

November 5, 1981

LR 6

LB 8, 7

have at this point, it's the plan that we have for the next 12 or 15 months and it is the plan that hopefully will solve the problem. You can only have one leader at a time, that leader at this time is the Governor. We have his plan. I urge you to try it out.

PRESIDENT: The motion then is the advance of LB 8 to E & R for Engrossment. All those in favor vote aye, opposed nay. Have you all voted? We'll give everybody a chance to be on record. Record the vote.

CLERK: 41 ayes, 4 nays, Mr. President, on the motion to advance the bill.

PRESIDENT: The motion carries and LB 8 is advanced to E & R for Engrossment. The Clerk may read some matters into the record.

CLERK: Mr. President, new resolution, LR 6, offered by Senators Schmit, Cullan, Johnson, Chambers, Wesely and Labeledz. (Read LR 6 as found on page 91 of the Legislative Journal.) Mr. President, that will be laid over pursuant to our rules. Also, Mr. President, I have explanation of vote from Senator Haberman. (See page 91 of the Legislative Journal.)

PRESIDENT: I guess we are ready then for LB 7 on Select File. Are there some E & R amendments?

CLERK: Yes, Mr. President, LB 7 was reported to Select File this morning. There are E & R amendments pending.

PRESIDENT: Senator Cullan, will you handle the E & R amendments?

SENATOR CULLAN: Mr. President and members of the Legislature, I move that the E & R amendments to LB 7 be adopted.

PRESIDENT: All right, motion is to adopt the E & R amendments on LB 7. Any discussion? All those in favor of adopting the E & R amendments on LB 7 signify by saying aye. Opposed nay. The E & R amendments to LB 7 are adopted.

CLERK: Mr. President, Senator Schmit now moves to amend the bill and his amendment is found on page 79 of the Journal.

PRESIDENT: The Chair recognizes Senator Schmit.

SENATOR SCHMIT: Mr. President, will you read the amendment, please?

CLERK: Senator, it's the one that says, "strike original Section 3, page 6, strike line 22, renumber the remaining sections".

November 6, 1981

LR 5, 6

opposed vote nay. Have you all voted? Record the vote.

CLERK: 26 ayes, 2 nays, Mr. President, to adopt LR 5.

SENATOR CLARK: The resolution passed. It is adopted.
The next resolution.

CLERK: Mr. President, LR 6 found on page 91 of the Journal is offered by Senators Schmit, Cullan, Vard Johnson, Chambers, Wesely and Labedz. (Read LR 6.)

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President, the hour is late. I will not take much time. We discussed this issue very extensively through LB 7 the past few days. I believe the resolution is clear. It outlines the problems that exist with the present legislation on child support collection fees. I just want to emphasize once again that it appears to me that the principal reason for the imposition of a child support collection fee by the federal government was so that they would eventually be able to reduce their contribution to the ADC program to the state. If the federal government chooses to limit their contribution to the state there is a much more effective way of doing it. They can reduce that contribution from 75% to 65% or whatever they want to choose to limit it without adding to the burden of the work that is already being borne by the local clerks of the court and many other people at the county level. I would ask the adoption of the resolution.

SENATOR CLARK: Senator Higgins.

SENATOR HIGGINS: Mr. Speaker, Senators, Senator Schmit, would you yield to one question and that is all, just a question?

SENATOR SCHMIT: Yes, I will.

SENATOR HIGGINS: Basically is this resolution just asking the Attorney General to see about repealing this federal...?

SENATOR SCHMIT: Yes, it asks for an injunction and asks the Congress to seek the repeal of the law.

SENATOR HIGGINS: Do you think the injunction would in any way impair our receiving the federal funds?

SENATOR SCHMIT: No, in fact, Senator Higgins, if we were to get the injunction that would...ought to ensure the flow of the funds under such decision was determined finally.

November 6, 1981

LR 6

SENATOR HIGGINS: Senator Schmit, then I will vote yes for your resolution.

SENATOR CLARK: The question before the House is the adoption of the resolution. All those in favor vote aye. All those opposed vote nay. Record the vote.

CLERK: 27 ayes, 0 nays on adoption of LR 6, Mr. President.

SENATOR CLARK: The resolution passed. I understand that Senator Dworak does not want to take up his resolution. Senator Marvel, would you like to adjourn us until eight o'clock tomorrow morning.

SPEAKER MARVEL: With the motion to adjourn until eight o'clock tomorrow morning I would remind you that we need help as far as a quorum is concerned and as far as 33 votes are necessary during the morning to take care of the emergency clause on the bills. So with that in mind, I move we adjourn until tomorrow morning at eight o'clock.

SENATOR CLARK: You have heard the motion. All those in favor say aye, opposed. We are adjourned until eight o'clock tomorrow morning.

Edited by

L. M. Benischek
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November 7, 1981

LR 2, 5, 6
LB 8

SPEAKER MARVEL PRESIDING

DR. PALMER: Prayer offered.

SPEAKER MARVEL: Record your presence please. Record the vote.

CLERK: Quorum present, Mr. President.

SPEAKER MARVEL: Are there corrections to the Journal?

CLERK: I have no corrections, Mr. President.

SPEAKER MARVEL: Are there any items under number four?

CLERK: Mr. President, one more item, LR 2, 5, 6 are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign LR 2, LR 5, LR 6. Senator Koch, your light is on.

SENATOR KOCH: Mr. Speaker, a point of personal privilege.

SPEAKER MARVEL: Will you state the point to the Chair please.

SENATOR KOCH: Yes. Prior to the time of our voting on LB 8, I want to explain to this body, for the record, my vote. My vote is going to be negative, not because I do not realize the fiscal problems of this state but because I am still upset by the fact that we did not adopt the Warner amendment. Had we adopted that amendment I would have voted aye for LB 8, because that is the only way to face the future.

SPEAKER MARVEL: Will you all return to your seats so that we can proceed with Final Reading. Okay, there is a motion on the desk. The Clerk will read the motion.

CLERK: Mr. President, Senator Fowler would move to return LB 8 to Select File for specific amendment. That amendment being to strike the enacting clause.

SPEAKER MARVEL: Chair recognizes Senator Fowler.

SENATOR FOWLER: Mr. President, members of the Legislature,