

May 14, 1973

LB 445A so that we might be able to get the emergency clause on it so that these teachers who we..retired teachers will get this sooner. We don't need to wait for it. That's the whole thing there and we lacked only one vote of passing it with the emergency clause. I voted on the prevailing side so, therefore, I ask for reconsideration on the emergency clause voting of 445A. I mean 445, I am sorry.

PRESIDENT: Senator Barnett, for what purpose do you rise?

SENATOR BARNETT: A question, Mr. President, of somebody in this body. Whether it is Senator Lewis, Senator Duis, or Marvel or who could answer this question? I'd like to know when the operative date of 445 is? I understood July 1st. I don't know why we need the emergency clause. Maybe Senator Duis could explain it to us. I would really like to know.

PRESIDENT: Well, Senator Lewis, do you want to answer Senator Barnett's question as to when 445 becomes operative? Excuse me, Senator Duis, the question was asked of you?

SENATOR BARNETT: I've got July 1st. Is that right, Herb? I mean, why do we need the emergency clause on 445A.

PRESIDENT: Senator Duis.

SENATOR DUIS: Well, even the effective date would not be good, I don't believe because it would take 90 days after the Legislature. I think they made the effective date prior to the time they should have because, see, the Legislature will not be out of session for 90 days until the 1st of September. These poor people would lose a month or two in there that they wouldn't get paid.

SENATOR BARNETT: The way I read it now is that in 445A, it says, from the General Fund for the period of July 1st, 1973 and you go over here on 445 on Page 3 and it says, this shall commence on July 1st, 1973. I see them incompatible, right now...I mean, compatible.

SENATOR DUIS: I believe you will find that..a date and I will withhold...I will leave my motion up there until tomorrow because I think we'll find out that you can make an effective date after the 90 day period but you can't make an effective date prior to the 90 day period unless you have the emergency clause contained on the bill. I think the bill is wrong at the present time and I think that.. but I will withhold, if you don't mind, Mr. President, I will make my motion for tomorrow morning.

PRESIDENT: All right. Thank you. Read the reports. Just a minute. Stand by, the rest of you.

CLERK: Mr. President, your chairman on Enrollment and Review reports--read. Mr. President, your chairman on Enrollment and Review reports--read. Mr. President, the Judiciary Committee will meet in Executive session on Wednesday, May 16th, at 1:00 P.M. Signed, Senator Luedtke, Chairman. Mr. President, there is a Rule change to Rule 2, Section 7b which will be inserted in the Journal. Now I have some motions, Mr. President.

PRESIDENT: Well, just a minute, please. Senator Schmit, for what purpose did you want to be recognized.

SENATOR SCHMIT: Mr. Chairman, members of the Legislature, I would at this time agree with Senator DeCamp. We should take a long, hard look at this matter of opening the crack in the dam up a little farther and I have a very vital interest in 235 and 235A, 254, but I would like to bracket