

February 9, 1981

LB 21, 67, 77, 80,  
LB 104, 124, 143, 167, 234A,  
LB 186, 188A, 206, 221, 236

SPEAKER MARVEL: The Chair is going to make a suggestion. We are going to be facing this kind of procedure from now on and the Chair would like to meet with Senator Chambers. The Chair would like to meet in the Speaker's office with Senator Chambers, Senator Beutler, Senator Kremer and Senator Goodrich immediately upon adjournment and see if we can settle this without taking all this extra time. Now what is before the House? Okay, the Clerk has some items to read in. I would like to meet with Senator Chambers, Beutler, Kremer and Goodrich as soon as we adjourn.

CLERK: Mr. President, your committee on Public Works gives notice of hearing in Room 1517. Your Committee on Education gives notice of public hearing in Room 1517.

Mr. President, a second notice from the committee on Education regarding scheduling of public hearings.

Mr. President, new bills. (Read LB 188A; LB 234 A. See page 478 of the Legislative Journal.)

Mr. President, I have an Attorney General's opinion addressed to Senator Maresh regarding LB 518 from the 1977 legislative session.

Senator Burrows would like to have amendments printed in the Legislative Journal. (See page 479 regarding amendments to LB 167.)

I have notice of hearing from the Public Works Committee.

Mr. President, your committee on Ag and Environment whose chairman is Senator Schmit to whom is referred LB 80 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 104 General File with amendments; 236 General File with amendments, (Signed) Senator Schmit. (See page 480 of the Journal.)

Your committee on Government, Military and Veterans Affairs whose chairman is Senator Kahle to whom is referred LB 221 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 21 General File with amendments; 186 General File with amendments, (Signed) Senator Kahle. (See page 481 of the Journal.)

Mr. President, your committee on Miscellaneous Subjects whose chairman is Senator Hefner to whom is referred LB 124 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 206 General File; 67 General File with amendments; 77 General File with amendments.

February 11, 1981

LB 188A, 234

advanced. Now we go to 188A.

CLERK: Mr. President, LB 188A was offered by Senator Nichol. (Read title).

SPEAKER MARVEL: Senator Nichol, do you want to move the A bill?

SENATOR NICHOL: Mr. Chairman, I move the advancement of the A bill, 188A.

SPEAKER MARVEL: All those in favor of advancing the bill to E & R for Review vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 26 ayes, 7 nays, Mr. President, on the motion to advance the A bill.

SPEAKER MARVEL: The motion is carried. The bill is advanced. Are we ready for 234?

CLERK: Mr. President, LB 234 was offered by the Business and Labor Committee and signed by its members. (Read title). The bill was read on January 16. It was referred to the Business and Labor Committee. It was advanced to General File. There are no amendments, Mr. President.

SPEAKER MARVEL: Senator Maresh.

SENATOR MARESH: Mr. Speaker and members of the Legislature, what this does it increases the burial costs of the people that die while they are working, the Workmen's Compensation benefits from \$1000 to \$2000. We had a study on this during the interim and we found that this rate hasn't been increased for a long, long time and it was proper to increase this to \$2000. The average burial is about \$2500, we were told, and so this is proper to increase it to \$2000. I move that the bill be advanced.

SPEAKER MARVEL: The motion is the advancement of the bill. All those in favor vote aye, opposed vote no. LB 234. Have you all voted? Record the vote.

CLERK: 32 ayes, 0 nays on the motion to advance LB 234, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. We now go to the A bill.

February 17, 1981

LR 16  
LB 24, 109, 110, 114, 143, 188,  
188A, 207, 207A, 234, 234A, 246,  
325, 388.

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Paster Rodney Hinrichs from the Rejoice Lutheran Church here at Lincoln.

PASTOR RODNEY HINRICHS: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Higgins would like to be excused. Senator Labedz and Chronister until....

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, Mr. President.

PRESIDENT: The Journal will stand correct as published. Any messages, reports or announcements.

CLERK: Mr. President, your Enrollment and Review Committee respectfully reports they have carefully examined and reviewed LB 207 and recommend that same be placed on Select File; 207A; 188; 188A; 234; 234A; 110; 143 and 109 all placed on Select File. (See pages 525 and 526 of the Legislative Journal.)

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 24 and find the same correctly engrossed.

Mr. President, your committee on Public Works whose Chairman is Senator Kremer to whom was referred LB 114 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; 246 General File with amendments; 325 General File with amendments; 388 General File with amendments. (Signed) Senator Kremer, Chair. (See pages 526 and 527 of the Legislative Journal.)

Mr. President, I have a unanimous consent request to have Senator Clark add his name to LR 16.

PRESIDENT: Any objections? If not, so ordered.

CLERK: Mr. President, LR 16 is ready for your signature.

February 19, 1981

LB 188, 188A

have to be approved and so really there is no hurry for that and so I was thinking about the same thing on this. However, since I proposed this motion, I have been alerted that there will be a judge going off of the commission or his term will be up in June and so if we strike this emergency clause we perhaps will delay him from receiving a raise, or if there is a new appointment, why the new appointment would not be able to receive a raise, and this might present a problem. And so with those remarks, I am asking unanimous consent to withdraw this motion.

SPEAKER MARVEL: The motion is the Hefner amendment to 188. Any further discussion? Do you want to close on your amendment, Senator Hefner?

SENATOR HEFNER: Mr. Speaker, I move that my motion be unanimously withdrawn. I want to withdraw that motion.

SPEAKER MARVEL: Any objection? Okay, so ordered.

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER MARVEL: Senator Nichol, do you want to advance the bill? Okay, I am sorry. Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 188 to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion carried. Bill is advanced. Now, 188A.

CLERK: Mr. President, on LB 188A, Senator Nichol has an amendment.

SPEAKER MARVEL: Senator Nichol. 188A.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, this merely reduces the amount of the fiscal note on 188A since it was amended down at the General Fund and this reduces the amount of money to \$180,000 instead of \$200,000.

SPEAKER MARVEL: The motion is the....

SENATOR NICHOL: Mr. Chairman, I should correct that. It was from \$200 a day down to \$180 a day so that would reduce the fiscal amount of the bill. So I move for the adoption of this amendment.

SPEAKER MARVEL: All those in favor of the Nichol amendment to LB 188A vote aye, opposed vote no. Have you all voted? Record the vote.

February 19, 1981

LB 188A, 234

CLERK: 25 ayes, 0 nays on the adoption of Senator Nichol's amendment, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendment is adopted.

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER MARVEL: Senator Kilgarin, 188A.

SENATOR KILGARIN: I move we advance LB 188A to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. The next bill is LB 234.

CLERK: I have nothing on the bill, Senator.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 234 to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Senator Schmit, your light was on. Do you want to speak?

SENATOR SCHMIT: Mr. President, members of the Legislature, I would like to ask a question on LB 234, if I could please.

SPEAKER MARVEL: Do you want to ask Senator Maresh a question?

SENATOR SCHMIT: Yes, if I could.

SPEAKER MARVEL: Senator Maresh, do you yield?

SENATOR MARESH: Yes, Senator Schmit.

SPEAKER MARVEL: We are on 234.

SENATOR SCHMIT: Senator Maresh, how much are we increasing those compensation payments, can you tell me that?

SENATOR MARESH: From \$150 to \$180, that is the way the bill is amended now.

SENATOR SCHMIT: We are going up \$20.

SENATOR MARESH: \$30, \$150 to \$180, yes. The original bill

LB 14, 18, 20, 27, 28, 29, 30  
37, 41, 42, 43, 45, 46, 81  
110, 121, 125, 130, 140,  
143, 155, 164, 188, 188A,  
207, 207A, 214, 234, 82, 64  
234A

February 20, 1981

SENATOR DWORAK: I wish to close, Mr. President. I just reiterate that LB 125 be advanced to E & R initial.

SPEAKER MARVEL: All those in favor of that motion vote aye, opposed vote no. Okay, record.

CLERK: 33 ayes, 9 nays on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The Clerk has some items on the desk before we adjourn.

CLERK: Mr. President, before we leave Senator Kremer would like to remind the Public Works Committee that they have a hearing at noon today in Room 1517 on Gubernatorial appointments for the public roads classification for motor vehicle licensing board. That is in Room 1517.

Mr. President, I have legislative bills ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and I do sign LB 121, LB 64, LB 41, LB 18, LB 14 and engrossed LB 140, engrossed LB 130 and engrossed LB 82, engrossed LB 81, engrossed LB 46 and engrossed LB 45. Okay, Mr. Clerk.

CLERK: Mr. President, I have an Attorney General's opinion addressed to Senator Goodrich. It will be inserted in the Journal. (See pages 608-610.)

Your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 110 and find the same correctly engrossed; 188, 188A, 207, 207A, 214, 234 and 234A, all correctly engrossed.

Mr. President, your Enrolling Clerk respectfully reports she has at 10:37 a.m. presented to the Governor for his approval the following bills: 28, 42, 156, 20, 27, 29, 30, 37 and 43.

Mr. President, Senator Chambers moves to reconsider the action in voting to indefinitely postpone LB 143. That will be laid over.

I have explanation of votes from Senator Haberman and Senator Sieck. (See page 611 of the Journal.)

I have a report of registered lobbyists for February 12

May 11, 1981

LB 188, 188A, 207

CLERK: Senator Clark voting aye.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: (Read record vote as found on pages 1911-1912 of the Legislative Journal.) 42 ayes, 2 nays, 2 excused and not voting, 3 present and not voting, Mr. President.

SENATOR CLARK: LB 188 is declared passed with the emergency clause attached. The Clerk will now read LB 188A with the emergency clause.

CLERK: (Read LB 188A on Final Reading.)

SENATOR CLARK: All provisions of law having been complied with, the question is, shall the bill pass with the emergency clause attached. All those in favor vote aye. All those opposed vote nay. Voting aye.

CLERK: Senator Clark voting aye.

SENATOR CLARK: Have you all voted? Record the vote.

CLERK: (Read record vote as found on pages 1912-1913 of the Legislative Journal.) 36 ayes, 8 nays, 2 excused and not voting, 3 present and not voting.

SENATOR CLARK: LB 188A is declared passed with the emergency clause attached. The Clerk will now read LB 207 with the emergency clause.

CLERK: (Read LB 207 on Final Reading.)

SENATOR CLARK: All provisions of law having been complied with, the question is, shall LB 207 pass with the emergency clause attached. All those in favor vote aye. All those opposed vote nay.

CLERK: Senator Clark voting no.

SENATOR CLARK: Have you all voted? Once more, have you all voted? We are all supposed to be in our seats. Record the vote.

CLERK: (Read record vote as found on pages 1913-1914 of the Legislative Journal.) 29 ayes, 13 nays, Mr. President.

SENATOR CLARK: The bill, having failed to receive a constitutional majority of 33 votes, the question is now shall the bill pass without the emergency clause attached. All those in favor vote aye. All those opposed vote nay.

May 12, 1981

LB 144, 144A, 188, 188A,  
204, 204A, 207, 207A,  
LR 79, 115, 116

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Pastor Martin Russert from Grace Luthrean Church in Norfolk, Nebraska, Senator Dick Peterson's district.

PASTOR RUSSERT: Prayer.

PRESIDENT: Roll call. Have you all recorded your presence? Record the presence.

CLERK: A quorum present, Mr. President.

PRESIDENT: Are there any corrections to the Journal?

CLERK: I have no corrections Mr. President.

PRESIDENT: The Journal will stand correct as published. How about any messages, reports or announcements?

CLERK: Mr. President, the first item I have is your Committee on Enrollment and Review respectfully reports that they have carefully examined LB 207 and find the same correctly enrolled.

Mr. President, LB 207, 207A, 188, 188A, 144, 144A, 204, 204A are ready for your signature. As well as LR 79, 115 and 116 Mr. President.

PRESIDENT: While the Legislature is in session and capable of doing business I propose to sign and do sign LB 207, 207A, 188, 188A, 144, 144A, 204, 204A, LR 79 and LR 115 as well as LR 116. Anything further Mr. Clerk?

CLERK: I have nothing further Mr. President.

PRESIDENT: We are then ready for agenda item number four but I understand there is a motion on the desk.

CLERK: Mr. President, Senator Warner would move to overrule the Speaker's agenda for May 12 by not reading any bills on final reading but only consider motions to return bills on final reading for specific amendment. That is offered by Senator Warner.

PRESIDENT: The Chair recognizes Senator Warner.

SENATOR WARNER: Mr. Chairman and members of the Legislatur, I assume that this is up hill but in keeping with what I believe ought to be.....the priority of the Legislature



May 12, 1981

LB 22, 22A, 144, 144A, 157, 157A, 158,  
158A, 168, 168A, 188, 188A, 197, 197A,  
204, 204A, 207, 207A, 243, 245, 245A,  
317, 317A, 253, 253A, 292, 292A, 427, 427A

Mr. President, your committee on Enrollment and Review respectfully reports....your Enrolling Clerk reports that she has presented to the Governor those bills that were read this morning on Final Reading. (See page 1977 regarding LBs 207, 207A, 188, 188A, 144, 144A, 204, 204A, 197, 197A, 245, 245A, 168, 168A, 157, 157A, 427, 427A, 292, 292A, 317, 317A, 22, 22A, 158, 158A, 253, 253A, in the Legislative Journal.)

SENATOR CLARK: I would like to announce the guests of Phyllis Todd from Senator Beutler's District, Mr. Kim, Mrs. Kim and Mrs. Bae-Pusan from Seoul, Korea. They are under the south balcony. Will you stand and be recognized, please? They are in the south balcony. Welcome to the Legislature. LB 243.

CLERK: Mr. President, LB 243 was a bill introduced by Senator Schmit. (Read title.) The bill was first read on January 16, referred to Ag and Environment. The bill was considered by the body on April 10, Mr. President. At that time the committee amendments were adopted. There was an amendment from Senator Schmit that was adopted. The bill failed to advance on that date, Mr. President. I have nothing further on the bill.

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President and members of the Legislature, I am going to ask you once again to consider LB 243. The bill was heard and discussed and debated at length. The previous time it was up it received 23 votes to advance on a Friday afternoon with about 27 or 8 people on the floor. I think that the fact that we have discussed the bill should perhaps wipe out any reason for a lot of lengthy debate. I know there are a lot of other bills that you want to get to today. I just want to say in reply to a piece of material that is lying on your desk, two and a half pages in length, which casts serious doubts about the problems that LB 243 can cause, I want to say this. You will recall that Senator Kremer and myself and along with several...at least 23 others in this body successfully added about \$2 million to the water development fund. There are rumors now that they may want to cut that back in the Executive Office to \$3 million from 4. That means that we will have about an additional \$800,000 in the water development fund, 50 cents per capita. Not exactly an overwhelming amount of public support I would guess for water development. My concern as I have indicated many times on this floor is this, if we are going to use funds that have been generated by a subdivision of government for

May 14, 1981

LB 22, 22A, 144,  
LB 144A, 138, 188A,  
LB 207, 207A, 253,  
LB 466, 253A, 376, 548

SENATOR NICHOL: The amendment fails. Mr. Clerk, do you have anything else?

CLERK: I have nothing further, Mr. President.

SENATOR NICHOL: Senator Labedz, would you like to speak to the bill?

SENATOR LABEDZ: Thank you, Mr. President. I move for the advancement of LB 466 to E & R engrossing, and unless there is going to be some debate, I will offer further comments on my closing.

SENATOR NICHOL: Senator Cullan.

SENATOR CULLAN: Mr. President, just one thing for the record and that is I want to state for the record that I voted against the Marsh amendment, not because I believe that the concept of hospitalization is a bad one, but because we did not have adequate chance to review that amendment thoroughly and sufficiently at this point in time. We may very well sponsor some similar legislation in future years. Thank you.

SENATOR NICHOL: We are now voting on the advancement of LB 466. All those in favor signify by voting aye, opposed nay. Record, Mr. Clerk.

CLERK: 28 ayes, 9 nays, Mr. President.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Motion carried. The bill advanced.

CLERK: Mr. President, a few items to read in, if I may. I have an appointment letter from the Governor. That will be referred to the Executive Board for reference, Mr. President.

Mr. President, a communication from the Governor addressed to the Clerk. (Read: Re: LB 22, 22A, 144, 144A, 188, 188A, 207, 207A, 253 and 253A. See page 2049, Legislative Journal.)

Mr. President, Senator Maresh would like to print amendments to LB 548 in the Legislative Journal; Senator Dworak to print amendments to LB 376 in the Legislative Journal.

Your committee on Retirement gives notice of hearing on gubernatorial appointments for two, Thursday, May 12 (sic).