

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

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

to the Banking Committee for public hearing. The bill was advanced to General File. There are no amendments pending, Mr. President.

SPEAKER MARVEL: Senator Burrows.

SENATOR BURROWS: Mr. Speaker, I move the advancement of LB 244. LB 244 allows the administration to provide dental benefits in a state plan or any portion thereof to fund a program providing state employees with dental benefits or any portion thereof. It is a permissive piece of legislation. There is no fiscal impact but presently we do not have that provision and that option for the administration if it so decides to go into a dental benefit plan with state employees. I think the possibilities of this being advantageous to the state are very good. It is a way of providing the employees additional benefits without paying federal income tax where benefits become a higher part of the pay plan and I hope the Legislature advances this bill. Thank you.

SPEAKER MARVEL: Senator Koch.

SENATOR KOCH: Mr. Speaker and members of the body, I would like to call your attention to the fact that this does exclude certain individuals such as state colleges, technical colleges and the university system and those people who work at least half time or more. We are talking primarily about those people who are employed here in this building and other state office buildings. In view of the fact that we have seen fit over the past several years to minimize their increases in terms of salary and other fringe benefits, I believe it is only appropriate that we provide to these people additional health benefits to those individuals plus their families. I don't think it is unrealistic at all. We don't say we are going to provide total dental benefits but that can be a part of the package, either half or whatever the decision might be what we will recommend to this program. So I am suggesting that this body if we really believe in state employees and those who help us in our daily endeavors, I think they are deserving of some consideration other than just salaries at all times and this is not unique just to these people but if you look at the State of Nebraska many other individual citizens have this privilege in the private sector. Why not try to treat these people with some degree of equity in terms of programs that are being offered. I ask for you to support LB 244.

SPEAKER MARVEL: Senator Higrins.

SENATOR HIGGINS: Would Senator Burrows yield to a question, please?

SPEAKER MARVEL: Senator Burrows, do you yield?

SENATOR BURROWS: Certainly.

SENATOR HIGGINS: Senator Burrows, is the state employees' insurance funded entirely by the state or do the employees make any contribution?

SENATOR BURROWS: On this one?

SENATOR HIGGINS: Yes, on the dental bill, would the employees have to pay part or would the state pay all of it?

SENATOR BURROWS: This bill would provide the option for the state to provide what it decided. It could be a portion or the entirety of the plan. The bill is open in this. It could be a portion, any portion or the entirety provided by the state if the state so chooses to provide a plan.

SENATOR HIGGINS: At the present time, do you know, Senator, if the hospitalization plan that state employees have is totally state funded or not?

SENATOR BURROWS: It is a split, the present health insurance but the state does not for these employees provide any dental insurance at the present time. The health insurance plan is a split as a precedent by the employee and the state both contributing into the health insurance plan.

SENATOR HIGGINS: One more question, if the state should so decide to allow them dental insurance, would it be mandatory? In other words, would those employees who do not want it have the option of not purchasing it? In other words, what I am thinking of, is some of the state employees' salaries are so low that if they had to buy the dental health insurance, it would be another deduction from their salary and they just might not be able to afford it, so do you think it would be mandatory that they all buy it or would those who didn't want it be allowed not to buy it?

SENATOR BURROWS: Well the way I understand it and if someone knows differently they could correct me. Presently the state provides the entirety on the single employee but this bill provides an option and would not mandate what the administration or the state decided to provide for a plan and I would hope that they would not mandate participation by employees that did not want the plan.

SENATOR HIGGINS: Well let me ask you this then as a freshman. If the state would decide to put in this dental health plan, we would have the option of putting an amendment in, wouldn't we, that it wouldn't be mandatory for those who did not want to buy it?

SENATOR BURROWS: We certainly would.

SENATOR HIGGINS: Okay, thank you, Senator.

SENATOR BURROWS: Thank you.

SPEAKER MARVEL: Senator Cope and then Senator Rumery.

SENATOR COPE: Mr. President, members, this will be a fiscal impact later on if the program should be decided upon and we must remember that. It also is a fiscal impact on the employee and I certainly do think they should have the privilege of decision as to whether they want it, but the problem there is if other employees are getting half of it paid and they don't...they decide not to do it on their own, in a sense they are paying part of those employees who have gone along with the program. It is sort of like federal aid, if we don't take it, somebody else will get it so we better take it. I have mixed emotions on this. On the surface it sounds great but I would like to know what the fiscal impact would be if the decision was made to accept this plan.

SPEAKER MARVEL: Senator Rumery.

SENATOR RUMERY: Mr. President, members of the Legislature, I would like to ask Senator Burrows a question if I might.

SENATOR BURROWS: Certainly.

SENATOR RUMERY: We have stamped across the top of this bill, "No Fiscal Impact." Is that quite a correct statement? As I read it I thought there would be some fiscal impact on the state treasury.

SENATOR BURROWS: Yes, that is correct. There is no fiscal impact because this does not provide the dental health care insurance. This provides the option to the state if the administration so desires to in the future make it part of the salary package and what I would like to bring out. It does not necessarily involve a fiscal impact in excess of what the salary situation would be because certainly in the administration or the Governor's side when they come to setting up a salary increase, that will be taken into consideration in total with the health benefits, the dental health insurance and undoubtedly a lesser amount of salary increase will

come up for consideration if a costly dental health care provision comes in. So it might be implemented in a future year without a total impact on the budget whatsoever if they decided to take and it is wide open as to the percentage of cost that might be involved. They will undoubtedly consider this in future salary raises. So in a total package it does not necessarily entail a fiscal impact. It could but does not involve that necessarily for the future and would not this year.

SENATOR RUMERY: But we do not know for sure but what there would be a fiscal impact in future years then?

SENATOR BURROWS: No, this obviously is here. If the administration or the Governor's office decided to give a portion of dental benefits in addition to what they would be giving, say in salary increase, that would involve a fiscal impact but I think it is very doubtful that the Governor's office is going to give this without consideration back on the salary increase and the fiscal impact is definitely unknown what it might be in future years.

SENATOR RUMERY: But as of this year there would be no fiscal impact on the state treasury then?

SENATOR BURROWS: That is correct.

SENATOR RUMERY: Thank you.

SPEAKER MARVEL: Senator Burrows, do you wish to speak again?

SENATOR BURROWS: No.

SPEAKER MARVEL: Senator Remmers.

SENATOR REMMERS: Mr. Chairman, members of the Legislature, I would like to support this bill. We are speaking of the fiscal impact it has right now. I believe as Senator Burrows has explained that this would be a matter of negotiations that the state can use in negotiating with the employees. I think it is a measure that state employees deserve. I believe we all realize that group dental insurance or group insurance of any kind is cheaper than individual insurance. I know that in the education field that teachers, many teachers have had it for a long time. In our school we've had the dental insurance included for a long time and I think the state employees deserve an opportunity to have group dental insurance and it can be used as a negotiating item for the state.

SPEAKER MARVEL: Senator Wagner.

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LB 244

SENATOR WAGNER: I have a question of Senator Burrows if he will please.

SPEAKER MARVEL: Senator Burrows, do you yield?

SENATOR BURROWS: Certainly.

SENATOR WAGNER: Senator Burrows, I guess for my own edification approximately how many people could this affect, how many state employees? Do you have any idea?

SENATOR BURROWS: Approximately fifteen thousand.

SENATOR WAGNER: About fifteen thousand. Do you have any idea then how much the employee might pay in if this were to go through?

SENATOR BURROWS: Well this would be up to the administration in deciding the package that they agreed on. The maximum dollar involvement would be approximately \$3,000,000 or slightly over which would involve, if you were comparing this back with salary increase, a maximum if fully covered of approximately 1½% salary increase. Now I think the most logical combination would be a lesser factor or a shared basis if the state decides to enter in as a portion of the benefits-salary package in a future year, the probability I would think would be a lesser or a fraction of 1% salary increase involvement across from this as you went into it in a future year.

SENATOR WAGNER: Could you put that in terms of like dollars per month per individual?

SENATOR BURROWS: Well on an option one, single, we have \$4 per month; option two, five; and option one, family plan of \$17.50; option two, \$21.44 per month.

SENATOR WAGNER: Okay, thank you very kindly.

SENATOR BURROWS: The figures I gave were the most expensive plan possible and what I think is realistic to look at is a fraction actually of 1% salary increase in total dollar involvement if the state goes into a health plan rather than as high as a percent and a half which would be full coverage by the state.

SENATOR WAGNER: Okay, thank you, Senator.

SENATOR BURROWS: Thank you.

SPEAKER MARVEL: Senator Koch. Senator Koch, do you want to... well I guess Senator Burrows can close. The Chair recognizes Senator Koch.

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 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,

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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

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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.

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