

April 10, 1980

LB 1002

SENATOR WARNER: The Appropriations Committee has one.

CLERK: Yes. Yours is not the first one I have on file, Senator.

SENATOR WARNER: I guess it is a committee amendment if that is how to resolve the problem.

CLERK: Mr. President, Senator Warner moves to return LB 1002 to Select File for specific amendment and, Senator, that is the amendment that is on page 1728 of the Journal, is it not?

SENATOR WARNER: Yes. Mr. President, I move adoption of the amendment. The amendment should do two things. It will strike the \$75 million that was put in and secondly it will strike the amendment that the Appropriations Committee originally proposed which was an amount up to \$32 million. You will recall we did write, and it was printed in the Journal, a letter from the Attorney General indicating the concept which the committee had proposed probably was defensible, constitutionally defensible, but in order to make sure that there is no future problem, we are suggesting to strike the wording originally proposed and in lieu of that it inserts a flat \$20 million, additional \$20 million. The way the wording is, an existing \$55 million is the dollar amount is allocated on a sixty-forty percent basis should LB 486 pass. If 486 does not pass, it would be distributed under the old formula. The additional \$20 million is also distributed under a sixty-forty percent should LB 486 pass, sixty percent foundation, forty percent equalization, and if LB 486 does not pass, then that additional \$40 million would be distributed solely under a per pupil basis under existing law. I would move adoption of the amendment. I should point out one other thing. What we are doing here, and there will be another amendment offered for additional incremental increases, will provide the Legislature and the Governor the opportunity to be somewhat selective on an incremental basis as to the total amount, if any, increase in state aid to schools. We have not quite as I can recall used the exact procedure before suggested here but I think it will be...certainly it is an appropriate procedure and I think it will give us some flexibility, both branches of government, that can be desirable and arrive at that eventual dollar amount.

SPEAKER MARVEL: All right, Senator Haberman, do you wish to speak to the Warner motion? Senator Murphy, your light was on. Do you wish to be recognized?