

May 14, 1985

LB 432A, 532, 553

CLERK: (Record vote read as found on page 2271 of the Legislative Journal.) 30 ayes, 14 nays, 2 excused and not voting, 3 present and not voting, Mr. President.

SPEAKER NICHOL: The bill passes. LB 532.

CLERK: (LB 532 read on Final Reading.)

SPEAKER NICHOL: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 2272 of the Legislative Journal.) 45 ayes, 0 nays, 2 excused and not voting, 2 present and not voting, Mr. President.

SPEAKER NICHOL: The bill passes. LB 553.

CLERK: Mr. President, I have a motion on the desk. Senator Beutler would move to return the bill for a specific amendment. (See Beutler amendment found on pages 2272-73 of the Legislative Journal.)

SPEAKER NICHOL: Senator Beutler. Just a moment, please. Now try it.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, this is a clarifying amendment which is friendly in nature and I think accepted by the introducers. Let me explain, just briefly, what it does. In Section 1 of 553 there is a procedure set out by which permits can be issued for moving different types of buildings and objects requiring specialized dollies of one type or another. So it authorizes the issuance of a permit and it authorizes the department to put certain requirements in that permit. Now in addition to doing that it also states right there, in Section 1, certain things that have to be abided by, whether they are in the permit or not, such as the speed at which these things are moved. Then in Section 2 it says any person violating Section 1 of this act shall be guilty of a Class III misdemeanor. It seems quite clear to me that if you are violating the specific provisions that are outlined in Section 1 that Section 2 would apply. But what was not so clear is whether Section 2, the penalty provision, would