

January 20, 1981

LB 389-433

SPEAKER MARVEL: Senator Higgins.

SENATOR HIGGINS: Mr. Chairman and Senator Chambers, I merely want to state the fact that your very presence here and the fact that we are listening to you is a contradiction of your remarks that you do not have freedom. Thank you, Mr. President.

SPEAKER MARVEL: Senator Burrows.

SENATOR BURROWS: Mr. Speaker, members of the body, I would like to request permission we lay over the resolution until the hostages are in the air.

SPEAKER MARVEL: Any objection? If not, so ordered. We will go to item #6 now, introduction of bills.

CLERK: Mr. President, new bills. (Read by title LB 389-432. See pages 271-280 of the Legislative Journal.)

SENATOR CLARK PRESIDING

SENATOR CLARK: Could I have your attention just a moment, please? The AP has reported that the American hostages will fly out of Iran in the next thirty minutes. (applause).

CLERK: (Read by title LB 433. See pages 280-281.)

SENATOR CLARK: Senator Nichol, for what purpose do you arise?

SENATOR NICHOL: Mr. Chairman, members of the Legislature, I wanted to say something but I don't want to say it if we have urgent business to do. This will take about two or three minutes.

SENATOR CLARK: Continue, we don't have any business right now.

SENATOR NICHOL: Okay, Senator Marsh has a bill in having to do with mammals and I wanted to tell you the story of the three mammals if I may. May I do that, sir?

SENATOR CLARK: Go right ahead if it is funny.

SENATOR NICHOL: Well, I don't know about that but once upon a time there were three mammals who lived happily in Mammalary Land. There was a papa mammal that we called Pappy and mama mammal that we called Mama and baby mammal we called Babble and the reason we called baby mammal Babble was because he talked a lot and asked embarrassing questions.

March 19, 1981

LR 43  
LB 179, 350, 420

The motion then is the adoption of LR 43. All those in favor vote aye, opposed nay. Has everyone voted? Record the vote.

CLERK: 36 ayes, 0 nays on the adoption of the resolution, Mr. President.

PRESIDENT: Motion carries and LR 43 is adopted. Do you want to read some matters in?

CLERK: If I may, Mr. President. Urban Affairs Committee whose Chairman is Senator Landis reports LB 350 as indefinitely postponed; and LB 420 as indefinitely postponed. (Signed) Senator Landis.

I have a reference report from the Executive Board regarding certain gubernatorial appointments.

PRESIDENT: The next bill then on Select File will be LB 179.

CLERK: Mr. President, there are E & R amendments to LB 179.

PRESIDENT: The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 179.

PRESIDENT: Motion to adopt the E & R amendments on LB 179. Any discussion? All those in favor of adopting the E & R amendments on LB 179 signify by saying aye, opposed nay. The E & R amendments are adopted on LB 179.

CLERK: Mr. President, I now have an amendment offered by Senator Lamb found on page 976 of the Journal.

PRESIDENT: The Chair recognizes Senator Lamb.

SENATOR LAMB: Mr. President and members of the Legislature, I would refer you to page 976 for the amendment to the bill. This amendment is designed to undo the harm which was enacted with LB 120, Senator Burrows' bill, in regard to the attorney fees for people that are unhappy with local subdivisions of government. The amendment to LB 179 retains the allowance of LB 120 in the award of attorney fees but relieves the public officer or the employee of personal liability for the payment of the civil penalty and attorney fees if the employee or officer acted reasonably and in good faith in the performance of the public duty. It would remain with the governing body to determine what constitutes a reasonable and good faith action. The payment of any monetary awards would be made by the political subdivision in compliance with Section 77-1619. I move the