

January 30, 1976

PRESIDENT: Senator Cavanaugh.

SENATOR CAVANAUGH: The Barnett amendment has been adopted, as I understand it, over the language on page 8. Is that language amendable, Mr. Clerk? What the amendment, as I read what has happened the amendment would amend language that doesn't exist.

CLERK: I think that may well be true.

PRESIDENT: The Chair recognizes Senator Marsh.

SENATOR MARSH: Mr. President, Senator Cavanaugh is perfectly correct. I ask unanimous permission to withdraw the motion.

PRESIDENT: Is there an objection? Seeing none, it is so ordered.

PRESIDENT: Senator Burbach, do you want to move to advance?

SENATOR BURBACH: Mr. President, I move to advance LB 248 and I am certain that we have made up our minds on the bill. We have decided not to indefinitely postpone it. We have discussed it from last year to this year, in considerable length this year. So I move to advance the bill.

PRESIDENT: Senator Cavanaugh.

SENATOR CAVANAUGH: I will just make a couple of comments. I think Senator Burbach has got the votes and I do believe that this has been thoroughly discussed, although I can't believe that it is well understood. First of all, just simply in regard to the Commission or the Committee. You set up a Committee that provides rules and regulations made up solely and exclusively of people who are involved in the industry. Now we just don't do that in this Legislature in the State of Nebraska. We have never done it before and it is an example of extreme greed and power, I think, to do it in this case. You don't even do it in a literate manner, in that you require there be seven members and then you require that they belong in eight categories, that eight categories of people be represented in the seven membership. So you have charged off so headstrong and headlong to satisfy this particular interest group that you haven't even made sense but you want to continue to do that and you turn down any amendment that even comes close to placing any restriction or respectability upon this Commission. Now I simply cannot understand that and I can't find one person in this Legislature capable of justifying that type of conduct. In addition to that, you have made a tremendous transfer of power to the Department of Health. This is the first piece of legislation in which the State Department of Health becomes involved in housing and it is a usurpation of what has historically been the local control of housing and zoning codes and standards in the State of Nebraska. So we are now projecting ourselves upon a course that will eventually result in state control,