

March 1, 1982

LR 232
IB 522, 646, 649, 768,
831, 860, 874, 885, 834

RECESS

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Okay, open the Board and record your presence. Record your presence.

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

SPEAKER MARVEL: Do you have some items to read in?

CLERK: Mr. President, a few items. A communication from the Governor addressed to the Clerk. (Read. Re: LB 646 and 649, and 834.)

Your committee on Public Health and Welfare reports 768 advanced to General File with committee amendments attached; and LB 831 General File with committee amendments attached; both signed by Senator Cullan.

Your committee on Public Works whose Chairman is Senator Kremer reports LB 860 advanced to General File with committee amendments attached; 874 and 885 General File with committee amendments attached. All signed by Senator Kremer.

Mr. President, Senator Vard Johnson would like to print amendments to LB 522 in the Legislative Journal.

SPEAKER MARVEL: Visiting the Legislature today from Senator Marsh's District, May Morley; Mrs. Johnson, Mrs. Pedersen, Mrs. Weisser, teachers; and they are in the North balcony. Can you hold up your hands so we can see where you are? Now, Mr. Clerk, do we have a resolution?

CLERK: Mr. President, we do. Mr. President, LR 232 offered by Senator Schmit, Carsten and Hefner. (Read.) Mr. President, Senator Carsten would move to suspend Rule 4, Section 6, so as to permit consideration of LR 232 today.

SPEAKER MARVEL: The Chair recognizes Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, I would ask the Legislature to support us in the move to suspend the rules and adopt this resolution today and that it be in proper form and be carried by Senator Hefner tomorrow to Senator Burbach's funeral and hand delivered to Mrs. Burbach. I would hope that this body would agree to this procedure. Thank you, Mr. President.

SPEAKER MARVEL: The Chair recognizes Senator Hefner.

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SENATOR HEFNER: Mr. Chairman, I would like to talk to the resolution.

SPEAKER MARVEL: The Chair recognizes Senator Kremer.

SENATOR KREMER: Mr. Chairman, I support the motion to suspend the rules and then, too, I would like my name to be added to the resolution. Maybe all of us would, I don't know. I do.

SPEAKER MARVEL: All those in favor of the motion...Senator Sieck, your light is on.

SENATOR SIECK: Mr. President, members of the body, I also would support this resolution and wish for its adoption but I also would like to have my name added to it because I did think a lot of Senator Burbach.

SPEAKER MARVEL: Okay, the other request that you made about adding your name, that will be taken care of in the next motion. All those in favor of suspending the rules as per Senator Carsten and Senator Hefner's presentation vote aye, opposed vote no. This is the motion to suspend the rules to take up the...okay, record.

CLERK: 32 ayes, 0 nays on the adoption of the resolution, Mr. President.

SPEAKER MARVEL: The motion is carried. The rule is suspended. Okay, Senator Hefner.

SENATOR HEFNER: Mr. President and members of the body, this resolution recognizes and honors a former senator of this body, Jules Burbach, with this resolution. I have known Jules all my life. I have been a personal friend of his. He was a hard working man. He was a dedicated man, dedicated person and he gave so much of himself, not only to state government or to this state body but in anything that he did in all walks of life. He spent twenty years in this Legislature. He spent twenty years in this body and he gave twenty years of faithful and dedicated service to our state government here in Nebraska. Like the Governor said this morning, he was a mover and a shaker and I certainly echo these comments. He served in many positions in this Legislature. He was a Speaker of this body and an effective one I am told. I was not a member of this body until he decided not to run and then I followed in his footsteps. He was chairman of the Revenue Committee and he was instrumental in broadening our tax base that we have in Nebraska. He was one of the movers in changing our tax structure in our state and of course, I sympathize with the enormous task that he sought to accomplish and he did accomplish because I have been a member of this committee for the last six years. The good life that we have in Nebraska has come about with people like the former Senator Jules Burbach. Not only do we remember Jules as a member of this body but in many of the other positions that he held all across the state and I will just mention a few, such as being a member of the State Fair Board, a member of the Nebraska Public Power Board of Directors and many, many others. I will personally carry this resolution to his widow, Bernice, tomorrow and I would urge you all and I wish you all would help me get this resolution passed. I also ask unanimous consent to add all the senators' names to this resolution. I urge the adoption of this resolution.

SPEAKER MARVEL: You heard the motion for unanimous consent. Is there any discussion? Senator Schmit, do you wish to be recognized.

SENATOR SCHMIT: Mr. President and members of the Legislature, I also want to rise in support of the resolution. For a man that we all knew as Jules, a man who has served the state in many capacities and served it well I think the most important way you can remember Jules is by virtue of the fact that his word was good and he was a friend regardless of politics, regardless of area, regardless of background. He treated all of us equally and he was never afraid to extend himself, not only for us but for the people clear across the State of Nebraska. I think probably more than almost any other man who served here he fit the description of a state

senator, a senator for the entire State of Nebraska and I am proud to have my name on the resolution.

SPEAKER MARVEL: Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, I sit in the seat that was used by Senator Burbach in his last years here in the Legislature. He also was chairman of the Revenue Committee, the same committee which I chair and gave me when I entered this body, some of the finest guidelines that a new senator could ever have. I have tried my best to follow those guidelines knowing full well that I could never fill his chair nor his shoes the way they should be. But to him we are most grateful that he has given all of us a goal to attain by our actions on this floor. Thank you.

SPEAKER MARVEL: Okay, the motion before the House is the... Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman, members of the Legislature, I just have one comment to make and that has to do with how things change when a person has departed but I remember how Senator Burbach held a position with the Legislature and was dumped from that position, had his throat cut while in that position by members of the Legislature and I just thought I needed to add that to make the record complete. Too many times we try to erase at a man's death or after his death, what was done to him while he was alive. But since I was here when those things happened and I have yet to hear anybody during this eulogizing time make any comment about that situation, I had an obligation to make that comment so that the record is complete.

SPEAKER MARVEL: The motion is to adopt the resolution. All those in favor of that motion vote aye, opposed vote no. Have you all voted? Have you all voted? Okay, record the vote.

CLERK: 38 ayes, 0 nays, Mr. President, on adoption of the resolution. Mr. President, Senator Hefner would ask unanimous consent to add the names of all the members to the resolution as coinstructors.

SPEAKER MARVEL: No objections, so ordered. The first announcement we have is that the Legislature will not be in session tomorrow. There are at least twenty legislators who indicated that they would like to go and, therefore, in effect, it would be almost impossible to operate. Therefore, the motion at the moment is to indicate that everybody handles their own transportation. Senator Hefner, do you have a comment?

March 3, 1982

LR 232
LB 215, 378, 410, 417,
665, 848, 850, 898

advanced to General File with committee amendments attached.
Signed by Senator Cullan.

Public Works committee whose Chairman is Senator Kremer reports 848 advanced to General File with committee amendments attached; 850 advanced to General File with Committee amendments attached. Both signed by Senator Kremer as Chair.

Your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 215 and find the same correctly engrossed; 410 and 417, all correctly engrossed.

Mr. President, LR 232 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 232.

CLERK: Mr. President, communications from the Governor on gubernatorial appointments: Mr. Sheldon Harris to the Nebraska Investment Council, and a series of appointments to the Manufactured Housing Advisory Board. Both will be referred to the Reference Committee.

I have an Attorney General's opinion addressed to Senator Wesely; an Attorney General's opinion to Senator Vard Johnson on LB 665; and an opinion to Senator DeCamp on LB 898. All will be inserted in the Journal.

Mr. President, Senator DeCamp would like to print amendments to LB 378 in the Legislative Journal.

And I have received a report from the Policy Research Office pursuant to statutory provision.

And the committee on Constitutional Revision and Recreation reports a gubernatorial appointment confirmation hearing.

PRESIDENT: We are ready then for agenda item #4 on motions. We are ready for, Senator DeCamp, the Banking Committee's gubernatorial appointments report which I believe is the first motion up. Mr. Clerk, do you want to proceed with that motion?

CLERK: Mr. President, the first report is by Banking and it is a report on a Ms. Rosemary Hannam and it is found on page 777 of the Journal.

PRESIDENT: The Chair recognizes Senator DeCamp.