

January 8, 1981

LB 20-30

many in today as you can prior to the time of our recess until this afternoon. Proceed, Mr. Clerk.

CLERK: Read LB 20-30 for the first time as found on pages 80-82 of the Legislative Journal. Read LR 1 as found on pages 82-83 of the Journal. Mr. President, pursuant to our rules LR 1 will be laid over.

PRESIDENT: The Chair recognizes Speaker Marvel.

SPEAKER MARVEL: The first motion I would like to make is that committee chairmen please get with the members of your committee before ten o'clock tomorrow morning at which time you can turn in a report to the Clerk as to who the other officers of your committee may be, by ten o'clock tomorrow morning. You can do it now if you want to. Is that enough of that?

PRESIDENT: All right, are there any questions by any of the committee chairpersons on that? As I understand it, Mr. Speaker, you are asking the committee chairpersons to call the committee together between now and tomorrow morning to get that done?

SPEAKER MARVEL: Yes.

PRESIDENT: Okay, any questions? Anything further, Mr. Speaker?

SPEAKER MARVEL: Now do you want me to read the escorts for this afternoon?

PRESIDENT: That will be fine if you would like to do that. If the members of the Legislature would listen. The Speaker is going to advise you as to who will be selected to escort the various people on the ceremonies this afternoon.

SPEAKER MARVEL: The green sheets indicate the inaugural ceremonies and if you will turn to that particular sheet we will give you the recommendations that we have for escorts. So we start with the Board of Education and Senator Landis will escort his father. Senator Koch will escort Mr. Monahan. Senator Goll will escort Mr. Thompson and Senator Warner will escort Mrs. Greene. The second category, escorting Mr. Payne led by Senator Cope, also including Senator Chronister and Senator Pirsch. So there will be three escorting Mr. Payne and of the three escorts, since Senator Cope comes from Kearney he will lead the parade. The third category has to do with Public Service Commission and Eric Rasmussen will be escorted by Senator Maresh and Jack Romans will be

Mr. President, I have a lobby registration report for the interim period covered by April 19, 1980, through January 6, 1981. That will be inserted in the Legislative Journal. (See page 94 of the Journal.)

Mr. President, I have a reference report from the Executive Board referring legislative bills 1-36. That is signed by Senator Lamb as Chairman. (See pages 94-95 of the Legislative Journal.)

Mr. President, I have in my possession proposed lease renewals as supplied us by the State Building Division. Those will be on file in my office. I also have a report from the Nemaha Natural Resources Districts regarding payment of attorney fees. (See page 95 of the Journal.)

Mr. President, Senator Hefner would like to announce that Senator Barrett has been elected as vice chairman of the Miscellaneous Subjects Committee.

Mr. President, Senator Labedz would like to announce that Senator Pirsch has been elected vice chairman of the Constitutional Revision and Recreation Committee.

Mr. President, Senator Marvel would once again like to announce a meeting or a chairperson's caucus for Monday, January 12 at 9:00 a.m. in Room 1520. It is a chairperson's caucus for Monday, January 12 at 9:00 a.m. in Room 1520.

PRESIDENT: The Chair will recognize Speaker Marvel once more for additional announcement concerning procedure.

SPEAKER MARVEL: I think, Mr. President, the first thing we need to note is the fact that we are using valuable time that we may wish we had at the end of this session. I guess I am going to repeat this every day for a while and so would you please put on the Clerk's desk whatever legislation you have so that we can once again begin processing this legislation which means that the Exec Board needs to meet and refer the bills as soon as they have been processed by the Clerk and, therefore, I remind you first of all, get the bills in and, secondly, that the Exec Board then will have to meet to refer the bills. Now this process has to go on even if we may only meet until noon. Now, Mr. President, is that the... Pat, is there anything else to say about the reference of bills?

CLERK: No, sir, not that I am aware of. I think Senator Lamb might want to make a...

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 18, 1981

LR 18

LB 21

of the Senators signed the bill and we probably didn't get around to everybody, so right off the bat I would like to invite any of the Senators that may want to add their name to the resolution to just go up to the desk and do that. Many, many Nebraskans really enjoy the sport of football. We have a tremendous pride here in the State of Nebraska and I think this is evident when anybody turns out for the football games. It is a very colorful sight here in the State of Nebraska and I think it really pays honor to our state as well as the football team. I would encourage the adoption of this resolution but I might want to add that here in my district we have the rodeos, we grow popcorn, but I also want you to know that we also grow quarterbacks for the State of Nebraska. I move the adoption of the resolution.

PRESIDENT: Any further discussion? Seeing none, Senator Wagner, that will be your opening and closing. So the question is the adoption of LR 18. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 31 ayes, 0 nays, Mr. President, on adoption of the resolution.

PRESIDENT: The motion carries. LR 18 is adopted. Any further resolutions, Mr. Clerk?

CLERK: No, sir, I have none.

PRESIDENT: Ready then for agenda item #6, General File. The first bill on General File this morning is LB 21.

CLERK: Mr. President, LB 21 was a bill introduced by Senator Howard Lamb of the 43rd. (Read title.) The bill was read on January 8, referred to the Government, Military and Veterans Affairs Committee. The bill was advanced to General File. There are committee amendments pending by the Government Committee, Mr. President.

PRESIDENT: The Chair recognizes Senator Kahle.

SENATOR KAHLE: Mr. President and members, LB 21 is to allow all counties to have a full time county attorney... I will explain the bill a little bit so we can understand the amendment, if they so desire. This is not mandatory. Current law does not allow counties with populations below 20,000 to have a full time county attorney. Full time has meant that no outside practice of law is allowed. Now the committee amendments deal in

this way. The bill was introduced...as introduced removed the minimum salary requirement of \$20,000 annually for full time county attorneys in counties of populations of 20,000 to 60,000. The committee amendment reinstates that minimum salary for full time county attorneys in counties with populations of 20 to 60 thousand. In counties with population below 20,000 that want a full time county attorney, there is no set minimum salary. The committee also reinstates language stricken in the bill that says if two or more contiguous counties with a combined population of 20,000 or more go together to hire one full time county attorney, the minimum salary is \$20,000. The result of the committee amendment is that present law stays the same except now counties with populations below 20,000 will be able to have a full time county attorney without a set minimum. The amendment is printed in the front of the bill in the bill book and says exactly that so I move the committee amendment.

PRESIDENT: Senator Lamb, did you wish to speak to the.... (interruption).

SENATOR LAMB: I would support the committee amendments. They add much to the clarity of the bill and do exactly what the bill was supposed to do in the first place.

PRESIDENT: Any further discussion on the committee amendments on LB 21? If not, any close on it, Senator Kahle?

SENATOR KAHLE: I don't believe so. I think this is a situation that came up in Senator Lamb's area and I can't see it harming any other area, so I support the amendment.

PRESIDENT: The question before the House then is the adoption of the committee amendments on LB 21. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 33 ayes, 0 nays on adoption of the committee amendments, Mr. President.

PRESIDENT: The motion carries and the committee amendments are adopted. Senator Kahle.

SENATOR KAHLE: Mr. President, I then move that LB 21 be moved to E & R Initial.

PRESIDENT: All right, Senator Lamb.

SENATOR LAMB: Mr. President, and members of the Legislature, this bill merely allows counties with population of

February 18, 1981

LB 21

20,000 or less county boards to determine whether or not the county attorney will be a full time county attorney. One other thing that it does and it is not mentioned in the bill book is that it removes the equal share provision when two counties employ a joint county attorney. This was done just in passing because it seems that that language should not be in there. You may have a big and a small county that would like to employ the same county attorney. It does not make sense that they both pay 50 percent of that salary. One should pay more than the other. Those are the two things that this bill does. I move that it be advanced.

PRESIDENT: Any further discussion on LB 21? Senator Lamb, oh, Senator Vickers. The Chair recognizes Senator Vickers.

SENATOR VICKERS: Mr. President, I wonder if Senator Lamb would answer a question, please.

PRESIDENT: Senator Lamb, will you respond?

SENATOR VICKERS: Senator Lamb, as you just got through mentioning, this would allow counties of unequal size to share a county attorney, and what method would the pay be decided then?

SENATOR LAMB: That would be decided between the counties. Under present law it states, you will notice on the bottom of page 3 of the bill, it says when any two or more contiguous counties agree by resolution to have a full time attorney, each county shall pay an equal share of such attorney's annual salary. Well, just in passing it seemed that this would not cover every situation. It seemed that there may be situations where one county might want to pay more than the other if it is a bigger county, so we just in passing have stricken that language because it seems that the county should be able to decide on what the share should be rather than having it specified in the statute that each county will pay 50 percent.

SENATOR VICKERS: But it doesn't necessarily say in the statute that they will settle it by resolution, does it?

SENATOR LAMB: It does not say what the share will be. It does give the counties permission to have a joint county attorney but we are just taking out the language that says each one of them has to pay half. It may be more logical that one pays more than the other.

SENATOR VICKERS: Okay, thank you very much, Senator Lamb.

February 18, 1981

LB 21, 186

PRESIDENT: Any further discussion on LB 21? Senator Lamb, do you wish to close? No closing, so the question is the advance of LB 21 to E & R Initial. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 35 ayes, 0 nays on the motion to advance the bill, Mr. President.

PRESIDENT: The motion carries and LB 21 is advanced to E & R Initial. The next bill on General File is LB 186, Mr. Clerk.

CLERK: Mr. President, LB 186 was offered by Senator Emil Beyer. (Read title.) The bill was read on January 14, referred to the Government, Military and Veterans Affairs Committee for public hearing. The bill was advanced to General File. There are committee amendments pending by the Government Committee, Mr. President.

PRESIDENT: The Chair recognizes Senator Kahle.

SENATOR KAHLE: Mr. President and members, LB 186 has to do with the uniforms worn by peace officers, and at the hearing we had a number of peace officers present. We thought it would be advantageous to look at this bill and I am sure Senator Beyer will tell you more about it. The only amendment that we added is on page 3, line 12 in the bill where it says, brown in color insert "in the same color as the leather worn". This is really an insignificant amendment but I am sure that our peace officers want to be dressed as sharp as they can and the leather they wear should match. So the amendment is only to change that part of it or to allow the fact that the leather they wear, the belt, the shoes, their holster, whatever else they might have would match. I move the amendment to LB 186.

PRESIDENT: Senator, is that the committee amendment or is that your amendment?

SENATOR KAHLE: That is the committee amendment.

PRESIDENT: All right. You said that the committee amendment is...(interruption).

SENATOR KAHLE: Oh, okay....I beg your pardon, they say it's my amendment.

PRESIDENT: Okay, yes, we wish...would you address the committee amendment at this point?

February 20, 1981

LR 17, 18
LB 9, 20, 21, 27-30, 37, 156,
38, 42, 43, 67, 77, 124,
186, 206, 206A, 244, 345, 354

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Father Dale Harges, Sacred Heart Catholic Church here in Lincoln.

FATHER DALE HARGES: (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: Mr. President, the Journal is without error this morning.

PRESIDENT: Ah, that is good news. The Journal stands correct as published. We go on to any messages, reports or announcements?

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports it carefully examined and reviewed LB 21 and recommend that same be placed on Select File with amendments; 186 Select File with amendments; 124 Select File; 206 Select File; 206A Select File; 67 Select File; 77 Select File with amendments; 9 Select File with amendments; 38 Select File with amendments; and 345 Select File. Those are signed by Senator Kilgarrin as Chair.

Mr. President, I have an Attorney General's opinion addressed to Senator Haberman regarding delegation of legislative authority; and one addressed to Senator Beyer regarding LB 354.

Mr. President, I have a report from the Department of Administrative Services, State Building Division regarding the Request for Program Statement/Preliminary Plan Approval. It will be on file in my office.

Mr. President, a communication from the Governor. (Read: Re 244. See page 593, Legislative Journal.)

Mr. President, LBs 28, 42, 156, 20, 27, 29, 30, 37, 43, LR 17 and 18 are ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business I propose to sign and I do sign LB 28, LB 42, LB 156, LB 20, LB 29, LB 30, LB 37, LB 43, LR 18 and LR 17. We are ready then for agenda item #4, Final Reading. The Sergeant at Arms will make sure that all unauthorized personnel

February 23, 1981

LB 236, 221, 21, 104

SENATOR KILGARIN: I move LB 104 be advanced to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. LB 104 is advanced. LB 236.

CLERK: There are E & R, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 236.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The E & R amendments are adopted.

SENATOR KILGARIN: I move LB 236 be advanced to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried. The bill is advanced. The next bill is LB 221.

SENATOR KILGARIN: I move LB 221 be advanced 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. LB 21.

SENATOR KILGARIN: I move the E & R amendments to LB 21.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried. The E & R amendment is adopted.

CLERK: Mr. President, I have an amendment by Senator Lamb. The amendment reads as follows: (Read Lamb amendment found on page 631, Legislative Journal.) That is offered by Senator Lamb.

SPEAKER MARVEL: Senator Lamb.

SENATOR LAMB: Mr. President and members, this amendment was brought to me by a judge in my district and I think he has a good point, the point being that the determination as to whether or not the county attorney is a full time county attorney should be made by the county board prior to the time that the county attorney files for office. In other words, all the candidates for county attorneys should know whether or not the county board is going to elect to have a full time county attorney before their filing date. Otherwise, they would not know what their situation would be. It would probably cause some misunderstanding. I move the amendment be adopted.

February 23, 1981

LB 21, 186

SPEAKER MARVEL: All in favor of the Lamb amendment to LB 21 say aye, vote aye. We are voting on the Lamb amendment. Have you all voted? Record the vote.

CLERK: 31 ayes, 0 nays on the motion to adopt Senator Lamb's amendment.

SPEAKER MARVEL: The motion is carried and the amendment is adopted. Now, Senator Lamb, do you want to advance the bill? Senator Kilgarin, do you want to advance 21 as amended to E & R for engrossment.

SENATOR KILGARIN: I move we advance LB 21 to E & R for engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried. The bill is advanced. 186.

CLERK: There are E & R, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 186.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried. The amendment is adopted.

CLERK: Mr. President, I now have an amendment from Senator Pirsch. (Read Pirsch amendment as found on page 632, Legislative Journal.)

SPEAKER MARVEL: Senator Pirsch.

SENATOR PIRSCH: Mr. Chairman, members of the Legislature, I am not really crazy about this bill, LB 186. I kind of hate to see the Department of Administrative Services get into the contracting business for the counties but we do have a problem and it has been called to my attention by Sheriff Roth in Douglas County. They have just recently purchased brand new badges which do fit the description in the bill as presently except that they do not have a state seal within their badge center. They do have a picture of the State of Nebraska with Douglas County outlined in dark blue. So my amendment would simply add and make (j) read "Badge bearing state or state seal, rank, and county:". This, at least, would bring the badges for the Deputy Sheriffs of Douglas County into conformance with the law or with this bill as it now stands and I urge that you adopt this amendment.

SPEAKER MARVEL: Any further discussion? The motion is the Pirsch amendment to LB 186. All those in favor of that motion vote aye, opposed no. Record the vote.

LR 23
LB 21, 38, 67, 77, 80,
104, 109, 144, 186, 205,
206, 206A, 221, 236, 260,
204A.

February 25, 1981

SENATOR LABEDZ: Will it be on the agenda tomorrow morning?

SPEAKER MARVEL: It will either be on the agenda tomorrow or the next day.

SENATOR LABEDZ: Thank you.

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

CLERK: Yes, sir, I do. Mr. President, Senator Warner would like to print amendments to LB 144 in the Journal. (See pages 659 and 660 of the Legislative Journal.) New resolution, LR 23 by Senator Maresh and Senator Beutler. (Read LR 23 as found on page 660 of the Legislative Journal.) Mr. President that will be laid over. New bill, LB 204A, offered by Senator Wagner. (Read title to LB 204A for the first time.) Your committee on Public Works gives notice of public hearing. Your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 21 and find the same correctly engrossed, 38, 67, 77, 80, 104, 109, 126, 206, 206A, 221, 236, and 260 all correctly engrossed. (Signed) Senator Kilgarin, Chair.

SPEAKER MARVEL: Okay, we revert to General File, LB 205.

CLERK: Mr. President, LB 205 was considered by the body yesterday. There was a motion to adopt the committee amendments which prevailed. There was some discussion and I now have a motion to indefinitely postpone the bill as offered by Senator Chambers.

SPEAKER MARVEL: The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, the first thing I have to do is apologize to Senator Pirsch because yesterday I said this bill emerged from committee without a single dissenting vote, but she did vote against it. It is kind of interesting that she being from Omaha and I being from Omaha, she being notoriously law and order, I being notoriously whatever the contrary is, both agree that this bill is not a very good thing. So what I am asking that you do is consider what the purpose and role of an arson investigator is. The bill states it's to study the cause, origin and circumstances of fires. Nothing in this bill enhances that responsibility or that function. We don't want to create quasi law enforcement people when their job is not law enforcement. They have the team concept in Omaha right

March 2, 1981

LB 21, 24, 38

amendment? The question then is the adoption of the Warner amendment. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 42 ayes, 0 nays on adoption of Senator Warner's amendment.

PRESIDENT: The motion carries. The Warner amendment is adopted. Senator Warner, do you want to move it on?

SENATOR WARNER: I move that the bill be readvanced to E & R Engrossment.

PRESIDENT: Motion to readvance to E & R for Engrossment. All those in favor signify by saying aye. Opposed nay. LB 24 is readvanced to E & R for Engrossment. We're now ready for proceeding with Final Reading on LB 21, Mr. Clerk.

CLERK: (Read LB 21 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 21 pass? All those in favor vote aye. Opposed nay. Record the vote.

CLERK: (Read the record vote as found on page 707 of the Legislative Journal.) 46 ayes, 0 nays, 1 excused and not voting, 2 present and not voting, Mr. President.

PRESIDENT: Motion carries and LB 21 is passed. The next bill on Final Reading is LB 38.

CLERK: Mr. President, I have a motion on the desk.

PRESIDENT: Read the motion.

CLERK: Mr. President, Senator DeCamp moves to return LB 38 to Select File for a specific amendment. The amendment would read as follows: (Read the DeCamp amendment as found on page 708 of the Legislative Journal.)

PRESIDENT: The Chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President and members of the Legislature, you may remember the "Good Samaritan Bill" that I raised the question somewhere along the line that we had to have some standard of care, otherwise we were going to have basically the supplier of food, let's say Safeway or A & P, or whoever, distributing excess food and

March 3, 1981

LB 21, 65, 67, 77, 80, 109,
110, 159, 186, 214, 221,
236, 260, 274A, 290, 459A

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by the Reverend William Pfeffer from the Panama Presbyterian, also at the Wesleyan University here in Lincoln.

REVEREND PFEFFER: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Hoagland would like to be excused until he arrives.

PRESIDENT: Have you all registered your presence? Record the presence, Mr. Clerk.

CLERK: Quorum present, Mr. President.

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

CLERK: I have no corrections, Mr. President.

PRESIDENT: All right, the Journal will stand correct as published. Are there any messages, reports or announcements?

CLERK: Mr. President, I have an Attorney General's opinion addressed to Senator Newell and one to Senator Schmit regarding the Nebraska Corn Resources Act. (See pages 718-721 of the Legislative Journal.)

Mr. President, your committee on Appropriations whose chairman is Senator Warner refers LB 159 as indefinitely postponed, (Signed) Senator Warner.

Mr. President, LB 290 which was referred to Public Works reports the same to General File with amendments, (Signed) Senator Kremer as Chair. (See pages 721-722 of the Journal.)

Mr. President, LB 274A offered by Senator DeCamp. (Title read.) New A bill, LB 459A by Senator Fowler. (Title read.) (See page 722 of the Journal.)

Mr. President, your committee on Public Health and Welfare gives notice of cancellation and resetting of public hearing.

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

PRESIDENT: While the Legislature is in session and capable of doing business I propose to sign and I do sign LB 110, LB 214, LB 65, LB 21, LB 67, LB 77, LB 80, LB 109, LB 186, LB 221, LB 236 and LB 260. Anything further, Mr. Clerk?

LB 21, 24, 38, 44, 54, 65, 67,
77, 80, 104, 109, 110, 154,
186, 214, 221, 236, 260, 264,
275, 288, 459

March 3, 1981

File with amendments; 264 to General File, (Signed)
Senator Cullan, Chair.

Mr. President, your committee on Judiciary reports LB 44
to General File with amendments.

Mr. President, new resolution offered by Senator Fowler,
LR 27. (Read.) That will be laid over pursuant to our
rules, Mr. President.

Mr. President, your committee on Enrollment and Review
respectfully reports we have carefully examined and en-
grossed LB 24 and find the same correctly engrossed, 38,
54, 104, 154 and 275 and 288 all correctly engrossed,
(Signed) Senator Kilgarin, Chair.

Mr. President, your Enrolling Clerk reports that she has
presented to the Governor for his approval LBs 110, 214,
65, 21, 67, 77, 80, 109, 186, 221, 236 and 260.

SPEAKER MARVEL: The next bill on Select File is LB 459.

CLERK: Mr. President, there are E & R amendments to LB 459.

SPEAKER MARVEL: Senator Kilgarin, E & R amendments to 459.

SENATOR KILGARIN: Mr. Speaker, I move the E & R amendments
to LB 459.

SPEAKER MARVEL: All in favor of that motion say aye,
opposed no. The motion is carried. The E & R amendment
is adopted.

CLERK: Mr. President, I now have a motion from Senator
Fowler. (Read Fowler amendment as found on page 733 of
the Legislative Journal.)

SPEAKER MARVEL: The Chair recognizes Senator Fowler.

SENATOR FOWLER: Mr. President, this bill changes the
contribution rates with regards to certain aspects of
retirement. In working with the legislative fiscal staff
we felt that rather than have the bill take effect on what-
ever day, ninety days after the session which may be in the
middle of a pay period, that we would try and pick a date
for it to take effect so as to ease implementation. So
this is for October 1. This really is an amendment to
help with the mechanical aspects of adjusting the payroll
to reflect the new contribution rates for the retirement
plan. I would move for its adoption.

SPEAKER MARVEL: All those in favor of the Fowler amendment

March 6, 1981

LB 21, 74, 260

CLERK: Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LB 21 and 260. See page 772, Legislative Journal.)

Mr. President, Senator Koch asks unanimous consent to be excused Monday, March 9 and Tuesday, March 10.

PRESIDENT: We are ready then for agenda item #4, General File, commencing with, the first bill on General File this morning, LB 74, Mr. Clerk.

CLERK: Mr. President, LB 74 was last considered by the body yesterday. At that time, well...(Read title.) Yesterday, Mr. President, the Legislature adopted the committee amendments as well as an amendment to the committee amendments offered by Senator Nichol. I now have pending, Mr. President, an amendment from Senator Chambers to amend the bill on Page 2, line 12, strike new language, insert fifty cents.

PRESIDENT: The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, I stated yesterday what this amendment is for and what it does but I will be very brief in repeating that. This would relate to a situation where a person were going to go through the park or be in the park for a very brief period of time, less than a day. The fifty cents would defray the cost of any kind of little sticker or slip of paper that a person would have to have to show that he or she were there legitimately. I think the parks do belong to the public. I think they should be accessible to everybody and considering this amendment I had had it suggested to me by one of the Senators that a little slip of paper just be given and no fee assessed at all. But because it might cost something to administer the giving of a piece of paper or whatever they use, I would be willing to have the fifty cents fee attached. So I am hoping that you will consider this amendment and add it to the bill. That is all I have to say but I would answer any questions that you might want to ask.

PRESIDENT: The Chair recognizes Senator Labedz.

SENATOR LABEDZ: Thank you, Mr. Chairman, members of the Legislature, I will certainly have to stand and disapprove of Senator Chambers' amendment of fifty cents. For one thing not all the people would honestly just drive through the park. Many would stay, and charging only fifty cents for a temporary or a daily permit would mean that many people