

April 12, 1973

suggest that you go through it and come in prepared the first day after vacation so we can get this badly needed piece of legislation on its way. Thank you.

SPEAKER: Any objection to bracekting LB 45 for April 30? Hearing none, it is so ordered. I still have some lights showing up here. We're now ready to proceed on the non controversial list. We'll start with LB 399.

CLERK: Legislative Bill 399. Introduced by Senator Anderson of the 37th district. (read) The committee amendments have been adopted by Senator Warner's Education Committee. There are now amendments pending by Senator Waldron.

SPEAKER: Senator Waldron.

SENATOR WALDRON: Mr. President, I ask unanimous consent to withdraw those amendments and then have the Clerk keep them up there so I could take them up on select file.

SPEAKER: Is there any objection to withdrawal of those amendments for the time being? Senator Anderson?

SENATOR ANDERSON: No objection.

SPEAKER: It is so ordered. Senator Anderson.

SENATOR ANDERSON: Mr. President and Members of the body. LB 399 is a technical amendment to LB 408 which was passed by the 71 session of the Legislature. That particular piece of legislation had to do with establishing the conditions by which a student could establish residence in the State of Nebraska for purposes of paying tuition at the University of Nebraska system or the State College system. We are speaking in this particular bill in reference to one small problem that affects only a small number of people that has come up since the enactment of that piece of legislation. The problem centers on minors who are still in the custody of their parents and whose parents have established residence in the State of Nebraska within the one year residence period that was required by LB 408. This means that a--the way the law is written right now, a person coming in from out of state, in order to establishe residence in the State of Nebraska, must live here for one year, but in the case of a minor in the custody of their parents, this, these parents could come into the State of Nebraska within this one year period, they could move in, buy a home, establish legal residence, register to vote, everything that we would recognize as a State as a legal residence, the minor child in this case probably an 18 year old who would become a college freshman, would move with them and yet, according to the law which we have, that minor student still in the custody of the parents, could not be a legal resident of the State of Nebraska for tuition purposes and yet at the same time because that student's parents had moved out of the former state of residence, that student was no longer a legal residence-- a legal resident in the former state so this particular bill simply clarifies this, that a minor still in the custody of his parents would have his residence for tuition purposes established by the parents. This problem has come up only in the case of three or four students who have been called to my attention there may be a few others but it is something that for the sake of justice, does need to be clarified so I move the advancement of LB 399 to E&R initial.

SPEAKER: Is there further discussion? If not, are you ready for the question? All those in favor of advancing the bill vote aye. Those opposed vote no. Clerk will record.

CLERK: 26 ayes, 1 nay, Mr. President, on motion to advance.