

February 2, 1981

LB 165A, 167, 244, 542,

SENATOR KOCH: Mr. Speaker, members of the body, I move
The previous question.

SPEAKER MARVEL: There are no lights on, Senator Koch,
so with your permission we will call on Senator Burrows
to close.

SENATOR BURROWS: I move the advancement of the bill.
Thank you.

SPEAKER MARVEL: All those in favor of advancing LB 244
to E & R for review vote aye, opposed vote no. The motion
is the advancement of LB 244 to E & R for review. Record
the vote.

CLERK: 28 ayes, 7 nays on the motion to advance the bill,
Mr. President.

SPEAKER MARVEL: Okay, the motion is carried. The bill is
advanced. Are we ready for LB 92 now?

CLERK: May I read some things first, Mr. President?

SPEAKER MARVEL: Okay.

CLERK: Mr. President, Senator Warner offers a motion re-
garding A bills and consideration thereof. That will be
laid over. (See Page 392 of the Legislative Journal.)

Senator Schmit would like to have a meeting of the Ag and
Environment Committee tomorrow morning at 8:50 a.m. under-
neath the North balcony. That is tomorrow morning at 8:50
a.m.

Your committee on Revenue whose chairman is Senator Carsten
to whom is referred LB 167 instructs me to report the same
back to the Legislature with the recommendation if be ad-
vanced to General File with amendments, (signed) Senator
Carsten.

Mr. President, I have two Attorney General's opinions, the
first to Senator Warner regarding LB 999 from the 1980 legis-
lative session and one to Senator Vard Johnson regarding the
constitutionality of proposed legislation concerning real
estate practices. (See pages 392-397 of the Legislative
Journal.)

Mr. President, two new bills, LB 542 by Senator Schmit at
the request of the Governor. (Read. See page 397.) LB 165A
by Senator Lamb. (Read.)

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.

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LB 165A, 178

SENATOR LAMB: Mr. President, members of the Legislature, this is merely the A bill for LB 165 which was debated extensively the other day. It concerns five students in Keyapaha County who are attending school next year in Burke, South Dakota. I ask that the A bill be advanced.

SPEAKER MARVEL: The motion is the advancement of LB 165A to E & R for review. All those in favor of the motion vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 25 ayes, 4 nays on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill is LB 178.

CLERK: Read title.

SPEAKER MARVEL: Senator Goodrich, do you have amendments to LB 178?

SENATOR GOODRICH: Yes.

SPEAKER MARVEL: And do you want to handle them plus the bill? Senator Carsten is absent.

SENATOR GOODRICH: Let's see...I would rather someone on the Revenue Committee, Carsten is the chairman, Peterson, Hefner, Elroy, can you handle the bill itself? Let's let Elroy handle the bill and I will handle the amendment to the bill.

SPEAKER MARVEL: The Clerk will read the title first.

CLERK: Read title. The bill was originally read on January 14. It was referred to the Revenue Committee. It was advanced to General File, Mr. President. I do have amendments pending by Senator Goodrich.

SPEAKER MARVEL: Okay, Senator Hefner, do you want to explain the bill first and then we will go to Senator Goodrich.

SENATOR HEFNER: Mr. President, members of the body, I move the advancement of LB 178 to E & R initial. I would like to explain the bill to you now. This bill was brought to the Revenue Committee by the State Tax Commissioner. LB 178 provides for the attachment of property for the collection of delinquent motor fuels taxes, special fuels taxes and sales and use tax. At the present time we have similar provisions for the attachment of property on delinquent state income tax and at the hearing nobody opposed the bill. I realize that it is a long bill. I believe it is thirty-six pages.

February 9, 1981

LB 15, 16, 20, 27, 30, 37,
45, 82, 93, 108, 130,
140, 165, 165A, 178, 185,
187, 238, 244, 260

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The opening prayer will be given by Pastor Loren Mullins of the Warren United Methodist Church of Lincoln.

LOREN MULLINS: Prayer offered.

SPEAKER MARVEL: Roll call. Please record your presence. Will you please record your presence.

CLERK: Mr. President, Senators Vard Johnson, Carsten, Cullan and Dworak would like to be excused.

SPEAKER MARVEL: Okay, record. The machine is acting up and somebody will be here to fix it fairly soon. Meanwhile we will call the roll verbally. The Clerk will call the roll.

CLERK: Called the roll. We do have a quorum, Mr. President.

SPEAKER MARVEL: Okay, the Clerk has some items to read into the Journal.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 20 and recommend that same be placed on Select File; LB 165A Select File; LB 178 Select File with amendments; LB 140 Select File; LB 37 Select File; LB 30 Select File; LB 130 Select File; LB 27 Select File; LB 82 Select File and LB 45 Select File, all signed by Senator Kilgarin, Chairperson.

Mr. President, your committee on Public Health and Welfare whose chairman is Senator Cullan to whom was referred LB 260 instructs me to report the same back to the Legislature with the recommendation if be advanced to General with amendments; LB 93 indefinitely postponed and LB 108 indefinitely postponed.

SPEAKER MARVEL: The Legislature will be at ease for the next ten minutes.

EASE

SPEAKER MARVEL: The Legislature will come to order.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined LB 15 and find the same correctly engrossed, 16 correctly engrossed, 165 correctly engrossed, 185 correctly engrossed, 187 correctly engrossed, 238 correctly engrossed, 244 correctly engrossed,

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LB 14, 18, 20, 24, 41,
51, 64, 65, 121, 165A

PRESIDENT LUEDTKE PRESIDING

PRESIDENT LUEDTKE: Prayer by Senator Rumery.

SENATOR RUMERY: (Prayer offered.)

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Chambers would like to be excused all day; Senator Burrows until he arrives; Senator Carsten and Dworak all day.

PRESIDENT: Has everyone registered your presence? Has everyone registered your presence? Record the attendance, Mr. Clerk.

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

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

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal will stand correct as printed. Proceed with any messages, reports or announcements.

CLERK: Your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 41 and recommend that same be placed on Select File; LB 18 Select File; LB 121 Select File; LB 14 Select File; LB 51 Select File with amendments; LB 64 Select File with amendments; LB 65 Select File; and LB 24 Select File. (Signed) Senator Kilgarin, Chairperson.

PRESIDENT: We are ready then for Select File. Senator Nichol, will you handle E & R? We only have E & R amendments on 178 so we will just go right down through the list beginning with LB 20.

SENATOR NICHOL: Okay, are you ready to start. Mr. President, I move that LB 20 be advanced to E & R engrossing.

PRESIDENT: Motion to advance LB 20 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 20 is advanced to E & R for engrossment. LB 165.

SENATOR NICHOL: Mr. President, I move...

PRESIDENT: LB 165A. Just hold up a minute. All right, we will

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LB 165A, 140, 37, 30, 130

proceed then with, Senator Nichol, LB 165A.

SENATOR NICHOL: Mr. President, I move LB 165A be advanced to E & R engrossing.

PRESIDENT: Motion to advance LB 165A to E & R for engrossment. Any discussion? Senator Johnson, did you want to discuss 165A?

SENATOR V. JOHNSON: I don't know why I do if nobody else does. Just move right along.

PRESIDENT: Okay. No one else does, so the motion before the House is the advance of LB 165A to E & R for engrossment. All those in favor signify by saying aye, opposed nay. 165A is advanced to E & R for engrossment. We will pass over LB 178 since we have been advised there are some amendments being prepared, it will be on the floor, so with the Speaker's permission, we will pass over 178 and go to LB 140, Senator Nichol.

SENATOR NICHOL: Mr. President, I move LB 140 be advanced to E & R engrossing.

PRESIDENT: Motion to advance LB 140 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 140 is advanced to E & R for engrossment. LB 37.

SENATOR NICHOL: Mr. President, I move LB 37 be advanced to E & R for engrossment.

PRESIDENT: Motion to advance LB 37 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 37 is advanced to E & R for engrossment. The next bill is LB 30.

SENATOR NICHOL: Mr. President, I move LB 30 be advanced to E & R for engrossment.

PRESIDENT: Motion to advance LB 30 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 30 is advanced to E & R for engrossment. LB 130, Senator Nichol.

SENATOR NICHOL: Mr. President, I move LB 130 be advanced to E & R for engrossment.

PRESIDENT: Motion to advance LB 130 to E & R for engrossment.

February 11, 1981

LB 20, 27, 29, 30, 37, 45,
82, 125, 130, 140, 150, 165A,
167.

RECESS

SPEAKER MARVEL: Come back to order, please. The Clerk has a couple of items to read in and then we will proceed back with the business as we had it prior to this recess.

CLERK: Mr. President your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 165 and find the same correctly engrossed....165A, excuse me; 20 correctly engrossed; 27 correctly engrossed; 29 correctly engrossed; 30 correctly engrossed; 37 correctly engrossed; 45 correctly engrossed; 82 correctly engrossed; 130 correctly; 140 correctly engrossed. (Signed) Senator Kilgarin, Chair.

Mr. President, your committee on Judiciary whose Chairman is Senator Nichol to whom was referred LB 345 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments. (Signed) Senator Nichol. (See page 498 of the Legislative Journal.)

Your committee on Banking instructs me to report 125 back to the Legislature with the recommendation it be advanced to General File with amendments; LB 150 to General File with amendments. (Signed) Senator DeCamp, Chair. (See page 499 of the Legislative Journal.)

Mr. President, your committee on Revenue gives notice of exec session. (See page 499 of the Journal.)

SPEAKER MARVEL: The Chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President, I ask unanimous consent to withdraw my motion to bracket.

SPEAKER MARVEL: Any objections? If not, so ordered. Senator Warner.

SENATOR WARNER: Mr. President, I ask unanimous consent to withdraw the kill motion at this point.

SPEAKER MARVEL: Any objections? So ordered. Now is there.....Senator Wesely. The Chair will move that the bill be passed over which will be either tomorrow or the first of the week. Does anybody object? Okay, if not, the bill is passed over. Underneath the south balcony a guest of Senator Marsh from Thailand. His first name is Sam. Do you want to raise your hand so we can wish you Good Morning? Underneath the south balcony.

May 19, 1981

LB 165, 165A,

Record the vote.....have you all voted? Record the vote.

CLERK: 30 ayes, 8 nays, 1 present and not voting, 10 excused and not voting. Vote appears on page 2096 of the Legislative Journal.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read LB 165A on Final Reading.

CLERK: Read LB 165A.

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass. All those in favor vote aye, opposed vote no. LB 165A. This bill takes 30 votes. Have you all voted? Record.

CLERK: 30 ayes, 8 nays, 1 present and not voting, 10 excused and not voting. Vote appears on page 2097 of the Legislative Journal.

SPEAKER MARVEL: Bill is declared passed on Final Reading. The Clerk will read on Final Reading LB 224.

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LB 243, 165A, 181, 316, 485
322, 336, 336A, 352, 303
412, 459, 459A, 523

they would prefer that it were more restrictive. All I am asking is that we give some kind of a guideline, some kind of direction and that we do it in a manner which is not going to be, I'm sure, restrictive to the operations of the Natural Resource Districts. I would hope that you would advance the bill. Mr. President, again I ask for a Call of the House and a roll call vote.

SPEAKER MARVEL: Shall the House go under Call? All those in favor of that motion vote aye, opposed vote no. Record

CLERK: 15 ayes, 0 nays to go under Call, Mr. President.

SPEAKER MARVEL: The House is under Call. All legislators return to your seats, record your presence. Unauthorized personnel please leave the floor. Sergeant at Arms, we are looking for Senator Newell, Senator Lamb, Senator Haberman, Senator Marsh. We have one excused. Senator Newell and Senator Marsh. Senator Schmit, okay, call the roll.

CLERK: Roll call vote. 27 ayes, 13 nays, 6 present and not voting, 1 excused and not voting, 2 absent and not voting. Vote appears on page 2111 of the Legislative Journal.

SPEAKER MARVEL: The motion is carried and the bill is advanced.

CLERK: Mr. President, some items to read in. Senator Hefner wants a meeting of the Miscellaneous Subjects Committee in Room 2102 at noon.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 412 and recommend the same be placed on Select File, 352 Select File, 523 Select File with amendments all signed by Senator Kilgarin.

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed 316 and find the same correct engrossed and 322 correctly engrossed, (Signed) Senator Kilgarin.

Mr. President, the bills that were read on Final Reading this morning 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 Engrossed LB 181, 165A, 303, re-engrossed LB 336, Engrossed 336A, 459, re-engrossed legislative bill 459A, Engrossed Legislative Bill 485.

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LB 134, 165, 165A, 181, 186,
303, 336, 336A, 459, 459A,
485, 488, 544

It is printed, I am sorry. Mr. President, Senator Vickers would like to print amendments to LB 186. (See page 2119 of the Legislative Journal.)

Mr. President, your Enrolling Clerk has presented to the Governor the bills that we read on Final Reading this morning. (Re: LB 181, 165, 165A, 303, 336, 336A, 459, 459A and 485.)

Mr. President, Education offers a hearing notice for confirmation hearings regarding certain gubernatorial appointments.

Mr. President, Senator Vickers would like to print amendments to LB 544. (See pages 2116-2118 of the Legislative Journal.)

And finally, Mr. President, one last thing, Mr. President, Senator DeCamp asks unanimous consent to add his name to LB 134 as cointroducer.

SENATOR CLARK: No objections, so ordered. I think they are trying to find our Sergeant at Arms out there. Walt (Robbie) Robinson is visiting the Legislature today, the former Sergeant at Arms. He is at the back of the Chamber. Welcome, Robbie. We will now take up LB 488.

CLERK: Mr. President, LB 488 was a bill introduced by Senator Goodrich. (Read.) The bill was first read on January 20. It was referred to the Government, Military and Government Affairs Committee. The bill was advanced to General File. There are committee amendments pending by the Government Committee, Mr. President.

SENATOR CLARK: Senator Kahle, the committee amendments.

SENATOR KAHLE: Mr. President and members, I move the committee amendments and the committee amendments do considerable with the bill. LB 488 increases the salaries for constitutional officers for the next...(interruption.)

SENATOR CLARK: (Gavel.) Could we have it a little quiet, please. It is awfully hard to hear up here.

SENATOR KAHLE: LB 488 increases the salaries for constitutional officers for the next four year term of office beginning in January of 1983. The offices are for the Governor, the Lieutenant Governor, Secretary of State, Attorney General, Auditor of Public Accounts and State Treasurer. The bill as introduced set a base salary for each officer plus Section 3