

school fund rather than to the county treasurer for deposit in the county general fund. It was brought to the attention of the committee at the public hearing that this bill involved only a small amount of money. The figure given us regarding Douglas County was \$5,000. The figure given us by Lancaster County was \$1500, and this is not a yearly amount, but represents several years' accumulation. Prior to moving this bill out of committee, the committee requested and received an Attorney General's Opinion on the proper construction to be placed on Article VII, Section 7 of the Nebraska Constitution. The Attorney General's Opinion indicated that those funds held by the Clerk of the District Court belonged in that category and funds previously determined to be deposited in the permanent school fund. I move for the advancement of LB 572 to E & R Initial.

SPEAKER MARVEL: Do you have an amendment to the bill, Senator Nichol, before we take up the advancement?

SENATOR NICHOL: Yes, I do, and if you will give me just a second I will look it up in the book.

SPEAKER MARVEL: Okay.

CLERK: Mr. President, Senator Nichol had an amendment printed last year and copies have been distributed to the membership. It reads as follows: (Read amendment as found on page 1768, First Session, of the Legislative Journal.)

SENATOR NICHOL: Okay, if you will turn to your bill book on LB 572, page 2, line 11, to go back...it states, that all monies other than witness fees, fines, penalties, forfeitures and license money that shall come into the possession of the Clerk of the District Court in and for any county in the state of Nebraska by virtue of his or her office, and that shall remain in the custody of such Clerk in the District Court uncalled for by the party or parties entitled thereto for a period of two years following the close of the litigation in relation to the case shall be paid over to such Clerk of the District Court to the State Treasurer. Now this amendment removes on line 11 the period of two years and puts in there "three" years, which means that any monies unclaimed for "three" years instead of two years shall be turned over to the State Treasurer. Mr. Chairman, I move for the adoption of the amendment to the bill.

SPEAKER MARVEL: All those in favor of the adoption of the Nichol amendment to 572 vote aye, opposed vote no. Record.

CLERK: 29 ayes, 0 nays on adoption of Senator Nichol's amendment.