

January 23, 1973

(Start Belt #7)

every department involved to respond in great detail as to why they need this deficiency and in the third place in each case the governor's staff has responded that the executive branch approved these deficiencies. Now with that in mind, with the idea then that if this bill can be acted upon at least by Tuesday of next week those who are involved here can get paid. If the Legislature still wants more information, then that, of course, is up to you. Now with that in mind, then, I guess I am going to make a motion that the rules be suspended and that we take up at least the discussion of 253 at this time.

SPEAKER: Senator Marvel, the chair is in real doubt here about the rules because I don't believe the rule precisely covers this situation. The rule does provide that if the Reference Committee puts a bill directly on General File, it waits there for five days subject to an objection by a member that it be referred to committee. However, it is my recollection that the rules were suspended and this bill placed on General File so I am not sure whether we need a suspension of the rules. I'll rule on it but I would like to call on the Chairman of the Rules Committee, Senator Duis.

SENATOR DUIS: Mr. President, it is my understanding the Reference Committee did not put this on General File, it was the Legislature that put it on, therefore, this rule does not apply.

SPEAKER: I accept that opinion, Senator Duis, because we--the body itself suspended the Rules. It did not come from the Reference Committee. Therefore, I don't believe the Rules require that--have this five day requirement, so I am going to rule that the bill is in order to be explained and debated now. If anybody disagrees with that, of course, they can challenge the ruling of the chair? Senator Marvel. The clerk will read the title of the bill.

CLERK: Read title. LB 253.

SPEAKER: Senator Marvel.

SENATOR MARVEL: I refer you, first of all, now if you'll use this three page sheet and start with Section 1, which is explained on Page 3 of this bill, Line 10 which raises--do we have a public--a personal service ceiling and we are not adding additional tax money, General Fund money, we are simply raising the personal services ceiling. So this is their own cash money. Now what happened is this and it is up to you to make up your mind. The original intention of the bill, I don't know whether Senator Schmit is in the room or not, but the original intention of the bill was to have a part time administrator. After the money was set up and the ceiling was placed on it, it was determined that they ought to have a full administrator and a secretary on the same basis. Now this changes the operation of the Agricultural Products Utilization Committee and unless this ceiling is raised, there is no way to pay either the administrator or the secretary for the balance of the fiscal year. That's my understanding of this and if there are no other questions, I guess we will proceed to the next item.

SPEAKER: Are there any questions on the part so far that Senator Marvel has explained?

SENATOR MARVEL: If not, the second section you go to Page 4, Line 2. Now it is our understanding that when we move into a new court system, in case we are talking about Douglas County, and the Probation employees and I think we are talking about two secretaries in this case will no longer be paid by Douglas County so unless the shift is made so that money is appropriated specifically, in this case, to the District Courts so that those employees can be paid out of the new court system. Douglas