

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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LB 4, 9, 22, 24, 34, 38,
54, 124, 171, 178, 275,
276, 288, 292, 345,
368, 460, 475, 517

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Pastor David L. Erdman, Plains Baptist Church.

PASTOR ERDMAN: (Prayer offered.)

SPEAKER MARVEL: Record your presence.

CLERK: Mr. President, Senator Vard Johnson would like to be excused until he arrives; Senator Goll, Barrett and Waitala until they arrive.

SPEAKER MARVEL: Have you all recorded your presence? Record the vote. Yes. Senator Marsh, for what purpose?

SENATOR MARSH: I ask for this to be a recorded vote for those who are here at 9:05 a.m.

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

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

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined LB 475 and recommend that same be placed on Select File with amendments; 171 Select File; 22 Select File with amendments. (Signed) Senator Kilgarin, Chair.

Mr. President, your committee on Government reports 292 to General File with amendments; LB 460 to General File; LB 276 Indefinitely postponed; 517 Indefinitely postponed. (Signed) Senator DeCamp, Chair.

Mr. President, LB 288, 275, 54, 38, and 24 are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign LB 24, LB 38, LB 54, LB 275, LB 288.

CLERK: Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LB 9, 34, 124, 178 and 345.) (See page 844, Legislative Journal.)

Two Attorney General's opinions, a first to Senator Koch regarding LB 368. The second to Senator Beutler regarding LB 4. They also will be inserted in the Journal, Mr. President.

Finally, Mr. President, Senator Maresh asks unanimous consent

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LB 50, 73, 138, 194,
292, 425, 475, 500.

two o'clock on Friday instead of four or five o'clock. If you have any questions on this, you can check with the Clerk's office, or you can check with our office. Now does anybody have any.....Senator Kahle.

SENATOR KAHLE: Mr. Speaker, really no comment on what you just said but I wonder if we wouldn't be ahead if you scheduled some of the real heavy bills on Friday and Friday afternoon instead of the consent calendar. Maybe people would stay here. In the going on five years now that I have been here, I have never left on a Thursday or a Friday when we were in session, and I resent the fact that many of you do leave for the last day no matter when it is, and I just really feel that you are not being very responsible and perhaps if we would handle some of those real tough bills on Friday, you would stick around. Thank you.

SPEAKER MARVEL: I think that we, Senator Kahle, in answer to your question.....well, we are going to adjourn. Okay, Senator Howard Peterson, would you adjourn us until nine o'clock....I'm sorry, Pat, go ahead.

CLERK: Excuse me. Mr. President, a communication from the Governor to the Clerk. (Read communication regarding LBs 50, 73, 194, 425, 475, 500.)

I have a....your Committee on Business and Labor reports regarding gubernatorial appointment. (See page 1156 of the Legislative Journal.)

Senator Vickers would like to print amendments to 138. (See pages 1156 and 1157 of the Journal.) And Senator Kilgarin asks unanimous consent to add her name to LB 292 as co-introducer.

SPEAKER MARVEL: Senator Peterson, would you adjourn us until nine o'clock tomorrow morning. I am sorry. Senator Kremer.

SENATOR KREMER: Mr. Chairman, I would like to remind the Public Works Committee for a very short meeting below the north balcony immediately upon adjournment.

SPEAKER MARVEL: Today?

SENATOR KREMER: Yes.

SPEAKER MARVEL: Okay.

SENATOR H. PETERSON: Mr. Speaker, I would move we adjourn

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LB 59, 168, 168A,
258, 292, 384

Wittala, Senator Warner, Senator Cope, Senator Wesely, Senator Schmit, Senator Beutler, Senator Vard Johnson, Senator Sieck, Senator Lowell Johnson, Senator Peterson, Senator Dworak, Senator Chronister, Senator Chambers. Senator Wesely, Senator Chambers. Will all legislators please take your seats so we can proceed? Senator Cullan, shall we proceed? Do you want a roll call vote?

CLERK: (Roll call vote taken. See page 1194, Legislative Journal.) 24 ayes, 21 nays on the motion to indefinitely postpone, Mr. President.

SPEAKER MARVEL: Okay, the bill is deceased. The Call is raised.

CLERK: Mr. President, while we are waiting, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 384 and recommend that same be placed on Select File; LB 59, Select File, 168, Select File and LB 168A, Select File. (Signed) Senator Kilgarin, Chair. (See pages 1195 and 1196 of the Legislative Journal.)

SPEAKER MARVEL: The next order of business is LB 292.

CLERK: Mr. President, LB 292 was a bill introduced by Senators Maresh, DeCamp and Kilgarin. (Read title.) The bill was first read on January 19. It was referred to the Government Committee. The bill was advanced to General File and I do have committee amendments pending by the Government Committee, Mr. President.

SPEAKER MARVEL: Senator Kahle.

SENATOR KAHLE: Mr. President and members, the committee amendments are basically the bill now, and, of course, the bill was heard before the Government, Military and Veterans Affairs Committee on February the 12th. If you look in your bill book, you will see the procedure that was taken. This is a forms management bill and, of course, in order to explain the amendment I almost have to explain the bill, and I am sure that those that introduced it will be a little bit more informed than myself. But it seems that we have a great number of forms in the procedure of state government. And I think you have all heard complaints over the years that, my gosh, how many forms do we have and how many do we have to fill out to get something done? In our education system, in our... anything that you do in the State of Nebraska or perhaps anywhere else for that matter, you have an enormous amount

of forms to fill out and we have passed out some information or I think Senator DeCamp passed it out and some of you have this on your desk which show that there were some I believe 12 or 14 forms that all did the same thing and then on the next back page of that same hand-out you see what would happen if you went to a new forms management act and you would have one form that would do all the things that those others did. A number of other states have gone to this system and, of course, the Director of Administrative Services would be in charge of this. We have had some discussion with the different departments in state government. Some were a little less than hot about this idea at first but I believe we have all the wrinkles out of it now and there is, of course, some cost to it to get it started, but after that it should make the state some money. So I do move the amendments to 292. Thank you.

SPEAKER MARVEL: The motion is the adoption of the committee amendments on LB 292. All those in favor of adoption of those amendments vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 26 ayes, 0 nays on adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The committee amendments are adopted. Now before we go to the next item, underneath the south balcony it is my pleasure to introduce Steve Marsh from Washington D.C. Steve. Okay, Senator Maresh.

SENATOR MARESH: Mr. Speaker and members of the Legislature, LB 292 is the result of an interim study that was conducted by the Business and Labor Committee and the Government, Military and Veterans Affairs Committee, Chaired by myself and Senator DeCamp. We jointly tried to find out what we could do to help the small businesses, and this was one area we felt we could do a lot by cutting down on the amount of paper work they have to handle to comply with government forms on the state level. We held a hearing during the interim and we decided that we should do something. And then the Governor had his conference on small businesses last December and that was one of the topics that was discussed at length, how they have to fill too many forms. So we, Senator DeCamp and I, decided to sponsor this bill, and the bill didn't have any opposition at the hearing. Only one person from the Department of Education opposed the bill. Otherwise, everybody appearing in favor. This would place it under

the DAS to have the agency take care of this. The Governor has decreed that all state agencies should work toward this end to do away with a lot of forms. We found at the hearing that the Welfare Department has one person that is assigned to just drafting forms, and we thought this was unthought of to have one person just designing forms. So now this will cut down on forms greatly. We have reports from the State of Washington who has had this act on since 1973, that since this law was enacted, they saved three and a half million dollars in direct cost and twenty-one and a half million dollars in indirect savings. That pertains to the businesses, they feel that this forms management act has saved that much to the businesses and the individuals affected by filling out forms, commodities, or surveys and things like that. Now if this comes about, if we pass this bill, it will be supervised by DAS and no form after July 1st, 1982 will....you will have to be required to fill that....you won't be required to fill that form unless it has the seal of approval from DAS. In the State of Indiana they have a law like this and this was passed in 1978, and at that time there were 68,000 separate forms to run their state government, and since 1978 that number has been reduced to 42,500 with another 10,000 that are targeted for extinction this year. They save approximately \$500,000 per year and they will have saved...they figure they are going to save \$13 million. So you can see that there is a great savings to be found by having a forms management act. The reason that we have decided to do this by statute instead of having the Governor do it by decree is because when there is an administration change, we want this to carry on and not be abolished. So I move that this bill be advanced to E & R Initial.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: Thank you, Mr. Chairman and members of the Legislature. A lot of hours were put in on LB 292 and now that the committee amendments are adopted, Bob Beecham, the only opponent to 292 worked on those amendments and is now satisfied with the form that 292 is in. So the opposition has been cleared up and, as a matter of fact, he worked on the amendments. I would urge your support of 292.

SPEAKER MARVEL: Senator Higgins.

SENATOR HIGGINS: Mr. President, I would like to ask Senator Maresh a couple of questions.

SPEAKER MARVEL: Senator Maresh, will you yield?

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LB 292

SENATOR MARESH: I hope it's a friendly question.

SENATOR HIGGINS: I think so.

SENATOR MARESH: Okay.

SENATOR HIGGINS: This bill creates a forms management program act....

SENATOR MARESH: For everybody except the University and the state colleges. I forgot to mention that, because....

SENATOR HIGGINS: That's my first question.

SENATOR MARESH: Okay, they are independent in the Constitution so we felt....I guess the committee took them out by amendment.

SENATOR HIGGINS: So they would still have their own forms?

SENATOR MARESH: Yes. We found out by a Supreme Court case that we cannot tell the University what to do.

SENATOR HIGGINS: I don't think anybody can. The second question I've got is under Section 5 it says, "establishes the duties and functions of the Director". Does this mean we are going to be hiring a new person?

SENATOR MARESH: No, Director of DAS. He is called Director in the bill.

SENATOR HIGGINS: In other words, we are not going to create a whole new program, and....

SENATOR MARESH: No, that's what the committee was concerned not to establish....

SENATOR HIGGINS:new jobs.

SENATOR MARESH: That's what the committee was concerned about not establishing any more departments. So it is placed in DAS and the Director is the Director.

SENATOR HIGGINS: Okay, thank you, Senator.

SPEAKER MARVEL: Senator Maresh, are you going to advance the bill?

SENATOR MARESH: I move that LB 292 be advanced to

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LB 292, 292A, 479

E & R Initial.

SPEAKER MARVEL: All in favor of that motion vote aye, opposed vote no. Record the vote.

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

SPEAKER MARVEL: The motion is carried, the bill is advanced. 292A.

CLERK: Mr. President, LB 292A is a bill offered by Senator Maresh. (Read title.)

SPEAKER MARVEL: Senator Maresh, do you want to advance the bill?

SENATOR MARESH: Yes, Mr. Chairman, I move that this bill be advanced. This is to carry out the functions that we need the first year.

SPEAKER MARVEL: The motion is to advance 292A to E & R for Review. All those in favor vote aye, opposed vote no. Record the vote.

CLERK: 30 ayes, 0 nays on the motion to advance 292A, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill, LB 479.

CLERK: Mr. President, LB 479, offered by the Revenue Committee and signed by its members. (Read title.) The bill was first read on January 20, referred to Revenue. It was advanced to General File. There are committee amendments pending, Mr. President.

SPEAKER MARVEL: Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, I move for the adoption of the committee amendments. The committee amendments do really two things. Number one, it would provide if the counties' failure to implement a valuation manual, it must be established by the examination of the counties' valuation books and records, and second, that the values resulting from the tax commissioner's corrective action shall be used and may be appealed as other new values and property owners would be notified of valuation changes. The basic reasoning behind the bill and the amendments is this, that in

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LB 113A, 179, 292, 292A,
317, 327, 479.

amendments; 113A, Select File; 327, Select File; 317, Select File; 292, Select File with amendments; 292A, Select File; 479, Select File. All signed by Senator Kilgarin as Chair, Mr. President. (See pages 1235 through 1238 of the Legislative Journal.)

SPEAKER MARVEL: The next order of business is Final Reading, item #4. All legislators will please take your seats so we can proceed with Final Reading. All unauthorized personnel please leave the floor. The first bill on Final Reading is LB 179E. Senator Koch, your light is on, did you wish to be recognized? Okay. LB 179E.

CLERK: Mr. President, I have a motion on the desk. Senator Hoagland moves to return LB 179 to Select File for a specific amendment, and there are copies that have been distributed, Mr. President.

SENATOR HOAGLAND: Mr. Speaker and colleagues, we had intended to have this printed in the Journal but we adjourned abruptly enough yesterday so it was not done, and I apologize for that. I would ask you to turn to page 19 of the bill. This is an amendment which is of a technical nature basically, in my opinion, and I apologize for holding up final passage of a bill as long as this to get this change made or to seek this change made but I think it is important enough to do it. If you turn to page 19 and review Section 12 of the bill, there is an inference there in that section that if there is a lawsuit filed against a public employee or public official and that lawsuit is successful, why then the public official or public employee has to pay the entire damages out of his own pocket if the jury in that lawsuit or the court in that lawsuit finds that his action was not reasonable or that his action was not in good faith. Now, what the amendment would provide is that the political subdivision that he is working for will pay the judgment against him as long as he operated...let me get the language here, within the scope of his office or employment. The amendment goes on to provide that there is nothing that should be construed to prevent the discipline of an employee or an official who does not act reasonably and in good faith in the performance of his duties. Now the reason I think this is important is because if this particular provision stays in the law, in my opinion it is going to scare the living daylights out of a lot of public officials and a lot of public employees and they are not going to execute their statutory functions as they should. Now let me try and give you two examples of why I think this could have a detrimental

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LB 292, 317

about \$192,000 which is money that is given to parents who transport their children who are handicapped. I ask for the deletion of this part of LB 317.

SPEAKER MARVEL: Okay, the motion is to strike Section 8 of the bill. Senator Wagner, do you wish to speak to that motion?

SENATOR WAGNER: Yes. Mr. Speaker and members, I certainly support Senator Koch's amendment up there because it is strictly just a duplication like he indicated, and, therefore, I support the amendment.

SPEAKER MARVEL: The motion is the adoption of the Koch amendment as explained by Senator Koch, to LB 317. Do you want to close, Senator Koch? Okay, all those in favor of the Koch amendment to LB 317 vote aye, opposed vote no. Record the vote.

CLERK: 26 ayes, 0 nays, Mr. President.

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

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

SPEAKER MARVEL: Excuse me.

CLERK: I have nothing further on the bill.

SPEAKER MARVEL: Do you want to advance it? Okay, Senator Kilgarin.

SENATOR KILGARIN: I move LB 317 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. The next bill is 292.

SENATOR KILGARIN: I move the E & R amendments to LB 292.

SPEAKER MARVEL: All those in favor of that motion say aye....

SENATOR KILGARIN: I also move to amend the E & R amendments to 292 as follows: "In Section 2, line 2 strike 'Farms' and insert 'Forms'." F-o-r-m-s.

SPEAKER MARVEL: The motion is the adoption of the E & R amendments...Kilgarin amendment to the E & R amendments to

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LB 292

LB 317.

SENATOR KILGARIN: 292.

SPEAKER MARVEL: 292. Okay. All those in favor of the adoption of the Kilgarin motion vote aye, opposed vote no. We are voting on the Kilgarin amendments to 292. Have you all voted? Record.

CLERK: 25 ayes, 0 nays on adoption of Senator Kilgarin's amendment to the E & R amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendment is adopted. The motion now is the E & R amendments to 292. Do you so move?

SENATOR KILGARIN: I so move.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion is carried. The E & R amendments as amended to LB 292 are adopted.

CLERK: Mr. President, Senator Maresh moves to amend the bill by adding the emergency clause.

SPEAKER MARVEL: Senator Maresh.

SENATOR MARESH: Mr. Speaker and members of the Legislature, this would expedite the performance of the various departments in state government to get on the ball and start enacting this law, and they could start working on it sooner. I move that this emergency clause be added to the bill.

SPEAKER MARVEL: Okay, the motion before the House is the adoption of the emergency clause to LB 292. All those in favor of that motion vote aye, opposed vote no. We're voting on the E & R amendments to 292 as proposed by.... the emergency clause as proposed by Senator Maresh. Have you all voted? Is there anybody who has not voted who wishes to vote? Senator Maresh. Senator Maresh.

SENATOR MARESH: How many are excused?

SPEAKER MARVEL: There are four excused.

SENATOR MARESH: It appears that they don't want to vote I guess, so what do you want to do, John? It's your bill too. Karen, what do you want to do?

CLERK: 26 ayes, 2 nays, Mr. President.

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LB 292, 292A, 479

SPEAKER MARVEL: The motion is carried and the emergency clause has been added. Do you want to advance 292A?

CLERK: 292.

SPEAKER MARVEL: 292.

SENATOR KILGARIN: I move we advance LB 292 to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion is carried. 292 is advanced. Senator DeCamp.

CLERK: Mr. President, Senator DeCamp moves to add the emergency clause to LB 292A.

SENATOR DeCAMP: This makes the A bill compatible with the other bill.

SPEAKER MARVEL: Okay, the motion is the adoption of the emergency clause to LB 292A. All those in favor of adding the E clause to that bill vote aye, opposed vote no. Has everybody voted who wishes to vote on adding the emergency clause to 292A? Record.

CLERK: 25 ayes, 2 nays on adoption of Senator DeCamp's amendment.

SPEAKER MARVEL: The motion is carried. The emergency clause is adopted. Senator Kilgarin.

SENATOR KILGARIN: I move LB 292A be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. All in favor of the motion say aye. Opposed no. The motion is carried. The bill is advanced.

SENATOR KILGARIN: I move LB 479 be advanced to E & R for Engrossment.

April 9, 1981

LR 54
LB 167, 72, 205, 378, 40,
44, 87, 173, 292, 292A,
317, 536,

SENATOR CLARK: We have about three pages left. Can we get the Legislature to take their seats and vote on the bill. Continue.

ASSISTANT CLERK: Continues to read LB 167.

SENATOR CLARK: Everyone is in their seats please. All provisions of law having been complied with, the question is, shall the bill pass? All those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting aye.

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

CLERK: 30 ayes, 13 nays, 5 present and not voting, 1 excused and not voting. Vote appears on page 1375 of the Legislative Journal.

SENATOR CLARK: The motion passed, the bill is passed. We have 40 students from Westlawn Elementary School in Grand Island in Howard Peterson's district. Roger Lee is the teacher. They are in the north balcony. Could you raise your hands please. Welcome to the Unicameral. We will now go to item six.

CLERK: Mr. President, your Enrolling Clerk respectfully reports that she has presented to the Governor at 11:00 a.m. LB 72 and 205.

Senator Marsh would like to print amendments to 378.

The Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 40 and find the same correctly engrossed, LB 44 correctly engrossed, LB 87 correctly engrossed, LB 317 correctly engrossed, LB 292 correctly engrossed, 292A correctly engrossed, 173 correctly engrossed and LB 536 correctly engrossed.

Mr. President, a new resolution. Read LR 54. That will be laid over Mr. President.

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LB 292, 292A, 317

CLERK: Mr. President, Senator Warner offers an explanation of vote on 427 and 427A.

Read LB 292 on Final reading.

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall 292 pass with the emergency clause attached. All those in favor vote aye, all those opposed vote nay.

CLERK: Senator Clark voting yes.

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

CLERK: 40 ayes, 5 nays, 4 present and not voting. Vote appears on pages 1951-52 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed with the emergency clause. The Clerk will now read LB 292A.

CLERK: Read LB 292A on Final Reading.

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall the bill pass with the emergency clause attached. All those in favor vote aye, all those opposed vote nay. Have you all voted? Record the vote.

CLERK: 41 ayes, 5 nays, 3 present and not voting. Vote appears on page 1952 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed with the emergency clause attached. LB 317.

CLERK: Read LB 317 on Final Reading.

SENATOR CLARK: All provisions of law according to procedure having been complied with, the question is, shall the bill pass. All those in favor vote aye, all those opposed vote nay.

CLERK: Senator Clark voting no.

SENATOR CLARK: Have you all voted? Once more, have you all voted? Record the vote. Senator Koch. Record the vote.

CLERK: 27 ayes, 18 nays, 4 present and not voting. Vote appears on pages 1953-54 of the Legislative Journal.

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LB 22, 22A, 157, 157A, 158, 158A,
168, 168A, 197, 197A, 245, 245A,
253, 253A, 292, 292A, 317, 317A,
427, 427A, 529

RECESS

SPEAKER MARVEL PRESIDING

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

SPEAKER MARVEL: The Clerk has some items on the desk that need to be read in for the record.

CLERK: Mr. President, I have for your signature LBs 197, 197A, 245 and 245A, LBs 168, 168A, LB 157 and 157A, LB 427 and 427A, LB 292, 292A, LB 317 and 317A, LB 22 and 22A, and LB 158, 158A, and 253 and 253A, Mr. President.

Mr. President, Senator Chronister would like to print amendments to LB 529 in the Journal. (See page 1963 of the Legislative Journal.)

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business, I am about to sign and do sign engrossed LB 197, engrossed LB 197A, engrossed LB 245, engrossed LB 245A, engrossed LB 168, engrossed LB 168A, engrossed LB 157, engrossed LB 157A, engrossed LB 427, engrossed LB 427A, engrossed LB 292, engrossed LB 292A, engrossed LB 317, engrossed 317A, engrossed LB 22, engrossed LB 22A, engrossed LB 158, engrossed LB 158A, engrossed LB 253, engrossed LB 253A. Before we begin with some other bills, it is my privilege to introduce a number of visitors from Senator Cope and Kahle's Districts, ten students, 1st to 10th Grade, First Church of God Christian Academy, Kearney, Pastor Larry Lautaret, Jane Perry, teacher and Chester Trew, sponsor. In the north balcony. Will you hold up your hands so we can see where you are? Okay. From Senator Howard Peterson's District, eight students K through 12th Grade, Calvary Academy, Grand Island, Nebraska, Agnes Rich, Louise Bonne and Bonnie Skala, teachers. Where are you located? Okay. From Senator Chronister's District, eleven students from District 9, District 43, Wisner, Nebraska. Miss Koester and Miss Kansier, teachers. North balcony. Where are you located? Okay. From Senator Dworak's District five students, 3rd and 7th Grade from Christian Liberty Academy, Leigh, Nebraska, Susan Turvy, teacher, also Barbara Hall, in the south balcony. Are you in the south or north? From Senator Beutler's District sixteen 4th Graders, Hawthorne Elementary School, Lincoln, Nebraska, Mrs. Stephenson and Mrs. Anderson, teachers, in the north balcony. Where are you located? From Howard Peterson's District seven students K through 12th Grade, York Christian Academy, York, Nebraska, Edward Moray, Irene Moray, teachers. Where are you located? Okay. From

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

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

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

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

SENATOR CLARK: Senator Schmit.

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

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LB 158, 158A, 197, 197A,
LB 352, 204, 204A, 245,
245A, 292, 292A, 383, 512

take your seats and the Sergeant at Arms please get those who are not in the Chamber. There are none excused. I take it back, Senator Higgins is excused. Senator Koch and Senator Fowler, would you punch in please? Senator Maresh, Senator Wiitala, Senator Warner, Senator Lamb, Senator Hefner, Senator Newell, Senator Landis, Senator Hoagland, Senator Pirsch. Senator Koch, did you ask for a roll call vote? Okay.

CLERK: Mr. President, while we are waiting, your committee on Public Works reports LB 383 to General File with amendments.

Senators Peterson, Nichol, Burrows, Lowell Johnson, and Sieck would like to print amendments to 512; Senators Beutler and DeCamp to LB 352.

Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LBs 158, 158A, 197, 197A, 204, 204A, 245, 245A, 292, 292A. See page 2090, Legislative Journal.)

SENATOR NICHOL: Senator Lamb and Senator Carsten are the two that are not here yet. Senator Koch.

SENATOR KOCH: Mr. Chairman, can we take call in votes and speed this up?

SENATOR NICHOL: If you would like.

CLERK: Senator Chronister voting yes. Senator Hefner voting yes. Senator Hoagland voting yes.

SENATOR NICHOL: Record, Mr. Clerk.

CLERK: 26 ayes, 19 nays, Mr. President, on the motion to advance the bill.

SENATOR NICHOL: The bill is advanced.

CLERK: Mr. President, finally, the last item I am going to read in is a new resolution offered by Senators Kremer, Haberman and Rumery. (Read. See page 2092, Legislative Journal.) That will be laid over, Mr. President.

And, Mr. President, I have notice of hearing from Senator Warner regarding a meeting of the special committee regarding Federal-State-Local Fiscal and Program Policy.

SENATOR NICHOL: You will recall that Speaker Marvel announced