

January 15, 1982

LB 208

SENATOR COPE: I guess what I was getting down to, how important is the mill levy and how important is the education?

SENATOR KOCH: That is what you have to prove. You have to prove there is a distinct educational need and that is the only way you are going to get it. You can't do it because of the tax issue.

SENATOR CLARK: Senator Vickers.

SENATOR VICKERS: I will call the question, Mr. President.

SENATOR CLARK: The question has been called for. Do I see five hands? I only see three. I see five hands. All those in favor of ceasing debate vote aye, opposed vote nay. The question is to cease debate. Have you all voted?

CLERK: Senator Clark voting yes.

SENATOR CLARK: Record the vote.

CLERK: 27 ayes, 0 nays to cease debate, Mr. President.

SENATOR CLARK: Debate has ceased. Senator Koch, do you wish to close?

SENATOR KOCH: I will be very brief, Mr. Chairman, but I want to clarify a couple of misunderstandings I believe. One is, when you talk about the property, if your homestead is one acre, you transfer it all out, but if you own a large amount of ground, then you must at least transfer 160 so there can be varying factors in there when you are talking strictly of the value of the property. Now to Senator Remmers concern, and I understand it, Senator Remmers, I have been cut there in smaller communities, you talk about quality...anyplace, quality is hard to define. No way would you ever be able to move your child to another district because of personal issues, such as, school boards, administrators, teachers, that type of thing. You hit it when you mentioned the only way you can move out of there is because you can prove that there is a special need. Now the case of Friesen versus Clark, and I will give you an example, that whole decision was based on one special need. It was over a vocational educational program. That was a special need, and so when you closed in your remarks that concerned you when you said special needs should have to be proven, we all know and you know better than I do, Senator Remmers, as a former administrator, that when you get accredited, there is a wide number of issues the state can accredit you on. But there are a lot of schools that do not have vocational