

March 31, 1980

LB 993

the claim but they for some reason amended it out when they took the action of the bill coming to the floor. I ask for the adoption of the claim LB 203 (sic.), the amount is \$38,583.33, on page 6.

SPEAKER MARVEL: Okay, the following lights are on. Would you please indicate whether you wish to speak to the Koch amendment. Senator Kelly, your light is on. Are you waiting for your amendment? Okay, Senator Haberman, your light is on. Do you wish to speak to the Koch amendment?

SENATOR HABERMAN: Senator Koch, question please.

SPEAKER MARVEL: Senator Koch, do you yield?

SENATOR KOCH: Yes, sir.

SENATOR HABERMAN: Why did the Department of Educational Land and Funds refuse to pay this?

SENATOR KOCH: They haven't refused to pay it. It is a matter of a claim and they were there supporting the claim as a reasonable claim.

SENATOR HABERMAN: They are supporting the claim as a reasonable claim?

SENATOR KOCH: That is correct. They have supported it since 1978 when we passed a law that helped to try to clarify the problem.

SENATOR HABERMAN: But they can't pay it out of their funds?

SENATOR KOCH: It is a claim now against them and we put it here and say, you shall pay it, they will pay it.

SENATOR HABERMAN: But this says it will be...I guess I don't understand. This says it will be paid out of the general fund and the Board of Educational Land and Funds have their own funds.

SENATOR KOCH: The problem we have when we get into the school lands trust is there is always a technical question whether that money can be paid directly to some person or whether it has to go strictly to the fund and then be distributed out to the various schools in the State of Nebraska. The commission, they are allowed 10% of the amount for handling fees. This is what