

January 16, 1981

LR 5

Taiwan, and to answer Senator Wesely's question, is it going to make Red China unhappy? Are they going to call me or Senator Remmers naughty names for voting for it? I don't think so but they are going to be aware of the fact, they are going to be aware of the fact that this particular state which they have to rely on for agricultural products, too, isn't going to play the game of, we want to be your friend so we stab our old friend in the back. We will export grain to any of them and food, but not on terms of tit for tat, stab old friends for new friends. I urge you to support the resolution.

PRESIDENT: The question before the House is the adoption of LR 5. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 35 ayes, 3 nays on adoption of the resolution, Mr. President.

PRESIDENT: The motion carries. The resolution is adopted. Anything to be read in before we go into introduction of bills?

CLERK: Well one thing, Mr. President, your committee on Urban Affairs would like to have an executive session for Monday, January 19, 1981, upon adjournment.

Mr. President, your committee on Ag and Environment whose chairman is Senator Schmit gives notice of public hearing in Room 1520 for Friday, January 30. (See page 199 of the Legislative Journal.)

PRESIDENT: We are ready then for agenda item #5, introduction of new bills. Mr. Clerk, you may proceed with the reading of the new bills to be introduced today.

CLERK: Read title to LR 229-233 as found on pages 198-200 of the Legislative Journal. Mr. President, in conjunction with that bill we have a communication from the Governor advising the Legislature as to the intent of the bill and the supplemental appropriations required by various state programs. That will be inserted in the Legislative Journal. (See pages 203-204.)

Read title to LR 233-246 as found on pages 200-203 of the Legislative Journal.

Mr. President, your committee on Public Works gives notice of hearing for January 30 and February 6 and that is signed by Senator Kremer as chairman.

January 28, 1981

LB 15, 16, 57, 92, 141,
165, 178, 185, 187, 199,
207, 238, 244

EASE

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The Legislature will come to order. The Clerk has some items to read in.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 141 and recommend that same be placed on Select File; LB 57 (sic 50) Select File with amendments. (Signed) Senator Kilgarin, Chairman.

Mr. President, I have an Attorney General's opinion addressed to Senator Wesely regarding Nebraska Revised Statutes 32-1001.33 which will be inserted in the Journal. (See pages 342 - 344.)

Your committee on Revenue gives notice of public hearing in Room 1520 for February 2, 3, and 4. Committee on Ag and Environment gives notice of hearing in Room 1520 for February 19, 20, 26, and 27. Your committee on Public Works gives notice of public hearing in Room 1517 for February 5, March 5, 6, 11, and 12. Your committee on Business and Labor gives notice of cancellation of a hearing for February 4 and rescheduling one for February 4. Your committee on Retirement Systems gives notice of public hearing for February 5. Your committee on Rules gives notice of hearing for February 3. Those are signed by the respective chairmen.

Mr. President, your committee on Education whose Chairman is Senator Koch to whom we referred LB 15 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 16, General File; LB 207, General File; and LB 165, General File with amendments. (Signed) Senator Koch, Chairman.

Mr. President, your committee on Banking, Commerce and Insurance whose Chairman is Senator DeCamp to whom we referred LB 238 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments. (Signed) Senator DeCamp.

Your committee on Revenue whose Chairman is Senator Carsten reports LB 178 to General File.

Your committee on Banking, Commerce and Insurance whose Chairman is Senator DeCamp refers LB 185 to General File; LB 187 to General File; and LB 244 to General File; LB 92 to General File with amendments; and LB 199 to General

the bill originally passed, Senator Higgins, is that whenever an attorney draws a trust for someone under the laws that then existed he had to spend three or four pages of trust for citing the powers of the trustee, the powers of the this trustee to act. By enacting this bill we were able to significantly cut legal expenses in setting up a trust because the statutes now set out what the standard powers of the trustee are without having to put them in each and every trust that comes along. Now when one of the many subsections of setting out what the trustees powers are, why there was a Select File amendment that had the effect of saying that when a financial institution is a trustee it can invest the funds of the trust in the institution itself and as the committee report explains that was a mistake and basically the banks and savings and loans and other people who helped develop this bill have come in and asked for this amendment and they are correct. It does need to be done. Does that answer your question?

SENATOR HIGGINS: Yes, but then it raises another one. In other words, are you saying that banks and savings and loans who were trustees for an estate would not be able to invest money in their own bank or savings and loan?

SENATOR HOAGLAND: The way the law currently reads, it indicates that. This would take that language out so that they can place deposits within their own banks or savings and loans.

SENATOR HIGGINS: So in effect, what it would say is that the banks and savings and loan could use trust funds of an estate to invest in their own bank or their own savings and loan or whatever institution it is that is a trustee?

SENATOR HOAGLAND: They could deposit them there. That is right. .

SENATOR HIGGINS: Thank you, Senator. That answered my question.

SENATOR CLARK: Is there any further discussion? If not, the motion is to advance LB 187 to E & R for review. All those in favor vote aye. All those opposed vote nay. Record the vote.

ASSISTANT CLERK: 30 ayes, 0 nays on the motion, Mr. President.

SENATOR CLARK: LB 187 is advanced. We will now take up LB 238.

CLERK: Mr. President, LB 238 was offered by Senator Glenn Goodrich.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Okay, we will pass over 238 unless there is objection. Senator Goodrich is not here. Senator DeCamp.

SENATOR DeCAMP: Mr. President, it is a noncontroversial bill. We might as well get it processed if we....

SPEAKER MARVEL: Let him read the bill.

CLERK: Mr. President, LB 238 offered by Senator Goodrich. (Read.) The bill was read on January 16, referred to the Banking, Commerce and Insurance Committee. The bill was advanced to General File. There are committee amendments pending, Mr. President.

SPEAKER MARVEL: Now, Senator DeCamp.

SENATOR DeCAMP: Mr. President, Senator Haberman chaired the committee during the time this bill was heard. He would prefer to go ahead with the amendment so I will let him handle it.

SENATOR HABERMAN: Mr. President, members of the Unicameral, the bill allows a commission to be paid to real estate agents in other states. The law forbids this at the present time. For example, if I am a real estate agent and I am hooked up with one of these national firms and Senator DeCamp moves from Nebraska to Iowa and I have a part of steering him to a real estate agent in Iowa, give him his name, when he arrives, who he is going to work for, what kind of a house he is looking for and maybe even set up an appointment for Senator DeCamp to see this agent in Iowa, if Senator DeCamp purchases a home from the agent in Iowa then I am entitled to a piece of the action or a piece of the commission because I started the whole thing. That is one thing that the bill does. Another part of the bill says that at the present time when someone has a complaint before the Real Estate Commission that the complaint is supposed to be considered de novo on the record which means just those things on the record will be considered. However, at the present time they are working their way around this and the people who the complaint is filed against are not in some cases providing all of the facts and they are coming in later after the first facts have been provided and saying, hey, wait a minute, Mr. Judge and Jury, and everybody else, all of the facts were not presented. These are all of the facts and we wish to have you consider these with the other ones. So this law merely does away with the ambiguity of them being able to do this. That basically is what the bill does.

SPEAKER MARVEL: There are two amendments on the desk. The Clerk will read Senator Johnson's amendment and then there is another amendment.

CLERK: Mr. President, Senator Johnson moves to amend the committee amendments and I believe copies have been distributed to the membership. (See pages 391-392 of the Legislative Journal.)

SENATOR JOHNSON: Mr. Speaker.

SPEAKER MARVEL: Senator Johnson.

SENATOR JOHNSON: Mr. Speaker, members of the body, (trouble with mike.) I am on, yes.

SPEAKER MARVEL: Have you completed your discussion?

SENATOR JOHNSON: No.

SPEAKER MARVEL: Oh.

SENATOR JOHNSON: Actually, Mr. Speaker, this has been a monologue but not the Johnny Carson type. The amendments that I have are quite simple. What the judicial review processes of the Real Estate Commission Act do along with the judicial review process of the committee amendments very simply....

SPEAKER MARVEL: Just a moment. For what purpose do you arise?

SENATOR MARSH: (Mike not activated.) ...it is difficult to follow what Senator Johnson is trying to amend when this row does not have them and the row in front of me does not have them and we would like to have the amendments in our books so we can see how the amendment to the amendment would fit.

CLERK: Senator, the amendments are on their way up. If you will look in the Journal they are in the Journal as well on page 346. You will find them in the Journal there.

SPEAKER MARVEL: Okay, the amendments that Senator Marsh is referring to are on page 346 of the Journal. Now, Senator Johnson.

SENATOR JOHNSON: And those amendments also are in some of our bill books. They are in mine and I think they are in some of the other bill books but my own amendment is one I just had passed out and it is on your desk and all my amendment does very simply is says, look, the Nebraska Real Estate Commission Act does not need to have a separate

judicial reviewing process. It says, "Use the judicial reviewing process set out in the Administrative Procedures Act." That is all it says. If you will look at the amendment closely you shall see simply that the change is that the any final order of a commission "shall be subject to judicial review under sections 84-917 to 84-919." And what that means very simply is that the reviewing processes under the Administrative Procedures Act control. Now why do I do this? I do this because I know as a lawyer how irritating it can be to discover that virtually every agency has its own kind of review process which sets up slightly different standards for review or slightly different procedures for review from each other agencies so every time you have to go to court to get an order reviewed you have got to familiarize yourself with the work of that one agency. Now the Administrative Procedures Act has been on our books for some time now and it has its own judicial review standard in it which is fairly comparable to what we have under the Nebraska Real Estate Commission Act though slightly different but fairly comparable. A lot of agencies presently are covered. If, for example, you are a welfare recipient and you are dissatisfied with a local decision, you can have a review and that review will be controlled by the Administrative Procedures Act. That applies for some certain kinds of liquor licenses. It applies for a lot of other things and all I am doing at this time is saying that any review that you are going to have under the Nebraska Real Estate Commission Act shall be controlled simply by the processes of the Administrative Procedures Act. That is what the amendment does. Now when Senator Haberman spoke, he said that one of the real reasons for the change was a desire on the part of practitioners before the Real Estate Commission to prohibit the introduction of new evidence in the District Court following some kind of a determination by the Real Estate Commission and that is one reason why the committee has done its amendments. Well, so too, does the Nebraska Administrative Procedures Act prevent the introduction of new evidence following the hearing by the commission. The committee amendments say that the review itself shall be done as a trial de novo on the record. Now the Nebraska Administrative Procedures Act, the reviewing standard frankly is a little stricter there because it says you start out presuming the regularity of the commission's finding and then you can say it is, a reviewing court can say it is no good, if it is unconstitutional or if it is not supported by the evidence or if it is based on improper procedure or if it is arbitrary and capricious and that is a little different reviewing standard which tends to uphold the regularity of what the commission does and in my opinion that is an appropriate thing for us to be doing with our administrative

agencies. It puts more onus on their back. It means they have got to act more regularly and it tends to uphold what they do, but I think that one of the things that we need to be doing in the 1980s is we need to be making more and more administrative agency decisions comparable so that it doesn't make any difference if you appear before this agency or that agency or that agency. The standards that will control your conduct before those agencies will be the same and so too with the standards of control, your appeal into the court processes will be the same and that is the reason I offer this amendment at this time to affect that type of a change.

SPEAKER MARVEL: Senator Haberman.

SENATOR HABERMAN: Senator Johnson, would you yield to a question please?

SPEAKER MARVEL: Senator Johnson, do you yield?

SENATOR HABERMAN: Senator Johnson, does your motion just affect the Real Estate Commission?

SENATOR JOHNSON: Yes, only because your bill just affects the Real Estate Commission.

SENATOR HABERMAN: Is it your intention to put this same type of amendment on other bills that refer to this?

SENATOR JOHNSON: Yes.

SENATOR HABERMAN: Might I ask why you didn't introduce legislation to cover all this with one big swoop?

SENATOR JOHNSON: I am not ready to do so, Senator Haberman, but, in fact, it is my intention over the next two years to work exactly along that line to, in a sense, try to standardize the appeal processes of all administrative agencies and one reason why I am not prepared to do it is frankly I haven't done the research to see exactly how many different appeal standards are out there. But I thought, you know, here is one coming along and I will just give it a try because I think it is right to do.

SENATOR HABERMAN: Senator Johnson, I would like to suggest ...I'm all through with the question, and I would like to suggest to the rest of the members that let's stop doing piecemeal as we go along because we are doing patchwork. Somebody else will come up with a different idea. I would like to suggest that we let Senator Johnson do his homework and introduce legislation and we clean this all up with one swoop instead of trying to do it as we go along because there are going to be

February 2, 1981

LB 238, 244

many many commissions and many, many boards that there are not going to be bills pertaining to that particular commission or board and, therefore, they will not be changed in this session. So I would ask you to oppose Senator Johnson's amendment.

SPEAKER MARVEL: Senator DeCamp, we are on the Johnson amendment.

SENATOR DeCAMP: Mr. President, members of the Legislature, I support the Johnson amendment. It is not all as serious as you think. In fact, if anything, it does quite simply make everything under a standard act. We've already got the Administrative Procedures Act and I think probably 99% of the agencies follow that procedure. The particular Real Estate Act as I recall had a little different variation because I think it might have been written maybe before the other one. So all you are doing is getting a little uniformity. It doesn't affect the balance of the bill and I would urge you to go ahead and put that amendment on in conjunction with the balance of the bill which is an important bill.

SPEAKER MARVEL: Okay, the motion is the Johnson amendment to LB 238. All those in favor vote aye, opposed no. Have you all voted? Record.

CLERK: 31 ayes, 1 nay on the Johnson amendment to the committee amendments, Mr. President.

SPEAKER MARVEL: The Johnson amendment is adopted. The motion now is the committee amendments as amended, the committee amendments to LB 238. All in favor of that motion vote aye, opposed vote no. Record.

CLERK: 34 ayes, 0 nays on adoption of the amended committee amendments, Mr. President.

SPEAKER MARVEL: The committee amendments as amended are adopted. Now the motion is the advancement of the bill as amended to E & R for review. All those in favor vote aye, opposed vote no. Record.

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

SPEAKER MARVEL: The motion is advanced. The next, LB 244.

CLERK: Mr. President, LB 244 was introduced by Senator Burrows, Senator Landis and Senator Koch. (Read.) The bill was read on January 16 of this year. It was referred

February 4, 1981

LB 39A, 45, 64, 65, 92, 165,
170, 185, 187, 199, 238, 244.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: (Microphone not on)....will be given by Dean L. Hubbard who is the President of Union College.

PRAYER: Offered by Dean L. Hubbard, Ph.D., President of Union College, Lincoln, Nebraska.

SPEAKER MARVEL: Roll call. Please record your presence. Have you all recorded your presence?

CLERK: Mr. President, Senators Warner and Carsten would like to be excused all day.

SPEAKER MARVEL: Okay, record.

CLERK: Quorum present, Mr. President.

SPEAKER MARVEL: The Clerk will read in some reports first.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 165 and recommend that same be placed on Select File; LB 185, Select File; LB 187, Select File; LB 238, Select File with amendments; LB 244, Select File; LB 92, Select File with amendments; LB 199, Select File with amendments; LB 170, Select File with amendments. (Signed) Senator Kilgarin, Chairman. (See pages 413 and 414 of the Legislative Journal.)

Mr. President, your Committee on Public Works whose Chairman is Senator Kremer to whom was referred LB 64 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; LB 65, General File with amendments. (Signed) Senator Kremer, Chairman. (See pages 414 through 416 of the Legislative Journal.)

Mr. President, new bill, LB 39A, offered by Senator Kahle. (Read title to LB 39A as found on page 416 of the Legislative Journal.)

Mr. President, Senators Vard Johnson and Chambers would like to print amendments to LB 45 in the Legislative Journal. (See page 417 of the Journal.)

Your committee on Banking, Commerce and Insurance gives notice of public hearing in Room 2230 for Tuesday, March 3. (Signed) Senator DeCamp, Chairman. (See page 417 of the Journal.)

February 6, 1981

LB 92, 238, 244

E & R for Engrossment. LB 238.

CLERK: There are E & R amendments, Senator.

PRESIDENT: The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 238.

PRESIDENT: The motion is to adopt the E & R amendments to LB 238. Any discussion? All those in favor signify by saying aye. Opposed nay. The E & R amendments on LB 238 are adopted. Senator Kilgarin.

SENATOR KILGARIN: I move LB 238 be advanced to E & R for Engrossment.

PRESIDENT: Motion to advance LB 238 to E & R for Engrossment. Any discussion? All those in favor signify by saying aye. Opposed nay. LB 238 is advanced to E & R for Engrossment. LB 244.

CLERK: There are no E & R amendments, Mr. President.

PRESIDENT: There are no E & R amendments. The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move LB 244 be advanced to E & R for Engrossment.

PRESIDENT: The motion is to advance LB 244 to E & R for Engrossment. Is there any discussion? All those in favor signify saying aye. Opposed nay. LB 244 is advanced to E & R for Engrossment. LB 92.

CLERK: Mr. President, there are E & R amendments to LB 92.

PRESIDENT: The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move the amendments to LB 92 to be adopted.

PRESIDENT: Motion to adopt the E & R amendments to LB 92. Any discussion? All those in favor signify by saying aye. Opposed nay. The E & R amendments on LB 92 are adopted. Senator Kilgarin.

CLERK: Mr. President, I have an amendment offered to LB 92 by Senator Fenger. It reads as follows: (Read

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,

February 17, 1981

LB 199, 238, 244

0 naves, 2 excused and not voting and 2 present and not voting, Mr. President.

PRESIDENT: LB 199 passes with the emergency clause attached. The next bill on Final Reading is LB 238, Mr. Clerk.

ASSISTANT CLERK: (Read LB 238 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 238 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Record the vote.

ASSISTANT CLERK: (Read the record vote as found on page 542 of the Legislative Journal.) The vote is 47 ayes, 0 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 238 passes with the emergency clause attached. The next bill and the final bill on Final Reading this morning is LB 244, Mr. Clerk.

ASSISTANT CLERK: (Read LB 244 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 244 pass? All those in favor vote aye, opposed nay. Record the vote.

ASSISTANT CLERK: (Read the record vote as found on page 543 of the Legislative Journal.) The vote is 36 ayes, 11 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 244 passes and that will conclude Final Reading for today. Mr. Clerk, do you have some matters to be read in at this time? Proceed.

CLERK: Mr. President, Senator DeCamp moves to withdraw LB 518. Pursuant to our rules that will be laid over.

Mr. President, the Committee on Constitutional Revision gives notice of public hearing for gubernatorial appointments for February 20 and for March 5. (See pages 543 and 544 of the Journal.)

PRESIDENT: Before we go on to agenda item #8 on General File, the Chair would like to introduce some 20 students from Archbishop Ryan Highschool in Omaha from Senators Goodrich, Higgins and Kilgarin's districts. They are accompanied by Mrs. Lynn Kafka and Mr. George Mills, their teachers. They are in the north balcony. Would you

February 17, 1981

LR 17, 13
LB 15, 16, 55, 76, 83, 92, 136,
144, 170, 185, 187, 199, 217,
238, 244, 354, 434, 457.

Your Committee on Revenue gives notice of public hearing in Room 1520 for March 9, 16 and 18. (See pages 546 and 547 of the Legislative Journal.)

Mr. President, Senator Maresh would like to have the Business and Labor Committee meet underneath the north balcony upon adjournment.

Mr. President, LB 15, 16, 92, 170, 185, 187, 199, 238 and 244 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 15, LB 16, LB 92, LB 170, LB 185, LB 187, LB 199, LB 238 and LB 244.

CLERK: Mr. President, your Committee on Urban Affairs whose Chairman is Senator Landis to whom was referred LB 434 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 144 General File with amendments; 354 General File with amendments. (Signed) Senator Landis. (See pages 546 through 547 of the Legislative Journal.)

Your Committee on Judiciary whose Chairman is Senator Nichol to whom was referred LB 55 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 76 General File with amendments; 83 General File with amendments. (Signed) Senator Nichol, Chair. (See pages 548 and 549 of the Legislative Journal.)

Your Committee on Miscellaneous Subjects whose Chairman is Senator Hefner to whom was referred LB 217 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; 136 General File with amendments; 457 General File. (Signed) Senator Hefner, Chair.

Mr. President, two new resolutions, LR 17 by Senator Hoagland. (Read LR 17 as found on page 550 of the Legislative Journal.) That will be laid over. Mr. President, LR 18 offered by Senator Wagner and others. (Read LR 18 as found on pages 551 and 552 of the Legislative Journal.) That too, Mr. President, will be laid over.

PRESIDENT: The Chair also has an announcement from Legislative Services Coordinator, Harlan Johnson, who reminds all of you that pictures will be taken of all

February 18, 1981

LB 15, 16, 92, 170, 185, 187,
190, 199, 238, 244, 269, 518

addressed to Senator DeCamp regarding LB 190.

Mr. President, Senator DeCamp asks unanimous consent to have his name added to 269 as coinroducer.

PRESIDENT: Any objections? If none, so ordered.

CLERK: Mr. President, I have notice from Senator Fowler designating LB 404 as priority bill and Senator Richard Peterson designating LB 269 as his priority bill.

Finally, Mr. President, I have...your Enrolling Clerk respectfully reports that she has yesterday at 2:13 p.m. presented to the Governor for his approval the following bills: 15, 16, 92, 170, 185, 187, 199, 238 and 244.

PRESIDENT: Thank you, Mr. Clerk. We would like to take this opportunity to introduce some guests of the Legislature. First, a very special guest of Senator Clark, a good friend of his from Bridgeport, Darrell Scheuler who is seated here under the south balcony. Mr. Scheuler, would you stand up. Welcome to your Legislature. And also under the south balcony we have some guests of Senator Goll, Everett Holstein from Blair, Nebraska, and Elvin Kruse from Bennington. Would they please stand and be recognized? We are ready then for motions, Mr. Clerk. Is Senator DeCamp here?

CLERK: Mr. President, Senator DeCamp moves to withdraw LB 518. The motion was presented yesterday and laid over pursuant to our rules.

PRESIDENT: LB 518. The Chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President and members of the Legislature, very briefly. 518 was a bill introduced by myself and Senator Howard Peterson and has to do with the Soukup case over in Grand Island. Because we have an alternate procedure that is hopefully going to be more effective, we would rather utilize that other procedure, the claims procedure, than utilize the bill at this time, and we can process that near the end of the session.

PRESIDENT: Any further discussion to Senator DeCamp's motion to withdraw LB 518? If not, that will constitute the opening and closing of Senator DeCamp. All those in favor of the motion to withdraw vote aye, opposed nay. Have you all voted? Record the vote.