

April 24, 1975

sets up the frame work for destroying, very completely, local control. I now ask consent to withdraw the motion to return it and urge you to vote against it on Final Reading.

PRESIDENT: Is there an objection? It is withdrawn. The question is, shall LB 317 pass? Record your vote. Oh, excuse me. Mr. Clerk, has the bill been read?

CLERK: No, Mr. President, the motion was to return to Select File for a specific amendment.

PRESIDENT: All right. Read the bill. Read the bill, Mr. Clerk.

(RECORDER TURNED OFF FOR FINAL READING OF LB 317 AND 317A.)

PRESIDENT: It is the opinion of the Chair that this matter was not contained in the Governor's budget and it is not a new program and, therefore, it would take 30 votes. Senator Bereuter.

SENATOR BEREUTER: Mr. President, I think that it is a new program.

PRESIDENT: Well, yes.

SENATOR BEREUTER: And that is why I am not worried about the vote.

PRESIDENT: Well, I am because I want to be correct, if I can. Frankly, I was thinking of the workmen's comp bill.

SENATOR BEREUTER: Are you making a decision that it is or are you making a decision?

PRESIDENT: Actually, it is for the advice so that those for and against the bill will know what kind of vote they will have to have, I suppose, at this state. I wish that Attorney General's opinion hadn't come down.

SENATOR BEREUTER: Mr. President, this is a function that has never been exercised before.

PRESIDENT: Yes. Yes. As I recall the Attorney General's opinion, I honestly think that perhaps, and the Supreme Court case it cited under that, I think this may fall within the exception to the constitutional rule and that, therefore, this would require 25 votes. Senator Duis.

SENATOR DUIS: Mr. President.

PRESIDENT: The vote is still up. Would you state the purpose of your arising?

SENATOR DUIS: I was going to have a visit with the Chair but I will decline and I will sit right down.

PRESIDENT: I will be glad to visit with you.

SENATOR DUIS: No, that is all right. I will be glad to visit with you, too, sir, but I think Senator DeCamp is going to visit with you.