

January 19, 1981

LR 6  
LB 311-356

read some bills in now, we will recess until 3:30 and come back and hopefully there will be more bills to process and then I would like to have a meeting with the chairmen in Room 1520 at 9:00 tomorrow morning. The Clerk now will....Senator Carsten.

SENATOR CARSTEN: Mr. President, I am hopeful to have a meeting of the Revenue Committee at 3:00. We may be a little late getting back in Exec Session, so I just wanted to alert you of that.

SPEAKER MARVEL: Okay. Senator Carsten is calling a meeting of the Revenue Committee for three o'clock this afternoon. In which room? 1520. Okay, Mr. Clerk, go ahead.

CLERK: Mr. President, first of all, Senator Marsh has an explanation of vote to be inserted in the Journal. (See page 244 of the Legislative Journal.)

New bills, Mr. President. Read by title LB 311-355 as found on pages 244 through 255 of the Legislative Journal.

Mr. President, new resolution. (Read LR 6 as found on pages 255 and 256 of the Legislative Journal.)

Mr. President, Senator DeCamp asks unanimous consent to have the names of all the members added as co-introducers to LR 6.

SPEAKER MARVEL: Okay, the motion before the House is the unanimous consent request that all names be added to the resolution which was just read. Is there objection to that motion? If not, the motion is so ordered.

CLERK: Mr. President, pursuant to our rules....

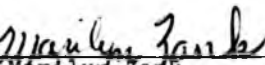
SPEAKER MARVEL: It will be in the Journal?

CLERK: Yes, sir, it will be taken up some time later.

Mr. President, LB 356. (Read title to LB 356 as found on pages 256 and 257 of the Legislative Journal.)

SPEAKER MARVEL: Okay, the motion by Senator Marsh to recess until 3:30 p.m. All those in favor of that motion say aye. Opposed no. We are recessed until 3:30 this afternoon.

Edited by:

  
Marilyn Zark

March 19, 1981

LR 43  
LB 179, 350, 420

The motion then is the adoption of LR 43. All those in favor vote aye, opposed nay. Has everyone voted? Record the vote.

CLERK: 36 ayes, 0 nays on the adoption of the resolution, Mr. President.

PRESIDENT: Motion carries and LR 43 is adopted. Do you want to read some matters in?

CLERK: If I may, Mr. President. Urban Affairs Committee whose Chairman is Senator Landis reports LB 350 as indefinitely postponed; and LB 420 as indefinitely postponed. (Signed) Senator Landis.

I have a reference report from the Executive Board regarding certain gubernatorial appointments.

PRESIDENT: The next bill then on Select File will be LB 179.

CLERK: Mr. President, there are E & R amendments to LB 179.

PRESIDENT: The Chair recognizes Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 179.

PRESIDENT: Motion to adopt the E & R amendments on LB 179. Any discussion? All those in favor of adopting the E & R amendments on LB 179 signify by saying aye, opposed nay. The E & R amendments are adopted on LB 179.

CLERK: Mr. President, I now have an amendment offered by Senator Lamb found on page 976 of the Journal.

PRESIDENT: The Chair recognizes Senator Lamb.

SENATOR LAMB: Mr. President and members of the Legislature, I would refer you to page 976 for the amendment to the bill. This amendment is designed to undo the harm which was enacted with LB 120, Senator Burrows' bill, in regard to the attorney fees for people that are unhappy with local subdivisions of government. The amendment to LB 179 retains the allowance of LB 120 in the award of attorney fees but relieves the public officer or the employee of personal liability for the payment of the civil penalty and attorney fees if the employee or officer acted reasonably and in good faith in the performance of the public duty. It would remain with the governing body to determine what constitutes a reasonable and good faith action. The payment of any monetary awards would be made by the political subdivision in compliance with Section 77-1619. I move the

April 9, 1981

LB 350, 17

SPEAKER MARVEL: In the back of the room visiting for a short time today is the former Sergeant at Arms, Walter "Robby" Robinson. Robby, where are you? Welcome. Senator Nichol has two groups of students in the north balcony, 7 eighth grade students from Lake Alice School, Charles Bar, instructor and also Mrs. Dale Carrier and Mrs. Ray Carrier, where are you folks located? Will you raise your hands so we might see you. Welcome. Also, 9 eighth grade students from the Lake Minatare School, Delmar Cropski is the instructor and also Virginia Lynheart, Catrina Newland, Alma Barker and Vera Appelgate. Now where are you folks located? Will you raise your hands. Welcome.

CLERK: Mr. President, just one final item. I have an Attorney General's opinion addressed to Senator Witala regarding LB 350. (See pages 1368-69 of the Legislative Journal).

SPEAKER MARVEL: Okay, we are now ready for Final Reading, item number four which will take us up to the time we have a visitor. The first bill on Final Reading is LB 17E.

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

SPEAKER MARVEL: Excuse me just a moment. We are going to have a little better attention or we are not going to be able to get through Final Reading. Go ahead.

CLERK: Mr. President, Senator Stoney moves to return LB 17 to Select File for a specific amendment. That amendment being to strike the enacting clause.

SPEAKER MARVEL: Senator Stoney.

SENATOR STONEY: Mr. Speaker, members of the Legislature, it is difficult for me to rise and ask that you support me with this, but I feel very, very strongly about it. It should not come as a revelation to you, this bill has been considered by the Legislature. I have at each stage expressed my opposition to certain provisions in the bill and for this reason I rise and ask that you help me in returning it to Select File for the specific amendment, to strike the enacting clause. I would like to say that this is the first time in my career here in the Legislature that I have made such a request and again, it has taken a great deal of thought and consideration on my part before offering it. Ladies and gentlemen I would like you to attempt, if you can for a moment, to isolate the issues