

March 16, 1979

LB 125, 42

are with class ones and class fours. The problem that I have is that I think that there is undue influence in the legislative process, legislative process being a give and take. Various issues are involved. Many issues go across the floor of the Legislature or subject to discussion before a school board and what can happen is that strong minorities can influence just by the fact of filing the petitions and starting the recall procedure. Now these recall procedures under the school board act are not, in fact, likely to prevail. They have substantial electoral percentages in there. It takes at least 25% to call the election and so forth, so it is no great danger but I am going to vote no on this bill only for the philosophical point that a minority could try to influence a legislative process on any one given issue through the use of just filing and starting the process of a recall. That kind of pressure and that kind of activity I think tends to be negative and detrimental to the legislative process and for that reason, while I think there is some good reasons for consistency, I have a philosophical problem with this for legislative bodies and for that reason I have to personally vote no in this area. Thank you.

SPEAKER MARVEL: Senator Koch, do you want to advance the bill?

SENATOR KOCH: Mr. Speaker, I move to advance LB 125 as amended to E & R initial.

SPEAKER MARVEL: All those in favor vote aye, opposed vote no. The motion is to advance the bill to E & R for review. Have you all voted? This is LB 125. Clerk, record the vote.

CLERK: 27 ayes, 2 nays on the motion to advance.

SPEAKER MARVEL: The motion is carried and the bill is advanced. LB 42 is the next bill, Mr. Clerk.

CLERK: (Read title to LB 42.) The bill was first read on January 4. It was referred to the Public Works Committee. It was advanced to General File. There are committee amendments by Senator Kremer's Public Works Committee.

SPEAKER MARVEL: Senator Kremer.

SENATOR KREMER: Mr. Chairman and members of the body, the amendments are actually the bill and they are Senator Cullan's amendments. I really think he would be better