

April 16, 1973

more amendments that have to be placed on this bill and when it's on General File it only needs a majority vote. When it's on Select File if you're going to amend it, it takes 25 votes to amend it and I feel that we definitely have got to have some more amendments on this bill in order to make it workable. Now I moved to put this bill out on the floor and we felt at that time it was going to be workable. Had I not gotten an Attorney General's opinion and had this bill passed, then if we'd asked for an Attorney General's opinion then no money could have been given to these people and this bill would have gone down the drain and I feel that I've done a service to these people by asking for this decision by the Attorney General ahead of time rather than for us to pass a bill that was unconstitutional. Now I know that it would be a very popular thing to do to go ahead and not have asked for the Attorney General's opinion and just gone ahead and passed the bill and everybody would have thought, well, that's wonderful--the Legislature's done a wonderful thing. Knowing, some of us that this bill would have been unconstitutional and of course this is not what we should do. We should pass only constitutional bills if we really want to help these people and so since the people of the State of Nebraska voted in favor of an amendment such as those who work for the State, those who have been school teachers, those who have been judges, patrolmen, etc. get cost of living adjustments in their retirement program, even though it costs \$100 million or \$200 million, I'm in favor of doing it so I'm going to ask that we advance this bill to Select File and then bracket it there until we have time to make a little additional study here to clarify this so our administrators can administer it. I feel sure that this Legislature would be able to vote 25 votes in order to clarify such that this be done. Now it's not that I wanted to bracket the bill to hold it up necessarily. It's to bracket the bill so that we can actually get something done that's going to help these people and if the people of the State of Nebraska want to vote money for this thing then I'm willing to vote for the money that the people insisted that we vote for this thing.

PRESIDENT: All right, now the motion has been made to advance 445. Is there any further discussion? Question is, shall LB 445 be advanced from General File to E & R Initial? All those in favor vote aye, all those opposed vote no. Have you all voted? Clerk will record.

CLERK: 38 ayes, no nays, remainder not voting.

PRESIDENT: Okay, 445 is advanced. Now we do have a motion to adjourn. Senator Syas.

SENATOR SYAS: That's what I was going to make.

PRESIDENT: Thank you, sir. We have some business before us here. We have to read some reports in.

CLERK: Reads reports.

PRESIDENT: Is there any other business to come before the body? We have a motion to adjourn until 9:00 tomorrow. Those in favor of the motion please signify by saying aye, those opposed say no. So ordered, we're adjourned until 9:00 tomorrow morning.

(End of Belt #18)