

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING
ROOM 113 - BILL LUXFORD STUDIO
THURSDAY, APRIL 9, 2015
8:30 A.M.**

Commissioners Present: Roma Amundson, Chair
Larry Hudkins, Vice Chair
Deb Schorr
Bill Avery
Todd Wiltgen

Others Present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dennis Meyer, Budget and Fiscal Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy 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 April 8, 2015.

The Vice Chair noted the location of the Open Meetings Act and opened the meeting at 8:37 a.m.

AGENDA ITEM

1 APPROVAL OF THE APRIL 2, 2015 STAFF MEETING

MOTION: Schorr moved and Wiltgen seconded approval of the minutes of the April 2, 2015 Staff Meeting. Amundson was absent from voting. Schorr, Wiltgen, Avery and Hudkins voted aye. Motion carried 4-0.

2 ADDITIONS TO AGENDA

A. Additional Personnel Policy Board Vacancy

MOTION: Wiltgen moved and Schorr seconded approval of the addition to the agenda. Wiltgen, Avery, Schorr and Hudkins voted aye. Amundson was absent from voting. Motion carried 4-0.

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

Joe Kohout, Kissel/E&S Associates, noted there had been concerns regarding a potential conflict of interest involving Kissel/E&S Associates' representation of another client and he indicated the firm has withdrawn from that representation. He said Kissel/E&S Association will share correspondence with the Board regarding future engagements.

The Chair arrived at 8:39 a.m. and assumed direction of the meeting.

Kohout presented a legislative update and legislative bills of interest report, noting the following (Exhibits A and B):

- Commissioners Schorr and Wiltgen met with four members of the Lancaster County Senate Delegation last week to discuss the importance of Legislative Bill (LB) LB 610 (Change motor fuel excise taxes). He felt it would be helpful for Senator Bolz to also hear from Commissioners Amundson, Avery and Hudkins on this issue.
- An amendment that was necessary to proceed with the discussion to expand Medicaid (LB 472) in Nebraska failed on a 22-24 vote.
- The Appropriations Committee has put an additional \$60,000,000 into the Property Tax Credit Cash Fund which matches the recommendation of the Governor going into the Legislative Session.
- Conversations continue between the Nebraska Association of County Officials (NACO), the County Attorneys Association and Senator Mello on LB 605 (Change classification of penalties, punishments, probation and parole provisions, and provisions relating to criminal records and restitution and provide for a special legislative committee) regarding sentencing provisions and whether sufficient resources will be provided.

Joe Kelly, County Attorney, appeared and said Judiciary Committee Amendment 1010 is most likely to be the core bill. He noted incorporation of a "one third rule" into the package that substantially reduces sentences for violent crimes, which up to this point had not been part of the discussion.

- LB 132 (Change joint public agency bonding powers and procedures) has been declared a Government Committee priority bill.

Kerry Eagan, Chief Administrative Officer, said the County had a concern whether an election would be required for a refinancing. He said the Lincoln Independent

Business Association (LIBA) is concerned that the period could be extended or additional principal added and said a refinancing is intended to save money and the period would likely be changed. He said he has been in contract with the City of Lincoln noting the Board had wanted the City of take the lead on this issue. Eagan noted LIBA has also expressed concern regarding the County's ability under Nebraska Revised Statute § 23-120 (Provide buildings; tax; levy authorized) to lend a portion of its 5.2 cent levy to a joint public agency (JPA) and the JPA's ability to then issue bonds without a vote of the people. Kohout said the City of Lincoln "floated" an amendment that would have addressed both of those issues but said it is his understanding that Senator Ebke, introducer of the bill, was not open to the proposed language.

In response to a question from Amundson, Eagan said the Mayor makes the call on the City's position.

MOTION: Hudkins moved and Avery seconded to direct the lobbyist to enumerate the County Board's concerns regarding Legislative Bill (LB) 132 to Senator Ebke. Avery, Hudkins, Schorr, Wiltgen and Amundson voted aye. Motion carried 5-0.

Juvenile Court Judge Roger Heideman appeared and discussed LB 482 (Change provisions relating to juveniles). He said Nebraska Revised Statute § 43-275 states the Court can approve video conferencing but it has to be with the stipulation of parties and offered draft language that would afford parties an opportunity to object to use of video conferencing but would ultimately leave it to the Court's discretion (Exhibit C). Kohout expressed concern that it is a new concept that has not been vetted or had a legislative public hearing. He suggested it be "floated" to the relevant parties to see if they have concerns.

4 RURAL TRANSIT GRANT APPLICATION - Deb Peck, Community Activities & Services Administrator, Aging Partners

Deb Peck, Community Activities & Services Administrator, Aging Partners, requested authorization to apply to the Nebraska Department of Roads (NDOR) for a grant in the amount is \$105,471 for the Lancaster County Public Rural Transit Program, noting the County is being asked to contribute \$18,965. She said the majority of the funding is federal dollars, adding the State will match the County's contribution.

Peck also disseminated copies of the Spring, 2015 edition of LivingWell Magazine which contains an article titled *Rural Transit Keeps Older Adults Connected*, an article that was previously published in the magazine titled *Rural Transit Increases Service Capabilities*, and a brochure on Lancaster County Public Rural Transit (Exhibits D, E and F). Peck said the program serves approximately 65 individuals and provides about 2,000 rides per year.

NOTE: Action on the grant application will be scheduled on the April 14, 2015 County Board of Commissioners Meeting agenda.

- 5 GENERAL ASSISTANCE (GA) PILOT PROJECT AT HEALTH 360 -**
Judy Halstead, Lincoln-Lancaster County Health Department (LLCHD) Director; Kerry Kernen, Chief Operating Officer (COO) for Health 360/Regional Administrator for Behavioral Health for Southeast Nebraska, Lutheran Family Services (LFS); Brad Meyer, Chief Executive Officer (CEO), Peoples Health Center (PHC); Gary Chalupa, Veterans Service Officer/General Assistance (GA) Director

Judy Halstead, Lincoln-Lancaster County Health Department (LLCHD) Director, noted the County provides the funding for the General Assistance (GA) Clinic at LLCHD.

Kerry Kernen, Chief Operating Officer (COO) for Health 360/Regional Administrator for Behavioral Health for Southeast Nebraska, Lutheran Family Services (LFS), reported on a new Health 360 Clinic that is being piloted at the former Community Mental Health Center (CMHC) Building (2201 South 17th Street) by LFS in partnership with the Peoples Health Center (PHC). She said the clinic is an integrated healthcare system with primary care provided by PHC and behavioral health services provided by LFS. There is also an on-site pharmacy.

Brad Meyer, Chief Executive Officer (CEO), PHC, discussed a new Health 360 Clinic at 23rd and "O" Street. This clinic will also have an on-site pharmacy component and plans to offer obstetrician (OB) services. Meyer noted they are also collaborating with The Bridge Behavioral Health (alcoholism treatment program).

Wiltgen asked whether the clinics will be able to use Region V service units in providing behavioral health services. Kernen said they will.

Halstead discussed a proposed a pilot project between the County's GA Program and Health 360, beginning at the South 17th Street location and potentially transitioning to the 23rd and "O" Street location. The pilot would involve six to ten GA patients. She noted 60% of the County's GA patients have a co-occurring mental health need and said she believes this will be a better model with better outcomes. Halstead said there will be no additional cost to the County, noting an agreement with PHC for the pilot will come through the City. She said she wanted the Board to be aware of the plans in case the County has any objections to proceeding in this manner.

Gary Chalupa, Veterans Service Officer/General Assistance (GA) Director, indicated he supports the proposal.

Eagan noted one of the primary recommendations of the Community Mental Health Center Planning Committee was: *The County should participate in the establishment of a new system of care for the medically under served based on the integration of primary health care and behavioral health services, including the use of General Assistance funding for medical and behavioral health services to support.*

Halstead said if the pilot is successful, she will likely bring back additional recommendations for the Board to look to the future in terms of partnerships.

ADMINISTRATIVE OFFICER REPORT

A. Abbott Motocross Track Visitors Improvement Fund Grant Request

Eagan said the Abbott Sports Complex is seeking funds to assist with an emergency repair of their fire alarm panel but has not submitted a formal funding request.

There was consensus to have staff inform the Abbott Sports Complex it can submit an application for funding and suggest it provide an explanation of how it will improve tourism.

B. County Board Staff Meeting on Thursday, April 16, 2015

There was consensus to cancel the Staff Meeting, due to attendance at the Nebraska Association of County Officials (NACO) Southeast District Meeting at Mahoney State Park.

6 MY TOWN UPDATE - Sara Hartzell, Planner II, Lincoln/Lancaster County Planning Department

Sara Hartzell, Planner II, Lincoln/Lancaster County Planning Department, reported on "My Town, Lancaster County", a three-day rural design workshop that brought together many of the small communities in Lancaster County to share information and ideas, plan for future projects, and activities and analyze strengths, opportunities, aspirations and results. She noted there was a lot of discussion about trails and how they can connect communities. A county-wide events calendar that could list events going on in all the communities was also suggested. Hartzell said it was a successful event and stressed the need to keep the momentum going through follow-up activities. She said each town will receive a bound report and an invitation to a follow-up luncheon. Hartzell also suggested the towns hold quarterly meetings to share what they are doing and discuss ways to work together. Hudkins asked whether there are any funds from the Citizens' Institute on Rural Design (CIRD) grant to facilitate that. Hartzell said there is enough to do a demonstration project, noting the City of Waverly has identified space for an activity of this type.

7 CHILD SUPPORT ATTORNEY - Joe Kelly, Lancaster County Attorney

Joe Kelly, Lancaster County Attorney, requested an additional attorney position in the Child Support Division (Exhibit G). There are currently two full-time attorneys and 18 clerical staff in that division. He said an attorney has not been added to the Child Support Division for at least 25 years. Kelly cited the need for additional supervision in the Child Support Division and said the senior attorney will assume some of those duties while still maintaining an active caseload. A non-attorney supervisor position had existed in that section but was eliminated five years ago. Eileen LeGrande, Operations Manager; and Doug Cyr, Chief Deputy County Attorney, Civil Division, have been covering those duties but it has become too much for them to handle. Kelly estimated the cost at \$91,884, noting the federal IV-D Program will reimburse the County for two-thirds of costs. He projected a starting date in mid-September, 2015, if the position is approved.

Avery asked whether there has been an increase in the attorney workload since the last attorney was added. Kelly said there hasn't been a dramatic increase. He estimated there were 9,000 active support cases five years ago and said they now number 11,500.

Schorr questioned why the request is coming forward at this time and not in conjunction with the department's budget request. Kelly said he has concerns after talking to some of the staff that some of the work is not getting done. He assured the Board that no deadlines were missed and no one lost their right to be in court.

Schorr said she is generally supportive of the concept but believes the request for an additional position should be looked at in conjunction with other budget requests. Amundson, Hudkins and Wiltgen also indicated they are generally supportive of the request.

It was clarified that the Board will consider the request as part of the County Attorney's budget request.

ADMINISTRATIVE OFFICER REPORT

C. Personnel Policy Board Appointment (Replace Jerry Sellentin)

It was noted Jerry Sellentin has asked that he not be reappointed to the Personnel Policy Board. Randy Goyette has also indicated that he is not seeking reappointment (see Agenda Item 2). There was consensus to seek additional information from the Lincoln-Lancaster County Human Resources Department regarding which entity (County Board, Employees Group, or Elected Officials Group) appointed those individuals to the Personnel Policy Board.

It was noted one individual who has submitted an application for appointment to County Advisory Boards, Commissions or Task Forces indicated interest in serving on the Personnel Policy Board.

D. Nebraska Association of County Officials (NACO) County Board Workshop in Kearney, Nebraska (June 10-12, 2015)

Informational only.

E. The Hickman Voice Newspaper - Renewal (\$25.00)

MOTION: Hudkins moved and Wiltgen seconded approval of the renewal. Avery, Hudkins, Schorr, Wiltgen and Amundson voted aye. Motion carried 5-0.

Schorr exited the meeting at 10:10 a.m.

Schorr returned to the meeting and Wiltgen exited the meeting at 10:13 a.m.

Wiltgen returned to the meeting at 10:16 a.m.

8 PENDING LITIGATION - Kristy Bauer, Deputy County Attorney; Sheli Schindler, Youth Services Center (YSC) Director; Doug McDaniel, Lincoln-Lancaster County Human Resources Director

MOTION: Schorr moved and Wiltgen seconded to enter Executive Session at 10:15 a.m. for the purpose of protecting the public interest with regards to pending litigation.

The Chair restated the motion for the record.

ROLL CALL: Wiltgen, Avery, Hudkins, Schorr and Amundson voted aye. Motion carried 5-0.

Wiltgen exited the meeting.

MOTION: Avery moved and Schorr seconded to exit Executive Session at 10:30 a.m. Hudkins, Schorr, Avery and Amundson voted aye. Wiltgen was absent from voting. Motion carried 4-0.

9 ELECTION COMMISSIONER SALARY STUDY - Doug McDaniel, Lincoln-Lancaster County Human Resources Director; Nicole Gross and Amy Sadler, Compensation Technicians

NOTE: The Board is required to set the salaries for the Election Commissioner and Chief Deputy Election Commissioner at least sixty days prior to the expiration of their term. Their current term of office expires on September 6, 2015.

Doug McDaniel, Lincoln-Lancaster County Human Resources Director, noted the Board had asked the Human Resources Department to conduct a salary study for the Election Commissioner and Chief Deputy Election Commissioner. He said they did so using the counties normally surveyed and had three respond: Douglas County, Nebraska (includes Omaha), Minnehaha County, South Dakota (includes Sioux Falls), and Sedgwick County, Kansas (includes Wichita) (Exhibit H). Salary information was also received from Sarpy County, Nebraska (includes Papillion) and Johnson County, Kansas (includes Overland Park). The midpoint salary for the Election Commissioner, using all five counties that provided salary information, is \$85,339. Eliminating Sarpy County, Nebraska and Johnson County, Kansas from the calculation leaves a midpoint salary of \$83,482. The current salary for the incumbent is \$80,437.

Wiltgen returned to the meeting at 10:36 a.m.

McDaniel said he is comfortable using these counties with the exception of Johnson County, Kansas, noting the salary it reported escalated the figure significantly. The other counties reported salaries in the range of \$80,000 to \$88,000. Johnson County reported a salary of \$109,000.

Avery asked whether the Board is required by law to use an array. McDaniel said it is not but using a salary array "mimics" the process for other positions.

McDaniel also report the midpoint salary for the Chief Deputy Election Commissioner, using salary information from Douglas County, Nebraska, Sedgwick County, Kansas, Sarpy County, Nebraska, and Johnson County, Kansas, is \$68,531. The incumbent currently receives a salary of \$57,914. He noted the practice has been to set the salary at a percentage (72%) of Election Commissioner's salary. Hudkins noted the Chief Deputy Election Commissioner is not required to work as many hours as other deputy official positions.

Eagan disseminated copies of County Resolution No. R-11-0044 (In the Matter of Setting Salaries of the Election Commissioner and Chief Deputy Election Commissioner for the Term of Office Starting September 7, 2011) (Exhibit I). The resolution provides for cost-of-living adjustments during the term of office utilizing a percentage or the increase in the U.S. Department of Labor Statistics Consumer Price Index (CPI) for all Urban Consumers, Mid-West Region.

MOTION: Wiltgen moved and Schorr seconded to: 1) Approve a salary of \$83,482 for the Election Commissioner and a salary of \$60,107 for the Chief Deputy Election Commissioner, which is 72% of the new salary for the Election Commissioner; and 2) Adopt the same formula for cost-of-living adjustments as outlined in County Resolution No. R-11-0044. Schorr, Wiltgen, Avery, Hudkins and Amundson voted aye. Motion carried.

NOTE: The Board will take formal action to set the salaries for the Election Commissioner and Chief Deputy Election Commissioner at the April 14, 2015 County Board of Commissioners Meeting.

RETURNING TO ITEM 13C

Schorr suggested appointment of William (Bill) Harding, a local labor attorney who recently announced his retirement from the practice of law, to the Personnel Policy Board. Doug McDaniel, Lincoln-Lancaster County Human Resources Director, said his department has not begun the process of sourcing names to fill the vacancies.

MOTION: Wiltgen moved and Hudkins seconded to recess the meeting at 10:53 a.m. Avery, Hudkins, Schorr, Wiltgen and Amundson voted aye. Motion carried 5-0.

MOTION: Avery moved and Hudkins seconded to resume the meeting at 11:19 a.m. Hudkins, Schorr, Wiltgen, Avery and Amundson voted aye. Motion carried 5-0.

10 COUNTY SPECIAL PERMIT NO. 15006, COYOTE RIDGE COMMUNITY UNIT PLAN (CUP), AT NORTHWEST 70TH STREET AND WEST ROCK CREEK ROAD (COUNTY BOARD DISCUSSION)

Discussion took place regarding County Special Permit No. 15006, a request to develop the Coyote Ridge Addition Community Unit Plan (CUP), consisting of 9 single-family acreage lots, at Northwest 70th Street and West Rock Creek Road, about half a mile south of the unincorporated village of Agnew. **NOTE:** The County Board held a public hearing on the special permit request on April 7, 2015.

Hudkins requested clarification of the issue before the Board. Brittany Behrens, Deputy County Attorney, appeared and explained the request for a waiver to the block length is why final action on the special permit is coming before the Board, rather than the Planning Commission, but said the special permit application in its entirety is before the Board.

In response to a question from Schorr, Sara Hartzell, Planner II, Lincoln-Lancaster County Planning Department, appeared and said it isn't clear whether reducing the

proposed number of lots would address the neighboring property owners' water concerns. Hartzell noted the Health Department and the Lower Platte South Natural Resources District (NRD) don't have concerns about water availability.

Wiltgen asked if the developer were to modify his plans to comply with the block length standard, would it come before the Board or the Planning Commission. Behrens said the developer could withdraw his application and start over.

Wiltgen noted information was provided at the Board's public hearing that approval of other developments was contingent upon the developer providing proof of groundwater. Hartzell said evidence of sufficient quality and quantity of groundwater is always required. She said how the evidence is supplied depends on the quality of the data.

Wiltgen asked whether the Board could require the developer to drill wells before offering lots for sale. Hartzell said Commissioner Hudkins asked her to look at the Parkland Estates CUP, a 2007 development consisting of 22 single family acreage lots on the north side of Conestoga Lake. She noted there were some differences, i.e., the area was shown as future low density residential use on the Future Land Use Map, the special permit application was accompanied by a request for a change of zone from Agricultural (AG) to Agricultural Residential (AGR), more lots were requested, existing homes showed less groundwater in their groundwater reports, and owners of land in the general area had also applied and were unable to find groundwater. Hartzell said the applicant's attorney made a suggestion at the County Board's public hearing to amend the conditions of the special permit (see Conditions 3.16 and 3.17 in Exhibit J). She said these conditions are unenforceable because the County is not involved in these actions. Behrens said those conditions would have been part of the Homeowner's Association (HOA) covenants, conditions and restrictions (CC&R), which the County is not a party to. Hudkins noted two other components: 1) There is a significant amount of salt water in the area; and 2) Difference in density (33 lots were plotted on 80 acres for the Parkland Estates CUP compared to 9 lots on 140 acres for the Coyote Ridge CUP).

Amundson asked whether the Board could reduce the number of lots to 7. Behrens said the density bonus (an additional two lots) is discretionary and a policy decision. Eagan pointed out that part of the reason for the bonus is the developer is clustering the lots and preserving farmland.

Amundson then inquired about the road configuration. Hartzell said the Planning Department and Planning Commission do not have any concerns with the road configuration.

Avery noted the Health Department recommended that wells be drilled before building take place. Hartzell said that is a standard recommendation. Avery asked the history of that recommendation being followed. Hartzell said they don't maintain a record of

when wells are drilled. Amundson felt buyers would also need to know where their lagoon systems would be sited.

Amundson asked about erosion possibilities. Hartzell said the County Engineer requires that erosion control measures be in place during the construction of the roadways. She added the ground must be seeded before the Planning Department will sign off on a plat.

The Chair exited the meeting at 11:38 a.m. and the Vice Chair assumed direction of the meeting.

Pam Dingman, County Engineer, appeared and said row crops, particularly corn, contribute the same amount of runoff as a fairly dense residential subdivision.

Hudkins inquired about maintenance of West Rock Creek Road, noting there was testimony at the public hearing that it isn't graded to standards. Dingman said County Engineering maintains the road but said the road is not centered on the section line and doesn't have the correct amount of right-of-way. She said County Engineering is asking that 10' of road be dedicated to the County with the plat for future road expansion.

Avery said he is not satisfied the adjoining property owners are protected with respect to the water supply and expressed concern regarding the impact irrigation wells could have on the water supply. Behrens said there is nothing that requires that information to be provided to the Board. She said the law is clear these issues are speculative. Hartzell said the only assurance of water supply would be to get on some type of rural water system. Behrens clarified that the NRD merely permits irrigation wells and it is not a regulatory or enforcement function. Avery then asked if the Board could restrict irrigation for lawn purposes. Behrens said the County lacks statutory jurisdiction.

Hudkins pointed out the developer can divide the parcel into seven 20-acre lots by right. Wiltgen said he believes the CUP is the best option available, adding dividing it into 20-acre lots would create more problems for the area and would reduce the amount of agricultural production.

MOTION: Schorr moved to direct the County Attorney's Office to prepare a resolution to allow seven (7) single family acreage lots on the parcel.

Hartzell noted the developer could come back at a later date and seek to recalculate the density and ask for the bonus.

The motion died for the lack of a second.

Hudkins asked whether the railroad track and county roads were included in the density calculation. Hartzell said any undedicated right-of-way was included.

Hudkins noted the Board could direct the County Attorney's Office to prepare two resolutions for the Board's consideration at the April 14th County Board of Commissioners Meeting, one to approve and one to deny the special permit. Behrens said if it is the intent of the Board to deny the special permit, it would be preferable to have the resolution state that.

MOTION: Wiltgen moved and Schorr seconded to direct the County Attorney's Office to prepare a resolution to approve County Special Permit No. 15006, in accordance with the recommendation from the Lincoln/Lancaster County Planning Commission. Wiltgen, Avery, Schorr and Hudkins voted aye. Amundson was absent from voting. Motion carried 4-0.

11 ACTION ITEMS

There were no action items.

12 CONSENT ITEMS

There were no consent items.

13 ADMINISTRATIVE OFFICER REPORT

- A. Abbott Motocross Track Visitors Improvement Fund Grant Request
- B. County Board Staff Meeting on Thursday, April 16, 2015
- C. Personnel Policy Board Appointment (Replace Jerry Sellentin)
- D. Nebraska Association of County Officials (NACO) County Board Workshop in Kearney, Nebraska (June 10-12, 2015)
- E. The Hickman Voice Newspaper - Renewal (\$25.00)

Items A-E were moved forward on the agenda.

14 PENDING

There were no pending items.

15 DISCUSSION OF BOARD MEMBER5 MEETINGS

There were no meeting reports.

16 EMERGENCY ITEMS AND OTHER BUSINESS

There were no emergency items or other business.

17 ADJOURNMENT

MOTION: Schorr moved and Wiltgen seconded to adjourn the meeting at 12:02 p.m. Wiltgen, Avery, Schorr and Hudkins voted aye. Amundson was absent from voting. Motion carried 4-0.

Eagan said there has been an additional development on LB 132 (Change joint public agency bonding powers and procedures) that he would like to share with the Board (see Item 3).

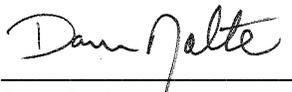
MOTION: Avery moved and Schorr seconded to reconvene the meeting at 12:03 p.m. Wiltgen, Avery, Schorr and Hudkins voted aye. Amundson was absent from voting. Motion carried 4-0.

Eagan said Joe Kohout, Legislative Consultant, has informed him that Senator Ebke, introducer of the bill, is unwilling to go with the Nebraska Revised Statute § 23-120 (Provide buildings; tax; levy authorized) accommodation (allows the County to lend a portion of its 5.2 cent levy to a joint public agency (JPA) and the JPA's ability to then issue bonds without a vote of the people) and the City of Lincoln has indicated it plans to withdraw that provision from its proposed amendment.

Wiltgen asked whether the refinancing issue is being addressed. Eagan said they are working with the Lincoln Independent Business Association (LIBA) on that issue.

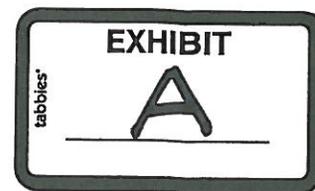
There was consensus to direct Eagan and Kohout to relay to Senator Ebke that Lancaster County will oppose the bill unless it includes the Nebraska Revised Statute § 23-120 accommodation.

MOTION: Schorr moved and Wiltgen seconded to adjourn the meeting at 12:06 p.m. Schorr, Wiltgen, Avery and Hudkins voted aye. Amundson was absent from voting. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk





KISSEL / E&S
ASSOCIATES

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MEMORANDUM

TO: Lancaster County Board of Commissioners

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

DATE: April 9, 2015

RE: Weekly Update on the 2015 Legislature

Please accept this as the ninth of your weekly reports for the 2015 Legislative Session. Today is day 60. The legislature is in to full-day debate. The work of committees continue – in particular the Appropriations Committee who continue the work of putting together the biennial budget. We expect that the Appropriations Committee will complete its work sometime later this week for a possible vote to advance the mainline budget sometime next week. On Tuesday and Wednesday of this week, the Legislature spent much of its time debating two measures of interest to counties – LB 414 which provides a property tax exemption to fraternal benefit societies (known as the “Woodmen” bill). Also, yesterday they began consideration of LB 472 – the Medicaid Reform Act. We will discuss this in more detail below.

Below, please find legislation of particular note to Lancaster County

2015 Lancaster County Legislative Priorities:

1. **Property Tax Relief:** The Board has identified several potential options under this priority.

RESTORE STATE AID TO COUNTIES:

LB 609 – Adopt the Nebraska Bridge Repair Act

Introduced by Senator Jim Smith of Papillion

Hearing Date: March 9, 2015

Transportation & Telecommunication

LB 609 creates a mechanism for priority of bridge repairs in Nebraska which includes a process whereby projects are prioritized by a commission including some county commissioners. Engineer Dingman has expressed a concern about the design-build as well as the level of bureaucracy that the bill will provide.

POSITION: OPPOSE. The hearing on this measure was March, 9, 2015 before the Transportations and Telecommunication Committee. Engineer Dingman testified in opposition to the bill. Senator Smith indicated that he plans to hold the bill for discussions in the interim.

**LB 610 – Change motor vehicle excise taxes.
Introduced by Senator Jim Smith of Papillion
Hearing Date: March 6, 2015
Revenue**

Increases the gas tax by \$.015 over the next four years to a total of \$.06.

POSITION: SUPPORT. The hearing on this measure occurred Friday, March 6, 2015. There was a significant amount of support for the measure. Engineer Dingman testified on behalf of Lancaster County in support. The bill was advanced by the Revenue Committee and prioritized by Sen. Curt Friesen of Henderson. The bill advanced to General File on April 1, 2015. On Tuesday of this week, the coalition of interests supporting LB 610 met to discuss strategy for the coming week. This also included several senators. During their time at the Capitol on Tuesday afternoon, Commissioners Schorr and Wiltgen visited with Senators Ebke, Bolz, Hansen, and Coash about the importance of this funding.

LB 626 – Create a fund and change motor vehicle fees and taxes and their distribution.

**Introduced by Senator Kathy Campbell, Lincoln
Hearing Date: March 9, 2015
Transportation & Telecommunication**

Is intended to increase the registration fee for vehicles and move an amount into a Bridge Bank which will be used to repair bridges throughout Nebraska.

POSITION: MONITOR. The hearing on this measure was on March 9, 2015 before the Transportation and Telecommunication Committee. Similar to LB609, Senator Campbell offered the bill to the committee to have the committee potentially use the bill for a roads package.

**LB 633 – Appropriate funds for state aid to municipalities and counties.
Introduced by Senator John Stinner, Gering**

Hearing Date: March 18, 2015
Appropriations

LB 633 appropriates \$20,000,000 to counties and \$20,000,000 to cities for infrastructure projects for one year.

POSITION: SUPPORT. The hearing on this measure occurred yesterday. A significant of support was registered before the committee including NACO, the City of Lincoln, the City of Omaha, and Pam Dingman on behalf of Lancaster County. All indications at this point are that the committee is waiting to see what transpires under LB 610 before placing an amount of money into the budget.

OPPOSE ELIMINATION OF THE INHERITANCE TAX:

No legislation was introduced this year that would eliminate the inheritance tax

ELIMINATE UNFUNDED MANDATES:

I would note for each of the bills under this section, we will continue to work with Senator Mello to identify the amount of money available to address these.

LB 105 - Change Provisions relating to payment of fees and costs associated with deaths of incarcerated persons and grand juries
Introduced by Senator Dan Watermeier, Syracuse
Hearing Date: February 12, 2015
Government

LB 105 would change provisions relating to the payment of fees and costs associated with the deaths of incarcerated persons and grand juries when it relates to the state. State of Nebraska would be responsible for payment of juror when the individual in question died by unlawful means while serving at a state facility. An autopsy done by the county coroner of that individual shall be charged back to the state.

POSITION: SUPPORT. The hearing on this bill was on Thursday February 12th, 2015. Mr. Eagan testified on behalf of Lancaster County. Those in support included NACO. No one appeared in opposition. The committee did advance the measure with an amendment attached. We have provided that amendment with this report.

LB 427 – Provide for payment of probation office cost by the state
Introduced by Senator Mike Groene, North Platte
Hearing Date: February 29, 2015
Government

This bill allows for the state to pay the cost of probation offices and those facilities performing in their official capacity. Actual and necessary expenses shall be paid. As Prior to July 1, 2015, counties providing space for probation services, may negotiate lease arrangements. Upon the close of business of June 30, 2015, the county shall no longer provide office and facilities to probation

POSITION: SUPPORT. The hearing on this bill was on Thursday, January 29, 2015. Those appearing in support included Joe Hewgley from the Lincoln County Board of Commissioners, Larry Dix with NACO, Mike Kelley representing the Douglas County Board of Commissioners and Kerry Eagan representing this board. There was no opposition to the bill. An amendment prepared by NACO in consultation with Douglas and Lancaster County to limit the legislation to only cover rent which will limit the fiscal impact to approximately \$4 million.

LB 341 – Provide requirements relating to health benefit plan coverage for insureds in jail custody.

Introduced by Senator Sara Howard, Omaha

Hearing Date: March 9, 2015

Banking

DOUGLAS COUNTY PRIORITY

LB 341 states that an insurer may not cancel coverage or deny reimbursement for services covered by the plan for an individual in jail. LB 341 allows for reimbursement of a political subdivision by the insurer for services covered of an individual in custody. Coverage can be denied if the injuries occurred as a result of violation of law.

POSITION: RECOMMEND SUPPORT. The hearing on this bill was on March 9, 2015. Douglas County Board Commissioner Mary Ann Borgeson, Mr. Mark Foxall, Director of Corrections for Douglas County and Elaine Menzel, NACO all testified in support. No opponent testimony and Eric Dunning for Blue Cross Blue Shield testified in a neutral capacity. The bill is still in committee.

RAISE COUNTY FEES:

LB 88 – Raise marriage license fees

Introduced by Senator Kathy Campbell, Lincoln

Hearing Date: January 21, 2015

Judiciary

As introduced and advanced by the Committee, the bill would raise marriage license fees to \$50 from \$15 and certified copies from \$6 to \$16. An amendment was adopted on General File that capped the fee at \$25,

POSITION: SUPPORT. This bill was advanced on a near-unanimous vote by the Judiciary Committee including three Lancaster County Senators – Senators Coash, Morfeld & Pansing Brooks. Dan Nolte did a great job testifying on behalf of Lancaster County. Senator Chambers began to filibuster the bill. An amendment had been agreed-to by Senators Campbell and Bill Kintner of Papillion that would change the language in the bill so that the county board can set the rate in a range between \$30 and \$50 and certified copies be \$16. However concerns were raised on this methodology due to consistency across the state. Senators Campbell and Chambers agreed to an amendment on LB88 that would raise fees to \$25. The amendment was adopted the bill advanced to Select File. The bill was debated last week on Select File. After conversations on the floor and after concerns were raised about continued debate and potential loss of votes, an agreement was reached to amend the bill to reflect a \$9.00 fee for certified copy. The bill advanced to final reading. The bill was presented to the Governor on March 6, 2015. The Governor signed the bill on March 12, 2015.

SUPPORT ADEQUATE APPROPRIATIONS FOR IMPLEMENTATION OF LB561:

We continue to monitor all efforts in this area.

2. Support Medicaid Expansion under the Affordable Care Act:

LB 472 – Adopt the Medicaid Redesign Act.
Introduced by Senator Kathy Campbell, Lincoln
Hearing Date: February 25, 2015
Health and Human Services

LB 472 sets out to redesign Nebraska's Medicaid program with a specific plan. LB 472 creates the Medicaid Redesign Task force to review the Medicaid program and provide recommendations. LB 472 allows DHHS to work with the federal government to create a coverage plan. An estimated 1.8 billion in funds would be returned to Nebraska's economy from now until 2020. The Governor and DHHS would design and implement a Nebraska plan. The bill would ask that enrollees to contribute 2% of their income, unless active in a wellness program.

POSITION: SUPPORT. The hearing on this bill was on February 25, 2015. Commissioner Schorr testified in support on behalf of Lancaster County. The bill advanced to General File with a committee amendment that rewrites a section regarding composition of the Task Force. The debate on this measure began yesterday.

3. Address Lancaster County Obligations under the 300,000 population threshold. As mentioned previously, this legislation was drafted at our request for potential introduction. Once the bill was drafted it became very clear that a significant number of

sections were opened up. There was a concern raised about the diversity of sections that were being opened up as well as the fact that it may implicate some of Douglas County's thresholds. In discussion with staff, it was determined to take some time to go through the draft and spend some analyzing the multitude of sections opened up. Senator Hansen has requested interim study language to prepare the same in the coming weeks. We have worked with Sen. Hansen's office to prepare language for an interim study. We attached a draft copy of the interim study with last week's report.

4. **Eliminate the Responsibility of Counties to Pay HHS Rent:** LB61 was heard before the Government, Military & Veterans Affairs Committee. Mr. Eagan testified on behalf of Lancaster County. Those joining in support included Commissioner Mary Ann Borgeson on behalf of Douglas County, Dick Clark with the Platte Institute, Colby Mach with LIBA, Larry Dix with NACO and Fred Uhe with Sarpy County. Those opposed included Acting CEO of HHS Dr. Joseph Acierno. This bill, like the other unfunded mandate bills, are currently held in Government Committee.
5. **Amend Mental Health Commitment Act / Funding for Community Based Sex Offender Treatment.** After discussion regarding the size of this request as drafted - \$7.5 Million – it was determined that Lancaster County should make a request of the Appropriations Committee at their hearing. The thought is that the complete picture of the LR424 task force recommendation – the prison review – are not complete and this could be a part of that broader conversation.

Deputy Administrator Gwen Thorpe testified on behalf of Lancaster County and asked the committee to appropriate \$250,000 to fund Counseling Affiliates. Too, Joe Nigro has visited directly with members of the Appropriations Committee to fund not only this \$250,000 but also \$100,000 for a pilot mental health court in Lancaster County. Last week, Gwen and Joe Kohout met with most of the members of the Appropriations Committee. The Committee is working towards the restoration of the \$5 million in behavioral health aid. Also, the following bill is of note on this issue as well:

LB 592 – Change provisions relating to corrections and parole and mentally ill offenders
Introduced by Senator Kate Bolz of Lincoln
Hearing Date: February 20, 2015
Judiciary

LB 592 is one of six legislative bills introduced this session to address issues raised by the Interim Study report 424. LB 592 adds “personality disorder” to the definition of a mentally ill. The bill creates a clear separation of independence between the Department of Corrections and Pardons board when determining the treatment of inmates. Department of Corrections shall be responsible for an inmate while in confinement and Pardons board shall address the re-entry back to the general public. LB 592 adds a clean-up measure to the Sex Registry by adding “personality disorder” to the definition of mentally ill. The hearing on this bill was February 20, 2015. While the bill was not advanced on its own, the

provisions of this bill have been included as part of the Committee Amendment to LB 598. That amendment has been forwarded to Mr. Eagan.

6. Monitor Adult Corrections Reform. We will continue to monitor introductions for legislation that affects adult corrections reform. One bill has been set for hearing today on this issue as well:

LB 119 – Change where certain sentences of imprisonment may be served
Introduced by Senator Paul Schumacher of Columbus
Hearing Date: 2/12/15
Judiciary

The Nebraska Criminal Code at Neb. Rev. Stat §28-105 sets out penalties for the various classes of felonies which range from Class IV, with the least severe penalty, to Class I, with the most severe. Class IV and Class IIIA felonies have maximum penalties of 5 years imprisonment with no minimum sentences or fines. Section (2)(a) of §28-105 requires sentences of imprisonment of one year or more for convictions of Class IV and Class IIIa felonies be served in a State prison facility and sentences of less than one year be served in the county jail.

All sentences of imprisonment for classified felonies and sentences of more than 1 year and any lesser sentence shall be served concurrently or consecutively with such sentences. Sentence of 1 year or less may be served in a county jail.

Quoting from the fiscal note, “In the past 12 months Lancaster County has sent 268 felony 3,3A and 4 offenders to the Nebraska Department of Correctional Services. We are assuming the upper sentence level of these inmates is not included in this impact statement. Knowing inmates are credited for time served in a pre-trial capacity, and accrue good time, we feel we would add 59 inmates per day to our average daily population. By using an average cost of \$94.00 per day the impact to our FY15, would be approximately \$2,000,000. With this potentially growing population, we would be concerned our bed capacity would be limited in the following years. The County would be hard pressed to find available bed space for pre-trial offenders.”

POSITION: OPPOSE. The hearing on this bill was on February 12th, 2015 before the Judiciary Committee. Mike Thurber testified in opposition on behalf of Lancaster Co. No one appeared in support.

7. Retirement Adjustment. LB126 signed by the governor on February 26, 2015.

Other Legislation:

1. LB 374 - Direct transfers from the State Recreation Road Fund
Introduced by Senator Ken Haar of Malcom
Hearing Date: March 12, 2015
Appropriations Committee

Engineer Dingman Discussed at January 29, 2015 Meeting

The bill would cap the amount in the State Recreation Road Fund at \$15 Million and move the amount greater than that to Game and Parks State Park Improvement and Maintenance Fund.

POSITION: Engineer Dingman testified in support of this legislation last Thursday. The bill is held in Committee.

2. **LB 398 – Exempt all tangible personal property from property tax**
Introduced by Senator Burke Harr of Omaha
Hearing Date: March 5, 2015
Revenue

This bill sets forth that beginning January 1, 2017, all tangible personal property shall be exempt from property tax. Property owned and used for agricultural and horticultural societies, educational, religious, etc. The fiscal impact that NACO submitted was \$217,700,000 statewide. The TEOSSA impact is \$67,000,000.

3. **LB 476 – Provide duties for county assessors and Property Tax Administrator relating to tax – exempt real property.**
Introduced by Senator Al Davis of Hyannis
Hearing Date: March 5, 2015
Revenue

On or before December 1 each year, the county assessor will compile a list of parcel of real property in the county exempt from the property tax, and determine the estimated market value. The Property Tax Administrator shall prepare a report based off of the list. The report is due to the Clerk of Legislature before December 31, of each year.

POSITION: NO POSITION. Scott Gaines has raised a concern about this legislation as there may be a sizable cost associated with performing this responsibility.

4. **LB 542 – Provide a sales tax exemption for purchases by county agricultural societies**
Introduced by Senator Burke Harr of Omaha
Hearing Date: March 6, 2015
Revenue

The purpose of Legislative Bill 542 is to provide a sale and use tax exemption outlined in state statute 77-2704.15 for a “county agricultural society”.

POSITION: SUPPORT. The hearing on this measure was on last Friday. Testifiers included Amy Dickerson, Steve Kruger, Alan Wood and Commissioner Amundson. The bill was advanced unanimously by the Revenue Committee last Wednesday. We are currently examining potential vehicles to amend LB542

including LB 419, Senator Mello's legislation to provide a sales and use tax exemption for zoos and aquariums. This bill advanced to Select File this week. Senator Harr has requested that Senator Mello examine his bill as a possible vehicle for LB 542.

5. LB 13 – Change Community-based Juvenile Services Aid Program provisions
Introduced by Senator Bob Krist of Omaha
Hearing Date: February 26, 2015
Judiciary

LB 13 states 10% of the annual GF appropriation to the community-based Juvenile Services Aid Program shall be set aside for the development of a common data system at the University of Nebraska at Omaha, Juvenile Justice Institute, to assess the effectiveness of community-based Juvenile Services Aid program.

In conversations with Senator Krist, he has indicated that he intends this to be a one-time ear mark not an ongoing one. We previously reported that the Appropriations Committee has included \$7.5 million in funding for 2015-16 and \$10 million in funding for 2016-17.

POSITION: NEUTRAL. The bill advanced with an amendment we provided with last week's report which embodied changes suggested by multiple groups including Lancaster County. The language from LB13, as amended, was amended into LB265 via an amendment offered by Senator Krist - AM1014.

6. LB 15 – Provide additional powers and duties for guardians ad litem
Introduced by Senator Bob Krist of Omaha
Hearing Date: February 26, 2015
Judiciary

LB 15 states that a guardian ad-litem (GAL) is to receive required training required by the Nebraska Supreme Court. GAL is allowed to review and receive records/court plans prepared by the DHHS pertaining to the juvenile. GAL shall meet with the juvenile, upon the juvenile's request. LB 15 was introduced as a response to the guardian ad-litem contracting situation in Douglas County. The committee advanced the measure with an amendment which included (a) a requirement that the Supreme Court adapt a court rule on GALs; (b) to clarify how these contracts work/their transparency; (c) provisions that are currently contained in LB 265.

POSITION: NEUTRAL. The bill was advanced to General File with the amendments provided in last week's report. Joe Nigro testified in support on behalf of the county. The bill advanced to Select File after adoption of the committee amendment. Joe Nigro, representatives of Legal Aid and Joe Kohout met with Senator Krist to develop an agreement that would eliminate any financial impact to Lancaster County. That amendment was adopted on March 30, 2015. On Tuesday, Senator Krist attached AM1067 to the bill. Joe Nigro submitted a fiscal note demonstrating AM 1067 had no fiscal impact to the county.

I would note that for items 7 – 10 under this section that the Appropriations Committee has included almost \$ 60 million into additional Property Tax Credit Cash Fund. While not finalized yet, this is a pretty sizable amount that has been placed into this fund.

7. **LB 309 – Appropriate additional funds to the Property Tax Credit Cash Fund**
Introduced by Senator Al Davis of Hyannis
Hearing Date: Febraury 27, 2015
Appropriations

In addition to other appropriations for FY2016-17 to the Property Tax Credit Cash Fund, the State Treasurer shall transfer \$25,000,000 from the General Fund to the Property Tax Credit Cash Fund

In addition to other appropriations for FY2015-16 to the Property Tax Credit Cash Fund, the State Treasurer shall transfer \$25,000,000 from the General Fund to the Property Tax Credit Cash Fund on or before December 15, 2015, on such date as directed by the budget administrator of the budget division of the Department of Administrative December 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services.

8. **LB 364 – Provide for transfers to the Property Tax Credit Cash Fund and appropriations**
Introduced by Senator Dan Watermeier of Syracuse
Hearing Date: February 27, 2015
Appropriations

FY2015-16 the State Treasurer shall transfer \$60,000,000 from the General Fund to the Property Tax Credit Cash Fund and (2) FY2016-17 the State Treasurer shall transfer \$60,000,000 from the General Fund to the Property Tax Credit Cash Fund. Appropriation of (1) \$60,000,000 for FY2015-16 and (2) \$60,000,000 for FY2016-17 from the Property Tax Credit Cash Fund to the Department of Revenue, Program 132, to carry out the purposes of the property tax credit program.

9. **LB 387 – Transfer funds from the Cash Reserve Fund to the Property Tax Credit Cash Fund**
Introduced by Senator David Schnoor of Fremont
Hearing Date: February 27, 2015
Appropriations

The State Treasurer shall transfer sixty million dollars from the Cash Reserve Fund to the Property Tax Credit Cash Fund on or before December 15, 2015, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services.

10. **LB 442 – Appropriate additional funds to the Property Tax Credit Cash Fund**
Introduced by Senator Kate Bolz of Lincoln

Hearing Date: February 27, 2015
Appropriations

In addition to other appropriations for FY2016-17 to the Property Tax Credit Cash Fund, the State Treasurer shall transfer \$20,000,000 from the General Fund to the Property Tax Credit Cash Fund on or before December 15, 2015.

In addition to other appropriations for FY2015-16 to the Property Tax Credit Cash Fund, the State Treasurer shall transfer \$20,000,000 from the General Fund to the Property Tax Credit Cash Fund on or before December 15, 2015, on such date as directed by the budget administrator of the budget division of the Department of Administrative December 15, 2016, on such date as directed by the budget administrator of the budget division of the Department of Administrative Services.

11. LB 265 – Change provisions relating to juveniles and child welfare
Introduced by Senator Kathy Campbell of Lincoln
Hearing Date: February 27, 2015
Judiciary

LB 265 states a guardian ad-litem(GAL) will make a reasonable effort to become familiar with the needs of a juvenile by consultation with juvenile in his or her respective placement within 2 weeks of appointment and every 3 (was 6) months thereafter. GAL shall provide a written report, not limited to number of visits and make recommendations. LB 265 states the Foster Care Review board may participate in proceedings of the juvenile. LB 265 defines Trial Home visits as from the placement from foster care to the home of the legal guardian. LB 265 establishes a pilot project to determine whether policy outcomes meet the well-being outcomes for a juvenile and child-welfare involved in out of home placement. LB265 was debated on Tuesday of last week and advanced to Select File.

12. LB 391 – Change sales tax collection fees for motor vehicles
Introduced by Senator Sue Crawford of Bellevue
Hearing Date: February 27, 2015
Revenue

LB 391 adds language in 77-2703(1)(I)(iii) to read:

The county treasurer shall deduct and withhold for the use of the county general fund, from all amounts required to be collected under this subsection, the collection fee permitted to be deducted by any retailer collecting the sales tax plus an additional one-half of one percent of all amounts in excess of three thousand dollars remitted each month.

POSITION: SUPPORT. This bill comes out of the unfunded mandate study of last interim. The hearing on this measure occurred on February 27, 2015. Joe provided the letter to the committee. Concerns were raised by Senator Smith at the hearing about the impact on roads funding.

13. LB 564 – Change duties and obligations relating to the mowing of weeds along county roads
Introduced by Senator Brett Lindstrom of Omaha
Hearing Date: March 3, 2015
Transportation and Telecommunications

The bill would limit mowing to one side of the road.

POSITION: OPPOSE. The hearing on this measure occurred on March 3, 2015. The bill has not advanced from committee.

14. LB 499 – Provide duties for the Department of Health and Human Services relating to behavioral and mental health services
Introduced by Senator Bob Krist of Omaha
Hearing Date: March 4, 2015
Health and Human Services

LB 499 states DHHS will reestablish the provision of behavioral and mental health services throughout Nebraska. Departments of Corrections, Probation Administration, and Juvenile Services will assist

POSITION: NO POSITION. This is a placeholder bill for legislation that may come from the LR434 recommendations. This measure was heard in committee on March 4, 2015.

I would note that these items 15 & 16 remain a high priority for Governor Ricketts, and the administration continues to work these measures. In fact, during consideration of LB 419 & LB 414, Senator Brasch raised the concept of amending the provision of either LB 293 or 350 into one of those bills. Senator Chambers raised significant concern on both of these.

15. LB 293 - Change valuation of agricultural land and horticultural land
Introduced by Senator David Schnoor of Scribner
Hearing Date: February 19, 2015
Revenue

Lowers agricultural and horticultural land valuations from 75% to 65% of actual.

16. LB 350 - Change valuation of agricultural land and horticultural land
Introduced by Senator Lydia Brasch of Bancroft
Hearing Date: February 19, 2015
Revenue

Lowers agricultural and horticultural land valuations from 75% to 65% of actual.

17. LB 384 - Provide for reclassification of agricultural land and horticultural land
Introduced by Senator Brett Lindstrom of Omaha

Hearing Date: February 19, 2015
Revenue

The bill would allow for a reclassification of up to 30 acres per quarter section of cropland as range or pasture for purposes of property taxes.

18. **LB 605 – Change classification of penalties, punishments, probation and parole provisions, and provisions relating to criminal records and restitution and provide for a special legislative committee**

Introduced by Senator Heath Mello of Omaha

Hearing Date: February 20, 2015

Judiciary

LB 605 is the first part of recommendations stemming from the CSG working group that was created at the end of last session. We were asked by Commissioner Hudkins to convey County Attorney Joe Kelly's concern to Senator Mello. That was done as requested. Questions were raised during the hearing regarding both the County Attorney's suggested amendments and additional county aid. Senator Mello in follow-up conversations, is committed to the county aid we discussed at the 2/19/15 meeting. The bill was officially advanced to General File last week. A copy of the amendment was forwarded to Mr. Eagan for his review. Senator Seiler, Chairman of the Judiciary Committee, indicated at the State Chamber Public Affairs Council earlier this week that this bill and other prison reform bills may be up for debate on or around April 13, 2015. We are aware that there are negotiations going on between NACO and the County Attorney's Association with Senator Mello. Those negotiations include efforts to provide additional resources to counties to clarify any additional sentencing concerns.

19. **LB 606 – Adopt the Office of Inspector General of the Nebraska Correctional System Act, change provisions relating to the Public Counsel, and mandate a declaration by the Governor of a correctional system overcrowding emergency as prescribed**

Introduced by Senator Heath Mello of Omaha

Hearing Date: February 20, 2015

Judiciary

LB 606 would establish a full-time program of investigation and performance review to provide increased accountability and oversight of the Nebraska correctional system. The office of Inspector General of the Nebraska Correctional System is created within the office of the Public Counsel for the purpose of conducting investigations, audits, inspections and other reviews of corrections. LB 606 states that the Governor shall declare a correctional system overcrowding emergency when the population is determined to be over 140% of capacity by certification of the director. We understand that the provisions of LB606 have been amended into LB598, which is a Legislative Performance Audit Committee priority bill.

20. **LB 273 – Authorize voters to decide partisan status of county offices**

Introduced by Sen. Kate Sullivan of Cedar Rapids

Hearing Date: February 25, 2015
Government, Military and Veterans Affairs

Bill is to authorize voters to vote regarding partisan or nonpartisan ballots for nominations and election of county officers in certain counties. Summary of new language:

- (1) All county officers elected shall be nominated and elected on a partisan ballot.
- (2) County boards with a population of twenty thousand or fewer inhabitants may adopt a resolution requiring the submission of the question to the voters. Registered voters of a county with a population of ten thousand or fewer may file petition with county clerk requesting the question be put to the voters. The question shall be put to the voters at the first statewide general election after the adoption of the resolution.
- (3) If the vote on the question is in favor of the nomination and election of all officers elected on a nonpartisan ballot, shall be nominated and elected at all subsequent elections.

LB 273 removes language in several sections including at 32-325, that states that the county surveyor shall be elected on the partisan ballot and 32-326 that states that the county engineer shall be elected on the partisan ballot.

21. **LB188 - Change provisions relating to innocent third parties injured during a vehicular pursuit.**
Introduced by Senator Dan Watermeier of Syracuse
Hearing Date: January 23, 2015
Judiciary

This is Senator Watermeier's bill that states that a passenger in a fleeing vehicle shall not be considered to be an innocent third party if the passenger (a) enters with knowledge the driver is under the influence (b) fails to take steps to persuade the driver of the fleeing vehicle to stop the vehicle (c) promotes or provokes the driver to flee (d) are themselves subject to arrest or (e) is engaged in illegal activity that would itself give rise to arrest.

POSITION: SUPPORT. LB188 was heard by the Judiciary Committee on January 23, 2015 and was opposed by several groups including the Nebraska Association of Trial Attorneys. The bill was advanced to General File with an amendment that was included in our report four weeks ago.

22. **LB142 - Create the Aquatic Invasive Species Program and provide funding.**
Introduced by Senator Ken Schilz of Ogallala
Hearing Date: January 21, 2015
Natural Resource

To create the Nebraska Aquatic Invasive Species Program to be used by Game and Parks to prevent and mitigate damage caused by aquatic invasive species such as the zebra

mussel, silver carp, and other such species. These species have proven destructive to the ecosystems and usability of surface waters in surrounding states, and steps must be taken to prevent their establishment in Nebraska. The Aquatic Invasive Species Program will be funded with a fee of between five and ten dollars, every three years that is paid with motorboat registration and/or renewal. Non-Nebraska boats shall be eligible for a yearly stamp at a cost of between ten and fifteen dollars. These funds are to be allocated for use in monitoring, testing, decontamination, and mitigation of aquatic invasive species in Nebraska surface waters.

POSITION: Monitor. This bill advanced from the Natural Resources Committee with an amendment – AM45 which creates the Aquatic Invasive Species fund at the Department. The bill was approved by the Governor on March 5, 2015.

23. LB66 - Require political subdivisions to make disclosures regarding bonds and provide for liability.

Introduced by Senator Paul Schumacher of Columbus

Heading Date: January 21, 2015

Judiciary

As we read this bill, it would require the following disclosure on bond documents:

- (a) The amount of any unfunded pension obligations of the school district, city, village, or county
- (b) The actual amount of the valuation of the real estate subject to taxation in the school district, city, village, or county,
- (c) the actual amount of the valuation of the real estate in the school district, city, village, or county that will not be available for payment of the bonds because of tax increment financing, and
- (d) A statement substantially as follows: It is uncertain if the bonds being issued would have priority over the pension obligations of (insert name of school district, city, village, or county) if it declares bankruptcy.

It also provides for pretty stringent liabilities in the case of non-disclosure including the governing board members in their personal capacities.

POSITION: OPPOSE. The hearing on this bill was held on January 21, 2015 and bond counsel for the city of Lincoln testified and stated that Lancaster County opposed the bill in his testimony. There was significant opposition and no support for the measure other than the introducer.

24. LB 132 – Change joint public agency bonding powers and procedures.

Introduced by Sen. Laura Ebke, Crete

Hearing Date: January 29, 2015

Government

LB 132 links Joint Public Agency bond issuance procedures to taxing powers. It requires Joint Public Agencies follow the bond issuance procedures a participating public agency would be required to follow to bond the particular revenue stream.

POSITION: OPPOSE. This bill was heard by the Government Committee on January 29, 2015. Mr. Eagan noted potential concerns with this bill that could affect the JPA. The supporters of the bill included LIBA and the Platte Institute. Those in opposition included bond counsel for the City of Lincoln and Lynn Rex representing the League. The bill was advanced to General File on March 6, 2015 with a committee amendment attached. We included a copy of the amendment with a previous report. The bill has been declared to be a Government Committee priority bill.

AM 582 to LB 132 addresses technical issues, but keeps the original content of the bill. AM 582 clarified electorate language relating to a vote on a bond issue. JPA shall have only those powers of taxation as one or more of participating public agencies as provided by agreement proposing creation of JPA. The JPA shall not levy a local option sales tax. A levy in property tax cannot exceed the limit agreed upon, if agreement limits the levy authority of overlapping participating public agencies to same amount. Levy authority of a JPA shall be allocated by city or county. If a participating agency is a municipality agreement, an agreement can allow for any occupation or wheel tax. Prior to the issuance of bonds and pledge of property tax levy authority to a JPA, the question shall be put forth to the registered voters of the participating public agency. If voters exist in an overlap area of public agencies, the voter shall on vote once.

We have been provided with an amendment by the City of Lincoln that would address the two concerns raised by the Board.

OTHER LEGISLATION OF NOTE RAISED BY DEPARTMENT HEADS:

LB482 - Change provisions relating to juveniles
Introduced by Senator Bob Krist of Omaha
Hearing Date: February 25, 2015
Judiciary

Restraints shall not be used on a juvenile during a juvenile court proceeding and removed prior to the juvenile's appearance before the juvenile court. Unless there is cause to show the need of restraints in the court proceeding. If there is a determination that restraints are needed, juvenile court shall provide the juvenile, the juvenile's attorney, or the juvenile's parent or guardian an opportunity to be heard before ordering the use of restraints.

POSITION: NO POSITION. Senator Krist has indicated that he introduced this legislation to conform to best practices. During debate on this measure on Tuesday he made reference to Lancaster County's Staff secure facility.

1. **LB 266 – Change provisions relating to jurisdiction for municipalities to enforce ordinances**
Introduced by Senator Sue Crawford of Bellevue
Hearing Date: February 3, 2015
Urban Affairs

Municipalities currently have the authority to regulate nuisances within their extraterritorial zoning jurisdiction. LB 266 amends various nuisance statutes to clarify this existing authority.

POSITION: NO POSITION: An amendment was worked out prior to the hearing to work out concerns raised by the League. An amendment was offered to the Committee during the hearing that would exempt out counties of greater than 100,000 – citing joint planning boards and commissions – and providing for a notice to County Boards of development in the ETJ of a city. The bill was signed by the Governor on March 5, 2015.

2. **LB 543 – Provide for certification of community paramedics and reimbursement under Medicaid**
Introduced by Senator Burke Harr of Omaha
Hearing Date: February 6, 2015
Health and Human Services
PRIORITY FOR DOUGLAS COUNTY

LB 543 establishes criteria and requirements for certification for community paramedics. To be eligible for certification, an individual must be a licensed paramedic and completed a paramedic education program from a board approved university or college.

POSITION: NO POSITION. This is a priority for Douglas County. There was significant opposition leveled at the hearing including most of the home-based healthcare organizations in the state.

3. **LB 106 - Adopt the Livestock Operation Siting and Expansion Act and change powers of counties relating to zoning**
Introduced by Senator Dan Watermeier of Syracuse
Hearing Date: February 12, 2015
Government, Military & Veterans Affairs Committee
NACO PRIORITY

This bill creates a mechanism for livestock operation siting and allows for certain officials to be on the board. This bill ran into serious opposition when debate began on this measure last Monday afternoon and Tuesday morning. Ultimately there was compromise on the bill and moved to Select File.

4. **LB 98 - State intent regarding appropriations for tobacco use prevention control**
Introduced by Senator Kate Bolz of Lincoln
Hearing Date: March 16, 2015

Appropriations Committee

Judy Halstead Discussed at January 29, 2015 Meeting – Support with caveat around Health Care Cash funding levels

The bill would appropriate \$7 Million in both years of the biennium for tobacco use cessation.

5. LB 118 - Provide for licensure of cigar shops
Introduced by Senator Tyson Larson of O'Neill
Hearing Date: January 26, 2015
General Affairs Committee
Judy Halstead Discussed at January 29, 2015 Meeting – Oppose

The bill re-creates an exemption for cigar bars. The bill has passed and was signed by the Governor.

6. LB 148 - Provide for medical assistance program coverage for certain youth formerly in foster care
Introduced by Senator Sue Crawford of Bellevue
Hearing Date: January 30, 2015
Health & Human Services Committee
Judy Halstead Discussed at January 29, 2015 Meeting – Support

This bill carries former foster youth on Medicaid until the age of 26.

7. LB 332 - Appropriate funds for the statewide prescription drug disposal project
Introduced by Senator John Kuehn of Heartwell
Hearing Date: March 16, 2015
Appropriations Committee
Judy Halstead Discussed at January 29, 2015 Meeting - Support

This bill appropriates \$600,000 in each year of the biennium to a drug disposal program.

8. Appropriation for Public Health Aid – HHS Budget
The Department of Health – along with others – is seeking a \$5.2 Million Appropriation. This would mean \$700,000 to Lincoln/Lancaster in both years of the biennium.

This concludes our report for this week. We would be happy to answer any questions you might have.

AMENDMENTS TO LB105

Introduced by Government, Military and Veterans Affairs.

- 1 1. Strike original section 1.
- 2 2. On page 2, line 21, after "23-1821" insert "or when a grand jury
- 3 is called pursuant to subsection (4) of section 29-1401"; in line 22
- 4 strike "an examination, a test", show as stricken, and insert
- 5 "examinations, tests"; in line 25 strike "The" and insert "All"; and in
- 6 line 26 strike "examination, test, or" and insert "examinations, tests,
- 7 and".
- 8 3. Renumber the remaining sections and correct the repealer
- 9 accordingly.

Kissel/ES Associates
 Bills of Interest Report
 Client: LC



LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB13	Krist		Change Community-based Juvenile Services Aid Program provisions	Judiciary	2/26/2015	General File w/AM466	LB 13 states 100% of the annual GF appropriation to the community-based Juvenile Services Aid Program shall be set aside for the development of a common data system at the University of Nebraska at Omaha	Monitor	Monitor
LB15	Krist	Krist	Provide additional powers and duties for guardians ad litem	Judiciary	2/26/2015	General File w/AM514; AM514 Adopted; Select File w/ER52; Krist AM1005 Filed; AM1005 Adopted; Krist AM1067 Filed; Final Reading w/ST17; Returned to Select File; AM1067 Adopted;	LB 15 states that a guardian ad-litem (GAL) is to receive required training required by the Nebraska Supreme Court	[DC Priority]	Monitor
LB16	Krist		Adopt the Purchasing from Persons with Disabilities Act	Government, Military & Veterans Affairs	1/22/2015		LB 16 provides quality jobs to people with disabilities by implementing the Purchasing from Persons with Disabilities Act.		
LB25	Krist		Change court jurisdiction relating to 17 year olds and young adults	Judiciary	2/25/2015	General File w/AM605			Monitor

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB30	McCoy		Prohibit disclosure of any applicant or permit holder information regarding firearms registration, possession, sale, or use as prescribed	Judiciary	3/19/2015	General File w/AM29			
LB37	Krist		Adopt the Prescription Drug Safety Act and change and transfer pharmacy, prescription, and drug provisions	Health and Human Services	1/21/2015	General File w/AM140; AM140 Adopted; Select File w/ER41; Krist AM470 Filed; AM470 Adopted; Final Reading w/ST13; Passed on Final Reading 43-0-6; Approved			
LB43	Coash		Provide for standby guardians and recovery of assets under the Nebraska Probate Code	Judiciary	1/21/2015	General File w/AM72; AM72 Adopted; Select File 2/5; Final Reading 2/17; Passed on Final Reading 48-0-1; Approved			

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB53	Scheer		Provide for issuance of one license plate for passenger cars as prescribed	Transportation & Telecommunications	2/3/2015	General File 3/2; Scheer AM762 Filed;	LB 53 states as of January 1, 2017, a request for one license plate can be made for any passenger car. With a request for a single license plate and license decal, there is a one hundred dollar fee payable to the county treasurer		
LB61	Bolz		Change funding for county offices relating to administration of public assistance programs	Government, Military & Veterans Affairs	1/29/2015		LB61 would seek to repeal a provision in statute that currently requires counties to pay for rental costs or provide space to the Department of Health and Human Services for services that were provided by counties prior to those responsibilities being transferred to the	[LC Priority] Support	Support
LB65	Schumacher		Change provisions relating to termination of township boards	Government, Military & Veterans Affairs	1/21/2015	General File; Select File w/ER5; Shumacher AM67 Filed; AM67 Adopted; Passed on Final Reading w/E-clause 49-0-0			Support

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB88	Campbell		Change fees relating to marriage licenses	Judiciary	1/21/2015	General File 1/27; Kintner AM110 Filed; Kintner AM131 Filed; Kintner AM155 Filed; AM155 Withdrawn; AM131 Withdrawn; Kintner AM185 Filed; AM185 Adopted; Select File 2/5; Bloomfield AM184 Filed; AM184 Withdrawn; Bloomfield FA13 Filed; FA13 Adopted; Passed on Final Reading 42-4-3; Approved		[LC Priority] Support	[NACO Priority]
LB94	Smith		Provide for issuance of printed motor vehicle certificate of title for nonresidents as prescribed	Transportation & Telecommunications	1/27/2015	General File 1/29; Select File 2/9; Final Reading 2/20; Passed on Final Reading 46-0-3; Approved			

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB98	Bolz		State intent regarding appropriations for tobacco use prevention control	Appropriations	3/16/2015		Include in the appropriation to Agency No. 25 and Program No 30, for FY 2015-16, \$7 million Cash Funds and for FY 2016-17, \$7 million Cash Funds use for tobacco use prevention control from the Nebraska Health Care Cash Fund	Support	[NACO Priority]
LB105	Watermeier		Change provisions relating to payment of fees and costs associated with deaths of incarcerated persons and grand juries	Government, Military & Veterans Affairs	2/12/2015	General File w/AM415	State of Nebraska would be responsible for payment of juror when the individual in question died by unlawful means while serving at a state facility. An autopsy done by the county coroner of that individual shall be charged back to the state	Support	[NACO Priority]

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB106	Watermeier	Watermeier	Adopt the Livestock Operation Siting and Expansion Act and change powers of counties relating to zoning	Government, Military & Veterans Affairs	2/12/2015	AM698; Watermeier AM643 Filed; General File w/AM521; Groene AM1018 Filed; Watermeier AM997 Filed; Davis AM1034 Filed; Watermeier AM1029 Filed; AM1018 Withdrawn; AM997 Withdrawn; AM1034 Withdrawn; AM1029 Withdrawn; Watermeier AM1099 Filed; AM1099 Adopted;	LB 106 creates the Livestock Operating Siting and Expansion Act and to be implemented by the creation of the Livestock Operation Siting Review Board		Neutral

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB111	Larson		Require identification to vote	Government, Military & Veterans Affairs	1/23/2015	Prevails	Larson AM107 Filed; Larson AM268 Filed; Larson AM219 Filed; Murante AM273 Filed; Murante AM270 Filed; Larson AM269 Filed; Schilz AM267 Filed; Murante AM271 Filed; Larson AM272 Filed; Chambers MO30 Filed; Chambers MO32 Bracket until 6/5 Filed; MO32		

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB113	Larson	Larson	Provide a co-payment for correctional inmates' health care services	Judiciary	2/18/2015	General File w/AM508	An inmate who request medical treatment will make a copayment of not less than \$10.00 when receiving non-emergency service. The visit shall be deducted from the inmate account as part of copayment. If the account has insufficient funds at the time of the non-emergency treatment, fifty percent of any future deposit shall be withheld until copayment amount owed is paid in full		

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB118	Larson		Provide for licensure of cigar shops		1/26/2015	General File w/AM97; AM97 Adopted; Larson AM221 Filed; AM221 Adopted; Select File w/ER14; Schumacher AM343 Filed; AM221 Withdrawn; AM343 Adopted; Final Reading w/ST3; Passed on Final Reading w/E-clause 45-3-1; Approved		Oppose	
LB119	Schumacher		Change where certain sentences of imprisonment may be served	Judiciary	2/12/2015		All sentences of imprisonment for classified felonies and sentences of more than 1 year and any lesser sentence shall be served concurrently or consecutively with such sentences. Sentence of 1 year or less may be served in a county jail		

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB120	Schumacher		Provide for seizure of license plates of certain uninsured motor vehicles or trailers as prescribed	Judiciary	1/28/2015		LB120 would authorize law enforcement to seize license plates from a vehicle if at the time the vehicle is pulled over and the driver is unable to produce proof of insurance. The citation issued would serve as a temporary plate for 10 days. If the vehicle was not insured at the time of the stop, in addition to other penalties and fees, the owner of the vehicle would pay \$50 to get the vehicle plates back. The result is that the vehicle remains conspicuous and more likely to be reticketed if it remains uninsured	[LC Priority] Support	

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB122	Schumacher		Change provisions relating to operation of utility-type vehicles	Transportation & Telecommunications	1/27/2015	General File 1/29; Select File 2/9; Bloomfield AM407 Filed; AM407 Adopted; Final Reading 2/23; Passed on Final Reading 46-0-3; Approved			
LB126	Nordquist		Change a combined contribution retirement benefit rate as prescribed	Nebraska Retirement Systems	1/20/2015	General File w/AM12; AM12 Adopted; Select File w/ER1; Final Reading; Passed on Final Reading 49-0; Approved			

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB131	Craighead		Change provisions relating to annexation and prohibit sanitary and improvement districts from spending certain assets	Urban Affairs	1/27/2015	General File w/AM405	This bill provides financial guidance to Sanitary and Improvement Districts (SIDs) once the intent of their annexation by an adjacent qualifying city is made. This bill changes the restrictions on SIDs to enter into or extend contracts once they have been notified that a city is proposing the annex of the SID. After such, notification, the SID will need to seek the approval of the City before entering into any contracts.		Support
LB132	Ebke	Government, Military and Veterans Affairs	Change joint public agency bonding powers and procedures	Government, Military & Veterans Affairs	1/29/2015	General File w/AM582	links Joint Public Agency bond issuance procedures to taxing powers. It requires Joint Public Agencies follow the bond issuance procedures a participating public agency would be required to follow to bond the particular revenue stream	Oppose	
LB135	Johnson		Change provisions relating to termination of township boards	Government, Military & Veterans Affairs	1/21/2015			Monitor	

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB139	Johnson	Banking Commerce & Insurance	Change and eliminate provisions relating to the Real Property Appraiser Act	Banking Commerce & Insurance	1/27/2015	General File w/AM119; AM119 Adopted; Schumacher AM893 Filed; AM893 Adopted; Select File w/ER51; Final Reading 3/31; Passed on Final Reading 45-0-4			
LB142	Schilz		Create the Aquatic Invasive Species Program and provide funding	Natural Resources	1/21/2015	General File w/AM45; AM45 Adopted; Select File w/ER20; Schilz AM255 Filed; AM255 Adopted; Final Reading w/ST8; Passed on Final Reading w/E-Clause 46-1-2; Approved	To create the Nebraska Aquatic Invasive Species Program to be used by Game and Parks to prevent and mitigate damage caused by aquatic invasive species such as the zebra mussel, silver carp, and other such species	Monitor	

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB146	Crawford		Provide for disposition of unclaimed cremated remains in a veteran cemetery	Health and Human Services	1/29/2015	General File w/AM142; AM142 Adopted; Select File w/ER42; Final Reading 3/10; Passed on Final Reading 44-0-5; Approved	LB 146 establishes a voluntary process for funeral homes to work with veteran service organizations to locate, identify and inter unclaimed cremated remains of veterans and their dependents for the purposes of burial in a veteran cemetery		Monitor
LB148	Crawford		Provide for medical assistance program coverage for certain youth formerly in foster care	Health and Human Services			Under Section 2004 of the Patient Protection and Affordable Care Act (PPACA), foster youth who age out of the foster care system in Nebraska without reunification with their families or adoption are eligible for Medicaid coverage until age 26. This mirrors the provision in the PPACA allowing young adults to stay on their parents' insurance plan until age 26	Monitor	Monitor

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB158	McCollister		Deny compensation under the Nebraska Workers' Compensation Act in situations of false representation	Business and Labor	3/2/2015		No compensation shall be allowed if, at the time of or in the course of entering into employment or at the time of receiving notice of the removal of conditions from a conditional offer of employment		Monitor
LB172	Chambers		Eliminate certain mandatory minimum penalties	Judiciary	2/11/2015			Support	Support
LB173	Chambers	Seiler	Change habitual criminal provisions	Judiciary	2/11/2015	General File w/AM472			Oppose
LB186	Bolz		Adopt the Property Tax Circuit Breaker Act	Revenue	1/29/2015		This bill allows for a resident or partial-year resident of Nebraska who owns or rents his primary residence to apply for a refundable income tax credit. The applicant must have resided at the property he or she is requesting for consideration for at least six months		

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB188	Watermeier		Change provisions relating to innocent third parties injured during a vehicular pursuit	Judiciary	1/23/2015	General File w/AM374	The bill states that a passenger in a fleeing vehicle shall not be considered to be an innocent third party if the passenger (a) enters with knowledge the driver is under the influence (b) fails to take steps to persuade the driver of the fleeing vehicle to stop the vehicle (c) promotes or provokes the driver to flee (d) are themselves subject to arrest or (e) is engaged in illegal activity that would itself give rise to arrest	Support	Oppose
LB202	Davis		Provide for partisan ballots for unaffiliated voters at primary elections	Government, Military & Veterans Affairs	2/26/2015				
LB209	Hilkemann		Adopt the Political Subdivisions Mandatory Mediation Act	Judiciary	1/23/2015	Indefinitely Postponed			
LB210	Ebke		Change provisions relating to housing agencies and taxation of mixed-use developments	Revenue	2/12/2015		<i>Relating to low income housing</i>		Monitor

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB212	Chambers		Prohibit use of restraints in juvenile courts as prescribed	Judiciary	2/25/2015		Restraints shall not be used on a juvenile during a juvenile court proceeding and removed prior to the juvenile's appearance before the juvenile court. Unless there is cause to show the need of restraints in the court proceeding		Oppose
LB213	Schumacher		Provide for withholding of insurance proceeds for demolition purposes	Banking Commerce & Insurance	2/17/2015	Indefinitely Postponed			
LB214	Schumacher		Provide for electronic signatures on initiative and referendum petitions	Government, Military & Veterans Affairs	2/18/2015				

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB224	Harr		Provide and change restrictions relating to electioneering	Government, Military & Veterans Affairs	2/4/2015		LB 224 would require the placement of flags on the day of any election to indicate the area within 200 feet of a polling place unless that area is across a public thoroughfare or private property. It would also require the designation of an approximately ten feet by five feet yard- sign zone within the 200 foot area which would allow for any person to display a campaign sign in the zone beginning at 7 a.m. and ending at 9 p.m. on the day of the election		
LB230	Mello		Change provisions relating to partition actions	Revenue	2/19/2015				[NACO Priority]
LB236	Coash		Change and eliminate provisions relating to collection of judgments and public retirement plans	Nebraska Retirement Systems	1/27/2015				
LB237	Coash		Appropriate funds for correctional facilities	Appropriations					

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB241	Stinner		Change provisions relating to conveyances of cemetery lots	General Affairs	1/26/2015	General File 1/29; Select File 2/9; Final Reading 2/19; Passed on Final Reading 47-0-2; Approved			
LB244	Pansing Brooks		Change provisions relating to motions for new trial based upon discovery of new evidence	Judiciary	1/30/2015				
LB245	Pansing Brooks		Change provisions relating to DNA testing of biological material	Judiciary	1/30/2015	General File w/AM197; AM197 Adopted; Select File w/ER46; Harr FA29 Filed; Harr AM827 Filed; FA29 withdrawn; Harr AM843 Filed; AM843 Adopted; Final Reading w/ST15; Krist FA37 Filed; Pansing Brooks AM1045 Filed; Returned to Select File; AM1070 Adopted;	This bill allows the court to order DNA testing, pursuant to a motion filed, that the biological material was not previously tested; material was tested, but current technology may provide more accurate findings		
LB250	Larson		Eliminate time restrictions on keno	General Affairs	1/26/2015				Monitor

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB253	Morfeld	Craighead	Change acknowledgment requirements relating to homesteads	Judiciary	2/6/2015	General File w/AM278			
LB256	Bloomfield		Change the sales tax rate and the distribution of sales tax revenue	Revenue	2/20/2015		LB 256 would raise the state sales and use tax from the current five and one-half percent to six percent as of October 1, 2015.		
LB259	Gloor	Revenue	Adopt the Personal Property Tax Relief Act	Revenue	1/29/2015	General File w/AM824	To exempt the first \$25,000 worth of personal property value for each personal property tax return filed with a county assessor		Monitor
LB260	Gloor		Authorize the Property Tax Administrator to correct certain errors	Revenue	1/23/2015	General File 1/29; Select File 2/9; Final Reading 2/19; Passed on Final Reading w/E-clause 46-0-3; Approved	To expand the time frame to three years from date of certified valuation for errors regarding valuation to be corrected by the Property Tax Administrator or to recertify said valuation within three years of distribution of the tax to a county		

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB265	Campbell	Judiciary	Change provisions relating to juveniles and child welfare	Judiciary	2/27/2015	General File w/AM878; AM878 Adopted; Krist AM1014 Filed; AM1014 Adopted; Select File w/ER61	LB 265 states a guardian ad-litem(GAL) will make a reasonable effort to become familiar with the needs of a juvenile by consultation with juvenile in his or her respective placement within 2 weeks of appointment and every 3 (was 6) months thereafter		Monitor
LB266	Crawford		Change provisions relating to jurisdiction for municipalities to enforce ordinances	Urban Affairs	2/3/2015	General File w/AM122; AM122 Adopted; Select File w/ER30; Final Reading 2/19; Passed on Final Reading 47-0-2; Approved	Municipalities currently have the authority to regulate nuisances within their extraterritorial zoning jurisdiction. LB 266 amends various nuisance statutes to clarify this existing authority		Monitor

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB277	Harr		Change tax deed lien priority	Revenue	2/12/2015		to clarify that SID special assessments also survive the tax deed method so that SID special assessments are treated the same no matter which method a tax certificate holder uses to exercise his or rights to the property purchased at a tax sale		
LB282	Baker		Change provisions relating to closed sessions for public bodies	Government, Military & Veterans Affairs	2/11/2015	Indefinitely Postponed			Oppose
LB288	Ebke		Prohibit public employers from making certain deductions from wages	Business and Labor	3/9/2015		Any collective-bargaining agreement involving a public employer entered into, renewed, or extended on or after the effective date of this act shall not contain provisions requiring or allowing the deduction of dues		Support

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB290	Coash		Eliminate certain notification requirements under the Sex Offender Registration Act and eliminate the offense of unlawful use of the Internet by a prohibited sex offender	Judiciary	2/12/2015	General File 2/20			
LB293	Schnoor		Change valuation of agricultural land and horticultural land	Revenue	2/19/2015		LB 293 would reduce the value of agricultural and horticultural land for taxation purposes. The rate would be reduced down to 65%, currently the range is between 69% to 75%.		
LB295	Scheer		Require municipalities to have county approval before enforcing ordinances in the extraterritorial zoning jurisdiction	Urban Affairs	2/3/2015	General File w/AM323	requires that cities of all classes and villages receive approval from county boards, with jurisdiction over an extraterritorial zoning jurisdiction, before they are able to enforce ordinances, bylaws, rule, regulations, and resolutions within said extraterritorial zoning jurisdiction unless otherwise provided by law		Support

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB308	Kolowski		Provide for preregistration to vote	Government, Military & Veterans Affairs	2/27/2015	Indefinitely Postponed			Monitor
LB309	Davis		Appropriate additional funds to the Property Tax Credit Cash Fund	Appropriations	2/27/2015		In addition to other appropriations for FY2016-17 to the Property Tax Credit Cash Fund, the State Treasurer shall transfer \$25,000,000 from the General Fund to the Property Tax Credit Cash Fund		
LB319	Smith		Change provisions relating to elections conducted by mail	Government, Military & Veterans Affairs	2/5/2015		LB 319 states all registered voters of the political subdivision or a district or ward of the political subdivision are eligible to vote on all candidates and issues submitted to voters		
LB325	Davis	Speaker Had	Change levy provisions for rural and suburban fire protection districts	Revenue	2/26/2015	General File 3/10	Makes changes to the provisions dealing with rural and suburban fire protection districts	[DC Priority]	
LB331	Nordquist		Adopt the Bioscience Impact Opportunity Act	Revenue	2/11/2015				
LB332	Kuehn		Appropriate funds for the statewide prescription drug disposal project	Appropriations	3/16/2015			Support	Support
LB333	Gloor		Adopt the Health Care Services Transformation Act	Health and Human Services	3/11/2015				

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB337	Harr		Rename and change the Low-Income Home Energy Conservation Act	Natural Resources	2/5/2015		Several changes are proposed to change the use of the Act to include energy demand reduction projects. Those eligible for funding would include any natural person, political subdivisions, corporations or other businesses that receive energy service from an eligible entity at a building that receives no greater than a one thousand kilowatt demand. Funding for the program is increased from \$250,000 to \$500,000		Oppose
LB340	Brasch		Provide signage requirements and duties for the Nebraska State Patrol under the Concealed Handgun Permit Act	Judiciary	3/20/2015		The Nebraska State Patrol will design a standardized sign for use by any person, entity, or employer in control of property prohibiting a permit holder from carrying a concealed handgun in or on the place or premises		

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB341	Howard		Provide requirements relating to health benefit plan coverage for insureds in jail custody	Banking Commerce & Insurance	3/9/2015		states that an insurer may not cancel coverage or deny reimbursement for services covered by the plan for an individual in jail. LB 341 allows for reimbursement of a political subdivision by the insurer for services covered of an individual in custody. Coverage can be denied if the injuries occurred as a result of violation of law		Oppose
LB344	Kolowski		Provide natural resources districts with the power to issue general obligation bonds	Natural Resources	3/6/2015		LB 344 gives Natural Resource Districts (NRDs) the power and authority to issue general obligation bonds for the purpose of financing all or part of the cost of non-revenue-producing water projects authorized by law		Oppse

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB345	Kolowski		Adopt the Property Tax Relief Act	Revenue	2/12/2015		The bill creates the Property Tax Relief Act to provide property tax relief for property taxes levied against homesteads. Homestead is to mean residence or mobile home and the land surrounding it		
LB347	Krist	Speaker Had	Expand the jurisdiction of the Inspector General to the juvenile justice system	Judiciary	2/26/2015	General File w/AM598; AM598 Adopted; Select File w/ER63			
LB350	Brasch	Brasch	Change valuation of agricultural land and horticultural land	Revenue	2/19/2015		This bill decreases valuations by 10% from 75% to 65%		

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB356	Harr	Revenue	Change provisions relating to the assessment of certain rent-restricted housing projects	Revenue	2/26/2015	General File w/AM803; Harr AM867 Filed; AM803 Adopted; AM867 Withdrawn; Harr AM930 Filed; AM930 Adopted; Select File w/ER54; Harr AM977 Filed; AM977 Adopted; Final Reading 3/31; Passed on Final reading 45-0-4;	provide safe, decent and affordable rent-restricted housing in Nebraska. LB 356 prescribes standards and methods for the determination of value of real property at uniform and proportionate values		Neutral
LB357	Smith	Smith	Change income tax rates and transfer funds from the Cash Reserve Fund	Revenue	2/18/2015				Oppose
LB359	Johnson		Change a fee collected from dog licensees	Agriculture	2/17/2015		LB 359 increases a state fee collected by local subdivisions assessed upon licensure of cats and dogs		
LB376	Hansen		Provide that public charitable corporations are subject to the Deferred Building Renewal Act	Executive Board	2/17/2015		The purpose of LB 376 is to allow for Public Charitable Corporations to request funding under the Deferred Building Renewal Act		Monitor

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB383	Hansen		Permit registered voters moving within Nebraska without re-registering to vote provisionally	Government, Military & Veterans Affairs	2/27/2015				Oppose
LB384	Lindstrom		Provide for reclassification of agricultural land and horticultural land	Revenue	2/19/2015		<i>Land owner with 160 acres of crop land may have 30 acres to 160 acres valued as pasture if planted to perennial cover</i>		
LB387	Schnoor		Transfer funds from the Cash Reserve Fund to the Property Tax Credit Cash Fund	Appropriations	2/27/2015		The State Treasurer shall transfer sixty million dollars from the Cash Reserve Fund to the Property Tax Credit Cash Fund on or before December 15, 2015		Oppose
LB391	Crawford		Change sales tax collection fees for motor vehicles	Revenue	2/27/2015		LB 391 adds an additional tax in 77-2703(1)(l)(iii) to read: <u>plus an additional one-half of one percent of all amounts in excess of three thousand dollars</u>		

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB398	Harr		Exempt all tangible personal property from property tax	Revenue	3/5/2015		This bill sets forth that beginning January 1, 2017, all tangible personal property shall be exempt from property tax. Property owned and used for agricultural and horticultural societies, educational, religious, etc		
LB406	Morfeld		Change provisions relating to actions for the recovery of vacant, platted, and subdivided real property as prescribed	Judiciary	2/19/2015		An action would not be taken against an individual for the recovery of vacant, platted, and subdivided real property, if that person has been in actual possession for twenty years		[NACO Priority]
LB414	Harr	Harr	Provide a property tax exemption for fraternal benefit societies	Revenue	3/5/2015	General File	Every society organized or licensed is a charitable and benevolent institution, with all funds and property being exempt from all and every state, county, district, municipal and school tax		

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LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB415	Pansing Brooks	Speaker Had	Change provisions relating to the Uniform Interstate Family Support Act	Judiciary	2/19/2015	General File w/AM200; AM200 Adopted; Select File w/ER65			Support
LB416	Pansing Brooks		Change provisions relating to transfers of property upon death	Judiciary	2/6/2015				
LB420	Crawford		Require acknowledgments from purchasers of real estate in a sanitary and improvement district	Urban Affairs	2/10/2015	General File 2/18	LB 420 would require a salesperson or real estate broker or owner to have acknowledgement from purchaser he or she understands property lies within an SID		Monitor
LB425	Riepe		Provide for earned time and discontinue the use of good time	Judiciary	2/18/2015				
LB427	Groene		Provide for payment of probation office costs by the state	Government, Military & Veterans Affairs	1/29/2015		This bill allows for the state to pay the cost of probation offices and those facilities performing in their official capacity. Actual and necessary expenses shall be paid		
LB428	Garrett		Provide an exemption from motor vehicle taxation for certain veterans	Revenue	2/27/2015	General File w/AM733		[LC Priority] Support	[NACO Priority]

Kissel/ES Associates
 Bills of Interest Report
 Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB432	Baker		Change provisions relating to access to and copying of public records	Government, Military & Veterans Affairs		Baker MO7 Withdraw Bill Filed; Bill Withdrawn	Makes changes including allowing the custodian of the records to provide the requested materials in an electronic format	Monitor	Oppose
LB442	Bolz		Appropriate additional funds to the Property Tax Credit Cash Fund	Appropriations	2/27/2015		Appropriation for FY 2015-16 for 20,000,000 to the property Tax Credit Cash Fund. Second appropriation of same amount for FY 2016-17.		
LB460	Nordquist		Provide for licensure of charter bus and limousine services and pedal-pub vehicles for the consumption of alcohol	General Affairs	2/2/2015	General File w/AM396	This bill would create a licensure process for "party buses" as well as pedal vehicles where you can consume alcohol		Monitor
LB472	Campbell	Health and H	Adopt the Medicaid Redesign Act	Health and Human Services	2/25/2015	General File w/AM676	This year's Medicaid expansion effort also includes a redesign of Medicaid.	Support	
LB476	Davis		Provide duties for county assessors and the Property Tax Administrator relating to tax-exempt real property	Revenue	3/5/2015		On or before December 1 each year, the county assessor will compile a list of parcel of real property in the county exempt from the property tax, and determine the estimated market value		Monitor

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB479	Bloomfield		Change provisions relating to memorials to veterans	Government, Military & Veterans Affairs	2/20/2015	General File w/AM485	Removes: all counties, townships, cities, and villages of Nebraska that may erect or aid in the erection of statues, monuments, or other memorials commemorating the services of the members of the Armed Forces of the Civil, Spanish – American, or World Wars or the Korean or Vietnam conflict to be located upon the public lands or within the public buildings within such county, township, city or village	Monitor	
LB482	Krist	Judiciary	Change provisions relating to juveniles	Judiciary	2/25/2015	General File w/AM691; AM691 Adopted; Select File w/ER64			
LB483	Pansing Brooks		Change provisions relating to indeterminate sentencing	Judiciary	2/11/2015				
LB491	Morfeld		Provide for an election day voter registration pilot project	Government, Military & Veterans Affairs	2/27/2015				

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB492	Morfeld		Change provisions relating to fees charged by the register of deeds	Government, Military & Veterans Affairs	2/12/2015				Support
LB499	Krist		Provide duties for the Department of Health and Human Services relating to behavioral and mental health services	Health and Human Services	3/4/2015		This bill is a shell bill that will be utilized by Senator Krist if needed to address the recommendations of either the LR434 Investigative Committee or the CSG Report. He suggested that LB500 is also part of this equation.	[DC Priority]	
LB500	Howard	Speaker Hadley	Require application for medicaid state plan amendment for multisystemic therapy and functional family therapy	Health and Human Services	3/4/2015	General File w/AM650; AM650 Adopted; Select File3/26; Schilz AM1041 Filed;	On or before July 1, 2015, the department shall submit an application to the Centers for Medicare and Medicaid Services of the United States Department of Health and Human Services		
LB502	Krist		State intent to establish a family court pilot project	Judiciary	2/26/2015		Legislature declares family courts programs to be working and that the Supreme Court shall establish a pilot project of family court in Douglas County		

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB514	Craighead		Change provisions relating to registering to vote and voting early at the same time	Government, Military & Veterans Affairs	2/5/2015	General File 2/23	Legislative Bill 514 amends Nebraska Revised Statute 32-942 by adding an option for voters who wish to register to vote and vote early on the same day		
LB518	Riepe		Provide for changes to the medical assistance program	Health and Human Services	3/18/2015		LB 518 establishes the Nebraska Health Savings Account Plan to provide state funds for eligible recipients		
LB539	Watermeier	Speaker Hadley	Change provisions relating to the office of Legislative Audit and the Auditor of Public Accounts	Government, Military & Veterans Affairs	2/6/2015	General File w/AM487; Crawford AM653 Filed;	LB 539 states that the Auditor of Public accounts shall have access to any and all information and records, confidential or otherwise, including privileged communications, unless otherwise denied such access by federal law or explicitly named and denied access by state law		

Kissel/ES Associates
 Bills of Interest Report
 Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB543	Harr		Provide for certification of community paramedics and reimbursement under medicaid	Health and Human Services	2/6/2015		LB 543 establishes criteria and requirements for certification for community paramedics. To be eligible for certification, an individual must be a licensed paramedic and completed a paramedic education program from a board approved university or college		
LB544	Harr		Adopt the Community Gardens Act	Agriculture	2/24/2015	General File w/AM697			
LB549	Campbell		Adopt the Health Care Transformation Act	Health and Human Services	2/20/2015		LB549 creates the Health Care Transformation Act to encourage collaboration among all health care system stakeholders in the state to create a 15 year vision to include the Building Blocks of Health Care		Oppose

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB556	Kolowski		Waive workers' compensation as the exclusive remedy if an employer is willfully negligent	Business and Labor			, at the option of the employee, make the exclusive remedy protection for the employer inapplicable in cases where the Nebraska Workers' Compensation Court has made a determination that the injury is due to the willful negligence of the employer		
LB560	Williams		Appropriate funds to the University of Nebraska and create a fund	Appropriations	3/3/2015		Appropriation of \$25,000,000 from the General Fund for FY2015-16 to the Board of Regents of the University of Nebraska for building projects at the Nebraska Innovation Campus		Support
LB561	Stinner	Stinner	Name the Irrigation District Act and change election provisions for irrigation districts	Government, Military & Veterans Affairs	2/12/2015	General File 2/23			
LB564	Lindstrom		Change duties and obligations relating to the mowing of weeds along county roads	Transportation & Telecommunications	3/3/2015		LB 564 states that roadside mowing be done on a scheduled rotational basis with no more than one-third of the county property mowed within a one year		Support

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB567	Johnson		Permit transfer of prescription information between pharmacies as prescribed	Health and Human Services	2/11/2015		LB 567 seeks to establish legislative intent of the law and to clarify the section		Support
LB570	Brasch		Change operation restrictions on golf car vehicles	Transportation & Telecommunications	2/10/2015	General File w/AM398	LB 570 states that between sunrise and sunset, a city, county, or village may implement standards for golf car vehicles for use. This includes that if an operator is found guilty of a violation and having no limited liability insurance would be guilty of a Class IV misdemeanor		Support
LB574	Davis		Adopt the Intangible Personal Property Tax Act	Revenue	3/12/2015	Indefinitely Postponed	<i>Intangible Property Tax Act</i>		
LB575	Murante	Government, Military and Veterans Affairs	Change provisions relating to ballots for early voting, write-in candidates, and filling vacancies	Government, Military & Veterans Affairs	2/5/2015				Oppose
LB577	Murante	Speaker Hadley	Permit counties to regulate peddlers, hawkers, and solicitors	Government, Military & Veterans Affairs	2/18/2015	General File w/AM189			Monitor

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB578	Murante		Change provisions relating to elections	Government, Military & Veterans Affairs	2/5/2015		LB 578 states that any judge or clerk of election, precinct or district inspector or temp election worker may choose not to be paid for the hours he or she works		
LB579	Murante		Change traffic accident reporting requirements as prescribed and authorize a fee for a copy of a peace officer report	Transportation & Telecommunications	2/17/2015				Monitor
LB587	McCollister		Change the motor vehicle tax schedules	Revenue	3/18/2015		Changes the motor vehicle tax schedule for motor vehicles other than passenger cars; automobiles and motorcycles. Operative date of January 1, 2016		
LB588	Pansing Brooks		Provide for electronic application for ballots to vote early by mail	Government, Military & Veterans Affairs	2/27/2015				Oppose

Kissel/ES Associates
 Bills of Interest Report
 Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB590	Friesen		Change provisions relating to a taxable value certified under the Tax Equity and Educational Opportunities Support Act	Education	2/2/2015		LB 590 states when the county assessor provides the total taxable value by a school district in the county for the current assessment year, the county assessor is to include the assessed valuation of any taxable real property having it's property taxes divided, rather than property's redevelopment project valuation		
LB592	Bolz		Change provisions relating to corrections and parole and mentally ill offenders	Judiciary	2/20/2015		LB 592 in one of six legislative bills introduced this session to address issues raised by the Interim Study report 424. LB 592 adds "personality disorder" to the definition of a mentally ill		

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB593	Nordquist		Appropriate funds to the University of Nebraska to study current health data systems	Appropriations	3/3/2015		LB 593 Appropriates \$250,000 from the General Fund FY 2015-2016, to the Board of Regents of the University of Nebraska to fund the University of Nebraska Medical Center for a current study of Nebraska health data systems		[NACO Priority]
LB602	Nebraska Retirement Systems Committee		Change collection provisions relating to judges retirement fees	Judiciary	2/4/2015	General File w/AM308	LB 602 adds that Nebraska Retirement Fund for Judges fee goes from \$6 to \$8 and shall be taxed as costs in pretrial diversion in a criminal cause of action or traffic misdemeanor or infraction in such courts beginning October 1, 2015		Monitor
LB603	Bloomfield		Provide for processing and certification of federal firearms forms as prescribed	Judiciary	3/19/2015				Support
LB604	Bloomfield		Change provisions relating to reimbursement to political subdivisions under the Governor's Emergency Program	Government, Military & Veterans Affairs		Bloomfield MO26 Withdraw Bill Filed; Bill Withdrawn			Support

Kissel/ES Associates
 Bills of Interest Report
 Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB605	Mello	Speaker Hadley	Change classification of penalties, punishments, probation and parole provisions, and provisions relating to criminal records and restitution and provide for a special legislative committee	Judiciary	2/20/2015	General File w/AM1010	LB 605 is the first part of recommendations stemming from the CSG working group that was created at the end of last session		
LB606	Mello		Adopt the Office of Inspector General of the Nebraska Correctional System Act, change provisions relating to the Public Counsel, and mandate a declaration by the Governor of a correctional system overcrowding emergency as prescribed	Judiciary	2/20/2015				
LB609	Smith		Adopt the Nebraska Bridge Repair Act	Transportation & Telecommunications	3/9/2015		The bill creates a mechanism for priority of bridge repairs in Nebraska and to have broad representation in the prioritization. This is a high priority bill for many of the road users, contractors and others		Support

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB610	Smith	Friesen	Change motor fuel excise taxes	Revenue	3/6/2015	General File 3/11	This bill would increase the motor vehicle fuel excise tax by \$1.50 over the course of four years. The funding would go in part to cities, counties and the state. The state portion would go towards LB609 which creates a bridge bank and allows for the prioritization of bridge repair and replacement		
LB615	Kintner		Provide a property tax exemption for homesteads of certain persons	Revenue	2/12/2015		LB615 would require the frozen assessed value to be adjusted after any substantial improvements by the owner to the homestead		
LB623	Nordquist	McCollister	Provide for issuance of motor vehicle operators' licenses and state ID cards to persons with lawful status	Transportation & Telecommunications	3/3/2015				Support
LB626	Campbell		Create a fund and change motor vehicle fees and taxes and their distribution	Transportation & Telecommunications	3/9/2015		Is intended to increase the registration fee for vehicles and move an amount into a Bridge Bank		

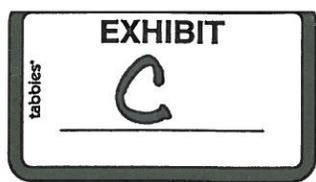
Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB630	Krist		Provide duties for the Nebraska State Patrol regarding criminal history record information checks	Judiciary	2/5/2015		LB states upon request for a criminal history record, the Nebraska State Patrol undertakes a search for criminal history record information of applicant to include fingerprint's of the applicant to the FBI for a national criminal history check		Monitor
LB631	Scheer		Change medicaid provisions relating to acceptance of and assent to federal law	Health and Human Services	3/18/2015		LB 631 states that the state shall accept the provisions of the Federal Patient Protection and Affordable Care Act, public law 111-148		Monitor
LB633	Stinner		Appropriate funds for state aid to municipalities and counties	Appropriations	3/18/2015	Stinner AM880 Filed;	Appropriates \$20,000,000 to counties and \$20,000,000 to cities for infrastructure projects		Support
LB639	Garrett		Provide authority for the Department of Roads to issue permits to control roadside vegetation as prescribed	Transportation & Telecommunications	3/3/2015		Department may require permits for the control of vegetation in the vicinity of advertising signs, displays or devices placed		

Kissel/ES Associates
Bills of Interest Report
Client: LC

LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB646	Kintner		Eliminate provisions for secret ballots for leadership under the Open Meetings Act	Government, Military & Veterans Affairs	2/25/2015				
LB649	Kintner	McCoy	Require all votes taken by public officials to be a public record as prescribed	Government, Military & Veterans Affairs	2/25/2015	General File w/AM821	LB 649 states that all votes taken by public officials in the course of their public duties shall be considered public record.		
LB651	Bloomfield		Change liability for certain court costs as prescribed	Judiciary	2/5/2015	Indefinitely Postponed			
LB656	Speaker Hadley		Provide for deficit appropriations	Appropriations	2/23/2015				
LB657	Speaker Hadley		Appropriate funds for state government expenses	Appropriations	2/23/2015				
LB658	Speaker Hadley		Appropriate funds for salaries of members of the Legislature	Appropriations	2/23/2015				
LB659	Speaker Hadley		Appropriate funds for salaries of constitutional officers	Appropriations	2/23/2015				
LB660	Speaker Hadley		Appropriate funds for capital construction and property acquisition	Appropriations	2/23/2015				
LB661	Speaker Hadley		Provide fund transfers, create a fund, and authorize certain transfers	Appropriations	2/23/2015				
LB662	Speaker Hadley		Provide for transfers from the Cash Reserve Fund	Appropriations	2/23/2015				

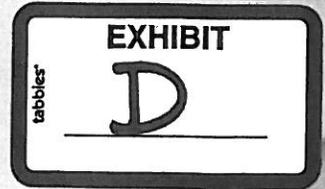
LB/LR	Sponsor	Priority	One-Liner	Committee	Hearing Date	Status	Summary	LC Position	NACO Position
LB663	Speaker Hadley		Change the salaries of Supreme Court judges	Judiciary	2/4/2015	General File w/AM885	This bill raises the salary for the Chief Justice and judges of the Supreme Court in Nebraska by 2.25% on July 1, 2015 and by 2.40% on July 1, 2016		



Except as provided in sections 43-254.01 and 43-277.01, all cases filed under subdivision (3) of section 43-247 shall have an adjudication hearing not more than ninety days after a petition is filed. Upon a showing of good cause, the court may continue the case beyond the ninety-day period. The court shall also review every case filed under such subdivision which has been adjudicated or transferred to it for disposition not less than once every six months. All communications, notices, orders, authorizations, and requests authorized or required in the Nebraska Juvenile Code; all nonevidentiary hearings; and any evidentiary hearings approved by the court ~~and by stipulation of all parties~~, after consideration of objection by any party, may be heard ~~by the court~~ telephonically or by videoconferencing in a manner that ensures the preservation of an accurate record. All of the orders generated by way of a telephonic or videoconference hearing shall be recorded as if the judge were conducting a hearing on the record.

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Americans Month**

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**To Retirement, Kit Boesch
Says, "En Garde. Etes-
vous Prêts? Allez!"**

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Rural Transit Keeps Older Adults Connected

This year, Waverly resident Betty Celesky celebrates her 15-year anniversary riding the Lancaster County Public Rural Transit.

Nearly two decades ago when her husband became ill and could no longer drive, Celesky wasn't sure how she would make it to her appointments in Lincoln. Although she still drove at the time, she never felt comfortable making the trek into Lincoln. Although she had children who could help, they had busy schedules, and she didn't want to inconvenience them.

Celesky learned about Rural Transit from her elderly neighbor. Some mornings while eating breakfast, she would look out her kitchen window and watch as the Rural Transit bus stopped outside her neighbor's house. After approaching her neighbor for feedback on the service, her rave review convinced her to try it.

Now 82, she has never looked back.

"I don't know what I'd do without Rural Transit," Celesky said. "I've enjoyed using it, and I recommend it to everybody. It's a wonderful service."

The Rural Transit Advantage

Celesky is one of about 67 people who ride Rural Transit, a door-to-door transportation service provided for the general public, including older adults and those with disabilities. The service connects riders from Lincoln to rural destinations and those from rural communities and residences into Lincoln.

Rural Transit operates its northern route Mondays and Wednesdays and its southern route Tuesdays and Thursdays. Last year, the service expanded to offer alternate northern and southern routes on Fridays.

"Eventually, we hope to expand the transit service to a full five-day-a-week schedule for the entire county," said Carol Meyerhoff, Aging Partners program coordinator.

For a \$2 fare, riders enjoy a one-way trip to the destination of their choice.

Like many riders, Celesky uses the service for her doctor appointments and grocery shopping. However, many use the service to take them to a job, social engagement or club event.



Betty Celesky arrives at her doctor's appointment Feb. 9 safely and on time, thanks to the help of Lancaster County Public Rural Transit Driver Lanita Nelson.

Riders choose rural transit for many reasons. Some have no other means of transportation. Others feel comfortable driving in their small community, but would rather avoid Lincoln's traffic congestion. It also is an option for those who want to make friends with other riders like themselves.

"You build relationships with the other riders, and we talk about all sorts of things," Celesky said.

The Best Drivers in Town

Rural Transit is known for its safe and courteous drivers.

"Our drivers are attentive to the rider's needs," Meyerhoff said. "If you need help carrying groceries to your door or disembarking the bus, they are happy to help if you express the need."

Rural Transit added two drivers to its team at the end of last year: Lanita Nelson and Mike Wenz. Kendall Carlson, along with Nelson and Wenz, are the three primary drivers during normal operating hours, with backup drivers, such as Bonnie Clough, available when the need arises. Adolph Roesler drives for many of the special trips scheduled outside normal operating hours.

Come Ride With Us

Scheduling a trip is easy. Simply call the Transit Dispatch Office Monday through Friday between 8 a.m. and 4:30 p.m. A minimum of one business day advance notice is required, but it does not guarantee a ride. Riders can schedule trips up to one month in advance.

Trips are scheduled in the order they are received and accepted until vehicle capacity or driver availability is reached.

Vehicles operate Monday through Friday from 7:30 a.m. to 5:30 p.m. Typically, pick-ups are scheduled early- to mid-morning. Unfortunately, reaching a destination in Lincoln before 10:30 a.m. is not guaranteed due to changing routes and rider volume, so participants are asked to schedule their appointments accordingly. Riders return home mid-afternoon.

For more information or to schedule a ride, call 402-441-7031. 

Our drivers are attentive to the rider's needs. If you need help carrying groceries to your door or disembarking the bus, they are happy to help if you express the need."

- Carol Meyerhoff

Transit Fares*

Normal operating hours:

- One-way fare - \$2
- Round trip - \$4
- Additional stop - \$2
- 10-punch rider card - \$20

Outside normal operating hours**:

- One-way fare - \$5
- Round trip - \$10
- Additional stop - \$5

* Each rider will be charged an additional \$5 boarding fare for a trip exceeding 100 miles or six hours in duration.

** A five-rider minimum is required for trips scheduled outside normal operating hours.



Orchard Park Assisted Living Retirement community

"Care That Promotes Maximum Independence and Dignity"

- 24-hour Staff Supervision
- 3 Excellent Meals Daily
- Emergency Call Services
- Religious Services
- Medicaid Approved
- Organized Activities
- Personal Laundry Service
- Private Rooms
- Rooms for Couples
- Quiet • Comfortable • Peaceful • Friendly

402-488-8191

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3110 South 48th St. • Lincoln, NE 68506 • Ideal Location Near Van Dorn Shopping Center.

Rural Transit Increases Service Capabilities

This summer, Lancaster County Public Rural Transit expanded its service to include all areas of the county, five days a week.

Previously, the program provided service to Lincoln and north of the capital city Mondays and Wednesdays, and Lincoln and south of the capital city Tuesdays and Thursdays. Its hours of operation also expanded from 8 a.m. to 5 p.m. to 7:30 a.m. to 5:30 p.m.

“Since July 1, we’ve been gradually integrating this expansion into our existing system,” said Mary Bond, Public Rural Transit dispatcher. “We only needed one driver prior to this change. As we grow the program, we may need two drivers.”

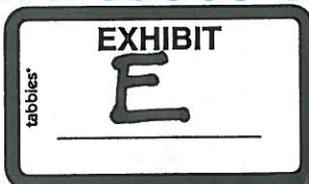
Despite additional services, Rural Transit has no plans to increase its fare, which is currently \$2 per boarding, \$4 round trip and \$20 for a 10-punch rider card.

Rural Transit can transport 12 riders and two wheelchairs in its small buses. It should operate to full capacity with this expansion, Bond said.

The transportation service is open to people in Lancaster County and the surrounding communities of Adams, Ceresco, Cortland, Eagle and Greenwood.

“The service began as transportation for older adults, but is now operated as public transportation,” said Carol Meyerhoff, Aging Partners program coordinator.

This opens the opportunity for anyone in our service area to ride. Although many older adults and people with disabilities use the service, we have a diverse group of riders taking advantage of the convenience, inexpensive fares and ability to reach any destination in Lincoln.”



Lancaster County Public Rural Transit riders enjoy themselves as they travel to their destination.

Most riders use the service for medical appointments, shopping trips, vocational training placements, working out at a fitness center or meeting friends for lunch. At least one stop must be outside Lincoln city limits. Riders can schedule trips up to one month and no later than one business day in advance.

In addition to these recent changes, Rural Transit now offers transportation service for special trips outside regular operating hours. This new service is provided for groups of five or more and, similar to regular service, must be scheduled in advance. Riders can arrange group rides for various reasons including special interest group get-togethers, meeting friends for dinner, enjoying an evening music event or attending a Saltdogs baseball game. The program added this service so rural residents can enjoy special events in Lincoln they may not currently be able to attend. The fare for trips outside normal operating hours is \$5 per boarding. An additional \$5 boarding is charged for trips exceeding 100 miles or six hours in duration.



Richard Norris exits the Rural Transit bus with the help of Carol Meyerhoff, Aging Partners program coordinator and Rural Transit driver.

“It’s the perfect way to enjoy a night out on the town without worrying about parking or traffic congestion,” Meyerhoff said.

To schedule a ride or inquire about rural transit’s expanded service, call 402-441-7031. [lw](#)

LANCASTER COUNTY PUBLIC RURAL TRANSIT 402-441-7031

Providing transportation for
Lancaster County
plus the bordering communities of
Adams, Ceresco, Cortland, Eagle
and Greenwood.



Transit Fares:

Normal Operating Hours:

One-way Fare	\$2.00
Round Trip	\$4.00
Additional Stop	\$2.00
10-Punch Rider Card ...	\$20.00

Outside Normal Operating Hours:

One-way Fare	\$5.00
Round Trip	\$10.00
Additional Stop	\$5.00

Each rider will be charged an additional boarding fare of \$5.00 for a trip exceeding 100 miles or six hours in duration.

A five-rider minimum is required for all trips scheduled outside normal operating hours.



Lancaster County Public Rural Transit complies with Title VI of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving Federal financial assistance. Specifically, Title VI provides that "no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance."

(42 U.S.C. Section 2000d)

APPEAL PROCESS

If a passenger is in disagreement with any penalty resulting from the enforcement of the policies, or if an individual feels that they have been discriminated against, a Grievance Form may be completed and submitted to:



Executive Director
Aging Partners/Area Agency on Aging
1005 "O" Street
Lincoln, NE 68508-3628



LANCASTER COUNTY PUBLIC RURAL TRANSIT 402-441-7031



THE PUBLIC RURAL TRANSIT ADVANTAGE!

- **Access** to medical, dental, or other health care provider options.
- **Affordable** travel between Lincoln and rural areas of Lancaster County.
- **Convenient** – leave the driving, traffic and parking to us.
- **Connection** with family and friends and provides opportunity to make new friends along the way.
- **Drivers** who are safe, courteous, competent and equipped to support riders with varying needs and abilities.
- **Expand** your experiences – plan an excursion to explore local attractions, a new restaurant, specialty shops, entertainment venues, a fitness center, or take advantage of other great in-county resources.
- **Flexible** scheduling. You can start your trip and return home the same day. If visiting friends or family, conducting business, or other opportunities arise and you wish to stay – just schedule your return trip during a later weekday of your choice.



SERVICE STATEMENT AND MISSION

Lancaster County Public Rural Transit is a scheduled route, door-to-door system. Transportation is provided for the general public, including but not limited to seniors and persons with disabilities.

Lancaster County Public Rural Transit connects riders from Lincoln to rural destinations and those from rural communities and residences into Lincoln.

Please note: *One leg of your trip must include a stop outside Lincoln city limits (pick-up point or destination).*



Accessible, lift-equipped buses are clean, comfortable and provide room for you and your packages.

Program funding is provided through FTA 5311 grant funds, administered by The Nebraska Department of Roads to Aging Partners. The required local match is provided through the Lancaster County Board of Commissioners and rider fares.

SCHEDULE A RIDE:

Schedule a trip by calling the Transit Dispatch Office at **402-441-7031**

Monday - Friday, 8:00 a.m. - 4:30 p.m.

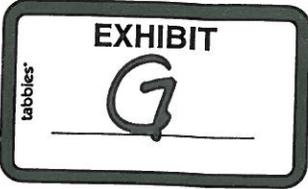
A minimum of one business day advance notice is required, but does not guarantee a ride. You may schedule trips up to one month in advance.

- All trips are scheduled in the order they are received and accepted until vehicle capacity or driver availability is reached.
- Vehicles operate Monday – Friday, 7:30 a.m. - 5:30 p.m.
- Pick-ups are scheduled early to mid-morning (shortest/most direct route). Times vary with the number and pick-up locations of riders.
- Reaching a destination in Lincoln before 10:30 a.m. cannot be promised due to changing routes and rider volume. *Schedule appointments accordingly.*
- Transfers are available in Lincoln upon request when making your reservation.
- Return trips are made mid-afternoon. Times are negotiated with that day's riders.

Please note: Trips requested on short notice are accommodated when possible.

NON-DISCRIMINATION POLICY:

- The Americans with Disabilities Act (ADA) prohibits discrimination on the basis of disability in the provision of transportation services.
- An appeals/grievance policy is available if you feel you have been unfairly denied access to transportation services.



Joe P. Kelly

From: Joe P. Kelly
Sent: Monday, March 30, 2015 8:47 AM
To: Todd J. Wiltgen
Cc: Brittany L. Behrens; Dennis M. Meyer
Subject: child support

Todd:

I will be on the board agenda on Thursday, April 9 at 9:00 a.m. to request a new attorney position in our child support section. This would add a third attorney to our child support section. There are also 18 clerical positions in the section, presently housed at Trabert Hall. My intent would be to hire for the new slot beginning September 15, 2015.

As with other expenditures in that section, the federal IV-D program will pay the county for 2/3 of the total costs. The total cost for the county would be \$30,628 per year. Here are our calculations:

Attorney I salary	\$60,354
FICA	\$ 4,617
Pension	\$ 4,708
Family insurance	\$20,606
Dental	\$ 949
PEHP	\$ 650

Total \$91,884 divided by 3 = **\$30, 628**
select family*

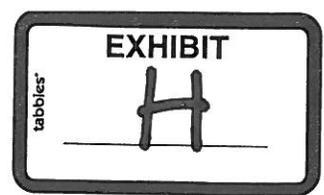
*The amount will be less if the new attorney does not

My request for the new slot is based on the increased caseloads and on the need for additional supervision in the child support section. We have not added an attorney in the section for over 15 years.

I would like to talk to you and provide more detail about the need for the position. Let me know when we could meet for 20 minutes in the next week.

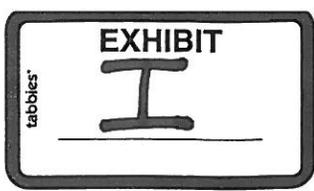
Thanks,

Joe
Office 402-441-8170
Cell 402-802-3664



COUNTY	Election Commissioner		Deputy Election Commissioner	
	MINIMUM	MAXIMUM	MINIMUM	MAXIMUM
Douglas	\$80,193	\$80,193	\$43,941	\$43,941
Linn				
Minnehaha*	\$88,356	\$88,356		
Polk				
Sedgwick	\$83,086	\$83,086	\$68,016	\$68,016
Scott				
Shawnee				
Mean	\$83,878	\$83,878	\$55,979	\$55,979
Median	\$83,086	\$83,086	\$55,979	\$55,979
Midpoint	\$83,482	\$83,482	\$55,979	\$55,979
Lancaster	\$80,437	\$80,437	\$57,914	\$57,914
\$ incr/decr	\$3,046	\$3,046	-\$1,936	-\$1,936
% incr/decr	3.79%	3.79%	-3.34%	-3.34%

*Minnehaha's Auditor is their "Election Commissioner."



BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

RECEIVED

IN THE MATTER OF SETTING)
SALARIES OF THE ELECTION)
COMMISSIONER AND CHIEF)
DEPUTY ELECTION COMMISSIONER)
FOR THE TERM OF OFFICE STARTING)
SEPTEMBER 7, 2011)

RESOLUTION NO. R-11-0044

JUN 23 2011

LANCASTER COUNTY
CLERK

WHEREAS, Neb.Rev.Stat. §32-217 (Reissue 2008), provides that the County Board shall set the salaries of the Election Commissioner and Chief Deputy at least sixty days prior to the expiration of the term of office of the Election Commissioner; and

WHEREAS, the current term of office of the Lancaster County Election Commissioner expires on September 6, 2011; and

WHEREAS, the Board of County Commissioners of Lancaster County, Nebraska, desires to set the salaries of the Election Commissioner and the Chief Deputy Election Commissioner for the four-year term of office beginning on September 7, 2011 and ending September 6, 2015.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, that the annual salaries and cost of living increases for the Lancaster County Election Commissioner and Chief Deputy Election Commissioner for the term of office commencing September 7, 2011 and terminating September 6, 2015 shall be established as follows:

- 1) Election Commissioner:
 - a. 2011 - \$75,797.28, commencing September 7, 2011;
 - b. 2012 - Commencing with the first pay period ending in September, 2012, an increase of between not less than 1% and not greater than 2%, depending on the increase in the U.S. Department of Labor Statistics CPI for all Urban Consumers, Mid-West Region as published for November 2011;
 - c. 2013-2014 - Commencing with the first pay period ending in September, an annual increase which is the higher of either 2% OR the increase in the U.S.

Department of Labor Statistics CPI for all Urban Consumers, Mid-West Region as published for November immediately preceding September, but with a maximum increase not to exceed 4%.

2) Chief Deputy Election Commissioner:

- a. 2011 - \$54,574.00, commencing September 7, 2011;
- b. 2012 - Commencing with the first pay period ending in September, 2012, an annual increase of between not less than 1% and not greater than 2%, depending on the increase in the U.S. Department of Labor Statistics CPI for all Urban Consumers, Mid-West Region as published for November 2011;
- c. 2013-2014 - Commencing with the first pay period ending in September, an annual increase which is the higher of either 2% OR the increase in the U.S. Department of Labor Statistics CPI for all Urban Consumers, Mid-West Region as published for November immediately preceding September, but with a maximum increase not to exceed 4%.

3) The salary for the Election Commissioner stated herein includes compensation for the Jury Commissioner duties which are assigned to the Election Commissioner.

DATED this 28th day of June, 2011, at the County-City Building, Lincoln, Lancaster County,

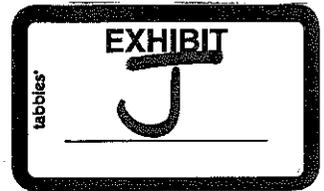
Nebraska.

BY THE BOARD OF COUNTY COMMISSIONERS OF
LANCASTER COUNTY,
NEBRASKA

APPROVED AS TO FORM
this ____ day of June, 2011

for Joe Kelly
County Attorney

Schorr 7 passed 2-1
Snoyer
NO - Raybould



dedicated to the County and paved by the homeowners association to the east limits of the plat.

- 3.6 Revise plans to show "Fletcher Avenue" as "West Fletcher Avenue".
- 3.7 All notes referring to "Preliminary Plat" should be changed to "Community Unit Plan".
- 3.8 Revise plans to show vertical alignments and existing ground line for any stub streets ending at the boundary of the CUP extended 300 feet beyond the limits of the CUP.
- 3.9 Revise plans to realign Trails End so that land to the east might be developed with typical urban lot depth on the south side of extended road.
- 3.10 Revise plans to show the extent of the NWI wetland located in the NE corner of the property. If any fill will be placed in the wetland or stream area, the Army Corps of Engineers should be contacted to determine if a 404 permit is required.
- 3.11 Revise plans to note the size of drainage culverts on the plan.
- 3.12 Add a certificate for the County Clerk to show the approval or disapproval by the County Board, including the date and resolution number.
- 3.13 Add to the Notes, "Signs need not be shown on this site plan, but need to be in compliance with Article 16 of the County Zoning Resolution, and must be approved by Building & Safety Department prior to installation."
- 3.14 Provide documentation from the Register of Deeds that the letter of acceptance as required by the approval of the special permit has been recorded.
- 3.15 The construction plans comply with the approved plans.
- 3.16 There shall be a well drilled and tested with sufficient quantity and quality of water for domestic use on each lot prior to closing on a sale from Permittee to any person or entity other than a sale of two or more lots to a builder, who shall comply with this requirement prior to sale to a third party. No well shall be drilled within 300 feet of a well outside the boundaries of the C.U.P which exists as of the date of approval of the C.U.P.
- 3.17 Permittee shall record covenants against all lots within the C.U.P. which restrict landscaping and lawn area plantings to drought resistant plants, encourage "xeroscaping" to minimize use of groundwater, and prohibit underground lawn sprinklers.