

April 3, 1974

The least we can do is be fair with the men and women who sit on the District Bench. Their jobs are important. These salaries are not out of line. The increase merely puts their salary in line with the cost of living as it is. If we leave the cost of living clause as it's in the bill. The salary would rise or fall with the market place. We would solve a large part of the problem that many of you here tonight are reacting against. I strongly the..urge the defeat of this amendment.

PRESIDENT: Senator Syas.

SENATOR SYAS: Well, Fellows and Ladies this has been a long day, and the hour is getting late, but I do wish ~~that~~ you would lend me your ears for about one minute, because I think I may have something here, I'm not sure of course, but I want you to consider. Of course, Senator Fellman said, to get what you pay for, and of course State Senator's get \$400 a month. So I suppose that's going to him it's true. And he's one of them. Now let me cite to you this one of a couple factors. I think that there's good reason to believe that when you hook a state law onto the cost of living index that you are legislating a way your rights, and I do not think that you can give legislative rights away to the federal government, which you are in a sense. When you say to the government that the cost of living index, and they are making the law in Congress for the state of Nebraska without us voting on it, you are jeopardizing the bill by having such a provision in this law. I think it could be unconstitutional as can be under that factor. I think also, while I'm at it, Senator Warner, that I think that was one of your weaknesses in 772 where you gave cost of living indexes in a school formula. And I think....

PRESIDENT: I'm sorry to interrupt both you and Senator Fellman, who wants to speak. In fact you ran 1/10th of a second over the ten minutes. The Chair apologizes for that. The question is, the adoption of the Mahoney amendment. All those in favor vote aye...sorry Senator Mahoney you cannot. I've cut everybody off. All kinds of people have not closed because of the ten minute limit. All those in favor vote aye, all those opposed vote no. Question is the adoption of the Mahoney amendment. This is one thing Senator Mahoney is a little bit unfair when you can't close but...

End Belt #22A)

(Start Belt #23A)

The question is the Mahoney amendment. It requires 25 votes. Have you all voted? I will hold the vote open for a moment here. The reason I'm doing so, is because SENATOR Mahoney is about to ask for a Call of the House. It will not be necessary to have a Call of the House. Clerk will record.

CLERK: 26 ayes, 15 nays.

PRESIDENT: Mahoney amendment is adopted. We are..the time has expired. Are there anymore amendments on the desk which we are not going to consider anyhow. All those in favor of advancing the bill as amended, vote aye. Those opposed vote no. Clerk will record.