

this instance with the other agencies.

SENATOR KOCH: But I see the word "shall" in there, Senator Schmit. It says, "shall" purchase from the Department of Correctional Services, all articles.

SENATOR SCHMIT: Senator Koch, if you want to request from the department an opinion as to how much they are going to be doing in that area I think you can find out very readily they are not going to be providing that kind of services to that extent. I think it is presumptuous to assume they would and certainly we know that it is not going to happen.

SENATOR KOCH: Thank you.

SPEAKER MARVEL: Senator Johnson.

SENATOR JOHNSON: Mr. Speaker, I would like to ask just a couple of questions of Senator Schmit if he would yield.

SENATOR SCHMIT: Yes, Senator Johnson.

SENATOR JOHNSON: Senator Schmit, during the initial debate on LB 319, Senators Dworak, you and I discussed at some length what was then labelled Section 7 of the act, that is the green copy Section 7 which allowed for the deduction from the accumulated wages of an inmate allowed for the deduction of certain items and one of the comments that I made was that it looked to me like those deductions could occur unilaterally, that is with the director being able to affect the deductions without any by your leave on the part of the inmate. Now I notice that in the white copy, Senator Schmit, we have a provision which says the director shall promulgate rules which will protect the inmate's rights to due process, to provide for a hearing if necessary before the Crime Victim's Reparation Board and govern the disposition of a confined person's gross monthly wage minus payroll deductions and payment of necessary work related incidental expenses for the following purposes. Is it your intention, Senator Schmit, with this amendment to make certain that the inmates' due process rights are guaranteed with respect to those wage deductions?

SENATOR SCHMIT: You are absolutely correct, Senator Johnson. I intend to do that and I think that if you reviewed the, or compared the two proposals you will be much more pleased with the second.

SENATOR JOHNSON: No, I am. I just wanted to make certain that that was in the record that it was your intention at