

LR 146, 180, 188, 189,
191, 194-196

LB 111, 118, 138, 213, 216,
320, 472, 506, 506A, 512,
523, 551, 556, 556A

May 29, 1981

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer this morning by the Reverend John Schmeltzer, Associate Pastor of First Plymouth Congregational Church here in Lincoln.

REVEREND SCHMELTZER: Prayer offered.

PRESIDENT: Roll call. 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: One little one, Mr. President, on page 2378, insert the contents of LR 194.

PRESIDENT: All right, the Journal will stand published as corrected. Any messages, reports or announcements?

CLERK: Mr. President, I have a series of items. Mr. President, I have several communications from the Governor addressed to the Clerk. (Read. Re.: LB 320, 472, 111, 118, 213, 216, 512, 523, 551, 553, 554, 556, 556A, LB 138, LB 506. See pages 2383-2384.)

Mr. President, I have a veto message from the Governor. (Read. Re.: LB 506A. See page 2385 of the Journal.)

Mr. President, I have an Attorney General's opinion addressed to Senator Beutler regarding LB 321; an opinion addressed to Senator Hoagland on LB 213. See pages 2385-2387 of the Journal.)

Mr. President, new resolutions, LR 195 by Senator Koch. (Read. See page 2387-2388.) And Mr. President, LR 196 offered by Senators Wesely, Hoagland, Fowler and Beutler. (Read. See pages 2388-2389.) Mr. President, finally LRs 146, 180, 188, 189, 191 and 194 are all ready for your signature.

PRESIDENT: While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 146, LR 180, LR 188, LR 189, LR 191, LR 194. Anything further, Mr. Clerk?

CLERK: I have nothing further, Mr. President.

PRESIDENT: We will proceed then with agenda item #4, Final Reading on this final day of the 87th Legislature, first session. The Sergeant at Arms will secure the Chamber.

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Senator Burrows asks unanimous consent to add his name as co-introducer.

PRESIDENT: Is there any objection? If not, so ordered.

CLERK: Mr. President, LR 193 offered by Senators Kahle, Nichol, Wagner, Richard Peterson, Hefner, Warner, Rumery, Schmit, Vickers, Carsten, Maresh, Lamb, Sieck. (Read LR 193.)

PRESIDENT: The Chair recognizes Senator Kahle. LR 193.

SENATOR KAHLE: Mr. Speaker, I know it is late and we signed this petition several days ago, or resolution, for Mr. Mirandi who served well in his field and I hope you will vote and support this resolution.

PRESIDENT: All right, any further discussion? All those in favor then of LR 193 vote aye, opposed nay. Record the vote.

CLERK: 37 ayes, 0 nays, Mr. President, on the adoption of the resolution.

PRESIDENT: Motion carries. The resolution is adopted. The next resolution.

CLERK: Mr. President, before we consider the next resolutions, I have a motion to suspend the rules, Section 4, Section 6, so as to permit consideration of resolution 195.

PRESIDENT: What is the resolution number?

CLERK: 195.

PRESIDENT: 195, and there is a motion to suspend the rules, you say? All right, the motion is to suspend the rules so we can take up LR 195 and 196. Who is speaking to this?

CLERK: Senator Koch.

PRESIDENT: Senator Koch.

SENATOR KOCH: Thank you, Mr. President.

PRESIDENT: This is on the suspension....

SENATOR KOCH: Occasionally you have to get the attention of others who are elected to office, and because of no

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Fault of anyone this resolution did not get properly placed so my only chance is to offer a rule to suspend the rules. Now, Mr. Bogard, who is the new President of the Omaha Public School Systems Board of Education.... I put on your desk a remark, I have no problem with him wanting to keep Dr. Knudson because he is very able and he has demonstrated that, and I would support that one hundred percent. Now when he gets into the issue of possibly taking in School District 66, School District 54, and Millard some day when it is more beautiful in terms of dollars, I think that is enlarging his presidency too rapidly. I suggest to him that he should be a policy maker for the good education of the students of the Omaha Public School System. I also call to your attention that Mr. Bogard's statement, and I quote, said he is not unalterably opposed to tax revenue lids. In a way it forces a good economy of the dollar, that a lid is not a bad idea. Yet I think it is hypocritical that the Omaha Board of Education lobbied me tough on 352 and opposed 352, yet very conveniently for the press he said he is not opposed to lids. Several of us in here bled over the repeal of zero lid, and we bled tough and hard. I did a year ago and again we did it this year, Senator Carsten and many others. The same individual who assumes that high office now impugns the character of other elected school board members who have proven beyond a shadow of a doubt that their systems are efficient, they are appropriate and they offer quality education. And as a closing remark before I withdraw this, I want to state this. Westside High School this year had thirty David Scholarship winners, which is the highest ACT scores for the regions in the State of Nebraska. That is worth \$500 a student. The public schools of Omaha had four. So measure that for quality education efficiency and what is going on in the school system. I withdraw the rule suspension.

PRESIDENT: Did I hear you say you withdrew the....? Okay, Senator Koch. Withdrawn...shall be withdrawn. Anything further now, Mr. Clerk?

CLERK: Mr. President, Senator Wesely then would move to suspend the rules so as to permit consideration of LR 196.

PRESIDENT: All right, now we are on a motion to suspend the rules. 196. Senator Wesely. You are on.

SENATOR WESELY: I just would like to suspend the rules. We brought this resolution, Senator Hoagland, Fowler, Beutler and myself cosigned it. We tried to get it in yesterday and we couldn't get it in and so it just got into

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the Journal this morning, so we need to suspend the rules to bring it up.

PRESIDENT: Okay, any discussion? Motion to suspend.... they want to know what the motion is about, so you had better tell them that.

SENATOR WESELY: The resolution was passed out earlier this afternoon. It is LR 196, and so you should all have copies, or had copies on your desk. It essentially just talks about the Capitol environs and there is an effort to tear down a building across the street here, and we don't take any position on that but just call to the attention of the Lincoln City Council that there is a Capitol environs plan and they should keep that in mind when making a decision. So, it doesn't take a position on anything in particular but wants to remind people that the Capitol is a beautiful building and that we have a Capitol environs plan that should be followed when making any zoning decisions around it.

PRESIDENT: Does that answer your question? Any further discussion? If not, all those in favor of suspending the rules to take up LR 196 vote aye, opposed nay. Record the vote.

CLERK: 33 ayes, 0 nays to suspend the rules, Mr. President.

PRESIDENT: Motion carries. The rules are suspended. Now for the motion, Senator Wesely. Or the resolution, excuse me, adoption of the resolution. We cannot hear anything. Go ahead.

SENATOR WESELY: I'm sorry, I just again would like to move the adoption of the resolution. It essentially calls for the City Council here in Lincoln to keep in mind that we adopted an environs plan for the Capitol to protect its beauty and it doesn't really say anything specific other than watch out and protect our treasure of the state.

PRESIDENT: Okay. Anything further? Any further discussion? All those in favor of adopting the LR 196 vote aye, opposed nay. Record the vote.

CLERK: 37 ayes, 0 nays, on adoption of the resolution, Mr. President.

PRESIDENT: Motion carries. The resolution is adopted? Anything further, Mr. Clerk?

CLERK: Yes, Mr. President. Mr. President, I have a