

February 1, 1982

LB 387

PRESIDENT: Senator DeCamp, you moved approval of the gubernatorial appointments, right? Any further discussion? All right, any discussion on the motion by the Banking Committee Chairman for the gubernatorial appointment's approval, acceptance. All those in favor then of the gubernatorial appointments...approving the gubernatorial appointments made by the Banking, Commerce and Insurance Committee vote aye, opposed nay. Record the vote.

CLERK: 28 ayes, 0 nays on approval of the report, Mr. President.

PRESIDENT: The motion carries. The report is approved. We are now ready for agenda item #5, General File, Special Order by the Speaker commencing with LB 387. Do you want to bring us up to where we are?

CLERK: Mr. President, LB 387 offered by Senator Rumery. (Read title). The bill was read on January 19 of last year. At that time it was referred to the Retirement Systems Committee for public hearing. The bill was advanced to General File, Mr. President, with committee amendments attached. On May 26th last year the bill was considered by the Legislature. Committee amendments were adopted at that time. There was also an amendment from Senator Fowler that was adopted last year, Mr. President. The bill was passed over on January 11 of this year. I now have a motion from Senator Howard Peterson to return LB 387 to the Retirement Committee.

PRESIDENT: All right, I think in order to give us some perspective of where we are, Senator Rumery, why don't you explain the bill and then we will take up Senator Peterson's motion.

SENATOR RUMERY: Mr. President, members of the Legislature, I would appreciate your attention as we try to explain this bill. At the present time firefighters in first class cities have no vesting provisions in their pension plan and this is according to Section 35-201 as amended. A firefighter in a first class city would be terminated...could be terminated just before his retirement which is age 55, and therefore be denied his retirement benefits. Or he or she only would be entitled to receive his or her own contribution towards the retirement plus interest. LB 387 would correct this inequity and establish vesting provisions for firefighters in first class cities similar to those now existing in primary class cities. Specifically LB 387 provides that any first