

January 9, 1981

PRESIDENT: Will there be further discussion on LR 1. Senator Landis, you may close. No close, all right. The question before the House is the adoption of LR 1 found on page 82 of the Journal. All those in favor vote aye, opposed nay. Have you all voted? Have you all voted? Record the vote, Mr. Clerk.

CLERK: 30 ayes, 1 nay on adoption of the resolution, Mr. President.

PRESIDENT: The motion carries. The resolution, LR 1, is adopted. Anything further, Mr. Clerk, before we ...?

CLERK: Mr. President, yes, sir, I have a new resolution offered by Senators Goll and DeCamp. (Read LR 2 as found on pages 96-97 of the Legislative Journal.) Mr. President, pursuant to our rules, that resolution will be laid over.

PRESIDENT: We are ready then for the introduction of new bills. I would hope that all of you who have bills ready for introduction will get them up to the Clerk's desk so that we can expedite the reading in and introduction of new bills. Proceed, Mr. Clerk, with the reading of the new bills.

CLERK: Read LB 52-60 by title for the first time as found on pages 97-98.

Mr. President, if I could interrupt for just a moment, Senator Landis would like to have a meeting of the Urban Affairs Committee underneath the North balcony now for purposes of organizing, Urban Affairs Committee under the North balcony right now, Mr. President.

Read LB 61-65 by title for the first time as found on page 99 of the Legislative Journal.

Mr. President, Senator Lamb would like to have the Reference Committee of the Executive Board meet underneath the North balcony right now, that is Executive Board underneath the North balcony.

Read LB 66-67 as found on pages 99-100 of the Legislative Journal.

Mr. President, the Reference Committee would like to meet in the area where Senator Lamb is standing for purposes of referencing bills, Reference Committee over in the area where Senator Lamb is.

Read LB 68 by title for the first time as found on page 100 of the Legislative Journal.

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LR 6

SPEAKER MARVEL PRESIDING

DR. PALMER: Prayer offered.

SPEAKER MARVEL: Roll call. Okay, record the vote.

CLERK: Quorum present, Mr. President.

SPEAKER MARVEL: We would appreciate it if you would get whatever bills you have in this morning. If this is absolutely impossible we are still going to meet for a while this afternoon to try to get as many bills as possible processed. Mr. Clerk, do you have other items under #3?

CLERK: Yes, sir, Mr. President. First of all I have a correction to the Journal. (Read. See page 269 of the Journal.)

Mr. President, your committee on Judiciary gives notice of public hearing in Room 1113 for January 27, 28 and 26. Your committee on Education gives notice of public hearing in Room 1517 for January 26 and 27 and your committee on Public Works gives notice of public hearing in Room 1517 for January 28, February 11, 12, 18, 19 and 20. That is signed by the respective chairmen.

SPEAKER MARVEL: Do you have any other items?

CLERK: No, sir.

SPEAKER MARVEL: Okay, we are ready for #4. Item #4, introduction of new bills. Under item #5, resolutions, LR 6.

CLERK: Mr. President, first of all, with respect to LR 6, Senator Chambers asks unanimous consent to have his name withdrawn as co-introducer of the resolution.

SPEAKER MARVEL: Hearing no objection, so ordered.

CLERK: Read LR 6. Mr. President, the resolution is found on page 255 of the Journal.

January 28, 1981

LR 8
LB 1, 2, 60

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Reverend Palmer.

DR. PALMER: Prayer offered.

PRESIDENT: Roll call. Record the presence, Mr. Clerk.

CLERK: Quorum present, Mr. President.

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

CLERK: The Journal is without error the morning, Mr. President.

PRESIDENT: We will have to let the record show that and are there any messages, reports or announcements.

CLERK: Mr. President, just one, LR 8 is ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business, I propose to sign and I do sign LR 8. We are ready then for agenda item #4, Select File, and we will take up the bills on Select File, Mr. Clerk, beginning with LB 1.

CLERK: I have no E & R amendments, Mr. President.

PRESIDENT: Senator Lamb, could we just ask you as Senator Kilgarin is not present, why don't we just have you move LB 1. There are no E & R amendments, Senator Lamb, so just move it ahead.

SENATOR LAMB: Mr. President, members of the Legislature, I move that LB 1 be advanced.

PRESIDENT: Motion is to advance LB 1 to E & R for engrossment. Is there any discussion? All those in favor signify by saying aye, opposed nay. LB 1 is advanced to E & R for engrossment. LB 2. Senator Lamb.

SENATOR LAMB: Mr. President, members of the Legislature, I move that LB 2 be advanced to E & R for engrossment.

PRESIDENT: Motion to advance LB 2 to E & R for engrossment. Is there any discussion? If not, all those in favor signify by saying aye, opposed nay. LB 2 is advanced to E & R for engrossment. Next is LB 60. Senator Lowell Johnson, is he

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LB 141, 57

and concede the point that his area might be one of the other popcorn capitals of the world.

PRESIDENT: The Chair recognizes Senator Nichol for his nickel's worth.

SENATOR NICHOL: Mr. Chairman and members of the Legislature, since others are blowing about things in their area, I think I should say something about the dry edible beans but I won't.

PRESIDENT: Thank you. That was merciful for all of us to experience that. The Chair recognizes Senator Rumery.

SENATOR RUMERY: Mr. President, members of the Legislature, may I call attention to the body that popcorn is not very good unless you use plenty of butter.

PRESIDENT: Senator Koch. The Chair recognizes Senator Koch.

SENATOR KOCH: A point of information to the presiding officer.

PRESIDENT: Yes, sir, Senator Koch.

SENATOR KOCH: Will the good Senator from North Bend report this to the Accountability Commission because I really do think it is a form of or in lieu of money and he may be doing a little advertising which should be accounted for.

PRESIDENT: All right. I think he was listening to you. I am not sure. We now have that out of the way. We have had our commercials for the day and will now proceed with agenda item #4, Select File. We are ready for Select File. Senator Kilgarin, are you ready for the Select File. The first bill on Select is LB 141 and there are no E & R amendments I am advised so just move it to E & R.

SENATOR KILGARIN: I move LB 141 to E & R for engrossment.

PRESIDENT: Motion is to advance LB 141 to E & R for engrossment. Is there any discussion? All those in favor signify by saying aye, opposed nay. LB 141 is advanced to E & R for engrossment. It might be well if we listened. Some of these bills might be passed on and you might wonder how they got there if you don't listen. So the next bill is LB 57 on Select File. The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move that LB 57 be moved to E & R for engrossment.

PRESIDENT: There are E & R amendments, I believe, are there not, Mr. Clerk?

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LB 57, 15

SENATOR KILGARIN: I move the E & R amendments be adopted.

PRESIDENT: Motion to adopt the E & R amendments on LB 57. Any discussion? All those in favor of approving the E & R amendments on LB 57 signify by saying aye, opposed nay. The E & R amendments are adopted. Now, Senator Kilgarin.

SENATOR KILGARIN: I move LB 57 be advanced.

PRESIDENT: Motion to advance LB 57 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 57 is advanced to E & R for engrossment. We will now then move to agenda item #5, General File, and begin with LB 15.

CLERK: Mr. President, LB 15. (Title read.) The bill was first read on January 8 of this year. It was referred to the Education Committee for public hearing. The bill was advanced to General File by the Education Committee. I have no amendments, Mr. President.

PRESIDENT: The Chair recognizes Senator Clark.

SENATOR CLARK: Mr. President, I would move for LB 7 (sic) to be advanced to E & R Initial. What this bill does is strictly a permissive legislation to allow the companies that are impacting school districts to pay to school districts for that impactation, not only school districts, but we also have it for counties and cities coming up. This is strictly a permissive legislation. It is one that has been agreed to by all of the power companies. Comstock area is going to be impacted in 1982. The Sutherland has been impacted. That was declared unconstitutional, the last bill that Senator Rumery had. This will also take care of that impactation. They will have a retroactive payment coming into the schools and I would move for the advancement of the bill.

PRESIDENT: The Chair recognizes Senator Wagner.

SENATOR WAGNER: Mr. Speaker, members, I would certainly like to thank Senator Clark for his efforts with his committee this summer and he invited me to sit in on it because the Comstock unit does lay in my district. I think he has done an excellent job on here solving a kind of a very difficult problem. I certainly do support the bill and again I want to commend Senator Clark and his committee for the work they did on it.

PRESIDENT: Any further discussion on LB 15? Hearing none, Senator Clark, do you want to close?

SENATOR CLARK: No closing.

February 4, 1981

LB 57, 141, 143, 524

CLERK: (Read record vote as found on pages 420 and 421 of the Legislative Journal.) 45 ayes, 0 nays, 3 excused and not voting, 1 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is passed on Final Reading. The Clerk will now read on Final Reading LB 57.

CLERK: (Read LB 57 on Final Reading.)

SPEAKER MARVEL: All provisions of law relative to procedure having been complied with, the bill is declared passed. Sorry, they gave me some new language to read up here. The question is, shall the bill pass? Those in favor vote aye, opposed vote no. Have you all voted? Clerk, record the vote.

CLERK: (Read record vote as found on page 421 of the Legislative Journal.) 45 ayes, 1 nay, 3 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read on Final Reading LB 141.

CLERK: (Read LB 141 on Final Reading.)

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass with the emergency clause attached? Those in favor vote aye, opposed vote no. Have you all voted? Clerk, record the vote.

CLERK: (Read record vote as found on page 422 of the Legislative Journal.) 43 ayes, 0 nays, 3 excused and not voting, 3 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading with the emergency clause attached.

CLERK: Mr. President, Senator Wagner asks unanimous consent to have his name added to LB 524 as coinstructor.

SPEAKER MARVEL: No objection, so ordered.

CLERK: Mr. President, your Committee on Education gives notice of public hearing for February 9. Signed by Senator Koch as Chairman. (See pages 422 and 423 of the Legislative Journal.)

Mr. President, your Committee on Public Works whose Chairman is Senator Kremer to whom was referred LB 143 instructs me to report the same back to the Legislature

February 5, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: ...this morning by Rabbi Mark J. Bisman, Tifereth Israel Synagogue, 3219 Sheridan Boulevard, Lincoln, Nebraska.

RABBI BISMAN: Prayer offered.

SPEAKER MARVEL: Roll call, please record your presence.

CLERK: Mr. President, Senators Wagner, Carsten, Warner, Carsten and Wagner would like to be excused all day, Senator Fenger and Higgins until they arrive. Mr. President, Senator Vard Johnson would like to be excused until he arrives.

SPEAKER MARVEL: Will you please record your presence if you haven't already. Okay, record.

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

SPEAKER MARVEL: Item #3. Do you have anything to read in?

CLERK: Yes, sir. Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 156 and recommend that same be placed on Select File with amendments; LB 28 Select File; LB 29 Select File; LB 42 Select File with amendments, (Signed) Senator Kilgarin, Chairman. (See page 440 of the Legislative Journal.)

Mr. President, I have LRs 4, 9, 10, 13, 14 are ready for your signature as well as engrossed LBs 1, 2, 60, 71, 57 and 141.

SPEAKER MARVEL: While the Legislature is in session I am about to sign and do sign LR 4, LR 9, LR 10, LR 13, LR 14, LB 1, LB 2, LB 60, LB 71, LB 57 and LB 141.

CLERK: Mr. President, I have a reference report referring LB 543 and LR 12; rereferring LB 526 as well as a number of gubernatorial appointments. (See pages 441-442 of the Journal.)

Finally, Mr. President, I have a report from the Thurston County Sheriff's Department pursuant to statutory section 23-362.

SPEAKER MARVEL: Senator Warner is excused today so we are going to pass over #4, item #4 and move to item #5 which is General File and the first order of business is LB 165A.

CLERK: Read LB 165A.

SPEAKER MARVEL: Senator Lamb.

February 6, 1981

LB 1, 2, 43, 46, 57, 60,
70, 81, 141.

PRESIDENT LUEDTKE PRESIDING

PRESIDENT LUEDTKE: Prayer by Dr. Edward Kolbe, Pastor of First Christian Church here in Lincoln.

DR. EDWARD KOLBE: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Marsh would like to be excused until she arrives. Mr. President, Senators Dworak, Carsten and Newell excused for the day. Senators Burrows, Hoagland, Fowler and Pirsch until they arrive.

PRESIDENT: Have you all registered your presence?

CLERK: Senator Labedz and Senator Vard Johnson would like to be excused until they arrive.

PRESIDENT: Record the presence.

CLERK: Quorum present, Mr. President.

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

CLERK: I have no corrections.

PRESIDENT: The Journal will stand correct as printed.

CLERK: I'm sorry, I do have....(See page 451 of the Legislative Journal for correction.)

PRESIDENT: Any messages, reports or announcements, Mr. Clerk.

CLERK: Yes, Mr. President, there are.

PRESIDENT: Proceed.

CLERK: Mr. President, your Enrolling Clerk respectfully reports that she has on this day at 1:58....on February 5 at 1:58 presented to the Governor for his approval the following bills: 1,2, 60, 71, 57, and 141.

Your Committee on Enrollment and Review respectfully reports that we have carefully examined and reviewed LB 43 and recommend that same be placed on Select File with amendments; 46 Select File with amendments; 81 Select File with amendments. (See pages 453 and 454 of the Journal.)

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LB 1, 2, 18, 41, 43, 46, 45,
57, 60, 71, 81, 141.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: (Microphone not on)....this is by the Reverend Gale R. Baldrige, First Baptist Church, Lincoln, Nebraska.

REVEREND GALE R. BALDRIDGE: Prayer offered.

SPEAKER MARVEL: Record your presence, please.

CLERK: Mr. President, Senator Witala, Kilgarin, Kremer, Vard Johnson, Stoney, Labedz, Higgins, Sieck, Carsten, and Chambers until they arrive. Quorum present, Mr. President.

SPEAKER MARVEL: Okay, item #3, messages, reports, announcements.

CLERK: Mr. President, communication from the Governor addressed to the Clerk. (Read communication relating to engrossment of LB 1, 2, 57, 60, 71 and 141, as found on page 491 of the Journal.)

Mr. President, Attorney General's Opinion addressed to Senator John DeCamp regarding LB 45. (See pages 492 through 494 of the Legislative Journal.)

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 43 and find the same correctly engrossed, 46 and 81 correctly engrossed. (Signed) Senator Kilgarin, Chair.

SPEAKER MARVEL: Senator Nichol, do you want....Senator Nichol, do you want to follow Select File for us? Item #4 is Select File and the first bill is LB 41.

CLERK: There are no E & R amendments.

SENATOR NICHOL: Mr. Chairman, I move the advancement of LB 41 to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. LB 18.

CLERK: No E & R amendments, Senator.

SENATOR NICHOL: Mr. Chairman, I move LB 18 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. LB 121.