assessments are payable for cities of the metropolitan class.  <i>LB159 allows for the creation of a payment schedule of at least ten years but less than twenty when the total cost of a special improvement exceed five thousand dollars.</i>
LB162	Krist		Judiciary	01/27/2017	In Committee 01/10/2017	Change provisions relating to criminal mischief and change and provide additional penalties for bribing or tampering with witnesses, informants, or jurors.  <i>LB162 changes "felony criminal mischief" to "felony criminal damage to property." LB162 also makes it a Class III felony to bribe or tamper with a witness or juror except when the bribery or tampering of a witness or juror occurs during a proceeding or investigation for a violation of any statute punishable as a Class IIA felony or higher, in which it will be a Class IIA felony.</i>
LB163	Vargas	Support	Government, Military and Veterans Affairs	03/16/2017	In Committee 01/10/2017	Require additional polling places prior to elections in certain counties.  <i>LB163 requires election commissioners in counties with populations of more than one hundred thousand to establish at least three voting locations.</i>
LB164	Geist		Transportation and Telecommunications	01/24/2017	General File 02/06/2017	Change provisions relating to trailers, commercial motor vehicle disqualification provisions, accident reports, and motor vehicle records disclosure and authorize the Department of Motor Vehicles to keep and sell certain registration and certificate of title records.  <i>LB164 eliminates the term "cabin trailer" from provisions. LB164 also provides a more exhaustive list of the types of registration and certificates of title records the department can sell.</i>
LB166	Kolterman		Health and Human Services	01/27/2017	Approved by Governor (E- Clause) 05/02/2017 Speaker Priority Bill	Change provisions of Uniform Controlled Substances Act and Pharmacy Practice Act.  <i>LB166 requires all pharmacies to complete a controlled-substance inventory whenever there is a change in the pharmacist-in-charge. LB166 also includes a definition for an emergency situation in which Schedule II controlled substances may be administered. Other regulations are also included for when pharmacies deal in controlled substances. Other provisions deal with the conduct of pharmacists and provisions for reporting unethical conduct.</i>
LB176	Bostelman		Natural Resources	01/26/2017	Approved by Governor 05/10/2017	Eliminate obsolete provisions related to milldams.  <i>LB176 repeals sections 56-101, 56-115, 56-124, 56-125, 56-126, and 56-127, Reissue Revised Statutes of Nebraska. Section 56-101 has to deal with and acquisition and procedure for acquiring dam sights using eminent domain. Section 56-115 has to deal with the procedure for determining damages from stagnant or overflow water. Section 56-124 has to deal with the right of entry on adjoining lands for the repairs of milldams. Section 56-125 has to deal with recovery for damages arising from the repair of a milldam on adjoining lands. Section 56-126 has to deal with recovery of a mill owner for damages regarding injury to their property. Section 56-127 has to deal with when a municipal corporation is allowed to acquire a milldam site.</i>

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LB178	Bolz	Support	Judiciary	02/23/2017	General File 03/13/2017	Provide for sexual assault protection order  <i>LB178 allows for any victim of sexual assault o file a petition and affidavit for a sexual assault protection order. This protective order shall be effective for two years unless renewed. Any knowing violation of such protective order will be a Class I Misdemeanor. LB178 also affords full faith and credit to sexual assault protection orders issued in other states or jurisdictions.</i>
LB179	Bolz		Health and Human Services	02/23/2017	In Committee 01/12/2017	Change provisions relating to transition of young adults to independence  <i>LB179 requires any child who is in a court-ordered out-of-home placement in the six months prior to attaining nineteen years of age to receive information regarding the Young Adult Bridge to Independence Act. The Office of Probation is required to identify such individuals and provide the information. LB179 also provides factors for a court to consider when deciding whether it is necessary for the juvenile to remain in the court-ordered out-of-home placement. LB179 also provides for medical care under the medical assistance program for young adults for such juveniles.</i>
LB180	Bolz		Judiciary	01/26/2017	Approved by Governor 05/02/2017 Speaker Priority Bill	Provide for bridge orders transferring juvenile court jurisdiction of a juvenile to a district court  <i>LB180 provides criteria for granting a bridge order which terminates the juvenile court's jurisdiction over the juvenile's custody, physical care, and visitation and grants it to a district court.</i>
LB183	Hughes		Government, Military and Veterans Affairs	03/17/2017	In Committee 01/12/2017	Authorize change of nomination and election provisions for county officers  <i>LB183 allows for the county boards in counties with a population of fifteen thousand or fewer to adopt a resolution requiring a submission of a question to the voters regarding whether or not the election of county officers should be partisan or not. If the voters answer the question in favor of nonpartisan elections, all subsequent elections shall be as such until another question is submitted to the voters. Such question may not be submitted to the voters more than once every three years.</i>
LB189	Howard		Appropriations	03/14/2017	In Committee 01/12/2017	Appropriate funds to the Department of Health and Human Services for recruitment and retention of caseworkers  <i>LB189 appropriates \$500,000 from the General Fund for FY2017-18 and \$500,000 from the General Fund for FY2018-19 to the Department of Health and Human Services for Program 33 to be used specifically for the recruitment and retention of caseworkers for child welfare.</i>
LB191	Pansing Brooks		Judiciary	02/23/2017	General File 03/13/2017	Provide for renewals of domestic violence protection orders  <i>LB191 allows for victims of domestic abuse to file a petition and affidavit to renew a protection order thirty days before the expiration of the previous protection order. The renewal period shall be effective for one year beginning the day of expiration of the previous order.</i>
LB192	Pansing Brooks		Judiciary	02/22/2017	General File 03/20/2017	Change and modernize provisions relating to the qualifying and summoning of jurors  <i>The purpose of LB192 is to provide adequate compensation of the jury commissioner and to permit a change in such salary as soon as the change may become operative under the Constitution of Nebraska. The salary of the jury commissioner is to be fixed by the district judges in an amount not to exceed three thousand dollars. LB192 also eliminates a provision excusing nursing mothers from serving on juries. LB192 contains duties of a jury commissioner designed to ensure adequate selection of qualified potential jurors.</i>
LB193	Pansing Brooks		Judiciary	02/10/2017	General File 02/22/2017	Change provisions relating to courts  <i>LB193 changes terminology of statutes dealing with courts. The term "docket" is replaced with "file." The term "trial docket" is used to reference the lower court's schedule. LB193 requires clerks to enter judgements in the judgment index instead of the judgment record or journal.</i>  <i>LB193 requires sheriffs to file a notice on the record whenever the levy of attachment or execution on real estate is to be used as notice. LB193 also allows offers for settlements for the recovery of money to be served on the parties' attorneys as well as the parties themselves.</i>  <i>LB193 requires clerks to send a the final order after the entry of any final judgment either through the United States mail or by service through the court's electronic case management system. LB193 requires that sureties for stays of execution be recorded on the register of actions and entered by the clerk on the judgment index.</i>

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						<p><i>LB193 requires every clerk to maintain and preserve a file and record of all papers delivered to them in every action or special proceedings. Retention and disposition of the records shall be determined by the State Records Administrator pursuant to the Records Management Act. The clerk of the district court is required to maintain records on the court's electronic case management system. Retention and disposition of the records shall be determined by the State Records Administrator pursuant to the Records Management Act. The case file is required to be in chronological order and contain the pleadings, orders, court actions, judgement, verdicts, postjudgement actions, and other documents in the case file. The case file may be maintained as an electronic document through the court's electronic case management system. The file may also be maintained in a paper volume and disposed of when determined by the State Records Administrator pursuant to the Records Management Act.</i></p> <p><i>LB193 requires the trial docket be available for the court on the first day of each month. The docket must set forth each case pending in the order of the filing of the complaint to be called for trial.</i></p> <p><i>LB193 adds new definitions that apply to clerk of other courts of record. Definitions for Fee Record, General Index, Judge's Notes, Judgment Index, Register of Actions, and Trial Docket are added.</i></p> <p><i>LB193 requires, whenever there is a transfer order from county court to district court, the county court must file the Certification of the proceedings, all original documents of the action, certification of the transcript of the register of actions, and the certification of the court costs within ten days.</i></p> <p><i>LB193 requires that, when there is a change of venue, the clerk of the original court must file all original documents and a certification of the transcript of the register of actions, certification of the proceedings, and certification of the court costs to the clerk of the new court.</i></p> <p><i>LB193 requires that the stenography notes of a court reporter be preserved and sealed.</i></p> <p><i>LB193 requires the clerks of the district court to use the court's electronic case management system provided by the state as the record of receipts and reimbursements.</i></p> <p><i>LB193 eliminates the requirement that the foreman and secretary of volunteer fire departments file in the office of the clerk of the district court a certified copy of the rolls of their respective companies on the first day of April and October in each year.</i></p> <p><i>LB193 requires juvenile court judges to keep a record of all proceeding of the court in every case. These case files will contain the pleadings, order, court actions, judgments, postjudgment actions, and other documents. The case file may be maintained as an electronic document through the court's electronic case management system. The case file may also be maintained in a paper volume and disposed of when determined by the State Records Administrator pursuant to the Records Management Act.</i></p> <p><i>LB193 requires the State Court Administrator to make available petitions for pregnant women who want to get abortions without parental consent on a website maintained by the Supreme Court.</i></p>
LB194	Vargas	Banking, Commerce and Insurance		02/21/2017	In Committee 01/12/2017	Change provisions of the Credit Services Organization Act, Delayed Deposit Services Licensing Act, and Nebraska Installment Loan Act
						<p><i>LB194 prohibits Credit Services Organizations from charging any brokerage or other fees or charges in connection with a loan governed by the Nebraska Installment Loan Act. LB194 also adds definitions for the Delayed Deposit Services Licensing Act. LB194 provides that any delayed deposit loan that is made by a person who is not licensed as required is void and the person making the deposit has no right to collect, receive, or retain any principle, interest, fees, or other charges associated with such loan. LB194 also changes the nonrefundable application fee from five hundred dollars to one thousand dollars. LB194 also raises the asset requirement of an applicant from twenty-five thousand dollars available for operating the delayed deposit service business to fifty thousand dollars. LB194 raises the fee required for requesting a change of location a branch or designated principle place of business from one hundred fifty dollars to five hundred dollars.</i></p> <p><i>LB194 stipulates the documentation requirement for each delayed deposit loan transaction and what information should be contained in the written agreement. Licensee are also required to openly display a schedule of all finance charges, fees, interest, other charges, and penalties for all services provided.</i></p>

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						<i>LB194 creates various restrictions on Delayed Deposit Loans. LB194 makes Delayed Deposit Loans precomputed loans that are payable in substantially equal instalments of principle, fees, interest, and charges combined. The total monthly payment may not exceed the greater of either five percent of the borrower's verified gross post-tax monthly income or six percent of the borrower's verified net post-tax monthly income. Before initiating any transaction, the licensee must make a reasonable determination of the borrower's verified income. The only fees a licensee may receive are interest of no more than thirty-six percent per annum, a month maintenance fee of either five percent of the loan amount or twenty dollars, and other charges permitted for the presentation of nonnegotiable instruments. All fees collected may not exceed fifty percent of the original loan amount. In the event of a default, the licensee may exercise all civil means authorized by law to collect the face value of the loan. The licensee may not collect fees as a result of the default. Licensees are not allowed to charge a fee associated with prepayment of a loan. Licensees are not allowed to lend any amount greater than \$500, plus allowable fees and interest, to any borrower. Borrowers will have the right to rescind a loan on or before 5 p.m. the next business day following the transaction. Licensees are not allowed to enter into more than one delayed deposit loan with the same borrower at any one time. The written loan agreement for a delayed deposit loan may provide that the entire unpaid loan balance be due and payable if the loan has been in default for ten days.</i>
						<i>LB194 also creates a duty of licensees to report, on an annual basis, certain information regarding their operations to the director.</i>
LB197	Kolowski		Government, Military and Veterans Affairs	03/15/2017	In Committee 01/12/2017	Provide for electronic application for an early voting ballot  <i>LB197 allows for the creation of an early voting application process in which applicants with a valid Nebraska motor vehicle license or state identification card may electronically apply for a ballot for early voting after the ballots become available.</i>
LB199	McCollister		Judiciary	01/27/2017	In Committee 01/12/2017	Eliminate certain state aid to counties for law enforcement and jail operations  <i>LB199 repeals sections 23-362 and 23-362.01, Reissue Revised Statutes of Nebraska. Both these sections that provide funds for counties in which Indian Reservations are located for the purpose of law enforcement and jail operations.</i>
LB200	Lowe		Government, Military and Veterans Affairs	01/27/2017	Approved by Governor 05/15/2017	Change provisions relating to county engineers, county surveyors, and county highway superintendents in certain counties as prescribed  <i>LB200 requires a county surveyor in counties with a population of seventy-five thousand but less than one hundred fifty thousand inhabitants to perform all the duties and possess all the powers and functions of the county highway superintendent.</i>
LB201	Lowe		Judiciary	03/02/2017	In Committee 01/12/2017	Change provisions relating to perjury and the issuance of search warrants  <i>LB201 allows for law enforcement officers to request the assistance of any other law enforcement officer in executing a search warrant if the person or place to be searched is not within the named officer's jurisdiction. LB201 also allows for unsworn statements to be made under the penalty of perjury and subject to the same punishments as perjury.</i>
LB202	Lowe		Judiciary	02/03/2017	In Committee 01/12/2017	Create the offense of obstructing government operations by refusing to submit to a chemical test authorized by search warrant  <i>LB202 creates the offense of obstructing government operations if a person intentionally and willfully refuses to submit to a chemical test authorized by a search warrant.</i>
LB207	Krist		Executive Board	01/20/2017	Approved by Governor 05/02/2017 Executive Board Priority Bill	Change provisions relating to powers and duties of the Office of Inspector General of Nebraska Child Welfare  <i>LB207 requires the Office of Inspector General of Nebraska Child Welfare to investigate death or serious injury in foster homes when the officer, upon review, determines the death or serious injury did not occur by chance. LB207 also prohibits personnel action from being taken against an employee because of a disclosure of information by the employee which the employee reasonably believes evidences wrongdoing.</i>
LB212	Hansen		Business and Labor	01/23/2017	In Committee 01/12/2017	Adopt the In the Line of Duty Compensation Act  <i>LB212 requires compensation to be paid if a law enforcement officer or firefighter is killed in the line of duty. For deaths occurring during 2018, compensation shall be fifty thousand dollars. For deaths occurring 2019 and each subsequent year, compensation shall be the compensation of the previous year increased by the Consumer Price Index.</i>

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LB216	Harr		Executive Board	01/30/2017	In Committee 01/12/2017	Adopt the Redistricting Act  <i>LB216 creates an Independent Redistricting Citizen's Advisory Commission for the purpose of assisting the Legislature in the process of redistricting in 2021 and thereafter. LB216 also creates The Redistricting Fund for the purpose of assisting the commission for travel and actual expenses of the members of the commission. Principles are provided for the commission to follow in the course of their duties in sections 28 and 29.</i>
LB217	Harr		Revenue	02/02/2017	Approved by Governor (E- Clause) 05/02/2017 Revenue Priority Bill	Change revenue, taxation, economic development, and tax incentive provisions  <i>LB217 allows for interest to accrue on the amount of tax due thirty days after the county assessor receives approval from the county board to remove or reduce a homestead exemption from the tax rolls of the county. Portions of LB49, LB228, LB238, LB288, LB387 &amp; LB233 have been amended into LB217 via AM634. Amended Bills: LB49, LB228, LB233, LB238, LB288, LB387</i>
LB219			Nebraska Retirement Systems	01/31/2017	General File 03/16/2017	Change retirement system provisions relating to authorized benefit elections and actuarial assumptions  <i>LB219 requires that, for county employees hired on or after January 1, 2018, the mortality assumption used for purposes of converting the member cash balance account must be a mortality table using a unisex rate that is fifty percent male and fifty percent female that is recommended by the actuary and approved by the board.  LB219 requires that, for judges hired after July 1, 2017, the determinations will be based on a mortality table using seventy-five percent of the male table and twenty-five percent of the female table and an annuity rate specified by the board. Both the mortality table and the annuity rate must be recommended by the actuary and approved by the board.  LB219 requires that, for school employees hired after July 1, 2017, the determinations will be based on a mortality table using twenty-five percent of the male table and seventy-five percent of the female table and an annuity rate specified by the board. Both the mortality table and the annuity rate must be recommended by the actuary and approved by the board.  LB219 requires that, for State Patrol Officers hired after July 1, 2017, the determinations will be based on a mortality table using seventy-five percent of the male table and twenty-five percent of the female table and an annuity rate specific by the board. Both the mortality table and the annuity rate must be recommended by the actuary and approved by the board.  LB219 requires that, for state employees hired on or after January 1, 2018, the mortality assumption used for purposes of converting the member cash balance account must be a mortality table using a unisex rate that is fifty percent male and fifty percent female that is recommended by the actuary and approved by the board.</i>
LB225	Crawford	Monitor	Health and Human Services	02/01/2017	Approved by Governor (E- Clause) 05/02/2017 Crawford Priority Bill	Change provisions of the Child Protection and Family Safety Act, the Nebraska Juvenile Code, the Foster Care Review Act, and the Nebraska Strengthening Families Act as prescribed  <i>LB225 allows the department to begin using alternative response statewide on the effective date of the act until December 31, 2020. LB225 also requires the department to provide to the Nebraska Children's Commission updates on an analysis that will examine the challenges, barriers, and opportunities that may occur if the alternative response implementation plan is made permanent. Portions of LB297 have been amended into LB225 via AM611. Portions of LB298 have been amended into LB225 via AM537. Portions of LB336 have been amended into LB225 via AM462 Amended Bills: LB297, LB298, LB336</i>

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LB228	Harr		Revenue	03/03/2017	In Committee 01/12/2017	Change provisions relating to rent-restricted housing projects  <i>LB228 allows the Department of Revenue, on behalf of the committee, to forward income and expense statements from owners of rent-restricted housing projects to the county assessor of each county in which the housing project is located.</i>
LB230	Watermeier		Executive Board	01/26/2017	General File 02/02/2017	Create the Nebraska Economic Development Advisory Committee  <i>LB230 creates the Nebraska Economic Development Advisory Committee with the purpose to gather input on issues pertaining to economic development and discuss proactive approaches on economic development.</i>
LB232	Kolterman		Revenue	02/23/2017	In Committee 01/13/2017	Provide a property tax exemption for property leased to the state or a governmental subdivision  <i>LB232 includes property leased to the state or to a governmental subdivision by the person or entity holding legal title to the property within the definition of property of the state and its governmental subdivisions. Therefore, this leased property is exempt from property taxes.</i>
LB233	Smith		Revenue	03/28/2017	General File 02/02/2017 Stinner Priority Bill	Change revenue and taxation provisions  <i>LB233 eliminates a provision prohibiting licensed organizations from conducting lotteries or raffles within the boundaries of any Class 6 or Class 7 county without specific authorization through ordinance or resolution. LB233 also allocates the Nebraska affordable housing tax credit among some or all of the qualified partners, members or shareholders if it is a partnership, LLC or corporation that owes the qualified project. If such a qualified partner decides to transfer, sell, or assign all or part of their ownership interest, including their interest in the authorized tax credits, they must notify the Department of Revenue of the transfer, sale, or assignment and provide the tax identification number of the new owner prior to the end of the tax year for which the credits are to be used.</i>  <i>LB 233 requires that, for any funds returned under the homestead exemption, the county treasure must electronically file a report with the Property Tax Administrator, that indicated the amount of funds distributed to each taxing unit in the county in the year the funds were returned, any collection fee retained by the county in such year, and the amount of unused credits returned.</i>  <i>LB233 also changes the date under which a large data project or tier 4 or 6 project receives their exemption under the Nebraska Advantage act to the first January 1 after the property was placed in service. Additionally, those who file an application that described a large data center or tier 5 project that is sequential to a tier 2 large data center project for which the entitlement period has expired shall receive the exemption of all property, such as computer systems, beginning any January 1 after the date the property was placed into service.</i>
LB236	Erdman		Revenue	02/23/2017	In Committee 01/13/2017	Change provisions relating to the inclusion of multiple lots in one parcel  <i>LB236 allows for two or more vacant lots, if owned by the same person, to be considered one parcel for the purpose of property taxes unless such lots have any property taxes or special assessments that are certified but not yet due, are due, or are delinquent if property taxes or special assessments on such lots have been sold at a tax sale.</i>
LB238	Erdman		Revenue	02/23/2017	In Committee 01/13/2017	Change provisions of the Nebraska Budget Act relating to certifying taxable values  <i>LB238 allows the certification of taxable values to be provided to the governing body or board either by mail, electronically, or by notifying such governing body or board of the place on the county assessor's website where the current taxable values are located.</i>
LB243	Bolz		Judiciary	02/16/2017	General File 03/01/2017	Require reporting of certain information concerning assaults that occur in state institutions  <i>If a person is assaulted in a secure state institution by another person housed or held in such institution, LB243 requires the administrators of secure state institutions to inform the victim of the assault of all disciplinary actions that are being taken and their results, as well as inform the appropriate county attorney of such assault.</i>
LB244	Bolz		Business and Labor	02/27/2017	General File 03/03/2017	Change provisions relating to mental injury and mental illness for workers" compensation  <i>LB244 allows frontline state employees to receive workers' compensation for mental injuries if they can establish, by preponderance of the evidence, that their employment conditions causing the mental injury or illness were extraordinary and unusual and that the medial causation between the mental injury or illness and the employment. A frontline employee means an employee of the Department of Corrections or the Department of Health and Human Services whose duties involve regular and direct interaction with high-risk individuals.</i>

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LB245	Bolz		Judiciary	02/16/2017	In Committee 01/13/2017	Provide for a corrections-related emergency and overtime as prescribed  <i>LB245 requires that employees of the Department of Corrections must have at least eight consecutive hours off work before a shift. Overtime of such employees is also limited to thirty-two hours during a period of two consecutive weeks. However, in the event of a serious disturbance at a correctional facility, the director may declare an emergency and the overtime restrictions may be suspended for up to two weeks or until the director rescinds the declaration.</i>
LB249	Harr		Revenue	02/23/2017	In Committee 01/13/2017	Expand business inventory property tax exemption  <i>LB249 expands business inventory property tax exemptions to personal property that is equipment useable for construction, agriculture, or manufacturing.</i>
LB250	Harr		Judiciary	02/16/2017	In Committee 01/13/2017	Change provisions relating to probationers' rights  <i>LB250 takes away a probationer's right to a prompt consideration of a motion or information to revoke probation when the probationer has failed or refused to report to their probation officer as ordered by the court.</i>
LB251	Harr		Revenue	02/16/2017	In Committee 01/13/2017	Redefine agricultural or horticultural purposes for revenue and taxation purposes  <i>LB251 requires that, when determining whether a parcel of land is primarily used for agricultural or horticultural purposes, no regard may be given to whether some or all of the parcel is platted and subdivided into separate lots or developed with improvements such as streets, sidewalks, curbs, gutters, sewer lines, water lines, or utility lines.</i>
LB253	Crawford		Revenue	02/24/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Authorize intergovernmental service agreements under the County Industrial Sewer Construction Act and provide for a special tax levy  <i>LB253 allows for any county, city, village, or sanitary and improvement district to enter into a service agreement with any joint entity or joint public agency which owns or operates or proposes to own or operate any sewerage disposal system and plant. LB253 also grants any county, city, village, or sanitary and improvement district to levy a special tax to ensure payment of the service agreement.</i>
LB256	Briese		Urban Affairs	01/31/2017	General File 03/06/2017	Adopt the Vacant Property Registration Act  <i>LB256 adopts the Vacant Property Registration Act. The purpose of this act is to promote the health, safety, and welfare of Nebraska residents by providing authority for municipalities to enact vacant property registration ordinances. These ordinances should allow communities to identify and register vacant properties, collect fees to compensate for the public costs of vacant properties, plan for the rehabilitation of vacant properties, and encourage the occupancy of vacant properties. These registration ordinances may apply to either residential or commercial buildings, but not to property owned by the federal government, the State of Nebraska, or any political subdivision.</i>
LB258	Hansen		Judiciary	02/16/2017	General File 03/01/2017	Provide opportunity for inmates to obtain state identification card or driver's license before discharge  <i>LB258 provides for inmates the opportunity to obtain a state identification card or a motor vehicle operator's license prior to release.</i>
LB259	Hansen		Judiciary	03/02/2017	Approved by Governor 05/15/2017 Hansen Priority Bill	Adopt and change competency and financial ability provisions relating to court proceedings as prescribed  <i>LB259 provides for competency determinations in cases pending before county courts.</i>



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LB261	Hansen		Business and Labor	02/13/2017	In Committee 01/13/2017	Adopt the Nebraska Worker Adjustment and Retraining Notification Act  <i>LB261 adopts the Nebraska Worker Adjustment and Retraining Notification Act. The purpose of this act is to protect workers and communities by requiring advance notification of large-scale employment loss. The act requires an employer, before ordering a mass layoff, to provide notice to possibly affected parties at least sixty days in advance. For actions that will result in employment loss for two hundred fifty or more employees, such notice must give one hundred twenty days in advance. This notice must include the number of employees who will be terminated, a statement of the reasons for the mass layoff, a statement of any employment that may be available at other establishments, a statement of employee rights, and a statement concerning information about public programs available to the employee. LB261 also allows for an employee, the Attorney General, the commissioner, or an affected city, village, or county who has been aggrieved by an employer's failure to comply with the notice requirement to proceed with a civil action against the employer.</i>
LB262	Groene		Urban Affairs	02/21/2017	In Committee 01/13/2017	Change provisions relating to undeveloped vacant land under the Community Development Law  <i>LB262 prohibits tax-increment financing from being used for the acquisition, planning, and preparation for development or disposal of undeveloped vacant land. LB262 also prohibits undeveloped vacant land from being declared or designated blighted and substandard in order to qualify for the use of tax-increment financing unless such land meets the definition of a blighted area.</i>
LB263			Transportation and Telecommunications	02/07/2017	Approved by Governor (E- Clause) 05/02/2017 Transportation and Telecommunications Priority Bill	Change provisions relating to motor vehicles, the Public Service Commission, motor carriers, and the statewide one-call notification center  <i>LB263 requires the Department of Motor Vehicles to implement an electronic dealer services system. A licensed dealer may voluntarily participate in the system and provide titling and registration services. Any licensed dealer who chooses to participate may collect from a purchaser of a vehicle all appropriate certification of title fees, notation of lien fees, registration fees, motor vehicle taxes and fees, and sales taxes. All fees collected must be remitted to the appropriate authorities. Any licensed dealer who chooses to participate shall use this system to electronically submit title, registration, and lien information to the Vehicle Title and Registration System. License plates, registration certificates, and certificates of title will be delivered as provided under the Motor Vehicle Certificate of Title Act and the Motor Vehicle Registration Act.</i>  <i>LB263 limits a political subdivisions liability for any claim based on negligent issuances of a certificate of title under the Motor Vehicle Certification of Title Act and the State Boat Act when such title is issued upon an application filed electronically by an approved licensed dealer participating in the electronic dealer services system.</i>  <i>LB263 also provides that, if a certificate of title is an electronic certificate of title record, the name of the owner may be changed electronically without the need to print a new certificate of title.</i>
LB266	Friesen	Monitor	Revenue	02/16/2017	In Committee 01/13/2017	Change the valuation of agricultural land and horticultural land  <i>LB266 requires that, for the purposes of school district taxation, agricultural and horticultural land be taxed at a percentage of its actual value. For the 2018 tax year, the percentage will be fifty. For the 2019 tax year, the percentage will be forty. For the 2020 tax year and years after, the percentage will be thirty.</i>  <i>LB266 also allows for the commission to increase or decrease the value of real property. For the purpose of school district taxation, agricultural and horticultural tax ranges may be: 44 to 50 for tax year 2018; 34-40 for tax year 2019; and 24-30 for tax years 2020 and after.</i>  <i>State aid means, for agricultural and horticultural land, a percentage of the actual value of the land. For tax year 2018, 47%, for tax year 2019, 37%, and for tax years 2020 and after, 27%.</i>
LB268	Schumacher		Judiciary	02/01/2017	Passed 05/16/2017 Schumacher Priority Bill	Change court and other provisions relating to medical assistance reimbursement  <i>LB268 gives county courts concurrent original jurisdiction with the district court to determine contribution rights under section 68-919. LB268 changes the fee schedule for recording certificates of foreclosure.</i>

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						<p><i>LB268 requires notice of appointment of personal representatives to be provided to DHHS if the decedent was 55 years or older. The notice must be provided to the department in a delivery manner and at an address designated by the department. Any notice that fails to conform with such manner is void and constitutes neither notice to the department nor a waiver application.</i></p> <p><i>LB268 changes the term "Medicaid" to "medical assistance" for purposes of reimbursement of claims after a trustor has died. If no medical assistance payment is due, DHHS may waive this restriction after receipt of the trustee's request.</i></p> <p><i>LB268 allows for part of a deed filing fee to be used for preserving and maintaining public records of a register of deeds office that has been consolidated with another county officer and for the modernization and technology needs relating to those records.</i></p> <p><i>LB268 eliminates the uniform fee, payable to the Secretary of State, for presenting for filing and indexing and for filing and indexing each notice of lien or certificate or notice affecting the lien pursuant to the Uniform Federal Lien Registration Act.</i></p> <p><i>LB268 also changes the Medical Assistance Act. LB268 requires any applicant for medical assistance to disclose their interests in any real estate, trust, corporation, LLC, or other entity. Applicants must also disclose any income derived from such interests and whether the income is generated directly or indirectly. Any assistance obtained after a willful failure to disclose will be deemed unlawfully obtained and recovery may be sought. If, during the transferor's lifetime, an interest in real estate is irrevocably transfers to a related transferee for less than full consideration, the related transferee will be subject to a lien in favor of the State of Nebraska for medical assistance reimbursement to the extent necessary to secure payment subject to stipulated restrictions. LB268 also states that a medical provider shall have the authority of a guardian and conservator for the limited purpose of making application for medical assistance on behalf of a person whom the provider is treating if the person is unconscious or otherwise unable to apply for medical assistance and does not have an existing power of attorney or a court-appointed official to apply on their behalf. When DHHS provides medical assistance to a person because of third party's wrongful act or negligence, the department has the right to recover the medical assistance costs from that third party.</i></p>
LB271	Hilgers	Transportation and Telecommunications		01/23/2017	Approved by Governor 05/02/2017 Geist Priority Bill	<p>Authorize the Department of Roads to assume certain responsibilities under federal environmental laws and provide for limited waiver of the state's sovereign immunity</p> <p><i>LB271 allows the Department of Roads to assume all or part of the responsibilities of the United States Department of Transportation concerning environmental assessment and review. LB271 also waives the State of Nebraska's immunity from civil liability solely for the compliance, discharge, or enforcement of the assumed responsibilities.</i></p>
LB275	Hughes	Transportation and Telecommunications		02/06/2017	General File 03/08/2017	<p>Provide duties for law enforcement officers and rights and duties for private property owners regarding abandoned vehicles</p> <p><i>LB275 allows for law enforcement officers and private property owners to remove or cause removal of an abandoned vehicle from private property upon request of the private property owner whose property the vehicle is abandoned on.</i></p>
LB277	Wayne	Government, Military and Veterans Affairs		03/09/2017	In Committee 01/13/2017	<p>Change population requirements for election precincts</p> <p><i>LB277 lowers the population requirements for election precincts from one thousand seven hundred fifty registered voters to one thousand registered voters.</i></p>
LB278	Kolterman	Nebraska Retirement Systems		02/03/2017	General File 03/16/2017	<p>Redefine disability and change disability retirement application and medical examination provisions for various retirement acts</p> <p><i>LB278 requires, in order for disability retirement applications, that the member of the state, county or school retirement plan be initially diagnosed with a physical or mental impairment, or become disabled while the member was an active participant in the plan. LB278 also requires a medical examination prior to a member being retired as a result of disability and the expense of the board. LB278 also allows for the board to require any disability beneficiary under the age of fifty-five to undergo annual medical examinations.</i></p>

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LB280	Crawford		Government, Military and Veterans Affairs	02/09/2017	Approved by Governor (E-Clause) 05/15/2017	Change provisions relating to the Address Confidentiality Act  <i>LB280 allows victims of trafficking to apply to the Secretary of State to have a different address, other than their real one, designated as their address. LB280 also requires the State Treasurer to transfer XX dollars from the Records Management Cash Fund to the Secretary of State Administration Cash Fund to defray the costs of implementing these changes on July 1, 2017.</i>
LB286	Craighead		Banking, Commerce and Insurance	02/21/2017	In Committee 01/13/2017	Adopt the Nebraska Flexible Loan Act and change provisions of the Delayed Deposit Services Licensing Act  <i>LB286 adopts the Nebraska Flexible Loan Act. This act prohibits a person, unless they are exempted, from engaging in the business of making a flexible credit loan to a resident without first obtaining a license as a flexible credit lender. The director must issue a license to an applicant within sixty days after receiving a complete application unless the applicant is insolvent, fails to demonstrate financial responsibility, failed to pay the required fee of \$500, or fails to maintain at least twenty-five thousand dollars in readily available assets. All advertisements of a licensee must comply with the federal Truth in Lending Act. Licensees are prohibited from providing a flexible credit loan to a consumer with more than one outstanding flexible credit loan. LB286 also includes interest rate caps for certain categories of consumers. LB286 stipulates that, for closed-end credit, the term of the flexible credit loan may not exceed twenty-four months.</i>
LB288	Harr		Revenue	02/24/2017	In Committee 01/13/2017	Change provisions relating to service of notice when applying for a tax deed and the laws governing tax sale certificates  <i>LB288 permits the use of certified mail and designated delivery in order to serve notice upon every person in actual possession or occupancy of real property that qualifies as an owner-occupant. If certified mail or designated delivery service is used, the certified mail return receipt of a copy of the signed delivery receipt must be filed with and accompany the return of service. Since an emergency exists, this act takes effect when passed and approved according to law.</i>
LB289	Pansing Brooks		Judiciary	02/23/2017	Passed 05/16/2017 Judiciary Priority Bill	Change provisions and penalties relating to pandering, human trafficking, labor trafficking, and sex trafficking and prohibit solicitation of a trafficking victim  <i>LB289 makes pandering a Class II felony. LB289 also includes services under the definition of Labor for the purpose of defining "Labor Trafficking." LB289 also eliminates the "knowing" requirement for sex trafficking of a minor, and includes solicitation in the offense. LB289 makes labor or sex trafficking of a minor a Class IC Felony, unless the actor uses or threatens force on a victim under the age of sixteen, in such case the charge would be a Class IB Felony. LB289 also makes solicitation of a trafficking victim a Class II Felony. LB289 exempts trafficking victims from being charged if they benefit from or participate in the trafficking venture. Portions of LB188, LB178 &amp; LB394 have been amended into LB289.</i> <b>Amended Bills:</b> LB178, LB188, LB394
LB290	Vargas		Government, Military and Veterans Affairs	03/15/2017	In Committee 01/13/2017	Provide for voter registration upon application for driver's license, state identification card, or certain benefits  <i>LB290 requires the Department of Motor Vehicles, with assistance from the Secretary of State, to prescribe a voter registration application with may be used to register to vote or change address for voting purposes at the same time a person is applying for a driver's license or state identification card. This application must be designed in such a way so that the elector's information can be transmitted to the election commission or county clerk, unless the elector specifies on the form that they do not want to register to vote.</i>  <i>LB290 also allows for the Secretary of State to enter into agreements with the Commissioner of Education and the chief executive officer of the Department of Health and Human Services to prescribe an electronic voter registration application</i>
LB291	Larson		Revenue	03/01/2017	Select File 04/10/2017 Larson Priority Bill	Adopt the Special Economic Impact Zone Act  <i>LB291 adopts the Special Economic Impact Zone Act. The purpose of this act is to utilize the tax incentives provided in the act to encourage the formation and expansion of businesses on reservations in Nebraska. This act designates each reservation in the state as a special economic impact zone. For taxable years beginning on or after January 1, 2018, a qualified business located in a special economic impact zone may exclude any income derived from sources within a special economic impact zone when calculating its income tax liability to the state. Beginning January 1, 2018, such businesses are also exempt from the sales and use taxes due for the first ten million dollars of eligible purchases made each year.</i>

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						<i>LB291 also requires that, when allocating any federal low-income housing tax credits, the authority must give a bonus to any project located in a special economic impact zone.</i>
						<i>LB291 also allows for the governing bodies of federally recognized Indian Tribes to enter into revenue sharing agreement with the Department of Revenue.</i>
LB294	Smith		Transportation and Telecommunications	02/07/2017	In Committee 01/13/2017	Provide for a reciprocity agreement with a foreign country for mutual recognition of motor vehicle operator licenses  <i>LB294 allows for the Department of Motor Vehicles to enter into a reciprocity agreement with a foreign country to provide for the mutual recognition and reciprocal exchange of a valid operator's license issued by this state or the foreign country if the department determines that the licensing standards of the foreign country are comparable to those of the state. Commercial driver's licenses may not be included in such agreement</i>
LB297	McCollister		Health and Human Services	02/23/2017	General File 03/15/2017	Create Children and Juveniles Data Pilot Project  <i>LB297 creates the Children and Juveniles Data Pilot Project. The purpose of this project is to identify how existing state agency data systems currently used to account for the use of all services, programs, and facilities by children and juveniles in the State can be used to establish an independent, external data warehouse. The Children and Juveniles Data Pilot Project Advisory Group is also created to oversee the pilot project. The advisory group will consist of the Inspector General of Nebraska Child Welfare, the State Court Administrator, the probation administrator of the Office of Probation Administration, the executive director of the Nebraska Commission on Law Enforcement and Criminal Justice, the Commissioner of Education, the executive director of the Foster Care Review Office, the director of the University of Nebraska at Omaha Juvenile Justice Institute, the Chief Information Officer of the Office of Chief Information Officer, the Director of Children and Family Services of the Division of Children and Family Services of the Department of Health and Human Services, the Director of Developmental Disabilities of the Division of Developmental Disabilities of the Department of Health and Human Services, the Director of Behavioral Health of the Division of Behavioral Health of the Department of Health and Human Services, and the Director of Medicaid and Long-Term Care of the Division of Medicaid and Long-Term Care of the Department of Health and Human Services.</i>
LB298	Baker		Health and Human Services	02/23/2017	General File 03/15/2017	Change provisions relating to the Nebraska Strengthening Families Act and a task force  <i>LB298 clarifies that the immediate and public dissemination of a current picture and information about a child who is missing from a foster or out-of-home placement is not restricted by certain confidentiality requirements. However, the disseminated information may not include the fact that the child is in the care, custody, or control of the Department of Health and Human Services or the Officer of Probation Administration. LB298, beginning July 1, 2017, makes the Normalcy Task Force the Nebraska Strengthening Families Act Committee. This committee shall monitor and make recommendations regarding the implementation in Nebraska of the federal Preventing Sex Trafficking and Strengthening Families Act. LB298 also clarifies the Legislatures intent to recognize the importance of parental rights and the different rights that exists dependent on a variety of factors.</i>  <i>LB298 also requires the department or officer to ensure the presence of a written normalcy plan describing how the department or office will ensure all children have access to age or developmentally appropriate activities.</i>
LB299	Ebke		Government, Military and Veterans Affairs	02/24/2017	In Committee 01/17/2017	Adopt the Occupational Board Reform Act and change procedures for rules and regulations  <i>LB299 adopts the Occupational Board Reform Act. The purpose of this act is to require occupational boards to respect the fundamental right of an individual to pursue an occupation and to ensure that occupational boards and individual members of occupational boards avoid liability under federal antitrust laws. The act allows for individuals with criminal history to petition the relevant occupational board to determine if such criminal history would disqualify them from certification. An individual's criminal history will only disqualify them for a felony conviction, that felony conviction is expressly listed as a disqualifying offense, and the occupational board concludes that the state has an important interest in protecting public safety.</i>  <i>LB299 also creates the Office of Supervision of Occupational Boards. The purpose of this board is to monitor occupational boards and ensure compliance with the act.</i>  <i>LB299 also creates the Legislative Office of Occupational Regulations. The duties and responsibilities of the Office as specified in Section 23 of the act.</i>

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LB300	Krist		Judiciary	02/24/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Eliminate the statute of limitations on civil actions for sexual assault of a child  <i>LB300 eliminates the statute of limitations for civil actions arising from sexual assault of a child.</i>
LB304	Crawford		Urban Affairs	01/31/2017	In Committee 01/17/2017	Change provisions relating to the Nebraska Housing Agency Act  <i>LB304 eliminates the provisions limiting more than three members of a housing agency from being residents of the same incorporated community within a county. LB304 also changes the amount of time housing agencies must wait before disposing of abandoned personal property from forty-five days to fourteen days. LB304 also eliminates a provision requiring each local housing agency to file with the governing body of the city or county a copy of the five-year plan and annual plan.</i>
LB305	Crawford		Business and Labor	02/06/2017	In Committee 01/17/2017	Adopt the Paid Family Medical Leave Insurance Act  <i>LB305 adopts the Paid Family Medical Leave Insurance Act. The act allows for covered individuals to take paid family medical leave to care for a new child, because the covered individual has a serious health condition, to care for a family member, to care for a covered service member, or for other qualifying exigencies. The weekly benefits to be paid, for a covered individual whose individual average weekly wage is not more than 20% of the state average, an amount equal to 95% of the individuals average weekly wage. For individuals, whose weekly wage is more than 20% of the state average, the weekly benefits will be equal to 90% of such individuals average weekly wage. Claims for family medical leave benefits must be filed with the commissioner.</i>  <i>LB305 also creates the Paid Family Medical Leave Insurance Fund. On the operative date of this act, the State Treasurer shall transfer four million dollars from the Nebraska Health Care Cash Fund to this fund to pay the upfront administrative costs. The four million dollars will be paid back from the Fund according to the outlined payment schedule. Every year on December 31, from 2021 to 2024, \$800,000 will be paid back from the Fund.</i>  <i>LB305 also allows for covered individuals to take intermittent leave, and mandates that covered employees returning from leave be restored to the position held prior to the leave.</i>
LB307	Brasch		Judiciary	02/09/2017	Approved by Governor 05/15/2017	Provide for mediation, child abuse prevention, and civil legal services fees in certain proceedings  <i>LB307 requires the clerk of the court to collect an additional fifty-dollar mediation fee and a twenty-five-dollar child-abuse prevention fee for each complaint filed. For each paternity determination or parental support proceeding, a civil legal service fee of fifteen dollars will be collected.</i>
LB310	Friesen	Monitor	Transportation and Telecommunications	02/06/2017	General File 03/01/2017	Change provisions relating to bridge carrying capacities and weight limits  <i>LB310 requires counties to firmly post or attach to a bridge a notice if the bridges carrying capacity is less than the limits of twenty thousand points per axel. Any person who drives across such posted bridge that weighs greater than the limit may not recover from the county any damages associated with any injury or damage arising therein. They are also guilty of a Class III misdemeanor.</i>
LB312	Briese	Oppose	Revenue	02/22/2017	In Committee 01/17/2017	Change and eliminate revenue and taxation provisions  <i>LB312 eliminates Motor vehicles, motorboat trade-ins, newspapers, laundromats, and telefloral deliveries from being included under "consumer goods" for the purpose of a report created by the department for the purpose of reviewing the major tax exemptions for which state general funds are used to reduce the impact of revenue lost due to a tax expenditure. From the same report, under "nonprofits, governments, and exempt entities" the Nebraska lottery, admissions to school events, and fine art purchases by a museum are eliminated. From the same report, all provisions are eliminated under "services purchased for nonbusiness use" and replaced with only household professional services. Prepaid calling arrangements are also eliminated form "telecommunications."</i>  <i>LB312 also removes the exemptions under gross income received for animal specialty services for the purpose of determining gross receipts for providing a service. Other sources of gross are added to the definition of gross receipts for providing a service are added in section 2.</i>  <i>LB312 allows the credit from trading in motor vehicles, motorboats, all-terrain vehicles and utility-type vehicles to be used when computing the Sales price.</i>

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						<p><i>LB312 removes prepared food, food, and food ingredients served by public or private schools from sales tax exemption. Fees and admissions charged by a public or private school are also removed from sales tax exemption. Fees and admissions charged for participants in any activity provided by a nonprofit are also removed from sales tax exemption.</i></p> <p><i>LB312 removes from the definition of "food and food ingredients" soft drinks, candy, and bottled water.</i></p> <p><i>LB312 allows for a refundable credit against the income tax up to ten percent of the allowed federal credit for taxable years beginning or deemed to be before January 1, 2018 and seventeen percent for taxable years beginning or deemed to begin on or after January 1, 2018.</i></p> <p><i>LB312 requires the Tax Commissioner, from the amounts collected under the Nebraska Revenue Act of 1967, credit to the Excess Revenue Property Tax Credit Fund an amount equal to the net increase in state tax revenue received as a result of the changes made by this legislative bill.</i></p> <p><i>LB312 creates the Excess Revenue Property Tax Credit Fund. This fund will be used to provide a property tax credit to owners of real property. To determine the amount of this credit, the county treasurer shall multiply the amount disbursed to the county by the ratio of the real property valuation of the parcel to the total real property valuation in the county. The amount dispersed to each county will be equal to the amount in the Excess Revenue Property Tax Credit Fund multiplied by the ratio of the real property valuation in the county to the real property valuation in the state.</i></p>
LB313	Briese		Revenue	02/22/2017	In Committee 01/17/2017	<p>Change the sales tax rate and the earned income tax credit and provide property tax credits</p> <p><i>LB313 changes the sales tax rate to six and one-half percent on the operative date of this act. LB313 also allows for a refundable tax credit of 17% of the federal credit allowed for taxable years beginning or deemed to begin on or after January 1, 2018. LB313 also creates the Excess Revenue Property Tax Credit Fund. This fund shall be used to provide a property tax credit to owners of real property.</i></p>
LB314	Murante		Government, Military and Veterans Affairs	03/01/2017	In Committee 01/17/2017	<p>Change state and municipal election provisions to conform to prior legislation</p> <p><i>LB314 requires cities to file a certified copy of the economic development program with the election commissioner or county clerk no later than fifty days prior to a special election or not later than March 1 prior to a primary or general election. LB314 also eliminates a provision prohibiting the use of General Funds being appropriated for the purpose of a voter registration list. LB314 also makes the penalty for a Class IV felony up to two years' imprisonment and twelve months of post-release supervision.</i></p>
LB316	Murante		Government, Military and Veterans Affairs	03/09/2017	In Committee 01/17/2017	<p>Change election provisions relating to technology and funding</p> <p><i>LB316 allows for election signatures to be written in ink or affixed electronically. LB316 also creates the Election Technology Fund. The primary purpose of this fund is to ensure the longevity of the state's election technology. The Secretary of State must make periodic requests for appropriation for the fund in order to ensure the ability to purchase new technology on a statewide basis as necessary. LB316 allows for electronic aspects authorized under the Election Act to be used to tabulate ballots. LB316 also allows eliminates a provision allowing for the consolidation of precincts and polling places into fewer and larger for the use of electronic voting systems.</i></p>
LB317	Hughes		Urban Affairs	01/24/2017	Approved by Governor 05/02/2017 Speaker Priority Bill	<p>Provide for a relevy or reassessment of a special assessment for cities of the second class or villages as prescribed</p> <p><i>LB317 allows special assessments to be relieved or reassessed whenever the special assessment is found to be invalid and uncollectable.</i></p> <p><i>Portions of LB133 have been amended into LB317 via AM19.</i></p> <p><b>Amended Bills: LB133</b></p>
LB327	Scheer	Oppose	Appropriations	02/21/2017	Approved by Governor (E- Clause) 05/15/2017	<p>Appropriate funds for the expenses of Nebraska State Government for the biennium ending June 30, 2019</p>

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LB333	Scheer	Oppose	Health and Human Services	01/25/2017	Final Reading 05/16/2017 Health and Human Services Priority Bill	Eliminate an independent review of denial of aid to the disabled  <i>LB333 requires that a disability persist for more than a year before a person can be considered disabled. LB333 also eliminates the requirement that the Department of Health and Human Services conduct an independent medical review when Social Security denies benefits to an individual on the basis of the duration of the individual's disability.</i>
LB334	Scheer		Health and Human Services	01/25/2017	IPP (Killed) 03/13/2017	Change Department of Health and Human Services provisions relating to families  <i>LB334 eliminates a provision that creates a pilot project of the process of locating and engaging family members in the life of a child who is a ward of the state. LB334 also eliminates provisions requiring contracted providers of family finding services and family members of the children which were part of the pilot project to participate in family finding.</i>
LB337	Smith		Revenue	02/08/2017	In Committee 01/17/2017 Lindstrom Priority Bill	Change income tax rates and provide for deferrals of the rate changes  <i>Beginning November 2019 and every November thereafter, LB337 requires the Tax Rate Review Committee to examine the expected rate of growth in net General Fund receipts from the Current Fiscal year to the upcoming fiscal year. If the expected rate of growth does not exceed three and one-half percent, the Committee shall declare that the income tax rate reduction under section 77-2715.03 be deferred. If such a deferral is declared, the highest individual income tax rate under 77-2715.03 for the current year will remain in place. For 2020 through 2026, this deferral will remain in effect until the Committee finds that the expected rate of growth exceeds four and two-tenths percent for the upcoming fiscal year. For 2027 and thereafter, and deferrals will remain in effect until the Committee finds that the expected rate of growth exceeds three and one-half percent for the upcoming fiscal year.</i>  <i>LB337 also adds additional tax bracket tables.</i>
LB338	Brasch		Revenue	02/08/2017	In Committee 01/17/2017 Brasch Priority Bill	Adopt the Agricultural Valuation Fairness Act  <i>LB338 adopts the Agricultural Valuation Fairness Act. Agricultural and horticultural land will be valued at its agricultural use value as determined by the Act regardless of any value which such land might have for other purposes. In order for land to receive agricultural use value, it must be located outside the corporate boundaries any district, city, or village and be used for agricultural or horticultural purposes. LB338 requires the county assessor to use an income-approach calculation to determine the agricultural use value for each year.</i>  <i>LB338 also requires the Property Tax Administration to establish capitalization rates to be applied to each class or subclass of agricultural and horticultural land in each county.</i>
LB339	Friesen		Transportation and Telecommunications	01/30/2017	Approved by Governor (E- Clause) 05/02/2017 Transportation and Telecommunications Priority Bill	Merge the Department of Aeronautics into the Department of Roads and rename as the Department of Transportation
LB344	Albrecht		Health and Human Services	03/01/2017	In Committee 01/17/2017	Change credentialing and regulation of mental health substance abuse centers  <i>LB344 allows the board to issue a license to those who hold a license or certification that is current in another jurisdiction that authorized the applicant to provide alcohol and drug counseling, has at least two hundred seventy hours of counseling education, has at least three years of full-time counseling practice and has passed a counseling examination.</i>

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						<i>LB344 also includes provisions regarding approved educational programs. These programs are accredited by the Commission on Accreditation for Marriage and Family Therapy Education, the Council for Accreditation of Counseling and Related Educational Programs, the Council on Rehabilitation Education, the Council on Social Work Education, or The American Psychological Association for a doctoral degree program enrolled in by a person who has a master's degree or its equivalent in psychology.</i>
						<i>LB344 allows those who have received a doctoral degree or the equivalent of a master's degree to be qualified to be a licensed mental health practitioner. LB344 also allows those who have been in active practice in the appropriate discipline for at least five years following initial licensure or certification in another jurisdiction and has passed the Nebraska jurisprudence examination to be issued a license by the board.</i>
						<i>LB344 makes ineligible for SNAP those with one or two felony convictions for possession or use of a controlled substance unless they are participating in, since the date of conviction, a substance abuse program that is nationally accredited or provided in a mental health substance use treatment center licensed under the Health Care Facility Licensure Act.</i>
						<i>LB344 requires health care facilities applying for a license as a mental health substance use treatment center to designate whether the license is to be issued to provide services for mental health disorders only, for substance use disorders only, or for both mental health and substance use disorders.</i>
LB345	Craighead		Banking, Commerce and Insurance	03/06/2017	General File 03/08/2017	Eliminate an experience requirement for abstracters
						<i>LB345 eliminates a provision requiring at least one year of verified land title-related experience satisfactory to the board for individuals desiring to become a registered abstracter.</i>
LB349	Hilkemann		Judiciary	01/27/2017	General File 02/06/2017	Change provisions relating to the maintenance and administration of the State DNA Sample and Data Base Fund
						<i>LB349 makes the State DNA Sample and Data Base Fund maintained and administered by the Nebraska State Patrol.</i>
LB353	Baker		Judiciary	02/01/2017	In Committee 01/17/2017	Change claim, award, and judgment payment provisions under the Political Subdivisions Tort Claims Act
						<i>LB353 requires that any claim, award, or judgment pursuant to the Political Subdivisions Tort Claims Act be paid in the same manner as other claims, awards, or judgments against the political subdivision.</i>
LB354	Kolowski		Business and Labor	02/27/2017	In Committee 01/17/2017	Adopt the Wage Disclosure Act
						<i>LB354 adopts the Wage Disclosure Act. This act makes it unlawful for an employer to screen job applicants based on their current or prior wages, request or require that a job applicant disclose his or her current or prior wages, or seek information regarding an applicant's current or prior wages. Violations of this act will be a Class IV misdemeanor.</i>
LB357	Bolz	Support	Transportation and Telecommunications	02/28/2017	In Committee 01/17/2017	Increase original certificate of title fees for vehicles transferred to Nebraska from another state and provide for voluntary contributions to brain injury programs
						<i>LB357 places a fee of twenty-five dollars for each original certificate of title issued to a person by a county for a vehicle or trailer being titled in Nebraska from another state after the first original title is issued. LB357 also allows for voluntary contributions of \$2 to be made as a donation to programs for persons suffering from brain injury.</i>
LB359	Kolterman		Judiciary	02/15/2017	In Committee 01/17/2017	Authorize damages for property taxes and special assessments paid on property lost through adverse possession
						<i>LB359 allows persons who have lost title to real property due to a successful claim of adverse possession to recover damages for all taxes and special assessments paid during the period of adverse possession.</i>
LB365	Blood		Government, Military and Veterans Affairs	02/02/2017	General File 03/15/2017	Change provisions relating to access to public records and provide for fees
						<i>LB365 makes, for nonresidents of Nebraska, the actual added cost used as the basis for the calculation of a fee for records include a charge for the existing salary or pay obligation to the public officers or employees, including a charge for the services of an attorney to review the requested public records.</i>



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LB367	Krist	Oppose	Judiciary	02/24/2017	In Committee 01/17/2017	Change provisions relating to payment of costs in juvenile matters  <i>LB367 requires the county to pay the costs associated with transportation when a peace officer takes a juvenile into temporary custody and a probation officer determines the need for detention or an alternative placement. LB367 requires the Office of Probation Administration to pay for costs that are related to treatment or service provisions.</i>
LB369	Lowe		Government, Military and Veterans Affairs	02/16/2017	In Committee 01/17/2017	Change provisions relating to fees charged by the register of deeds  <i>LB369 eliminates the provision that ended the ten-dollar fee received by the register of deeds and the county clerk for recording a deed, mortgage, or release, recording and indexing of a will, recording and indexing of a decree in a testate estate, recording proof of publications, or recording any other instrument. LB369 allocates two dollars and fifty cents of this fee to the preservation and maintenance of public records.</i>  <i>LB369 eliminates the uniform fee for presenting for filing and indexing and for filing and indexing each notice of lien or certificate of notice affecting the lien. LB369 also eliminates the provision that ended the uniform fee for presenting for filing, releasing, continuing, or subordinating or for filing, releasing, continuing, or subordinating each tax lien.</i>
LB370	Lowe		Judiciary		In Committee 01/17/2017	Eliminate requirement to obtain certificate or complete background check to receive or transfer a handgun  <i>LB370 eliminates the requirement to obtain a certificate to purchase, lease, rent, or receive transfer of a handgun from the chief of police or sheriff. LB370 also makes the Nebraska State Patrol, for purposes of background checks for handguns, unable to access patient records from institutions associated with the Department of Health and Human Services.</i>
LB371	Crawford		Judiciary	02/01/2017	Approved by Governor 05/15/2017	Eliminate condemnation authority of the State Fire Marshal  <i>LB371 eliminates the requirement that the county attorney of any county assist the State Fire Marshal in condemnation proceedings.</i>
LB373	Schumacher	Oppose	Revenue	03/22/2017	In Committee 01/17/2017	Change and eliminate revenue and taxation provisions  <i>SUMMARY ON SEPARATE DOCUMENT</i>
LB378	McCollister		Appropriations	03/06/2017	In Committee 01/17/2017	Appropriate funds to the Department of Correctional Services  <i>LB378 appropriates \$5,000,000 from the General Fund for FY2016-17 to the Department of Correctional Services, for Program XXX. The appropriation shall only be used to house prison inmates at county jails where such inmates have been classified as community corrections inmates and are housed at county jails in the general area where the inmates on parole or release will be located</i>
LB381	Harr		Judiciary	02/01/2017	In Committee 01/17/2017	Change provisions relating to jury sequestration  <i>LB381 allows the court to order a jury sequestered during trial or after a case is finally submitted to the jury on the court's own motion or on motion by a party for good cause shown. LB381 also prohibits jurors that are sequestered from reading, listening, or viewing any reports of the case in the media.</i>
LB382	Erdman		Government, Military and Veterans Affairs	02/16/2017	Approved by Governor (E- Clause) 05/15/2017	Change provisions relating to budget limitations for counties  <i>LB382 makes, for FY2017-18, the last prior year's total of restricted funds for counties equal to the last prior year's total of restricted funds minus the last prior year's restricted funds budgeted by counties plus the last prior year's amount of restricted funds budgeted by counties for capital improvements.</i>
LB383	Quick		Urban Affairs	01/31/2017	Approved by Governor 05/10/2017	Change membership provisions for certain municipal community redevelopment authorities, citizen advisory review committees, and planning commissions  <i>LB383 prohibits members of planning commissions from also being members of a community redevelopment authority. LB383 also prohibits members of planning commissions from being members of a citizen advisory review committee.</i>

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LB384	Lindstrom		Banking, Commerce and Insurance	02/06/2017	General File 02/09/2017	Change the rate of interest to be charged on installment loans  <i>LB384 changes the interest rate charged on installment loans under the Nebraska Installment Loan Act to twenty-nine percent per annum.</i>
LB385	Lindstrom	Monitor	Revenue	03/01/2017	In Committee 01/17/2017	Change provisions relating to the burden of proof and who may appeal under the Tax Equalization and Review Commission Act  <i>LB385 allows those with a relationship to the taxpayer to execute an appeal on behalf of the taxpayer. The specific relationships are: A person or entity with a contract executed by the taxpayer, a person with the power of attorney, a person with a durable power of attorney, and a person who is a trustee of an estate. LB385 requires the county board of equalization, in appeals regarding the assessed value of the property that has been increased by more than 5%, to prove by a preponderance of the evidence that the assessed value reflects the property's actual value.</i>
LB386	Lindstrom		Banking, Commerce and Insurance	02/21/2017	In Committee 01/17/2017	Change time period a licensee under the Delayed Deposit Services Licensing Act may hold a check  <i>LB386 prohibits licensees from holding or agreeing to hold a check for more than forty days.</i>
LB389	Friesen		Transportation and Telecommunications	02/21/2017	In Committee 01/17/2017 Speaker Priority Bill	Adopt the Small Wireless Facilities Act  <i>LB389 adopts the Small Wireless Facilities Act. The purposes of this Act are to secure public access to advanced wireless technology and information, promote the public benefits from such wireless technology, and confirm that communications service providers and facilities have a right to occupy and utilize public rights-of-way. The Act allows communications service providers and facilities providers to place poles and wireless facilities in an authority right-of-way. An authority may require an application for a permit for such placement. The authority must approve the application unless it does not meet the applicable industry construction standards. Approved permits shall remain valid for at least ten years and be approved automatically for at least three five-year periods. Small wireless facilities shall be permitted use in all zoning districts other than areas outside the authority right-of-way that are zoned and used for single family residential use.</i>
LB392	Larson		Natural Resources	02/09/2017	In Committee 01/17/2017	Adopt the Wind Friendly Counties Act  <i>LB392 adopts the Wind Friendly Counties Act. The Act requires the Director of Agriculture to establish a process to recognize and assist efforts of the counties to create, maintain, or expand wind energy opportunities.</i>
LB394	Morfeld		Judiciary	02/23/2017	General File 03/13/2017	Change provisions relating to possession of a deadly weapon by person subject to a domestic violence protection order  <i>LB394 makes subjects of a current and validly issued harassment protection order who are in possession of a firearm, knife, or brass knuckles guilty of the offense of possession of a deadly weapon by a prohibited person.</i>
LB395	Morfeld	Monitor	Judiciary	03/16/2017	General File 04/12/2017	Change provisions relating to conditions of and ability to post bail  <i>LB395 requires a court to consider all methods of bond and conditions of release to avoid pretrial incarceration. If an appearance bond is required, the court shall appoint counsel to indigent defendants. To determine if a defendant is indigent, the judge must consider the defendant's financial ability to pay a bond. The court may also order a defendant to be supervised by an approved person or organization or a pretrial services program.</i>
LB399	Wayne		Urban Affairs	01/31/2017	In Committee 01/17/2017	Change provisions relating to housing commissions  <i>LB399 allows the chief elected official of cities of the metropolitan class to appoint seven adult persons to an established local housing agency. LB399 also requires any commissioner of a local housing agency to attain a commissioner's certification from the National Associate on Housing and Redevelopment Officials at their own expense.</i>
LB400	Hilkemann		Revenue	03/02/2017	General File 04/04/2017	Change provisions relating to motor vehicle fees and taxes  <i>LB400 makes all refunds for motor vehicle registrations based upon the number of unexpired time remaining from the date of the event, not the date of presentation to the county treasurer.</i>

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LB405	Baker		Judiciary	03/15/2017	In Committee 01/17/2017	Change provisions relating to DNA samples, DNA records, and thumbprints under the DNA Identification Information Act  <i>LB405 allows for the detention, arrest, adjudication, and conviction of a person based upon a DNA record, DNA sample, or thumb or fingerprint even if the DNA sample, DNA records, or thumb or fingerprint was obtained for inclusion or was placed in the State DNA Data Base, Combined DNA Index System, or State DNA Sample Bank by mistake. Law enforcement agencies or their employee that mistakenly submit the information for inclusion shall not be criminally or civilly liable if mistake was made in good faith.</i>
LB413	Kolterman		Nebraska Retirement Systems	02/03/2017	General File 03/16/2017	Change a retirement application timeframe for judges and Nebraska State Patrol officers as prescribed and change supplemental lump-sum cost-of-living adjustments under the Judges Retirement Act  <i>LB413 requires a judge's application for retirement to be filed no more than one hundred twenty days in advance of qualifying for retirement. LB413 also changes the word "adjustment" to "payment" in terms of lump-sum cost of living. LB413 also changes the definition of Officer to exempt law enforcement officers who have been granted an appointment conditioned on satisfactory completion of a training program approved by the Nebraska Police Standards Advisory Council.</i>
LB415	Kolterman		Nebraska Retirement Systems	02/27/2017	Final Reading 05/16/2017 Nebraska Retirement Systems Priority Bill	Change provisions relating to certain retirement plans as prescribed  <i>Under LB415, termination of employment for county employees does not occur if: an employee enters into an employer-employee relationship in any capacity with the same or another county which participates in the Retirement System for Nebraska Counties; if the employee provides services to an employer participating in a retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.</i>  <i>On or after July 1, 2017, a retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired member that complies with these requirements will participate in the retirement system as a new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and earned after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the County Employees Retirement Act.</i>  <i>Under LB415, termination of employment for School employees does not occur if: an employee enters into an employer-employee relationship in any capacity within 180 days with the same or another county which participates in the School Employees Retirement Act; if the employee provides services to an employer participating in a retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.</i>  <i>A retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired member that complies with these requirements will participate in the retirement system as a new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and earned after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the School Employees Retirement Act.</i>

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						<p>An employer is required to notify the board and the State Department of Education of the date upon which the termination of employment has occurred and provide such information as the board deems necessary. A member hired on or after July 1, 2017, or a member how has taken a refund or retirement and is rehired may retire if the member is at least 60 years of age and the sum of the member's attained age and creditable service totals ninety, or if the member is at least 65 and has completed at least five years of credible service. If the annuity of such a member beings at a time when the sum of the member's attained age and credible service totals ninety and the member is at least 60, the annuity will not be reduced. However, this only applies to members who have acquired the equivalent of five years of service or more as a school employee under the retirement system.</p> <p>Under LB415, termination of employment for Nebraska State Patrol members does not occur if: an employee enters into an employer-employee relationship in any capacity within 180 days with the same or another county which participates in the School Employees Retirement Act; if the employee provides services to an employer participating in an retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems. The employer involved in the termination of the employment and the officer shall certify that, prior to retirement, there was no prearranged agreement to return to work in any capacity. A retired officer of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired officer that complies with these requirements will participate in the retirement system as new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and eared after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the Nebraska State Patrol Retirement Act.</p> <p>Under LB415, termination of employment for State employees does not occur if: an employee enters into an employer-employee relationship in any capacity with the same or another county which participates in the Retirement System for Nebraska Counties; if the employee provides services to an employer participating in an retirement system provided for in the Class V School Employees Retirement Act, the Nebraska State Patrol Retirement Act, the School Employees Retirement Act, or the State Employees Retirement Act; or if the member accepted an early retirement incentive and, within three years after accepting and ceasing such employment, subsequently provides services any capacity to an employer participating in the above mentioned retirement systems.</p> <p>On or after July 1, 2017, a retired member of a retirement system who is hired or rehired in any capacity by an employer participating in the above-mentioned retirement plans must: certify under oath that, prior to retirement, they did not have a prearranged agreement to work after retirement with that employer; and meet the requirements for termination of employment as defined. Any retired member that complies with these requirements will participate in the retirement system as s new member and make contributions to the retirement system commencing upon reemployment. Upon termination of such new employment, the member will receive, in addition to the retirement benefit which commenced at the time of the previous retirement: if the member has accrued ten year or more of vesting credit after their return to employment, a retirement benefit shall be calculated solely on the basis of the vesting credit accrued and eared after the member's return to employment and as adjusted to reflect any payment in other than the normal form; or if the member has not accrued ten or more years of vesting credit after their return to employment, a refund equal to the member's accumulated contributions which were credited to the member after the return to employment. A member's vesting credit which was accrued prior to a previous employment may not be considered as part of the member's vesting credit after their return to employment for any purpose of the State Employees Retirement Act.</p>
LB417	Riepe		Health and Human Services	02/01/2017	Approved by Governor 05/02/2017 Riepe Priority Bill	Change and eliminate provisions relating to public health and welfare
						<p>LB417 eliminates provisions concerning the alternative response implementation plan. LB417 also eliminates a provision requiring associations that receive juveniles under the Nebraska Juvenile Code to report to the department its condition, management, and competency. LB417 also eliminates a provision requiring the department to submit an annual summary and analysis of the medical assistance program to the Medicaid Reform Council. LB417 eliminates a provision requiring the department to report to the Governor, the Legislature, and the Medicaid Reform Council on the implementation of rules and regulations, Medicaid state plan amendments, and waivers adopted under the Medical Assistance Act and their effects.</p> <p>LB417 eliminates provisions requiring the divisions to notify the Governor and Legislature when the occupancy of the licensed psychiatric hospital beds of any regional center reaches twenty percent or less of its capacity. LB417 also eliminates provision that have been outdated.</p>

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						<i>LB417 allows senior volunteers to receive transportation expenses, one free meal, and an annual physical examination. LB417 eliminates provisions that provided senior volunteers with an hourly stipend.</i>
						<i>LB417 requires the department to make annual grants in an amount not to exceed twenty-five thousand dollars. As a condition to receiving a grant, an application must obtain at least ten percent matching funds from local sources. LB417 also requires the department to develop a quality assurance plan to promote and monitor quality relating to services for persons with developmental disabilities.</i>
LB418	Briese		Transportation and Telecommunications	01/31/2017	General File 02/10/2017	Update certain references to federal regulations regarding motor vehicles and motor carriers
						<i>LB418 changes the date from "2016" to "2017." LB418 also adopts the rules of practice for FMCSA. LB418 also updates civil penalty amounts to match federal regulations for commercial carriers.</i>
LB420	McCullister		Business and Labor	03/13/2017	General File 03/21/2017	Adopt the Fair Chance Hiring Act
						<i>LB420 adopts the Fair Chance Hiring Act. This act prohibits employers and employment agencies from asking an applicant to disclose information concerning the applicant's criminal record or history unless such disclosure is needed to determine if the applicant meets the minimum employment qualifications of the position. Such positions include those in which a criminal history record information check is required by law or federal or state law specifically disqualifies an applicant with a criminal background even if such law allows for a waiver that would allow such applicant to be employed.</i>
LB422	Murante		Government, Military and Veterans Affairs	03/23/2017	In Committee 01/17/2017	Change provisions of the Election Act
						<i>LB422 changes the meaning of "registered voter" to mean an elector who has a valid voter registration record on file with the election administrator in the county of their residence.</i>
LB423	Murante		Government, Military and Veterans Affairs	03/23/2017	In Committee 01/17/2017	Change provisions relating to counties
						<i>LB423 changes the language from "all counties having" to "each county that has."</i>
LB424	Ebke		Judiciary	03/17/2017	In Committee 01/17/2017	Provide for earned time and discontinue use of good time in the Department of Correctional Services
						<i>LB424 provides for an earned time credit and discontinues the use of good time. For sentences imposed on or after the operative date of this act, the department may apply earned time only to eligibility for parole or mandatory supervision. If a committed offender commits an offense or violates a rule of the department during the actual term of imprisonment, the department may forfeit all or any part of the committed offender's accrued earned time, or place all or part of the accrued time under suspension. If parole or mandatory supervision of a committed offender is revoked, the committed offender shall forfeit all earned time previously accrued. LB424 requires the department to establish a policy regarding the suspension of earned time. This policy should provide that the department will consider the severity of an offense or violation when determining if earned time should be suspended and during any period that earned time is suspended, it may not be used for purposes of granting privileges or to compute eligibility for parole.</i>
LB426	Murante		Government, Military and Veterans Affairs	03/23/2017	In Committee 01/17/2017	Change expense reimbursement provisions for state officers and agencies
LB427	Vargas		Education	01/30/2017	Approved by Governor 05/09/2017 Vargas Priority Bill	Authorize schools and the State Department of Education to adopt policies relating to pregnant and parenting students, authorize training regarding such policies, and authorize breastfeeding accommodations for student-parents
						<i>LB427 requires schools to provide private or appropriate facilities for accommodation for milk expression and storage for breast feeding student-mothers.</i>

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LB431	Erdman		Government, Military and Veterans Affairs	01/26/2017	In Committee 01/19/2017	Change provisions relating to cash reserves under the Nebraska Budget Act  <i>LB431 prohibits governing bodies from referencing cash reserves in their actual and estimated revenue that exceed fifty percent of the total amount received from personal and real property taxation. Since an emergency exists, this act takes effect when passed and approved according to law</i>
LB432	Erdman		Government, Military and Veterans Affairs	01/26/2017	Approved by Governor (E- Clause) 05/02/2017 Erdman Priority Bill	Change provisions of the Nebraska Budget Act relating to allowances for delinquent taxes and anticipated litigation  <i>LB432 eliminates provisions that allowed governing bodies, when certifying the amount needed for a budget, to make allowances for delinquent taxes not exceeding five percent of the amount required plus the actual percentage of delinquent taxes for the preceding tax year and for any estimated tax loss from any pending or anticipated litigation which involves taxation. Since an emergency exists, this act takes effect when passed and approved according to law.</i>
LB434	Ebke	Neutral	Judiciary	03/09/2017	In Committee 01/19/2017	Change videoconferencing provisions relating to certain juvenile hearings  <i>LB434 requires any telephone or videoconference juvenile evidentiary hearings to ensure the preservation of due process or rights of all parties.</i>
LB435	Ebke		Judiciary	03/15/2017	In Committee 01/19/2017	Change provisions relating to escape  <i>LB435 makes escape a Class IIA felony.</i>
LB437	Craighead		Government, Military and Veterans Affairs	03/08/2017	In Committee 01/19/2017	Change requirements for independent instrumentalities under the Taxpayer Transparency Act  <i>LB437 includes a definition for independent instrumentalities. Independent instrumentality means a body created by the laws of this state which may sue and be sued and with respect to which the state, by law, does not provide indemnification. LB437 allows, in lieu of providing copies of each active contract, an independent instrumentality may provide a link to copies of such contracts that are stored on a severed owned or managed by it. LB437 also allows independent instrumentalities to provide information that is necessary to accomplish the purposes of the Taxpayer Transparency Act by providing the State Treasurer with a link to a web site or document containing such information that is stored on a server owned or managed by the independent instrumentality. Since an emergency exists, this act takes effect when passed and approved according to law.</i>
LB438	Howard		Revenue	03/17/2017	In Committee 01/19/2017	Increase cigarette and tobacco taxes as prescribed and provide for the distribution of funds  <i>LB438 creates the Behavioral Health Provider Rate Stabilization Fund. This fund shall be used to support reimbursement of behavioral health services providers through provider rates within the Children's Health Insurance Program, the Medical Assistance Act, the Nebraska Behavioral Health Services Act, and the Nebraska Community Aging Services Act. LB438 provides specific distribution guidelines for the Nebraska Health Care Cash Fund. LB438 also increases the tax on each package of cigarettes containing not more than twenty cigarettes to two dollars and fourteen cents per package. Beginning July 1, 2017, the State Treasurer shall place one dollar and twenty-four cents of such tax in the General Fund. Beginning July 1, 2016, and each FY thereafter, the State Treasurer shall place sixty-one million two hundred fifty thousand dollars of such tax in the Nebraska Health Care Cash Fund. Since an emergency exists, this act takes effect when passed and approved according to law.</i>
LB441	Morfeld	Support	Health and Human Services	03/08/2017	In Committee 01/19/2017	Change eligibility provisions under the Medical Assistance Act  <i>LB441 makes those persons described under section 1902 (a)(10)(A)(i)(VIII) of the federal Social Security Act eligible under the Medical Assistance Act. The department must submit a state plan amendment to cover newly eligible individuals, and such amendment must request as the alternative benefit plan a benchmark benefit package as defined in section 1937(b)(1) 18 (D) of the federal Social Security Act, as amended, 42 U.S.C. 1396u-7(b)(1)(D), as such act and section existed on January 1, 2017, for Secretary-approved coverage that shall include full Medicaid benefit coverage, including mandatory and optional coverage, under section 68-911 22 in the amount, duration, and scope in effect on January 1, 2017, and any additional wraparound benefits required under federal law.</i>

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LB444	Walz		Judiciary	03/03/2017	Approved by Governor 05/02/2017 Walz Priority Bill	Prohibit cities and counties from canceling health insurance coverage for injured first responders as prescribed  <i>LB444 prohibits cities and counties from canceling health insurance for law enforcement officers who suffered serious bodily injury while in the line of duty.</i>
LB445	Chambers		Executive Board	02/02/2017	IPP (Killed) 04/05/2017	Prohibit lobbyist-provided meals and beverages for legislators during session in the State Capitol  <i>LB445 prohibits meals and beverage from being provided anywhere in the State Capitol building to members of the Legislature by any lobbyist while the Legislature is in session.</i>
LB447	Chambers		Judiciary	02/08/2017	Select File 03/09/2017 Chambers Priority Bill	Eliminate certain mandatory minimum penalties  <i>LB447 eliminates mandatory minimum sentences for Class ID and Class IC felonies.</i>
LB451	Murante		Government, Military and Veterans Affairs	03/01/2017	Approved by Governor 05/15/2017 Government, Military and Veterans Affairs Priority Bill	Change various provisions relating to elections as prescribed  <i>LB451 eliminates a provision prohibiting the election commissioner from becoming a candidate for an elected officer during their term of office or within thirty days of leaving office. LB451 also changes provision relating to the appointment for vacant legislative seats. LB451 also provides that any person using an early voting or absentee ballot must sign a voter oath to be contained with the ballot.</i>  <i>LB451 requires that, if the filing deadline for the elective officer is after March 1 of the year in which the election is held, the candidate must file supplementary statements on or before the filing deadline. If the candidate files to appear on the ballot for election during the calendar year in which the election is held, the candidate must file a statement of financial interests of the preceding calendar year with the commission on or before March 1 of the year. A statement of financial interest must be preserved for a period of no less than five years.</i>
LB458	Harr		Government, Military and Veterans Affairs	01/27/2017	Approved by Governor 05/15/2017	Change provisions relating to the County Purchasing Act  <i>LB458 excludes any purchase or lease of personal property or services by or on behalf of a county from the definition of purchasing or purchase for purposes of the County Purchasing Act.</i>
LB463	Watermeier		General Affairs	01/30/2017	Approved by Governor 05/15/2017	Change a provision relating to appointment to certain cemetery boards  <i>LB463 allows a mayor of a city with fewer than twenty-five thousand residents to appoint members to a cemetery board from among citizens at large from the county in which the village is located.</i>
LB468	Krist	Oppose	Revenue	02/15/2017	In Committee 01/19/2017	Change revenue and taxation provisions  <i>LB468 eliminates the Personal Property Tax Relief Act exemption and compensating exemption factor for tax years 2018 and 2019. LB468 also eliminates an exemption from taxation for the first ten thousand dollars of valuation on tangible property for tax years 2018 and 2019. LB468 also eliminates the reduction in the value of tangible personal property owned by each railroad, care line company, public service entity, and air carrier for tax years 2018 and 2019. LB468 ends reimbursement to taxing subdivisions for tax revenue that will be lost because of personal property tax exemptions for tax years 2018 and 2019.</i>

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						<i>LB468 allows resident individuals from electing to subtract from federal gross adjusted income the extraordinary dividends paid on and the capital gain from sale or exchange of capital stock for taxable years beginning before January 1, 2018 and taxable years beginning on or after January 1, 2020. LB468 ends the credit to the Game and Parks Commission Capital Maintenance Fund on July 1, 2017, and ends the credit to the Highway Trust Fund on or after July 1, 2017 and before July 1, 2019. Since an emergency exists, this act takes effect when passed and approved into law.</i>
LB470	Larson		General Affairs	02/06/2017	IPP (Killed) 02/24/2017 General Affairs Priority Bill	Change provisions of the Nebraska County and City Lottery Act relating to the manner of play of keno, use of electronic tickets, and authorized methods of payment
						<i>LB470 allows the use of electronic tickets when playing keno. A lottery operator that does use electronic tickets must take reasonable measure to prevent participation in the keno lottery by a person outside the licensed premises. LB470 also prohibits the use of credit cards to pay for keno beginning January 1, 2018.</i>
LB472	Bostelman		Transportation and Telecommunications	02/21/2017	General File 03/01/2017	Change provisions relating to signs and advertising on highways
						<i>LB472 only allows the Department of Roads to require permits for advertising signs, displays, and devices placed along or upon the Highway Beautification Control System</i>
LB473	Walz		Business and Labor	03/13/2017	In Committee 01/19/2017	Require rest periods for employees
						<i>LB473 prohibits employers from requiring any employee to work without a rest period of at least fifteen minutes for every four hours worked. No reduction in compensation may be made for such rest period.</i>
LB479	Groene		Government, Military and Veterans Affairs	01/26/2017	General File 03/17/2017	Change public hearing provisions and redefine a term under the Nebraska Budget Act
						<i>LB479 adds joint entity created pursuant to the Interlocal Cooperation Act that receives tax funds to the definition of Governing Body for the Nebraska Budget Act. LB479 also requires governing bodies to hold public hearings on proposed budgets on a separate day from any regularly scheduled meeting. At such hearing, the governing body must make a detailed presentation and make available a written copy of the budget.</i>
LB480	McCollister		Banking, Commerce and Insurance	02/13/2017	General File 03/15/2017	Provide requirements relating to health benefit plan coverage for insureds in jail custody
						<i>LB480 prohibits an insurer offering a health benefit plan from denying reimbursement for any service or supply covered by the plan or cancel the plan if the insured is in the custody of a jail pending disposition of charge, the insured receives publicly funded medical care while in such custody, and the care was provided by an employee or contractor who meets the credentialing requirements of the plan. LB480 requires health benefit plans to reimburse the political subdivision for the costs of covered services provided to the insured who is in custody.</i>
LB481	Kuehn		Health and Human Services	02/02/2017	Approved by Governor 05/09/2017 Speaker Priority Bill	Provide for drug product selection for interchangeable biological products
						<i>LB481 allows for drug product selection concerning interchangeable biological products. LB481 also adjusts definitions under the Nebraska Drug Product Selection Act.</i>
LB482	Smith		Government, Military and Veterans Affairs	02/24/2017	General File 05/15/2017	Adopt the Government Neutrality in Contracting Act
						<i>LB482 adopts the Government Neutrality in Contracting Act. The purpose of this act is to provide for the efficient procurement of goods and services by governmental units and to promote the economical, nondiscriminatory, and efficient administration and completion of construction projects funded, assisted, or awarded by a governmental entity. The Act requires that a governmental unit ensure that any requests for proposals or bid specification for a public contract do not contain a term that requires, prohibits, encourages, or discourages bidders, contractors, or subcontractors from entering into a collective-bargaining agreement or a term that discriminates based on status as a party or nonparty to, or the willingness or refusal to enter into, a collective-bargaining agreement relating to construction under a public contract.</i>



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LB487	Morfeld		Judiciary	02/23/2017	Approved by Governor 05/02/2017 Judiciary Priority Bill	Provide and change immunity provisions relating to naloxone and asthma and allergic reactions and change provisions of the Uniform Controlled Substances Act
<p><i>LB487 exempts a person from violating the Uniform Controlled Substance Act if: such person made a good faith request for emergency medical assistance in response to a drug overdose of himself, herself, or another; such person was the first person to make a request for medical assistance as soon as the drug overdose was apparent; the evidence for the violation of the UCSA was obtained as the result of the drug overdose and request for medical assistance; such requesting person remained on the scene until medical assistance arrived; and such requesting person cooperated with medical assistance or law enforcement.</i></p> <p><i>LB487 also prohibits administrative action, criminal prosecution, and civil liability against an emergency responder or peace officer who, in good faith, administers naloxone to a person who is apparently experiencing an opioid-related overdose.</i></p> <p><i>Portions of LB167, LB293, and LB296, as amended by AM276, have been amended into LB487 via AM568.</i></p> <p><b>Amended Bills:</b> LB167, LB293, LB296</p>						
LB488	Groene		Natural Resources	02/15/2017	IPP (Killed) 03/08/2017	Adopt the Water Conservation Grant Act
<p><i>LB488 adopts the Water Conservation Grant Act. The act allows for the department to be accepting applications for water conservation grants if they determine that the states that are subject to a multi-state compact have agreed to count any reduction in water usages in determining Nebraska's compliance with the multi-state compact. LB488 requires that ground water that is not used for irrigation purposes be considered used when a natural resources district calculates irrigation caps under an integrated management plan created pursuant to the Act.</i></p> <p><i>LB488 also creates the Water Conservation Grant Fund. The Fund shall be used to fund water conservation grants awarded under the Act.</i></p>						
LB489	Groene		Urban Affairs	02/21/2017	In Committee 01/19/2017	Redefine development project under the Community Development Law
<p><i>LB489 removes other improvements in accordance with the development plan from the definition of development project under the Community Development Law.</i></p>						
LB492	Harr		Judiciary	02/15/2017	Approved by Governor 05/15/2017	Adopt the Self-Service Storage Facilities Act and authorize certain liens
<p><i>LB492 adopts the Self-Service Storage Facilities Act. LB492 prohibits an operator from knowingly permitting a leased space at a self-service storage facility to be used for residential purposes. LB492 requires an occupant, upon reasonable request from the operator, to allow the operator to enter a leased space for purposes of inspection or repair. LB492 establishes that, upon the date in which personal property is placed in a leased space, the operator shall have a lien upon the occupant's personal property for delinquent rent, late fees, labor, or other charges incurred pursuant to a rental agreement. This lien is enforceable once the occupant is in default for forty-five days. The operator may then, after providing the appropriate notice, hold a public sale. LB492 also grants the operator the right to deny the occupant access for any default rent or charges.</i></p>						
LB496	Stinner		Urban Affairs	02/28/2017	Select File 05/16/2017 Williams Priority Bill	Define and redefine terms under the Community Development Law
<p><i>LB496 includes the construction of workforce housing, in cities of the first and second class and villages, into the definition of redevelopment project under the Community Development Law. LB496 also includes a definition for workforce housing. Workforce housing means single-family or multi-family housing for which the municipality receives a housing study that is current, prepares an incentive plan for construction targeted to house existing or new workers, holds a public hearing on such incentive plan with notice, and after the public hearing finds that such incentive plan is necessary to prevent the spread of blight and substandard conditions within the municipality.</i></p>						
LB498	Brewer		Revenue	02/24/2017	In Committee 01/20/2017	Change provisions relating to transfer of homestead exemptions
<p><i>LB498 stipulates that, for purposes of such determination, the January 1 through August 15 ownership and occupancy requirement shall not apply.</i></p>						

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LB500	Brewer		Judiciary	03/01/2017	In Committee 01/20/2017	Authorize the carrying of concealed handguns by qualified active and retired law enforcement officers  <i>LB500 allows an individual who is a qualified law enforcement officer or qualified retired law enforcement officer and who is carrying the required identification may carry a concealed handgun anywhere in the State of Nebraska. For law enforcement officers, such identification shall be photogenic and issued by the employing governmental entity. For retired officers, the identification shall be either a photographic identification issued from the agency from which the individual separated in good standing or a photographic identification issued and a certificate issued by the individual's state of residence.</i>
LB501	Brewer		Judiciary	03/08/2017	In Committee 01/20/2017	Change prohibition on locations where permitholder may carry a concealed weapon  <i>LB501 requires that, in order for a permit holder to violate the section, there must be a posted conspicuous notice that carrying a concealed handgun is prohibited and the property owner must make a request that the permitholder leave, which the permitholder defies. LB501 also makes this violation a Class II misdemeanor.</i>
LB502	Brewer		Judiciary	03/23/2017	In Committee 01/20/2017	Adopt the Permitless Concealed Carry Act  <i>LB502 adopts the Permitless Concealed Carry Act. To be eligible to carry a concealed handgun under this act, the person shall be at least twenty-one years of age, be a citizen or legal resident of the United States, not be prohibited from possessing a handgun, and not be prohibited from purchasing or possessing a handgun under 18 U.S.C. 992. This Act does not change the current restrictions on the carrying of weapons onto private property and other provisions. Any violation of this Act is a Class II misdemeanor for the first violation and a Class I misdemeanor for any subsequent violation.</i>
LB503	Brewer		Business and Labor	03/20/2017	In Committee 01/20/2017	Prohibit certain provisions in collective-bargaining agreements  <i>LB503 prohibits the deduction of wages of a public employee, either directly or indirectly, on behalf of a collective-bargaining organization except as required by a collective-bargaining agreement entered into between a public employer and a representative of its employees prior to the effective date of this act.</i>
LB508	Hilgers	Support	Government, Military and Veterans Affairs	02/22/2017	Approved by Governor 05/15/2017	Change population threshold for the county civil service system and change provisions relating to personnel policy boards and boards of county commissioners  <i>LB508 changes the threshold requiring the formation of a Civil Service Commission from three hundred thousand inhabitants of a county to four hundred inhabitants.</i>
LB510	Ebke	Oppose	Government, Military and Veterans Affairs	03/08/2017	In Committee 01/20/2017	Provide a restriction on installment contracts for the purchase of real or personal property by political subdivisions  <i>LB510 prohibits political subdivisions from entering into installment contracts for the purchase of real or personal property that require a total outstanding obligation exceeding twenty-five million dollars.</i>
LB511			Education	02/28/2017	In Committee 01/20/2017	Change provisions for payment of educational costs for state wards and students in residential settings  <i>LB511 requires the resident school district to pay the cost of education and any required transportation associated with education for any student who is a ward of the state or resident in certain residential settings except as provided. DHHS shall pay the costs of education and transportation for a student who is a ward of the state, does not reside in a foster family home, and is placed in a school district other than the school district in which they resided at the time they became a ward of the state. DHHS shall pay the costs of education and transportation for any student that is a ward of the state and is placed in an institution which maintains an approved special education program. DHHS shall pay the costs of education and transportation for a student who is a ward of the state, is eighteen years of age or younger, and is placed in a county detention home.</i>  <i>LB511 also requires that, except as provided in the Nebraska Indian Child Welfare Act, a child shall continue to attend the same school as prior to placement outside their home unless a determination is made that continued attendance at such school would not be in the best interests of the child.</i>
LB514	Bolz		Appropriations	02/27/2017	In Committee 01/20/2017	State intent to appropriate funds for a Justice Reinvestment Initiative Coordinator  <i>LB514 states the intent of the Legislature to appropriate one hundred thousand dollars to the University of Nebraska at Omaha for fiscal year 2017-18 to fund the position of Justice Reinvestment Initiative Coordinator at the University of Nebraska at Omaha College of Public Affairs and Community Service Nebraska Center for Justice Research.</i>

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB516	Pansing Brooks		Judiciary	03/09/2017	General File 04/04/2017	Change provisions relating to a report on juvenile facilities  <i>LB516 requires juvenile facilities to redact all personal identifying information from their quarterly report. LB516 also make intentional or knowingly failure to comply with this section a Class V misdemeanor.</i>
LB517	Pansing Brooks		Judiciary	02/10/2017	Approved by Governor 05/15/2017	Change provisions regarding transfer of property upon death  <i>LB517 makes divorce or annulment of a marriage, except as provided by the express terms of a governing instrument made between the divorced individuals, revokes any revocable disposition or appointment of property, provision in a governing instrument conferring a general or nongeneral power of appointment on the divorced individual's spouse or relative of the spouse, or nomination of the divorced spouse to serve in any fiduciary or representative capacity. The divorce or annulment also severs the interests of the former spouses in property held by them at the time of the divorce or annulment as joint tenants with the right of survivorship, transforming the interests of the former spouses to equal tenancies in common.</i>
LB520	Hansen		Judiciary	03/08/2017	In Committee 01/20/2017	Require notification when persons prohibited by state or federal law obtain a handgun or concealed carry permit  <i>LB520, if a prohibited person files an application to obtain a handgun or concealed carry permit, requires the forwarding of the denied application to the Nebraska Commission on Law Enforcement and Criminal Justice. The commission is then required to evaluate whether local law enforcement should be alerted based on the application. Law enforcement agencies are also required to report certain statistics related to rejected applications and noticed received from the commission.</i>
LB529	Harr		Judiciary	03/16/2017	In Committee 01/20/2017	Authorize county courts sitting as probate courts in cases of guardianship to authorize abortions in judicial by-pass cases  <i>LB529 allows county courts sitting as a probate court in the case of a pregnant woman for whom a guardian has been appointed to authorize abortions in judicial by-pass cases.</i>
LB530	Harr		Executive Board	02/08/2017	IPP (Killed) 04/05/2017	Change requirements for providing information to the Legislative Fiscal Analyst and provide for withholding appropriations  <i>LB530 requires the Legislative Fiscal Analyst, beginning July 1, 2017, to notify the State Treasurer and the Director of Administrative Services to withhold the appropriations for any officer, board, commission, or department which does not furnish the required information until such information is received.</i>
LB531	Harr		Revenue	03/02/2017	In Committee 01/20/2017	Change sales tax collection fees for motor vehicles  <i>LB531 allows the county treasurer to deduct and withhold for the use of the county general fund an additional one-half of one percent of all amount in excess of three thousand dollars remitted each month.</i>
LB532	Kolterman		Nebraska Retirement Systems	02/13/2017	In Committee 01/20/2017	Change provisions relating to a military service credit for certain retirement plans as prescribed  <i>LB532, for military service rendered on or after January 1, 2018, requires that county employees, school employees, State Patrol Officers and judges who are reemployed pursuant to 38 U.S.C. 4301 be treated as not having incurred a break in service by reason of their period of military service. Such service will be credited for purposes of determining the nonforfeitable of the member's accrued benefits and the accrual of benefits under the plan. LB532 makes the county employing the member liable for funding any obligation of the plan to provide the benefits based upon such period of service. The state will be liable to fund the obligation of the plan for judges and State Patrol Officers. The employer shall be liable for funding any obligations for the school employee.</i>
LB539	Krist		Executive Board	02/08/2017	Approved by Governor (E- Clause) 05/02/2017 Executive Board Priority Bill	Change the Office of Inspector General of the Nebraska Correctional System Act  <i>LB539 requires the department of corrections to report all cases of death or serious injury of an employee when acting in their capacity as an employee as soon as reasonably possible. The department must also report all cases where an employ is hospitalized in response to an injury received when acting in their capacity as an employee. LB539 prohibits the Inspector General from interviewing any person who has already been interviewed by a law enforcement agency in connection with a relevant ongoing investigation of a law enforcement agency without consent of the prosecuting attorney.</i>

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB544	Watermeier	Monitor	Judiciary	02/15/2017	In Committee 01/20/2017	Provide for elimination of the office of clerk of the district court as prescribed  <i>LB544 allows, in any county that does not have an elected clerk of the district court, for the duties of the clerk of the district court to be performed pursuant to an agreement between the State Court Administrator and the county board. LB544 also allows for a county to vote to eliminate the office of the clerk of the district court when a vacancy occurs.</i>
LB545	Watermeier		Appropriations	03/03/2017	In Committee 01/20/2017	Provide for fund transfers relating to the Property Tax Credit Cash Fund  <i>LB545 requires the State Treasurer to transfer from the General Fund to the Property Tax Credit Cash Fund: Four hundred twenty-four million dollars for tax year 2018; Six hundred twenty-four million dollars for tax year 2019; Eight hundred twenty-four million dollars for tax year 2020.</i>
LB555	Smith		Revenue	03/01/2017	In Committee 01/20/2017	Change and eliminate provisions of the Tax Equalization and Review Commission Act  <i>LB555 allows commissioners who live within fifty miles of the state office building to be reimbursed for mileage for actual round trip travel. Commissioners who live more than fifty miles may be reimbursed for mileage for one round trip per week and shall be paid a per diem at the federal per diem rate for each day worked at the state office building. LB555 also makes the filing fee for each appeal or petition filed with the commission fifty dollars if the taxable value of each parcel involved in the appeal is one million dollars or less, and a fee of one hundred dollars if the taxable value of each parcel involved is more than one million dollars.</i>
LB556	Halloran		Judiciary	03/08/2017	General File 03/20/2017	Change provisions relating to firearms and create the offenses of use of a facsimile or nonfunctioning firearm to commit a felony and possession of a firearm by a prohibited juvenile offender  <i>LB556 creates the offense of use of a facsimile firearm or nonfunctioning firearm to commit a felony. This offense is a Class IIA felony, and shall be treated as separate and distinct from the felony being committed.</i>  <i>LB556 also creates the offense of possession of a firearm by a prohibited juvenile offender. This offense applies to those under the age of 25, who have previously been adjudged as a juvenile who commit certain specified offenses. It is a Class III felony.</i>
LB559	Schumacher		Banking, Commerce and Insurance	03/07/2017	In Committee 01/20/2017	Prohibit the collection of interchange fees on specified taxes and fees relating to electronic payment transactions  <i>LB559 excludes the from the amount of an interchange fee charged for an electronic payment transaction the amount of any tax or fee imposed by state or local government that is calculated as a percentage of an electronic payment transaction amount and listed separately on the payment invoice. This act will apply to electronic payment transactions processed on or after October 1, 2017.</i>
LB560	Schumacher		Judiciary	03/22/2017	In Committee 01/20/2017	Change restrictive housing and inmate discipline provisions  <i>LB560 changes the status of solitary confinement to mean confinement in an isolated cell, alone or with a cell mate, for an average of twenty-two or more hours per day, with limited human interaction or constructive activity, and in an environments that ensures maximum control. LB560 allows inmates to have been confined in restrictive housing for more than nineteen days to seek review of the decision to place them in restrictive housing. The review shall be conducted by the district court of the county in which the correctional facility is located.</i>  <i>LB560 requires that any inmate placed in restrictive housing be done so in the least restrictive manner consistent with maintaining order in the facility and pursuant to the rules and regulations. LB560 also prohibits any member of a vulnerable population from being placed in restrictive housing.</i>
LB562	McCollister		Judiciary	03/17/2017	General File 04/04/2017	Require a monthly report from the Department of Correctional Services as prescribed  <i>LB562 requires the Department of Correctional Services to prepare a monthly report including the number of committed offenders at or past their parole eligibility dates who have not received appropriate programming, the number and type of vacant position for behavioral health staff, and the number of inmates who have achieved community-custody status but are not in community-custody facilities.</i>
LB563	McCollister		Revenue	02/22/2017	In Committee 01/20/2017	Impose sales tax on certain services and eliminate certain sales tax exemptions  <i>LB563 eliminates sales and use tax exemptions for newspapers, laundromats, telefloral deliveries, the Nebraska Lottery, maintenance and repair services, personal care services, lawn care, gardening, storage and moving services, and taxi, limousine and other transportation services. LB563 also includes new provisions under the definition for gross receipts for receiving a service.</i>

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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB567	Bolz	Support	Government, Military and Veterans Affairs	02/22/2017	In Committee 01/20/2017	Change funding for county public assistance offices  <i>LB567 requires the state to pay the cost for the office and service facilities used for the administration of the public assistance programs.</i>
LB570	Friesen		Revenue	03/09/2017	In Committee 01/20/2017	Provide a property tax exemption for all tangible personal property  <i>LB570 exempts all tangible personal property from property tax beginning January 1, 2019.</i>
LB576	Brewer		Revenue	03/09/2017	In Committee 01/20/2017	Limit increases in property tax bills  <i>LB576 prohibits an owner's property tax bill for 2017 and 2018 from exceeding their property tax bill for 2016.</i>
LB577	Hiigers		Judiciary	03/03/2017	In Committee 01/20/2017	Create offense of assault on a peace officer, firefighter, or out-of-hospital emergency care provider by ambush  <i>A person commits the offense of assault on a peace officer, firefighter, or out-of-hospital emergency care provider by ambush if they knowingly and intentionally attack such a person while they are engaged in the performance of their official duties and the attacker either attacks without warning from a concealed position or approaches an unsuspecting officer and intentionally or knowingly causes serious bodily injury. This offense is a Class IB Felony and required a minimum sentence of forty years and possibly a fine up to one hundred thousand dollars.</i>
LB578	McDonnell		Health and Human Services	03/15/2017	Passed 05/16/2017 McDonnell Priority Bill	Adopt the Ground Emergency Medical Transport Act  <i>LB578 allows eligible providers to receive, in addition to the rate of payment, supplemental Medicaid reimbursement pursuant to a specified pay schedule. Participation in the supplemental reimbursement program by an eligible provider is voluntary. If a government entity elects to seek supplemental reimbursement on behalf of an eligible providers, they must clarify that the claimed expenditures for are eligible for federal financial participation, provide evidence supporting the certification as specified by the division, submit data as specified to determine the appropriate amounts of qualifying expenditures, and maintain any specified records.</i>  <i>LB578 also requires the department to design and implement an intergovernmental transfer program relating to Medicaid managed ground emergency medical transportation services to be implemented on the date federal approval is obtained. Participation in intergovernmental transfers is voluntary on the party of the transferring entity. The intergovernmental transfer program shall also be implemented without any additional expenditure from the General Fund. Each eligible provider or governmental entity must agree to reimburse the department for any costs associated with implementing such a program.</i>
LB581	McDonnell		Government, Military and Veterans Affairs	03/22/2017	In Committee 01/20/2017	Require lobbyists to disclose conflicts of interest to principals and provide for cancellation of contracts  <i>LB581 requires every lobbyist to present a disclosure statement to their principle including: the name, permanent residence address, and office address of the lobbyist; a description of the business activity of the lobbyist; the name of every other principle represented by such lobbyists, the nature of the business of such principle, the amounts or sums given or to be given to the lobbyists as compensation and an identification of such matters on which the lobbyists expects to lobby; a description of any business association of the lobbyist; any information which the lobbyist possess that might constitute a conflict of interest; and a notice that a principle has the right to cancel the contract by mailing a written notice before midnight of the third business day after receipt. Any person violating these requirements will be guilty of a Class III misdemeanor.</i>  <i>LB581 also provides principles with the right to cancel a lobbying contract until midnight of the third business day after the lobbyist has presented a disclosure statement.</i>
LB584	Friesen		Transportation and Telecommunications	01/30/2017	Approved by Governor 05/15/2017	Change provisions relating to mowing of weeds along roads  <i>LB584 prohibits those employed by or under contract with a county or township from mowing roadside ditches before July 1 of any year.</i>

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**105th Legislature, 1st Regular Session**  
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Document	Senator	Position	Committee	Hearing Date	Status	Description
LB585	Linehan		Judiciary	03/17/2017	In Committee 01/20/2017	Change provisions relating to dangerous dogs, seizure of animals, and animal control authorities  <i>LB585 requires the county attorney where an animal is seized to file an application for a hearing to determine the disposition and the cost for the care of the animal within thirty days after seizure. LB585 also changes the definition of dangerous dog. The requirement of animal control authority records has been eliminated, and a dog can be considered dangerous if it has conflicted serious bodily injury on a domestic animal without provocation that required medical treatment. LB585 prohibits any person knowingly, recklessly, or negligently owning, keeping, or harboring a dangerous dog without complying with specific laws.</i>
LB589	Crawford		Judiciary	03/02/2017	General File 03/13/2017	Provide for depositions of a child victim or child witness  <i>LB589 prohibits depositions of a child being taken when the child has undergone a video-recorded forensic interview at a child advocacy center, except by agreement of the parties or by approval of the court. If a request to depose a child is granted, the court must make any protective order that justice requires to protect the child from emotional harm, distress, harassment, undue influence, or intimidation.</i>
LB591	Crawford		Urban Affairs	02/07/2017	In Committee 01/20/2017	Provide for enforcement of building codes under the Contractor Registration Act  <i>LB591 requires each contractor who files an application with the department to include, if applicable, any previous revocation from the registry for failure to comply with applicable state and local business codes.</i>  <i>LB591 allows the commissioner to issue a notice of revocation to a contractor when an investigation reveals that the contractor has willfully failed to take corrective action to bring one or more buildings into compliance with applicable building codes. The registration may temporarily be reinstated pending a hearing on the revocation if the contractor can make a showing of corrective action. In order for the commissioner to initiate an investigation, there must be a written complaint that includes signed substantiation of a potential code violation from an inspector, code official, State Energy Office, or a certified building official and the complainant must have taken reasonable steps to obtain compliance with building codes through local code officials. If the commissioner decides to issue a citation for failure to comply, they must provide the contract with a proposed timeframe for taking corrective action.</i>
LB597	Groene		Urban Affairs	02/21/2017	IPP (Killed) 03/09/2017	Provide for application process through county assessor and Tax Commissioner prior to using tax-increment financing  <i>LB597 requires any governing body that seeks to use tax-increment financing to submit an application to the county assessor. This application must include the information reasonably required to determine the eligibility of the governing body, the redevelopment plan, and the parcel or parcels for such tax-increment financing. This application will be forward by the county assessor to the Tax Commissioner if the county assessor determines that the certain requirements of the application have been met. The Tax Commissioner will then review the application to ensure all provision of the Constitution of Nebraska, the Community Development Law, and tax-increment financing have been satisfied.</i>
LB599	Groene		Revenue	03/09/2017	In Committee 01/20/2017	Exempt certain improvements on land from taxes as prescribed  <i>LB599 exempts from personal property tax any improvements on land of infrastructure, redevelopment, or new construction intended for business or housing purposes until occupied, sold, or leased.</i>
LB602	Erdman		Revenue	02/24/2017	In Committee 01/20/2017	Change and eliminate provisions relating to the valuation of agricultural land  <i>LB602 states that the actual value of agricultural and horticultural land for purposes of taxation means the capitalized net earning capacity that the land produced without regard to any value that the land might have for other purposes or uses.</i>  <i>LB602 requires that agricultural and horticultural land used primarily for those purposes will constitute a separate and distinct class of property for purposes of property taxation. LB600 prohibits the following from being classified as agricultural or horticultural land: farm home sites and land used for grazing of animals kept primarily for personal use. LB602 requires that any agricultural and horticultural land that qualifies for valuation using the capitalized net income approach be valued upon the basis of the agricultural income. Any agricultural or horticultural land assessment values will be based upon an eight-year Olympic average of crop income derived from the reported income from each county's productivity information chart.</i>
LB607	Kintner		Revenue		IPP (Killed) 02/21/2017	Provide a homestead exemption for certain first responders  <i>LB607 provides homestead exemptions for first responders who are drawing compensation from the state or a political subdivision or is receiving workers' compensation benefits because of a one hundred percent disability received in the line of duty.</i>

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**105th Legislature, 1st Regular Session**  
**LC**

Document	Senator	Position	Committee	Hearing Date	Status	Description
LB613	Wayne		Revenue	03/16/2017	In Committee 01/20/2017	Change provisions relating to property tax exemptions under the Nebraska Housing Agency Act  <i>LB613 requires any housing agency or controlled affiliate provide notice of a property tax exemption to the county assessor on or before December 31 of the year preceding the year for which the exemption is sought.</i>
LB619	Wayne		Government, Military and Veterans Affairs	03/09/2017	In Committee 01/20/2017	Permit certain counties to conduct elections by mail  <i>LB619 allows the election commissioner to apply to the Secretary of State to mail ballots for elections.</i>
LB623	Wishart		Judiciary	03/03/2017	In Committee 01/20/2017	Change and eliminate provisions and penalties relating to assault on an officer, certain employees, or a health care professional  <i>LB623 eliminates provisions that specify assaults on officials and replaces them with the term "public officer."</i>
LB624	Wishart		Government, Military and Veterans Affairs	02/03/2017	Approved by Governor 05/15/2017	Provide procedure to withhold from the public law enforcement officers' residential addresses in county records  <i>LB624 requires the county assessor and register of deeds to withhold from the public the residential address of a law enforcement officers who applies and pays a \$25 fee.</i>
LB625	Larson	Monitor	Urban Affairs	02/14/2017	Approved by Governor (E- Clause) 05/02/2017 Urban Affairs Priority Bill	Change the Property Assessed Clean Energy Act  <i>LB625 allows a municipality to create a clean energy assessment district anywhere within the municipality, except a district may not be created that includes any area within the corporate boundaries of any city or village located in whole or in part within such county.</i>
LB628	Larson		Government, Military and Veterans Affairs	02/10/2017	General File 03/15/2017 Speaker Priority Bill	Prohibit ordinances and resolutions prohibiting certain short-term rentals of residential property  <i>LB628 prohibits cities, villages, and counties from adopting or enforcing an ordinance or resolution that prohibits the use of property as a short-term rental. Short-term rental means a residential property that is rented wholly or partly for a fee for a period not longer than thirty days. However, LB628 allows the regulations of short-term rentals by cities, villages, and counties.</i>
LB644		Oppose	Government, Military and Veterans Affairs	02/23/2017	Final Reading 05/16/2017 Government, Military and Veterans Affairs Priority Bill	Provide, change, and eliminate provisions governing boards, commissions, and similar entities  <i>LB644 eliminates the state noxious weed advisory committee and the Nebraska Potato Development Committee. LB644 also prohibits a quorum of the Commission on Judicial Qualifications from being present unless all members appointed by the Governor are present. All citizen members of this commission must be affiliated with the political party of the Governor. LB644 also eliminates a requirement that lawyer members of this commission be members of the Nebraska bar and reside in the judicial district served by the commission.</i>  <i>LB644 requires the State Treasurer to transfer any funds in the Carbon Sequestration Assessment Cash Fund to the Election Administration Fund.</i>  <i>LB644 also eliminates the Board of Emergency Medical Services and gives its power to the department and the Division of Public Health.</i>  <i>LB644 eliminates the Perfusionst Committee.</i>

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**105th Legislature, 1st Regular Session**  
**LC**

Document	Senator	Position	Committee	Hearing Date	Status	Description
						<i>LB644 gives a licensee who had their motor vehicle operator license revoked because of a mental, medical, or vision problem the right to an immediate appeal to the director. Whenever a director reviews the denial or cancellation of a license because of mental, medical, or vision problems, the director may consider records and reports from a qualified physician. LB644 also eliminates the Health Advisory Board's role in the making of this decision.</i>
LB649	Pansing Brooks	Monitor	Health and Human Services	03/17/2017	Introduced 01/18/2017	Prohibit additional services or populations under the medicaid managed care program <i>LB649 prohibits the department from adding any additional service or population to the Medicaid managed care program in effect on January 1, 2017 until at least January 1, 2018 or until a critical evaluation is performed of the at-risk capitated managed care program and the success of such managed care program is proven.</i>
LB656	Baker		Judiciary	03/09/2017	In Committee 01/20/2017	Provide for claims against the state by persons wrongfully incarcerated <i>LB656 makes a successful claimant one who had a claim against a political subdivision arising from their wrongful incarceration or conviction, which claim was precluded by the provisions of the State Tort Claims Act or the Political Subdivisions Tort Claims Act and who obtained a final judgment against such political subdivision from a federal court under 42 U.S.C. 1983 for a violation of their rights protected by the Constitution and arising out of such wrongful incarceration. A successful claimant and the political subdivision against which the claimant obtained final judgment may file a claim with the State Claims Board for full payment of such judgment, or any part of such judgment, which exceeds the available financial resources and revenue of the political subdivision required for its ordinary purpose.</i>
LB658	Wayne	Oppose	Judiciary	03/09/2017	In Committee 01/20/2017	Provide for expert witness appointment as prescribed in certain juvenile proceedings <i>LB658 grants the right to one appointed expert witness during any adjudication or disposition proceeding to the parent, guardian, or custodian of the juvenile who is the subject of the proceeding. If the parent, guardian, or custodian is indigent, the reasonable fees and expenses of such expert witness will be paid by the county.</i>
LB663	Kuehn		Government, Military and Veterans Affairs	03/22/2017	In Committee 01/20/2017	Require a copy of a lobbying contract for lobbyist registration as prescribed <i>LB663 requires a copy of the lobbying contract for lobbyist registration if the principle receives public funds including taxes, fees, and grants.</i>
LB664	Kuehn		Government, Military and Veterans Affairs	03/22/2017	In Committee 01/20/2017	Prohibit a political subdivision from using taxes or fees to employ a lobbyist <i>LB664 prohibits a political subdivision from using revenue from any tax or fee to employ or contract with a lobbyist.</i>
LB665	Kuehn		Government, Military and Veterans Affairs	03/22/2017	In Committee 01/20/2017	Require a statement of activity regarding certain lobbying activity <i>LB665 requires every lobbyist who is registered or required to be registered file with the Clerk of the Legislature a statement activity within 24 hours after the lobbyist's initial contact with an official in the executive branch of an official in the legislative branch regarding a legislative bill. The statement must indicate the legislative bill number, the name of the lobbyist, and the principle for whom the contact was made.</i>





tabbles  
EXHIBIT  
D

# Bridge Condition Update

May 18, 2017



# Lancaster County Engineering

## Road Conditions



## Current Funding Needs

Maintenance - \$18.4 Million

New Construction - \$32.9  
Million

Total Current Road Funding  
Needs - \$51.3 Million

# Lancaster County Engineering

## Bridge Conditions

Structurally Deficient - 28

Scour Critical - 38

Currently Closed - 9



# Lancaster County Engineering

## Bridge Conditions



Maintenance - \$18.4 Million

New Construction - \$32.9 Million

Total Current Road Funding Needs  
- \$51.3 Million

# Lancaster County Engineering

## Combo Structures

Combo – 83 culverts



# Lancaster County Engineering

## Culvert Conditions

Inventory 6900 pipes

Inventory 1000 pipes



H-115  
N.176th St., Alvo Rd.  
to McKelvie Rd.  
09/24/2015

# Lancaster County Engineering

## Current Funding Needs

Current Bridge/Culvert Funding Needs - \$50 Million



# Bridge Condition Update

WOULD YOU RATHER:

**PUT YOUR  
PHONE DOWN  
OR PUT YOUR  
CAR IN A DITCH?**

#itsjusteasier

MARYLAND HIGHWAY SAFETY OFFICE



**TALK  
OR TEXT  
WHILE YOU  
DRIVE  
& YOU WILL  
GET CAUGHT**

**ZERO** TOWARD ZERO DEATHS  
— MARYLAND —  
EVERY LIFE COUNTS



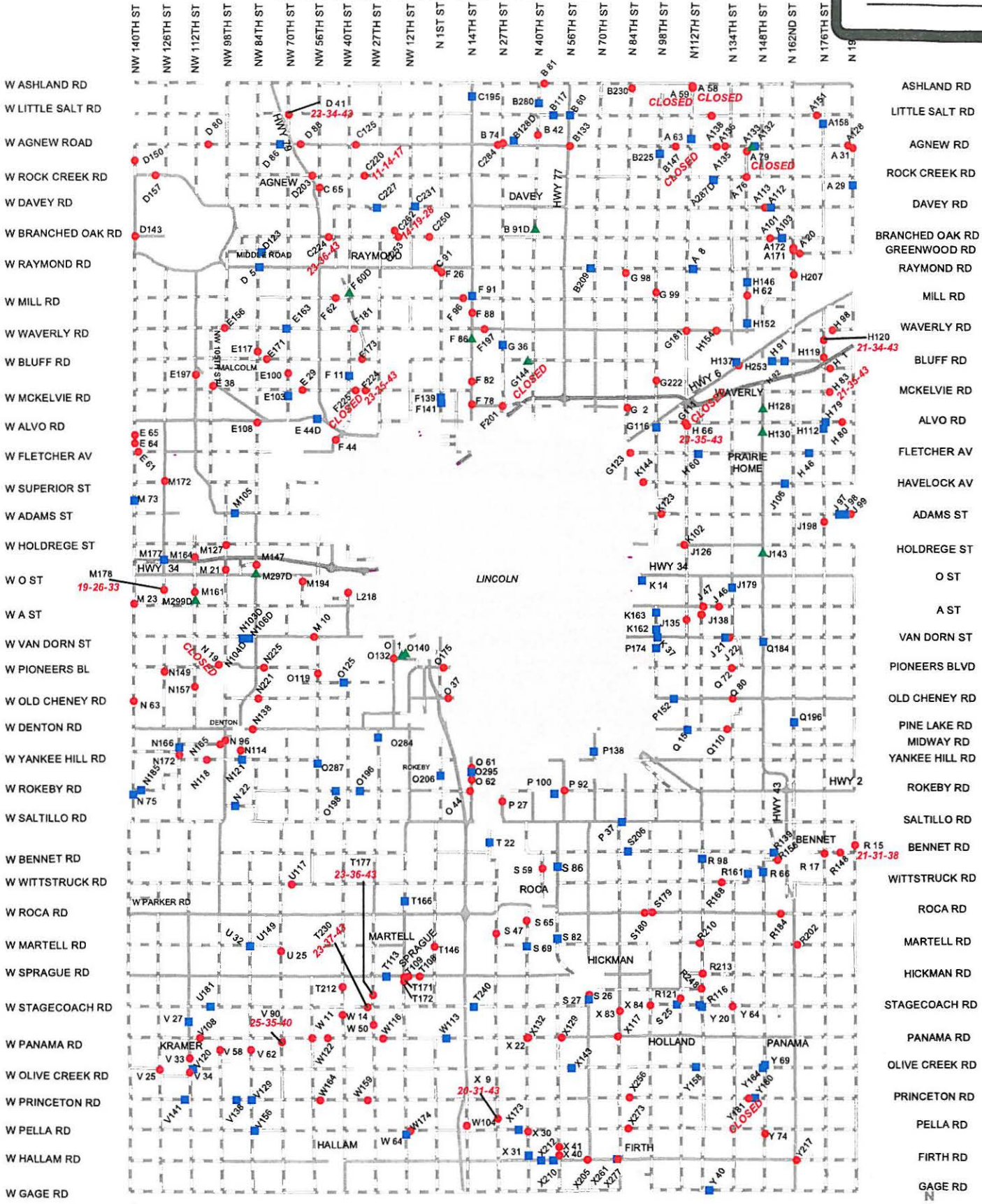
# THE PHONEY

#dontbeTHATdriver





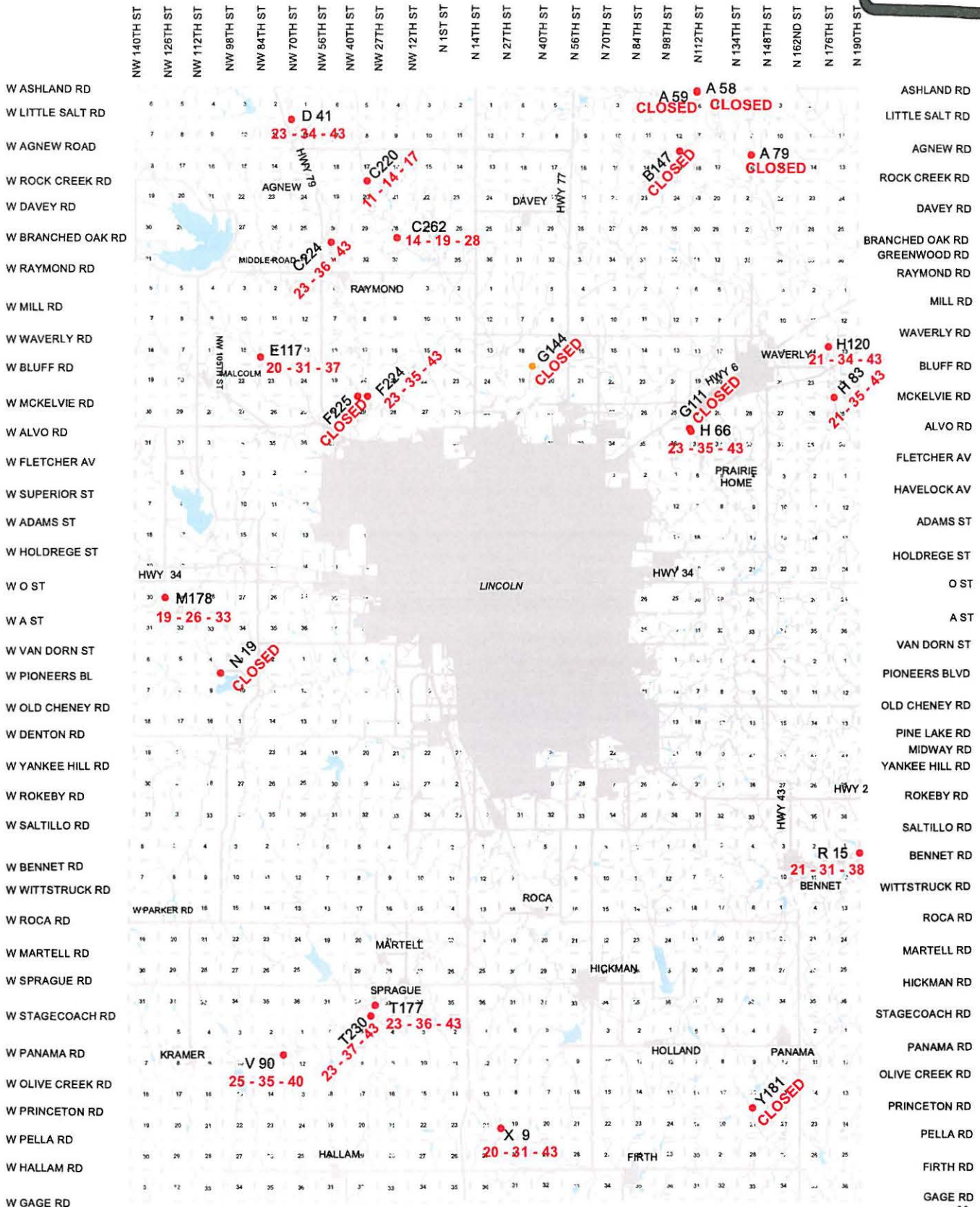
# LANCASTER COUNTY BRIDGES



- Legend**
- ▲ Bridges under 20' (12)
  - Bridges over 20' (186)
  - Culverts over 20' (110)



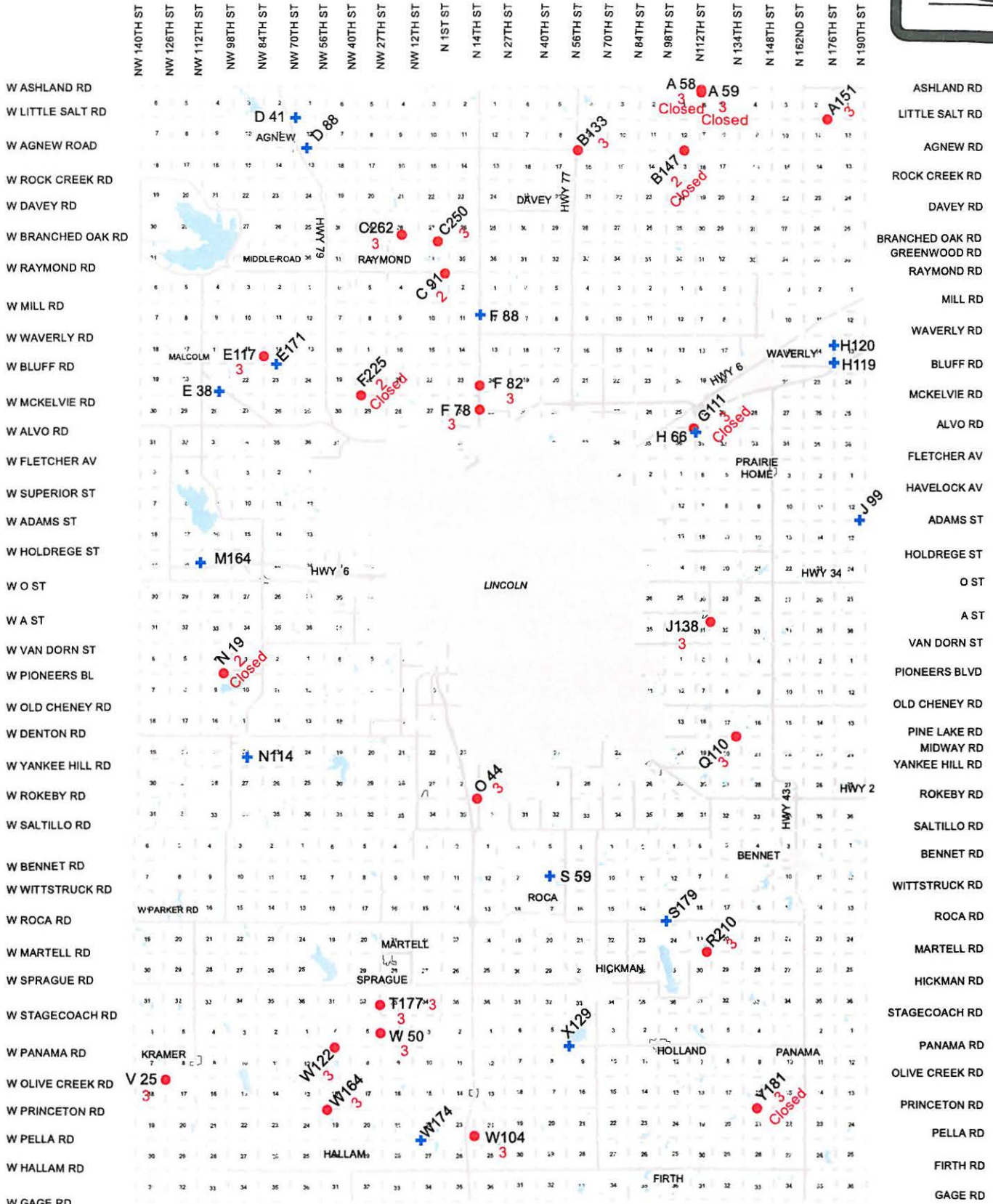
# LANCASTER COUNTY POSTED BRIDGES



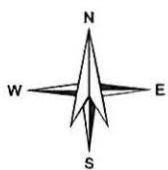
- Legend**
- Structure Number in Black
  - Structure posting in Red
  - Bridges under 20' (1)
  - Bridges over 20' (17)
  - Culverts masquerading as Bridges (0)



# LANCASTER COUNTY SCOUR CRITICAL BRIDGES



tabbles



### Scour Type

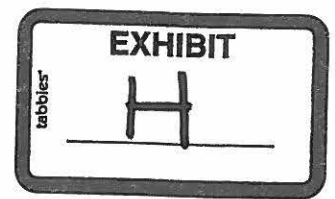
- Critical - 25 (U, 6, 3 or less)
- ✚ Susceptible - 15 ( as per county Inspectors)

## 40 SITES

3/16/2017



**JOE KELLY**  
LANCASTER COUNTY ATTORNEY  
www.lancaster.ne.gov/attorney



Kerry Eagan  
Chief Administrative Officer  
Lancaster County Board of Commissioners  
555 South 10<sup>th</sup> Street, Suite 110  
Lincoln, Nebraska 68508

March 31, 2017  
**RECEIVED**  
APR 04 2017  
LANCASTER COUNTY  
BOARD

Dear Mr. Eagan:

In your letter to Lancaster County Attorney Joe Kelly dated March 27, 2017, you explained that the Lancaster County Visitor Promotion Committee ("VPC") has been asked to consider recommending a grant from Lancaster County's Visitors Improvement Fund (Visitors Improvement Fund) to the Air Service Expansion Revenue Guarantee Fund (Guarantee Fund).

Under the circumstances you have described, the Guarantee Fund would be used to attract and retain a new air service provider at the Lincoln Airport. To accomplish this purpose, the Lincoln Chamber Foundation or the Lincoln Community Foundation would collect a total of \$1.5 million in the Guarantee Fund, including the grant from the Visitors Improvement Fund. The Guarantee Fund then would be used to ensure American Airlines a certain guaranteed profit on a proposed new direct airline route from Lincoln to Houston, Texas. This inquiry to the VPC has generated the following question:

1. **Whether Lancaster County may make a grant from the Visitors Improvement Fund to the Guarantee Fund?**

**ISSUE 1: Whether Lancaster County may make a grant from the Visitors Improvement Fund to the Guarantee Fund?**

Lancaster County likely does not have the authority to grant funds from the Lancaster County Visitors Improvement Fund to the Guarantee Fund. One of the purposes of the Nebraska Visitors Development Act ("the Act"), Neb. Rev. Stat. §§ 81-370 through 81-3726, is to "authorize the governing body of any county to appoint a visitors committee and impose a lodging tax on hotels for the purpose of establishing . . . a County Visitors Improvement Fund." Neb. Rev. Stat. § 81-3702(3) (Reissue 2014). "The County Visitors Improvement Fund shall be administered by the governing body of the county with the advice of the visitors committee created pursuant to section 81-3717." Neb. Rev. Stat. § 81-3720(1)(a) (Reissue 2014).

"The proceeds of the County Visitors Improvement Fund shall be used to improve the visitor attractions and facilities in the county. . . ." Neb. Rev. Stat. § 81-3717(1) (Reissue 2014). "The [County Visitors Improvement Fund] shall be used to make grants for expanding and improving facilities at any existing visitor attraction, acquiring or expanding exhibits for existing visitor attractions, constructing visitor attractions, or planning or developing such expansions, improvements, or construction." Neb. Rev. Stat. § 81-3720(1)(a) (Reissue 2014). "Grants shall be available for any visitor attraction in the county owned by the public or any nonprofit organization, the primary purpose of which is to operate the visitor attraction. . . ." Neb. Rev.

Stat. § 81-3720(1)(b) (Reissue 2014). “For purposes of this section and section 81-3717, visitor attraction means a defined location open to the public, which location is of educational, cultural, historical, artistic, or recreational significance or provides entertainment or in which are exhibits, displays, or performances of educational, cultural, historic, artistic, or entertainment value.” Neb. Rev. Stat. § 81-3720(2) (Reissue 2014).

A county in this state is a creature of statute and has no inherent authority. It can exercise only those powers expressly granted to it by statute or necessarily implied to carry out its expressed powers. A grant of power to a county is strictly construed, and reasonable doubts regarding the existence of its power are resolved against it.

Wetovick v. Cty. of Nance, 279 Neb. 773, 787, 782 N.W.2d 298, 311 (2010). See also, State ex rel. Johnson v. Gage Cty., 154 Neb. 822, 826, 49 N.W.2d 672, 675 (1951).

The Act permits counties to make grants for any visitor attraction in the county owned by the public or any nonprofit organization under certain circumstances. A visitor attraction is a defined location open to the public that meets one of the following conditions:

1. is of educational, cultural, historical, artistic, or recreational significance;
2. provides entertainment; or
3. contains exhibits, displays, or performances of educational, cultural, historic, artistic, or entertainment value.

Based on your letter, the Guarantee Fund’s purpose is to attract new air service to the Lincoln Airport. Because the Act requires that grants from the Visitor Improvement Fund be used for visitor attractions in the county, answering the question presented requires determining whether the Lincoln Airport qualifies as a visitor attraction and, if so, whether attracting and retaining an airline carrier at the Lincoln Airport qualifies as an expansion or improvement for purposes of the Act.

Although the Lincoln Airport is owned by the public, the Lincoln Airport likely does not qualify as a visitor attraction for purposes of the Act. The Lincoln Airport plainly does not provide entertainment for purposes of the second statutory condition. With respect to the other two conditions, it is not clear that the Lincoln Airport attracts visitors due to its educational, cultural, historical, artistic, or recreational significance, and it likewise is doubtful that the Lincoln Airport contains the requisite educational, cultural, historical, artistic, or entertainment exhibits, displays, or performances to qualify as a visitor attraction. Because the Lincoln Airport likely does not qualify as a visitor attraction, the grant to the Guarantee Fund to attract new airport service likely is not permissible under the Act.

Furthermore, even if the Lincoln Airport were considered an existing visitor attraction, using the Visitor Improvement Fund to attract and retain a new airline operator at the Lincoln Airport likely would not be permissible under the Act. At existing visitor attractions, grant funds may be used for expanding and improving facilities, or for acquiring or expanding exhibits.

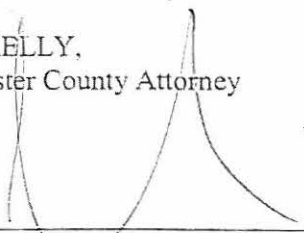
It is unlikely that attracting and retaining an airline carrier to use existing airport facilities could be considered expanding or improving the facilities themselves. There also is no

indication that the Guarantee Fund would be used to acquire or expand exhibits at the Lincoln Airport. Therefore, even assuming that the Lincoln Airport were a visitor attraction, using the Visitor Improvement Fund as proposed in your letter likely would not fall within the uses permitted by the Act.

For the foregoing reasons, it is the Opinion of our Office that Lancaster County likely does not have the authority to grant funds from the Lancaster County Visitors Improvement Fund to the Guarantee Fund.

Sincerely,

JOE KELLY,  
Lancaster County Attorney



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David Derbin  
Deputy Lancaster County Attorney  
575 S. 10<sup>th</sup> St.  
Lincoln, NE 68508



**JOE KELLY**  
LANCASTER COUNTY ATTORNEY

www.lancaster.ne.gov/attorney

Kerry Eagan  
Chief Administrative Officer  
Lancaster County Board of Commissioners  
555 South 10<sup>th</sup> Street, Suite 110  
Lincoln, Nebraska 68508

April 24, 2017

RECEIVED

APR 25 2017

LANCASTER COUNTY  
BOARD

Dear Mr. Eagan:

In a letter to Lancaster County Attorney Joe Kelly dated March 27, 2017, you explained that the Lancaster County Visitor Promotion Committee (“VPC”) has been asked to consider recommending a grant from Lancaster County’s Visitors Improvement Fund (Visitors Improvement Fund) to the Air Service Expansion Revenue Guarantee Fund (Guarantee Fund).

Under the circumstances you have described, the Guarantee Fund would be used to attract and retain a new air service provider at the Lincoln Airport. To accomplish this purpose, the Lincoln Chamber Foundation or the Lincoln Community Foundation would collect a total of \$1.5 million in the Guarantee Fund, including the grant from the Visitors Improvement Fund. The Guarantee Fund then would be used to ensure American Airlines a certain guaranteed profit on a proposed new direct airline route from Lincoln to Houston, Texas.

In response to that inquiry, we opined that Lancaster County likely does not have the authority to grant funds from the Lancaster County Visitors Improvement Fund to the Guarantee Fund.

In a letter to Joe Kelly dated April 4, 2017, you posed the following question:

1. **Whether Lancaster County may make a grant from the Visitors Improvement Fund to the Guarantee Fund if the Visitor Promotion Committee determines that the visitor attractions in Lancaster County are adequate and do not require improvement?**

**ISSUE 1: Whether Lancaster County may make a grant from the Visitors Improvement Fund to the Guarantee Fund if the Visitor Promotion Committee determines that the visitor attractions Lancaster County are adequate and do not require improvement?**

Even if a determination were made that visitor attractions are adequate and do not require improvement, Lancaster County likely does not have the authority to grant funds from the Lancaster County Visitors Improvement Fund to the Guarantee Fund. One of the purposes of the Nebraska Visitors Development Act (“the Act”), Neb. Rev. Stat. §§ 81-3701 through 81-3726, is to “authorize the governing body of any county to appoint a visitors committee and impose a lodging tax on hotels for the purpose of establishing . . . a County Visitors Improvement Fund.” Neb. Rev. Stat. § 81-3702(3) (Reissue 2014).

“The County Visitors Improvement Fund shall be administered by the governing body of the county with the advice of the visitors committee created pursuant to section 81-3717.” Neb. Rev. Stat. § 81-3720(1)(a) (Reissue 2014). Generally, the proceeds of the County Visitors Improvement Fund shall be used to improve the visitor attractions and facilities in the county. . . .” Neb. Rev. Stat. § 81-3717(1) (Reissue 2014). However, the Act also provides:

If the visitors committee determines that the visitor attractions in the county are adequate and do not require improvement, the governing body of the county, with the advice of the committee, may only use the County Visitors Improvement Fund to . . . , with the advice of the visitors committee, make grants to organizations to promote, encourage, and attract visitors to the county to use the county’s travel and tourism facilities. . . .

Id. “A county in this state is a creature of statute and has no inherent authority. It can exercise only those powers expressly granted to it by statute or necessarily implied to carry out its expressed powers.” Wetovick v. Cty. of Nance, 279 Neb. 773, 787, 782 N.W.2d 298, 311 (2010). See also, State ex rel. Johnson v. Gage Cty., 154 Neb. 822, 826, 49 N.W.2d 672, 675 (1951).

On the one hand, when visitor attractions are determined to be adequate, the Act provides that the Visitors Improvement Fund may be used to make a grant to an organization to promote, encourage, and attract *visitors* to the County to use the County’s travel and tourism facilities. On the other hand, your letter explains that a grant would be made to one or two organizations, who would administer the Guarantee Fund. The purpose of the Guarantee Fund is to attract *a new air service provider* to the Lincoln Airport.

Lincoln Airport plainly would qualify as a travel facility for purposes of the Act. Therefore, if visitor attractions were deemed adequate, it is clear that a grant could be made from the Visitor Improvement Fund to an organization to promote, encourage, and attract visitors to the County to utilize a new direct airline route that were established at Lincoln Airport.

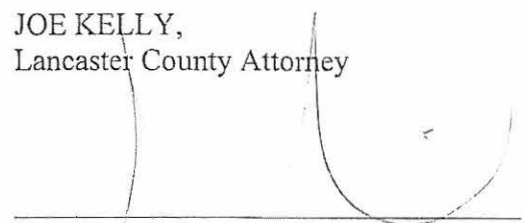
However, an organization’s using grant funds to attract and retain a new air service provider to the Lincoln Airport does not appear to be the equivalent of attracting visitors to the County to use that travel facility. Contrary to the language of the Act, instead of using grant funds to promote, encourage, and attract visitors to the County to use the Lincoln Airport, the organization(s) here would use the Guarantee Fund to secure profits for the airline in the eventuality that visitors were *not attracted* to utilize the Lincoln Airport’s new route. Ultimately, subsidizing an airline as described in your letter does not readily fit within the limited power granted to the County pursuant to Section 81-3717(1). “A grant of power to a county is strictly construed, and reasonable doubts regarding the existence of its power are resolved against it.” Wetovick v. Cty. of Nance, 279 Neb. 773, 787, 782 N.W.2d 298, 311 (2010). See also, State ex rel. Johnson v. Gage Cty., 154 Neb. 822, 826, 49 N.W.2d 672, 675 (1951). Therefore, the County likely may not make the subject grant to the Guarantee Fund.

For the foregoing reasons, it is the Opinion of our Office that, even if a determination were made that visitor attractions are adequate and do not require improvement, Lancaster County likely does not have the authority to grant funds from the Lancaster County Visitors Improvement Fund to the Guarantee Fund.



Sincerely,

JOE KELLY,  
Lancaster County Attorney



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David Derbin  
Deputy Lancaster County Attorney  
575 S. 10<sup>th</sup> St.  
Lincoln, NE 68508