

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.

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LB 13, 76, 83, 204A, 254, 309,
391, 427, 455, 472, 498, 136

CLERK: ...your committee on Education whose chairman is Senator Koch reports LB 309 to General File; LB 427 to General File; LB 455 to General File; LB 472 to General File; LB 498 to General File with amendments; LB 13 as indefinitely postponed; LB 254 indefinitely postponed; and LB 391 as indefinitely postponed, all signed by Senator Koch as Chair.

Mr. President, Senator Wagner would like to print amendments to LB 204A. (See pages 899 of the Legislative Journal.)

PRESIDENT: One more time, if everyone will be at their desks we will commence Final Reading. Would all members please get to your desks so we can start Final Reading. As soon as everyone is at his or her desk we will begin. All right, we will begin, Mr. Clerk. The first bill on Final Reading is LB 76.

CLERK: (Began reading LB 76 on Final Reading.)

PRESIDENT: Yes, for what purpose do you arise, Senator Chambers?

SENATOR CHAMBERS: This bill, Senator DeCamp and I had talked about it. Can we lay it over a day? There are some amendments that are going to be offered and we don't want to try to do it now and the other bills can go ahead and be read?

PRESIDENT: Mr. Speaker, what do you wish to do with...? Under these circumstances? Is that all right? All right, the Speaker says it is all right, Senator Chambers. We will just pass over the LB 76 and commence then with LB 83, Mr. Clerk.

CLERK: (Read LB 83 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 83 pass with the emergency clause attached. All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Read record vote as found on page 901 of the Legislative Journal.) 44 ayes, 1 nay, 2 excused and not voting, 2 present and not voting, Mr. President.

PRESIDENT: LB 83 passes with the emergency clause attached. The next bill on Final Reading is LB 136.

CLERK: (Read LB 136 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 136 pass. All those in favor vote aye, opposed nay. Record the vote.

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LB 349, 427

SPEAKER MARVEL: You waive closing?

SENATOR HABERMAN: Yes.

SPEAKER MARVEL: Okay, the motion before the House is the advancement of LB 349. All those in favor of the motion vote aye, opposed vote no. Have you all voted? Have you all voted? Excuse me?

SENATOR HABERMAN: A Call of the House and a roll call vote.

SPEAKER MARVEL: Okay, we can proceed. You have three minutes left of your time. Shall the Legislature go under Call? All those in favor vote aye, opposed vote no. Record.

CLERK: 15 ayes, 2 nays to go under Call, Mr. President.

SPEAKER MARVEL: The Legislature is under Call. All legislators return to your seats, record your presence. Unauthorized personnel leave the floor. There are six excused. Are you ready to call the roll? Call the roll, Mr. Clerk. Okay, who is missing? Senator Fitzgerald, will you record your presence. Senator Wagner, Senator Dworak, Senator Vickers, Senator Carsten, Senator Beutler, Senator Labedz, Senator Newell, Senator Pirsch, Senator Remmers, Senator Vickers, Senator Warner. Senator Warner, Senator Vickers, Senator Pirsch, Senator Labedz, Senator Newell. Newell, Pirsch, Labedz, Warner, Mr. Sergeant at Arms. Senator Haberman, we are going to have to call the roll because otherwise we are using up time. Call the roll, Mr. Clerk.

CLERK: (Read roll call vote as found on pages 1164-1165 of the Legislative Journal.) 19 ayes, 19 nays, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion lost and the bill retains its present position. What is the next one? Senator Wiitala, do you wish to try 427? There are two amendments on the bill.

SENATOR WIITALA: That would be fine.

SPEAKER MARVEL: Okay, we will proceed with LB 427.

CLERK: Mr. President, LB 427 was offered by Senator Steve Wiitala. (Read.) The bill was first read on January 20, referred to Education. It was advanced to General File, Mr. President. There are no committee amendments on the bill.

SPEAKER MARVEL: Do you want to explain the bill, Senator Wiitala, briefly?

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LB 427

SENATOR WIITALA: Mr. Speaker, members of the Legislature, I move the advancement of LB 427. It was heard in committee without opposition and referred out of committee without opposition. Basically this bill addresses an inequity. I offered this legislation in behalf of the State Department of Education so that teachers who are serving on the College Approval Advisory Committee, a committee that is related to accrediting, well is a part of the accreditation process for institutions of higher learning, have run into a little bit of a snag. Basically the committee is made up of twenty-two persons representing higher education, school administrators, teachers and parents. The difficulty lies in teachers being asked to leave their classrooms to serve on this committee. The problem is that the school districts from whom these teachers come from have been asked to share the burden of expense as far as hiring substitute teachers to act in the stead of those teachers serving on the committee. This bill also provides for all actual necessary expenses incurred for all twenty-two members of the committee as they perform their duties. I would ask your support on this piece of legislation.

SPEAKER MARVEL: Senator Wagner.

SENATOR WAGNER: Mr. Speaker, members of the body,

SPEAKER MARVEL: Do you have an amendment you wish to...

SENATOR WAGNER: Yes. Would the...?

CLERK: Mr. President, the Wagner amendment reads as follows: (Read Wagner amendment as found on page 1165 of the Legislative Journal.)

SENATOR WAGNER: Mr. Speaker and members, this is just technical in nature. It applies the same concept that is in LB 204 and it is nothing more than just technical nature and, therefore, I just ask your support of this amendment.

SPEAKER MARVEL: The motion before the House is the adoption of the Wagner amendment. All those in favor vote aye, opposed vote no. Have you all voted? Clerk, record the vote.

CLERK: 29 ayes, 0 nays on adoption of Senator Wagner's amendment, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendment is adopted.

CLERK: Mr. President, Senator Dworak now moves to amend: "Line 22, strike the word 'shall' and insert the word 'may'."

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: Mr. President and colleagues, I don't like mandating these costs on local subdivisions of government on local school districts. As I read the bill we are asking them to pay certain portions of this cost for these people coming to Lincoln or going some place else to serve some function that may or may not benefit directly to his local subdivisions of government. I have no problem with authorizing the cost but why mandate it? Create the authorization, make it possible to do it but not mandate it, so by striking "shall" and inserting "may" we would accomplish this.

SPEAKER MARVEL: Senator Wiitala, do you wish to be recognized? Senator Koch.

SENATOR KOCH: Thank you, Mr. Speaker, Senator Dworak is misinterpreting. The school district picks up the total cost now when various members of their professional staff are tapped to serve on a state advisory committee. What we are saying is the State Department of Education shall reimburse the school district whereas the school district now is paying it all and we are saying State Department shall pay the district for certain kinds of costs that have been incurred by a district to allow that professional staff to serve on an advisory committee at the state's request. So, I suggest we do not adopt Senator Dworak's amendment because what we are trying to do is just the opposite. We are trying to relieve the local school district from burdens of cost because their professional staffs are serving in an advisory capacity of the state in education. That is all we are saying, they shall reimburse them in travelling and \$60 a day for substitute teachers, whatever. Presently the school picks it all up. So I suggest we do not adopt Senator Dworak's amendment.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: I ask for unanimous consent to withdraw the amendment.

SPEAKER MARVEL: Hearing no objection, so ordered. Okay, Senator Kremer, do you wish to be recognized? The motion is to advance the bill.

SENATOR KREMER: Mr. Chairman and members, I rise to speak in support of LB 427. I think when Senator Koch explained the amendment proposed by Senator Dworak and that he had misinterpreted the intention of the bill. It does reimburse the local school district when the teacher is asked to

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LB 427

serve and this is what we want, this is what we all want. So I support the bill.

SPEAKER MARVEL: Senator Haberman.

SENATOR HABERMAN: A question of Senator Wiitala, please. Senator Wiitala, how do the teachers get on the board?

SENATOR WIITALA: Senator Haberman, it is my understanding the State Department of Education asks teachers across the state and there is six of them that serve on this committee to serve and the difficulty is not so much in teachers willingness to serve but it is the difficulties the school districts find themselves in absorbing the costs in their absence and it is the intent of the committee, this advisory committee, to get a cross section of the state made up of parents, members of higher education, businessmen, et cetera, and without getting teachers on this advisory board we really do not, in effect, have a cross section of the state and they are a very vital part of the education process.

SENATOR HABERMAN: Is the advisory board state statute?

SENATOR WIITALA: Yes, it is.

SENATOR HABERMAN: And the State Department of Education picks the teachers to be on the board. Is that right?

SENATOR WIITALA: It expects and it hopes the teachers would serve on the board.

SENATOR HABERMAN: Yes, but they are the ones that select the teachers to serve on the board?

SENATOR WIITALA: Right.

SENATOR HABERMAN: Is the substitute rate across the state for substitute teachers, is that the same or does that depend on which area of the state or the school they come from?

SENATOR WIITALA: Well, that...

SENATOR HABERMAN: Do all schools pay the same substitute rate or are we setting the substitute rate?

SENATOR WIITALA: No, we are not setting, we are saying up to \$60.

SENATOR HABERMAN: Pardon?

SENATOR WIITALA: We are saying up to...the ceiling is \$60 but the pay for substitute teachers varies from school district to school district. So whatever their actual expenses

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were up to \$60 would be paid out of the general fund.

SENATOR HABERMAN: But is \$60 a day the highest they are in the state?

SENATOR WIITALA: I really am not very conscious of any substitute pay going beyond \$60, Senator Haberman.

SENATOR HABERMAN: Thank you, Senator Wiitala.

SENATOR CLARK PRESIDING

SENATOR CLARK: Senator Nichol.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, Senator Wiitala, may I ask you a question, please? And the question is this. Why should not the school board authorize the being on the committee or whatever you call this thing and why should they not be responsible for paying that? Why should the state be responsible for it? I understand they are serving at the request of the state but...

SENATOR WIITALA: Basically this is an extension of the State Department of Education, Senator Nichol, and school boards really are not a part of this process of accreditation, outside of the fact that they willingly let their teachers serve on this advisory board.

SENATOR NICHOL: How often does this advisory board meet and as I understand it now, it also includes the advisory boards of janitors and other school employees other than teachers. Is that correct?

SENATOR WIITALA: No it doesn't. It is strictly limited to this one College Approval Advisory Committee.

SENATOR NICHOL: Then what did Senator Wagner's amendment do?

SENATOR WIITALA: A technical amendment that just referred to mileage. It referred...(interruption.)

SENATOR NICHOL: I thought the section it referred to included other school employees. Am I incorrect in that?

SENATOR WIITALA: No, it is my understanding it does not.

SENATOR NICHOL: Then I am incorrect in that.

SENATOR WIITALA: Yes.

SENATOR NICHOL: It does not include school employees other than teachers.

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LB 427, 427A, 157

SENATOR WIITALA: That is right.

SENATOR NICHOL: Okay, thank you.

SENATOR CLARK: Senator Kahle.

SENATOR KAHLE: Call for the question.

SENATOR CLARK: The question has been called for. Do I see five hands? I do. The question before the House is to cease debate. All those in favor vote aye, opposed no. While we are waiting for the vote, we have 48 students from Beatrice, Nebraska, from Lincoln Elementary School. Mrs. Hopp, Mrs. Mulvaney are the teachers. They are in the North balcony. Will you raise your hands so we can recognize you. Welcome to the Legislature. Have you all voted on ceasing debate? Ceasing debate only, report the vote.

CLERK: 25 ayes, 0 nays to cease debate, Mr. President.

SENATOR CLARK: Debate has ceased. Senator Wiitala.

SENATOR WIITALA: I would just simply move the bill as amended.

SENATOR CLARK: Is there any discussion on advancing the bill? Senator Nichol, did you want to talk on advancing the bill? The motion is to advance the bill. All those in favor vote aye, opposed nay. Have you all voted on the advancement of the bill, 427? Record the vote.

CLERK: 25 ayes, 1 nay, Mr. President, to advance the bill.

SENATOR CLARK: The bill is advanced. 427A.

CLERK: Mr. President, LB 427A was offered by Senator Wiitala. (Read.)

SENATOR CLARK: Senator Wiitala.

SENATOR WIITALA: Mr. President, members of the Legislature, I would move the advancement of this bill.

SENATOR CLARK: Is there any discussion on the advancement of LB 427A? If not, all those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 25 ayes, 0 nays on the motion to advance the bill, Mr. President.

SENATOR CLARK: The motion passed. The bill is advanced. We will not take up LB 157.

March 31, 1981

LB 58, 87, 157, 157A, 158, 200,
280, 283, 329, 330, 333, 371,
407, 427, 427A, 437, 483, 491, 536

PRESIDENT LUEDTKE PRESIDING

FATHER HENRY BURTON: (Prayer offered).

PRESIDENT: Roll call. Roll call, please. Would all of you please register your presence if you are here? We are still waiting a quorum. Senator Warner, do you want to give us your presence here and we can get a quorum. Thank you. Record the presence, Mr. Clerk.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: A quorum being present, are there any corrections to the Journal?

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal will then stand as published. Are there any other messages, reports or announcements, Mr. Clerk.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 329 and recommend that same be placed on Select File with amendments; 333 Select File with amendments; 483 Select File; 407 Select File; 427 Select File; 427A Select File; 157 Select File; 157A Select File; 200 Select File; 371 Select File; 280 Select File; 536 Select File; 158 Select File; 330 Select File; 58 Select File with amendments; 491 Select File; 283 Select File with amendments; 87 Select File; 437 Select File with amendments. All signed by Senator Kilgarrin as Chair. That is all I have, Mr. President.

PRESIDENT: Thank you, Mr. Clerk. Senator Haberman, did you wish...Senator Haberman. The Chair recognizes Senator Haberman for a point of personal privilege. Yes, and you should all pay attention to this because it is pretty personal.

SENATOR HABERMAN: Mr. President, members of the Unicameral, this is a very personal thing and I would like to have your attention, especially the attention of the press. In the Omaha World Herald and in the Star this morning, it says, "Senator Rex Haberman of Imperial who operates a liquor store". I do not operate a liquor store. I do not own a liquor store nor do I have any stock in any liquor stores. I do not know where this idea came from and I would like to inform this body and have it go on the record that I am in no way involved in any liquor stores, wholesale, retail, giveaway or anything else, and I thank you, Mr.

April 6, 1981

LB 174, 351, 446, 125
384, 407, 427, 427A,
157, 157A, 200

Mr. President, your Enrolling Clerk has presented to the Governor LBs 174, 351, 446 and 125.

Mr. President, I have a report of certain Gubernatorial appointments from the Public Health and Welfare Committee that will require legislative approval.

Mr. President, finally Senator Beutler would like to print amendments to 384 in the Journal.

SPEAKER MARVEL: Senator Kilgarin, do you have a list of bills? The Clerk will announce to you and then we can go from there. 407 is the first one.

SENATOR KILGARIN: I move that LB 407 be advanced to E & R for Engrossment.

SPEAKER MARVEL: 407? All those in favor of advancing the bill say aye, opposed no. The motion is carried, the bill is advanced. Next, 427.

SENATOR KILGARIN: I move LB 427 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried, bill is advanced. 427A.

SENATOR KILGARIN: I move LB 427A be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried, bill is advanced. 157.

SENATOR KILGARIN: I move LB 157 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried, bill is advanced. LB 157A.

SENATOR KILGARIN: I move LB 157A be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried, bill is advanced. LB 200.

CLERK: Mr. President, I have a motion from Senator Carsten on LB 200.

April 7, 1981

LB 477, 291, 311, 355, 56,
157, 157A, 158, 200, 243,
280, 371, 407, 427, 427A

SENATOR PIRSCH: Okay, ther are. . . .

SENATOR WESELY: Or based on what sort of effort did you. . . .

SENATOR PIRSCH: There are three states which presently have
about the same thing, Wisconsin, California and I'll look
up the other one, Connecticut.

SENATOR WESELY: Okay, thank you. I would just like to
rise in support of the bill. I think that clearly this is
an effort that needs to be undertaken by the State of Ne-
braska that for to long we have ignored the problems
that have been experienced by our witnesses and victims
of crime and certainly want to commend Senator Pirsch for
her efforts in this area. It seems to me that the bill
is a step in the right direction.

SPEAKER MARVEL: Senator Pirsch, do you wish to close?

SENATOR PIRSCH: Yes, thank you Mr. Speaker, I'll close
just by saying that I am proud to have had Nebraska in
the forefront in helping other victims and I think that
this will be a continuation of our sincere desire to help
those victims and witnesses in the criminal justice
system. I urge your passage of 477.

SPEAKER MARVEL: The motion is to advance the bill, 477,
all those in favor of advancing the bill vote aye,
opposed vote no. Have you all voted? Record.

CLERK: 27 ayes, 0 nays on the motion to advance the
bill Mr. President.

SPEAKER MARVEL: Motion is carried, bill is advanced.

CLERK: Mr. President, you Enrollment Clerk respectfully
reports that she has presented to the Governor LBs 291,
311, 355 and 56.

Committee on E & R respectfully reports that we have
carefully examined and re-engrossed LB 290 and find the
same correctly engrossed. 157, 157A, 158, 200, 371, 407, 280,
427 and 427A, all corrected engrossed. (signed) Senator
Kilgarin, Chair.

Senator Schmit would like to print amendments to LB 243
in the Journal, Mr. President.

May 12, 1981

LB 427, 427A, 556, 548

SENATOR CLARK: The bill is declared passed with the emergency clause attached. The Clerk will now read LB 427.

CLERK: Mr. President, if I may right before that, I have explanation of votes from Senator Warner. (See pages 1948-49).

Mr. President, your committee on E & R respectfully reports they have carefully examined and reviewed LB 556 and recommend the same be placed on Select File, and LB 548 Select File. Both signed by Senator Kilgarin, Chair.

SENATOR CLARK: Clerk will read LB 427.

CLERK: Read LB 427 on Final Reading.

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall the bill pass. All those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: 46 ayes, 2 nays, 1 present and not voting. Vote appears on pages 1949-50 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed. The Clerk will read 427A.

CLERK: Read LB 427A on Final Reading.

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall the bill pass. All those in favor vote aye, all those opposed vote nay. It takes 30 votes.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: 45 ayes, 2 nays, 2 excused and not voting. Vote appears on page 1950 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed. LB 292, with the emergency clause.

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LB 22, 22A, 157, 157A, 158, 158A,
168, 168A, 197, 197A, 245, 245A,
253, 253A, 292, 292A, 317, 317A,
427, 427A, 529

RECESS

SPEAKER MARVEL PRESIDING

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: The Clerk has some items on the desk that need to be read in for the record.

CLERK: Mr. President, I have for your signature LBs 197, 197A, 245 and 245A, LBs 168, 168A, LB 157 and 157A, LB 427 and 427A, LB 292, 292A, LB 317 and 317A, LB 22 and 22A, and LB 158, 158A, and 253 and 253A, Mr. President.

Mr. President, Senator Chronister would like to print amendments to LB 529 in the Journal. (See page 1963 of the Legislative Journal.)

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign engrossed LB 197, engrossed LB 197A, engrossed LB 245, engrossed LB 245A, engrossed LB 168, engrossed LB 168A, engrossed LB 157, engrossed LB 157A, engrossed LB 427, engrossed LB 427A, engrossed LB 292, engrossed LB 292A, engrossed LB 317, engrossed 317A, engrossed LB 22, engrossed LB 22A, engrossed LB 158, engrossed LB 158A, engrossed LB 253, engrossed LB 253A. Before we begin with some other bills, it is my privilege to introduce a number of visitors from Senator Cope and Kahle's Districts, ten students, 1st to 10th Grade, First Church of God Christian Academy, Kearney, Pastor Larry Lautaret, Jane Perry, teacher and Chester Trew, sponsor. In the north balcony. Will you hold up your hands so we can see where you are? Okay. From Senator Howard Peterson's District, eight students K through 12th Grade, Calvary Academy, Grand Island, Nebraska, Agnes Rich, Louise Bonne and Bonnie Skala, teachers. Where are you located? Okay. From Senator Chronister's District, eleven students from District 9, District 43, Wisner, Nebraska. Miss Koester and Miss Kansier, teachers. North balcony. Where are you located? Okay. From Senator Dworak's District five students, 3rd and 7th Grade from Christian Liberty Academy, Leigh, Nebraska, Susan Turvy, teacher, also Barbara Hall, in the south balcony. Are you in the south or north? From Senator Beutler's District sixteen 4th Graders, Hawthorne Elementary School, Lincoln, Nebraska, Mrs. Stephenson and Mrs. Anderson, teachers, in the north balcony. Where are you located? From Howard Peterson's District seven students K through 12th Grade, York Christian Academy, York, Nebraska, Edward Moray, Irene Moray, teachers. Where are you located? Okay. From

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LB 22, 22A, 144, 144A, 157, 157A, 158,
158A, 168, 168A, 188, 188A, 197, 197A,
204, 204A, 207, 207A, 243, 245, 245A,
317, 317A, 253, 253A, 292, 292A, 427, 427A

Mr. President, your committee on Enrollment and Review respectfully reports....your Enrolling Clerk reports that she has presented to the Governor those bills that were read this morning on Final Reading. (See page 1977 regarding LBs 207, 207A, 188, 188A, 144, 144A, 204, 204A, 197, 197A, 245, 245A, 168, 168A, 157, 157A, 427, 427A, 292, 292A, 317, 317A, 22, 22A, 158, 158A, 253, 253A, in the Legislative Journal.)

SENATOR CLARK: I would like to announce the guests of Phyllis Todd from Senator Beutler's District, Mr. Kim, Mrs. Kim and Mrs. Bae-Pusan from Seoul, Korea. They are under the south balcony. Will you stand and be recognized, please? They are in the south balcony. Welcome to the Legislature. LB 243.

CLERK: Mr. President, LB 243 was a bill introduced by Senator Schmit. (Read title.) The bill was first read on January 16, referred to Ag and Environment. The bill was considered by the body on April 10, Mr. President. At that time the committee amendments were adopted. There was an amendment from Senator Schmit that was adopted. The bill failed to advance on that date, Mr. President. I have nothing further on the bill.

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President and members of the Legislature, I am going to ask you once again to consider LB 243. The bill was heard and discussed and debated at length. The previous time it was up it received 23 votes to advance on a Friday afternoon with about 27 or 8 people on the floor. I think that the fact that we have discussed the bill should perhaps wipe out any reason for a lot of lengthy debate. I know there are a lot of other bills that you want to get to today. I just want to say in reply to a piece of material that is lying on your desk, two and a half pages in length, which casts serious doubts about the problems that LB 243 can cause, I want to say this. You will recall that Senator Kremer and myself and along with several...at least 23 others in this body successfully added about \$2 million to the water development fund. There are rumors now that they may want to cut that back in the Executive Office to \$3 million from 4. That means that we will have about an additional \$800,000 in the water development fund, 50 cents per capita. Not exactly an overwhelming amount of public support I would guess for water development. My concern as I have indicated many times on this floor is this, if we are going to use funds that have been generated by a subdivision of government for

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LB 3, 234, 248, 248A,
366, 427, 427A, 561

eight o'clock which means you can come in at eight o'clock and not make too much noise and there will be a general turn-over and it won't really affect anybody too much.

CLERK: Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LBs 3, 248, 248A, 366, 427, and 427A. See page 2077, Legislative Journal.)

Mr. President, Senator DeCamp would like to print amendments to LB 234 in the Legislative Journal.

SENATOR CLARK PRESIDING

SENATOR CLARK: I would like to announce Senator Remmer's guests, Merle Prior from Falls City, Gladys Koeppel from Auburn and Muriel Scott of Auburn. They are under the South balcony. Would you stand and be recognized? Senator Dworak has 26 fourth grade students from Highland Park, Columbus with two adults. Mr. Dennis Smith and Dale Brinkman are the teachers. They are in the North balcony. Will you raise your hands and be recognized please? Also Al Boettcher from Fairbury and Stephen Songster from Exeter, Mr. and Mrs. Boettcher are from Senator Burrows' District. He was the Speaker of the Silver-haired Legislature. Stephen Songster is from Senator Maresh's Office and he was a member of the Silver-haired Legislature also. I don't know where they are but will you stand and be recognized please? Welcome to the Legislature, all of you. The first motion under #5.

CLERK: Mr. President, Senators Dworak, Fowler, Stoney, Lowell Johnson, Cope and Marsh, pursuant to Rule 6, Section 4 move to override the Governor's line-item veto of the Department of Public Institutions, Program No. 424 - State Aid - Community Mental Retardation, including the final budget for each mental retardation region shown in Section 11 on pages 10 and 11 of the bill. (LB 561.)

SENATOR CLARK: Senator Dworak.

SENATOR DWORAK: Mr. President, colleagues, I find myself in a role this afternoon I am not too often in and that is advocating a veto override. I might mention the reason I am speaking instead of Senator Warner is that the Appropriations Committee was split on action or on the Governor's vetoes and Senator Warner voted in the minority. I might also suggest that I think many of those minority votes were not necessarily on the specific issues but rather in just a general philosophical approach to sustaining the Governor all the way across the board. My personal opinion is this seven hundred and seventy some thousand dollars that five