

February 11, 1980

LB 496A, 507

department, and as I understand it, they just had that much more money to spend without being accountable for it to any of the taxpayers, including the insurance companies I believe were in on that, weren't they, Senator Warner?

SENATOR WARNER: That would not be correct, at least it is not correct any more, Senator Keyes. I don't know that it ever was but no cash fund can be expended by an agency unless the Legislature has appropriated and authorized that expenditure irregardless of how much they might collect.

SPEAKER MARVEL: Senator Murphy.

SENATOR MURPHY: Senator Warner, just as a point of clarification, we have from time to time taken money from the cash fund that is generated by the Department of Finance and Banking and in fact lapsed it to the general fund for general use by the state which exceeded the monies spent by the department, right?

SENATOR WARNER: Yes, Senator Murphy, periodically, particularly in the securities division, we have lapsed accumulative balances usually about every three years or so, and it seems to me the last time that we lapsed, gosh, I can't remember, if it was...it was at least a half a million and it might have been a million, I don't recall. It has been a couple of years ago but periodically we do lapse because they tend to generate more in receipts than it cost for the operation of the department.

SPEAKER MARVEL: Any other discussion on the bill? Okay, the motion is the advancement of LB 496A to E & R for review. All those in favor vote aye, opposed no. Voting on the advancement of the bill. Record the vote.

CLERK: 25 ayes, 1 nay, Mr. President, on the motion to advance.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill, which has a number of amendments, LB 507, Mr. Clerk.

CLERK: Mr. President, LB 507, title read. The bill was read on January 17 of last year. It was referred to the Public Works Committee for public hearing. The bill was advanced to General File. It was passed over on January 17. I now have committee amendments by Senator Kremer's Public Works Committee.