

January 19, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The prayer this morning will be given by Reverend Roe, the United Methodist Minister affiliated with the Trinity Methodist Church in Lincoln, Nebraska. Reverend Roe.

REVEREND ROE: Prayer offered.

SPEAKER MARVEL: Roll call. Item #3. Will you please record your presence if you haven't already. Record your vote.

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

SPEAKER MARVEL: Ready for item #3?

CLERK: Yes, sir. Mr. President, first of all, corrections to the Journal. (Read corrections to the Journal as found on page 220 of the Legislative Journal.)

Mr. President, I have an Attorney General's Opinion addressed to Senator Sieck regarding LB 58. (See pages 220 and 221 of the Legislative Journal.) I have a series of reports, the first from Frank Marsh, the State Treasurer, regarding the detailed statement of the condition of the State Treasury.

Mr. President, a communication from the Metropolitan Technical Community College regarding LB 1004; a communication from the State Department of Correctional Services regarding program evaluation of the therapeutic community at the Lincoln Correctional Center.

Mr. President, a deposit or communication from David O. Coolidge who is the Director-State Engineer of the Department of Roads pursuant to LB 722. Those will all be on file in my office, Mr. President.

Mr. President, your Committee on Constitutional Revision and Recreation gives notice of public hearing in Room 1019 for January 30, February 5 and February 6. (Signed) Senator Labeledz as Chairperson.

SPEAKER MARVEL: Okay, we now go to item #4, introduction of new bills.

CLERK: Mr. President, new bills: Read title to LB 284-309 as found on pages 223 through 228 of the Legislative Journal.

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title). LB 585 offered by Senator Warner. (Read title). LB 586 offered by Senator Wagner. (Read title). LB 587 offered by Senators Kremer, DeCamp, Wagner, Cope and Lamb. (Read title). LB 588 offered by Senator Wagner. (Read title). LB 589 offered by the Banking Committee and signed by its members. (Read title). LB 590 offered by Senators Kilgarin and Beutler. (Read title). LB 591 offered by Senator Landis. (Read title). LB 592 offered by Senator Lamb. (Read title). LB 593 offered by Senators Remmers and Richard Peterson. (Read title). LB 594 offered by Senator Landis. (Read title). LB 595 offered by Senator Fowler. (Read title). LB 596 offered by Senator Nichol. (Read title). LB 597 offered by Senator Nichol. (Read title). LB 598 offered by Senator Nichol. (Read title). LB 599 by Senator Nichol. (Read title). LB 600 by Senator Nichol. (Read title). LB 601 offered by Senator Nichol. (Read title). LB 602 offered by Senator Cullan. (Read title). LB 603 by Senator Cullan. (Read title). LB 604 offered by Senators Cope, Rumery and Fowler. (Read title). LB 605 offered by Senator Koch. (Read title). LB 606 offered by Senator Kremer. (Read title). LB 607 offered by Senator Howard Peterson. (Read title). LB 608 offered by Senator Howard Peterson. (Read title). LB 609 by Senator Marsh. (Read title). LB 610 introduced by Senator Howard Peterson and Senator Heffner. (Read title). LB 611 offered by Senator Kahle. (Read title). LB 612 offered by Senator Pirsch. (Read title). LB 613 offered by Senator Pirsch. (Read title). LB 614 offered by Senator Fowler. (Read title). LB 615 offered by Senator Burrows. (Read title). LB 616 offered by Senator Fenger. (Read title). LB 617 offered by Senator Stoney. (Read title). (See pages 77-88 of the Journal).

Mr. President, I have two new A bills, LB 404A offered by Senator Fowler. (Read title). And LB 604A offered by Senators Cope, Rumery and Fowler. (Read title). (See page 88 of the Journal).

Mr. President, I have a series of items to read into the record. Senator Koch would like to be excused January 7 and 8.

Mr. President, Senator Fowler would like to print amendments to....I am sorry, Senator Pirsch would like to print amendments to LB 465. (See pages 89 through 91 of the Legislative Journal). Senator Fowler to print amendments to LB 458. (See pages 91 through 93 of the Journal). Senator Rumery would like to print amendments to LB 287. (See pages 93 through 94 of the Journal). Senator Newell would like to print amendments to LB 131. (See page 95 of the Journal).

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LB 127A, 287, 401,
498, 820-824

hear your votes, so would you please cooperate with him and with us. Proceed.

CLERK: (Read the roll call vote as found on pages 269 and 270 of the Legislative Journal). 22 ayes, 20 nays, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion fails. Senator Landis. The Clerk has got some items to read in and then we will go to LB 410.

CLERK: Mr. President, new bills. LB 820 offered by the Urban Affairs Committee. (Read title as found on page 270 of the Legislative Journal). LB 821 offered by the Urban Affairs Committee. (Read title). LB 822 offered by Senator Fowler. (Read title). LB 823 offered by Senator Chronister. (Read title). LB 824 offered by Senators Haberman, Nichol and Labeledz. (Read title). See pages 270 and 271 of the Journal).

Mr. President, I have a series of notice of hearing reports. The first is offered by the Urban Affairs Committee for January 20 and January 27, signed by Senator Landis. One for the Miscellaneous Subjects for January 28, 29, February 4, 5 and 11, signed by Senator Hefner. A third from the Ag and Environment Committee for January 28 and 29, signed by Senator Schmit. One for the Revenue Committee for Monday, January 18. That is offered by Senator Carsten as Chairman. (See pages 271 and 272 of the Journal).

Mr. President, new A bill, LB 127A offered by Senator Sieck. (Read title). (See page 272 of the Journal).

Mr. President, the Speaker gives notice of priority bill scheduling for general floor debate.

Mr. President, Senator Koch would like to print amendments to LB 498 in the Legislative Journal. (See page 273 of the Journal).

Mr. President, your committee on Nebraska Retirement Systems to whom was reported LB 287 instructs me to report the same back to the Legislature with the recommendation that it be advanced to General File with amendments. That is signed by Senator Fowler as Chairman. (See pages 273 through 275 of the Legislative Journal).

Mr. President, Senator DeCamp would like to print amendments.....that's all I have, Mr. President.

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LB 131, 287

Schools. It is agreed to by all parties. They are pretty excited about it. Everybody is very happy. Senator Fowler explained the bill. It makes some very positive changes. It's actuarially sound. Everybody is in love with it. I move the advancement.

SPEAKER MARVEL: The motion is the advancement of the bill as explained by Senator Newell. All those in favor of the motion vote aye, opposed vote no. Record.

CLERK: 28 ayes, 0 nays on the motion to advance the bill, Mr. President.

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

CLERK: Mr. President, while we are waiting, new resolution, LR 212, offered by Senators DeCamp, Beutler, Koch, Newell, Wiitala, Labedz, Fowler, Chambers, Wesely, Landis, Vard Johnson and Kilgarin. (Read LR 212 as found on pages 510-511 of the Legislative Journal.) That will be laid over, Mr. President, pursuant to our rules.

SPEAKER MARVEL: Before we return to LB 287 I would like to once again give you nine numbers to look at and the first one is 649, 571, 597, 598, 646, 654, 692, 628, 630. After we get through with 287 then we will revert to these particular bills we just enumerated. LB 287.

CLERK: Mr. President, LB 287 offered by Senator Rumery. (Read title.) The bill was read on January 19 of last year, referred to the Retirement Systems Committee for hearing. The bill was advanced to General File, Mr. President. There are committee amendments attached, Mr. President.

SPEAKER MARVEL: Senator Fowler, do you wish to discuss the committee amendments?

SENATOR FOWLER: Yes, I think I have an amendment to the committee amendment up there. Is that correct, Pat?

CLERK: Yes, sir, you do.

SENATOR FOWLER: Okay, yes, I need to move the technical amendment to the committee amendments. Maybe I should explain the bill and the amendments and explain what the technical amendment does. Okay, the bill is Senator Rumery's bill and it originally introduced for public employees abolished mandatory retirement. Currently the retirement age is seventy. A couple systems allow an extension for a year or two, up to seventy-two. That was the original bill.

Some folks had some objections to the concept of completely abolishing mandatory retirement so we came in, had an interim study. The committee went around the state. People testified and we decided on a compromise that would allow a person to work past age seventy on a year by year basis with the consent of the employer. So there is a retirement age of seventy and you can work beyond that on a year by year basis if the employer consents. And again, we're talking just about public entities, cities, counties, school districts and so on. We had a hearing on that proposed compromise and it was acceptable to everyone. No one objected to the concept of allowing an option for work beyond seventy if it is agreeable to the employer. So that is what the committee amendment does. Now the amendment to the amendment is a technical correction for institutions of higher education for tenure. Tenure is the ability to keep your contract. Well, we had to make it clear that past age seventy you could not have tenure because you are on a year by year contract and so definitionally you can't be on a year by year contract and have tenure at the same time. So this says that after age seventy you cannot have tenure. You would work on a year by year basis with the agreement of your employer. So that is the technical amendment from the committee. It deals with tenure and then the committee amendment amends the bill so that we reinstate a retirement age of seventy but do allow people to work on a year by year basis with the consent of the employer. So first, I would move adoption of the amendment to the committee amendment and then the committee amendment.

SPEAKER MARVEL: Senator Kahle, do you wish to be recognized?

SENATOR KAHLE: Yes, Mr. Speaker and members, I did attend the hearing that was held out at Kearney that Senator Fowler conducted and I believe what he is saying is what we thought would be the best approach. The tenure thing of course, you can't have tenure on a year to year basis. One of the things that we were concerned about and, Senator Fowler, you might help me out on this, was the salary base. Of course, if I understand you correctly that is also negotiable on a year to year basis. Is this correct? Okay, with that explanation I think probably this is the way it should be handled and will support the amendment and hopefully later the bill.

SPEAKER MARVEL: The motion now is the amendment to the amendment as explained by Senator Fowler. All those in favor of the amendment to the committee amendment vote aye, opposed vote no. Record.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Fowler's amendment.

SPEAKER MARVEL: And now the committee amendment.

SENATOR FOWLER: (Mike not on.) ...adoption of the committee amendment which changes Senator Rumery's bill from the concept of eliminating mandatory retirement to reinstating a retirement age of seventy but allowing a process of essentially negotiation between the employee and employer as to the possibility of continuing employment, perhaps on a part-time basis, whatever. But basically it is a renegotiation on a year by year basis if the employer feels that the employee has special value, can handle the job and so on, wishes to retain him and the employee wishes to continue to work, would be negotiated on a year by year basis and I think it is an acceptable compromise that allows people to work past age seventy if they are able and if the demand for their skills is there. So I would move for the adoption of the committee amendment.

SPEAKER MARVEL: The Chair recognizes Senator Stoney.

SENATOR STONEY: Mr. Speaker, a question of Senator Fowler if he would respond, please. Senator Fowler, I have not had an opportunity to look at this closely but thought perhaps you could answer a question with me relative to the negotiation process subsequent to age seventy. Now through this process if the school district decides that they do not wish to renew the contract of this individual, what recourse is there on the part of that individual in challenging that decision that is made by a school district or a school board?

SENATOR FOWLER: None. Essentially the bill says you are retired at age seventy unless you can persuade them or work out something that you can continue to work beyond that and then you could get a one year extension. So the recourse would be, I mean, none. You are essentially retired at age seventy and then it is up to...you've got to persuade the school district if they will keep you on and then if they decide not to and they don't even have to justify that decision, you would hope that they would work with the employee and provide a rationale but if they decide as a policy or whatever, this bill would let them retire that person.

SENATOR STONEY: Thank you, Senator Fowler. I think that answers my concern. I felt if the board made the determination or the judgment that they did not wish to continue that individual for an additional year then I was concerned if there would be a process where it could be long and involved or drawn out and quite costly to the district in making that determination. So that certainly answers the question. Thank you.

SPEAKER MARVEL: The motion is the adoption of the committee amendment. All those in favor vote aye, opposed vote no.

CLERK: 27 ayes, 0 nays on adoption of committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The committee amendments are adopted.

CLERK: Mr. President, Senator Rumery had amendments to the bill on page 93 of the Journal. I understand he wishes to withdraw those. Is that right, Senator?

SENATOR RUMERY: Yes, that is correct. That does the same thing as this last committee amendment.

CLERK: Mr. President, Senator Rumery would then move to amend the bill by adding the emergency clause.

SPEAKER MARVEL: Any objection? So ordered. Okay, all those in favor of the adoption of the committee amendment... adoption of the emergency clause, all those in favor vote aye, opposed no. Have you all voted? Record.

CLERK: 26 ayes, 0 nays on adoption of Senator Rumery's amendment, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendment is adopted. Senator Rumery, do you wish to explain the bill?

SENATOR RUMERY: Mr. President, members of the Legislature, LB 287 simply repeals the state law requiring all employees of state and city and county government, school districts, the University of Nebraska, state colleges and technical community colleges to retire at age seventy. Present law permits the few select employees to work to age seventy-two if the employer requests the annual waiver. LB 287 would allow all capable employees the option to continue working. It will not mandate persons to continue to work past the normal retirement age which is considered to be sixty-five. It would allow those persons to continue working for economic or personal reasons of need or they want to. 287 does not propose any change in the existing provisions that define the retirement contributions with employees or benefit amounts for employees who remain beyond the normal retirement age. It does recognize that job performance is not, recognizes that the job performance is not age related. To mandate any age as the required retirement age is both arbitrary and discriminatory because it does not consider individual ability. Six states have

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LB 287

repealed the mandatory retirement for public employees and the United States Government has repealed the mandatory retirement age for federal workers. As the baby boom population ages and the number of workers supporting retirees decreases, it is time to evaluate the labor market and state retirement policy. The intent of 287 is to remove artificial and arbitrary barriers to the continued employment of efficient and capable older workers. And I might say that these workers continue to be taxpayers instead of tax users. Mr. President, I move the advancement of the LB 287.

SPEAKER MARVEL: The motion is the advancement of the bill as explained by Senator Rumery. All those in favor of advancing the bill vote aye, opposed vote no. Record the vote.

CLERK: 30 ayes, 1 nay, Mr. President, on adoption of or advancement of the bill.

February 2, 1982

LB 649, 287

SPEAKER MARVEL: The motion is carried and the bill is advanced. The next bill is LB 649.

CLERK: Mr. President, LB 649 offered by the Administrative Rules and Regulations Committee and signed by its members. (Read title). The bill was read on January 6 of this year. It was referred to the Administrative Rules Committee for public hearing. The bill was advanced to General File, Mr. President.

SPEAKER MARVEL: Senator Vard Johnson, do you want to explain the bill and then move to advance it?

SENATOR V. JOHNSON: Mr. Speaker and members of the body, I would hope that you would listen to the presentation on this particular legislative bill because this will be the first presentation that has been made on the floor of the Legislature with respect to a matter that has been in our statutes for some time. This is a fairly unique situation. What legislative bill 649 does is it repeals regulations that were adopted last year by the Board of Public Roads Classifications and Standards. Now in 1980 this Legislature passed LB 873 which added one additional classification for highways in the State of Nebraska, and that classification was for scenic recreation roads. It was a new highway classification. After we passed LB 873 in 1980, the Board of Public Roads Classifications and Standards held hearings to determine how this new classification should be implemented through the regulatory process. Following the hearings by the Board of Public Roads Classifications and Standards they adopted regulations concerning which roads could then be designated as scenic recreation roads. Our committee i.e. the Administrative Rules and Regulations Review Committee received a complaint from Senators Hoagland and Beyer in which those two Senators claimed that the regulations adopted by the Board of Public Roads Classifications and Standards Committee did not comport with LB 873. They were beyond LB 873. They did not deal with the intent of the Legislature. Now the Administrative Rules and Regulations Review Committee held a public hearing last summer. We held it in Schramm Park which as you may know is where the Omaha World Herald's fish display is. It is a nice park by Cretna outside of Omaha. We held it there because one of the scenic roads to be affected by the regulations is Highway 31 which goes by the old fish hatchery. The committee took considerable public testimony with respect to what was the intent behind LB 873 and in addition what was the intent behind the regulations. The committee concluded that it was absolutely true, as Senators Beyer and Hoagland pointed out, that the regulations did not conform

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All Senators that are in their seats, please check in. Will you all check in or shall I call out the names? Senator Sieck, Senator Kremer. All right, they are all here. Do you want a roll call vote? The Clerk will call the roll. They are all here.

CLERK: (Roll call vote taken. See page 545, Legislative Journal.) 27 ayes, 20 nays, Mr. President.

SENATOR CLARK: The motion lost. The next motion is to place #758 on General File notwithstanding the action of the committee. Senator Fowler. The Clerk would like to read in and the Call is raised.

CLERK: Mr. President, your committee on Revenue whose Chairman is Senator Carsten instructs me to report LB 819 advanced to General File with the committee amendments attached. That is signed by Senator Carsten as Chair. (See page 546 of the Journal).

Mr. President, Banking, Commerce and Insurance gives notice of cancellation of hearing. Signed by Senator DeCamp.

Mr. President, Senator Wesely would like to withdraw LB 237. That will be laid over.

Senator Vickers would like to print amendments to LB 230 in the Legislative Journal. (See pages 546 and 547 of the Journal). Senator Kahle to print amendments to LB 703 in the Legislative Journal. (See pages 547 and 548 of the Journal). Senator Schmit to print amendments to LB 421 in the Journal. (See page 549 of the Journal).

Mr. President, new A bill, 590A by Senator Kilgarin. (Read title).

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 255A and recommend that same be placed on Select File; 440 Select File with amendments; 314 Select File with amendments; 131 Select File with amendments; 287 Select File with amendments; 649 Select File; 571 Select File; 598 Select File and 646 Select File. Those are all signed by Senator Kilgarin as Chair. (See pages 549 through 552 of the Legislative Journal).

Mr. President, Senator Fowler moves that LB 758 be placed on General File notwithstanding the actions of the Appropriations Committee.

February 5, 1982

LB 287, 646, 649, 716, 717,
720, 723

SENATOR KILGARIN: I move the E & R amendment to LB 287.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The E & R amendment is adopted. Now what do we do with the bill?

SENATOR KILGARIN: I move we advance LB 287.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. LB 649.

SENATOR KILGARIN: I move we advance LB 649.

SPEAKER MARVEL: All in favor of that motion...649? Okay, all in favor of...the first thing we do, I'm sorry. Senator Kilgarin, 649. Okay, the motion is to advance the bill. All in favor of that motion vote aye, opposed vote no. A machine and record vote have been requested. Have you all voted? The Clerk will record the vote.

CLERK: (Read record vote as found on pages 579-580 of the Legislative Journal.) 41 ayes, 3 nays, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. 571 will be passed over because there are some amendments. We go to 598.

SENATOR KILGARIN: I move we advance LB 598.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. The last bill, LB 646.

SENATOR KILGARIN: I move we advance LB 646.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. The Clerk has a couple items to read in and then, Senator Goodrich, after the Clerk has read in the items will you make the motion that we adjourn until Monday, February 8th, at 9:30 a.m. Okay, Mr. Clerk.

CLERK: Mr. President, Senator Haberman offers an explanation of vote.

Your committee on Judiciary whose chairman is Senator Nichol instructs me to report 720 advanced to General File; 716 advanced to General File with amendments; 717 General File with amendments; 723 indefinitely postponed, all signed by Senator Nichol. (See page 580 of the Legislative Journal.)

February 9, 1982

LR 217
LB 115, 115A, 131, 255A, 274A,
287, 314, 440, 454, 520, 591, 954

Your committee on Revenue whose Chairman is Senator Carsten reports LB 591 advanced to General File.

Your committee on Education reports LB 520 advanced to General File with committee amendments attached. Those are all signed by the respective Chairmen.

Mr. President, Senator Sieck asks unanimous consent to withdraw his name as co-introducer from LB 954.

SENATOR NICHOL: No objection, so ordered.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 115 and find the same correctly engrossed; 115A correctly engrossed; 131 correctly engrossed; 255A correctly engrossed; 274A correctly engrossed; 287 correctly engrossed; 314 correctly engrossed; 440 correctly engrossed, and LB 454 correctly engrossed, all signed by Senator Kilgarin as Chair.

SENATOR NICHOL: We will go on to LR 217, Mr. Clerk.

CLERK: Mr. President, LR 217 offered by Senator Koch, found on page 576 of the Journal. (Read LR 217).

SENATOR NICHOL: Senator Koch.

SENATOR KOCH: Mr. Chairman and members of the body, this is noncontroversial I hope. This is merely an endorsement of vocational education week and this is the week that we highlight and I don't think it needs a great deal of explanation, and I ask for the adoption of resolution 217.

SENATOR NICHOL: The question is LR 217. All those in favor signify by voting aye, opposed nay.

CLERK: Senator Nichol voting yes.

SENATOR NICHOL: Have you all voted? Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of LR 217.

SENATOR NICHOL: Senator Koch.

SENATOR KOCH: Mr. Chairman, I would like to have a record vote on this and I want to see whether we are really loyal or we are just making fun.

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LB 274A, 287, 314, 402

CLERK: (Record vote read. See pages 763 and 764, Legislative Journal.) 40 ayes, 3 nays, 5 excused and not voting, 1 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is passed on Final Reading. Go to LB 287.

CLERK: (Read LB 287 on Final Reading.)

SPEAKER MARVEL: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. With the emergency clause attached. Have you all voted? Record the vote.

CLERK: (Record vote read. See pages 764 and 765, Legislative Journal.) 45 nays, 0 nays, 4 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed with the emergency clause attached. Before we proceed with the next item, it is my pleasure to introduce Mr. Steve Biedeck from Ralston who is also a student at UNL. He is in Senator Koch's District. The Clerk will read on Final Reading LB 314.

CLERK: (Read LB 314 on Final Reading.)

SPEAKER MARVEL: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 314. Have you all voted? Record the vote.

CLERK: (Record vote read. See page 765, Legislative Journal.) 45 ayes, 1 nay, 3 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. Next bill, LB 402, on Final Reading.

CLERK: (Read LB 402 on Final Reading.)

SPEAKER MARVEL: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. Clerk, record the vote.

CLERK: (Read record vote. See page 766, Legislative Journal.) 42 ayes, 2 nays, 3 excused and not voting, 2 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading.

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LB 131, 274, 274A, 287,
314, 402, 440, 454,
589, 646, 649, 904

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign LB 131, LB 274, LB 274A, LB 287, LB 314, LB 402, LB 440, LB 454, LB 589. The next order of business is Final Reading on LB 646.

CLERK: (Read LB 646 on Final Reading.)

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 646. Have you all voted? This is voting on Final Reading, LB 646. Have you all voted? Record the vote.

CLERK: (Record vote read. See page 786, Legislative Journal.) 46 ayes, 1 nay, 1 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. Next bill, LB 649.

CLERK: (Read LB 649 on Final Reading.)

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 649 on Final Reading. Record the vote.

CLERK: (Record vote read. See page 787, Legislative Journal.) 45 ayes, 1 nay, 2 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading.

CLERK: Mr. President, Senator Cullan would like to have an executive session of the Public Health and Welfare Committee Monday morning at nine o'clock in Room 1019. That is Public Health and Welfare Monday morning, nine o'clock in Room 1019.

Urban Affairs instructs me to report LB 904 indefinitely postponed. That is signed by Senator Landis as Chairman.

SENATOR CLARK PRESIDING

SENATOR CLARK: Senator Beyer, would you like to adjourn us until Monday morning at nine-thirty.

SENATOR BEYER: Mr. Speaker, I move that we be adjourned until Monday morning at nine-thirty.

LR 211, 224
LB 131, 192, 198, 211, 224, 231,
239, 263, 270, 274, 274A, 287,
314, 402, 440, 448, 450, 454,
465, 511, 547, 589, 592, 634,
646, 649, 669A, 672, 827

February 22, 1982

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The prayer will be delivered by the Reverend Palmer.

REVEREND PALMER: Prayer offered.

SPEAKER MARVEL: Record your presence, please. While we are waiting for a quorum, underneath the South balcony from Scottsbluff, Nebraska, Audrey Towater is the guest of Senator Nichol. She is the one that has that large object there she is working on. I suggest that at your convenience you take a look at it. It is very interesting. Record, Mr. Clerk.

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

SPEAKER MARVEL: The Clerk has got some items to read into the Journal.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 634 and recommend that same be placed on Select File with amendments; 672 Select File with amendments and LB 827 Select File and 669A Select File, all signed by Senator Kilgarin. (See pages 790-791 of the Journal.)

Your Enrolling Clerk respectfully reports that she has presented to the Governor on February 19 at two-fifty, bills passed on Final Reading that day. (Re: LB 131, 274, 274A, 287, 314, 402, 440, 454 and 589.)

Mr. President, I have communications from the Governor. The first is addressed to the Clerk. (Read communication re: LB 239 as found on page 791 of the Legislative Journal.) The second communication is addressed to the Clerk. (Read re: LB 192, 198, 231, 263, 270, 448, 450, 465, 511, 592, 131, 274, 274A, 287, 314, 402, 454 and 589.)

Mr. President, your committee on Urban Affairs whose chairman is Senator Landis reports LB 904 as indefinitely postponed. That is signed by Senator Landis as Chair.

Senator Schmit would like to print amendments to LB 547 in the Legislative Journal. (See page 792 of the Journal.)

Mr. President, LR 211, 224 and LB 646 and 649 are ready for your signatures.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and do sign LR 211, LR 224, engrossed LB 646, LB 649. (See page