

apprised of this amendment and really do not know what it consists of, so I will vote against it.

SPEAKER NICHOL: Senator Schmit.

SENATOR SCHMIT: Senator Beutler, would you object if we would pass over the bill at this time and give us a chance maybe to work. . . maybe to look at it with you and see if we can work it out?

SENATOR BEUTLER: I have no objection whatsoever.

SENATOR SCHMIT: Does anyone else have any objection to passing over the bill and letting everyone take a look at the amendment and maybe visiting with you a little bit. Why don't we do that, Mr. Speaker.

SPEAKER NICHOL: Is there any objection to passing over the bill at this time? Seeing none we will. We will move on to LB 319.

CLERK: Mr. President, I have a motion on the desk. Senator Vard Johnson would move to return LB 319 to Select File for a specific amendment. (Read V. Johnson amendment).

SPEAKER NICHOL: Senator Vard Johnson.

SENATOR V. JOHNSON: Mr. Speaker, members of the body, this obviously is a kill motion one more time on LB 319. LB 319 as you may recall is the bill that was introduced by Senator Beyer, the purpose of which was to specifically state that certain types of truckers were not subject to Nebraska's unemployment compensation law. As the bill began to move it had an amendment attached to it which has become to be known as the Donnelley amendment. The purpose of that amendment has been to state that certain types of Nebraska home employees, or home workers are not covered by Nebraska's unemployment compensation law. One of the arguments that has been made all along for the necessity of this bill is that the Nebraska Department of Labor has strictly construed a statutory formula that has been on our books for years and years and years that defines the employment relationship. That statutory formula is known as the ABC test. It takes it name ABC from the fact that there are three clauses in the statute, Clause A, Clause B and Clause C, but it has become to be known as the ABC test. Now, the trucking industry and the Donnelley industry became exercised by the Nebraska Department of Labor because the interpretation of