

brought the issue to a head that there was discrimination and they were going to go ahead and pay out. I contacted the people that were going to go ahead and make a payout and I said, look, the intent of the Legislature is not to have this happen. And of course the Attorney General, the board that was involved had a different opinion and we got them to delay until a date certain in, I believe it was the first part of February, and then we got around to the point where LB 325 was coming forward and it was amended. And so we really didn't have a decision by this Legislature, a statement by this Legislature on this particular issue. So I had them extend that decision to put it off until after the 1986 session and then we would make a statement which I hope we do today. Make a statement about how we wanted to handle this particular issue of lump sum, make sure that it's in the record not only as we are speaking and addressing the issue, but on a vote of the members of the Legislature. So that's a little bit of the history of the issue. We're really not trying to make a whole bunch of changes here. We're simply trying to end up with a statement by the Legislature so that we know, the Attorney General knows and the state employees all know exactly where we stand on this issue. Thank you.

SENATOR BARRETT: Senator Goodrich, please.

SENATOR GOODRICH: Mr. President, members of the body, would Senator Wesely and Senator Lundy both pay attention for a second because I want to be sure I'm saying something right. I want to restate what your amendment does and I want you to tell me if I'm right or wrong. My understanding of your amendment is this, that if your amendment is adopted, the employee, whether they retire early or otherwise, can then take out 50 percent of their contributions and the earnings on it and leave the other 50 percent in and that other 50 percent plus the employer's contributions would then be given to them in an annuity after they reach 65.

SENATOR WESELY: Right.

SENATOR GOODRICH: Now that's what your amendment does.

SENATOR WESELY: Right.

SENATOR GOODRICH: And I have no problem with that. In the past I have resisted going beyond the 25 percent but due to