

amendment.

SENATOR BERNARD-STEVENS: The amendment to the amendment is adopted. Is there any further discussion on the Withem amendment? There are no further lights. Senator Withem, you're recognized to close. Senator Withem waives closing. The question is, shall the Withem amendment be adopted. All those in favor vote aye, opposed vote nay. Have you all voted? Again, senators that are close to the Chamber, if you care to vote, we would appreciate that. We're voting on the Withem amendment to LB 299. Have all senators who care to vote voted? Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays on the adoption of Senator Withem's amendment.

SENATOR BERNARD-STEVENS: The amendment is adopted. Mr. Clerk, next amendment.

CLERK: Senator Avery would move to amend. (See AM4341 on page 1808 of the Legislative Journal.)

SENATOR BERNARD-STEVENS: Senator Avery, you're recognized to open on your amendment.

SENATOR AVERY: Thank you, Mr. President. This I hope, I don't want to take a lot of time, but I feel it's very important and I think this is a very minor amendment, but it's major in impact what it will provide for the schools, cities, and possibly counties, probably counties. What I am doing is we have already set up in the process there was a 2 percent cap here the first year and a zero cap the second year. By a vote of 75 percent of the governing body, they may go over that 1 percent. So right now what you have is a potential for a 3 percent the first year and a 1 percent the second year. My amendment, looking only at the second year, would allow that governing body to go up one more percent again with the vote of 75 percent of the members of that governing body. Why I bring this is, in communicating with constituents and the entities that I have, there are situations out there where there has been commitments and contracts made that actually would probably take a little over 1 percent of that body's budget authority to fulfill those. I think in one situation it was 1.5 or about. With that I think that because we're going and the next year with LB 1114 there's a significant