

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

February 17, 1981

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

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

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

Mr. President, LB 15, 16, 92, 170, 185, 187, 199, 238 and 244 are ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business, I propose to sign and I do sign LB 15, LB 16, LB 92, LB 170, LB 185, LB 187, LB 199, LB 238 and LB 244.

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

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

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

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

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

February 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

February 27, 1981

LB 144, 354

Department of Roads direction to work with the local organizations to promote transportation for our senior citizens. I think this is one of the most important things that we can do for the rural area senior citizens. Presently there is many areas that don't have any transportation. With this bill I think we are going to see groups organized with local service organizations such as the VFW or the American Legion. We will see this bill, I think, is going to provide these services for our elderly people. I move that the bill be advanced to E & R Initial.

SPEAKER MARVEL: Any further discussion? Senator Maresh was closing. All those in favor of advancing LB 144 to E & R for review vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 30 ayes, 2 nays, Mr. President, on the motion to advance the bill.

SENATOR CLARK PRESIDING

SENATOR CLARK: We will now take up LB 354.

CLERK: Mr. President, LB 354. (Title read.) The bill was originally read on January 19 of this year. It was referred to the Urban Affairs Committee for public hearing. It was advanced to General File. There are committee amendments pending by the Urban Affairs Committee, Mr. President.

SENATOR CLARK: Senator Landis, do you want to take the committee amendments to LB 354?

SENATOR LANDIS: Mr. Speaker, members of the Legislature, LB 354 was introduced by Senator Beyer and it was heard before the Urban Affairs Committee. We did make two amendments, as I recall. I will have to open my book here. The first thing we did was to make this applicable actually to metropolitan class areas and the term that we used was city of the metropolitan class. We also indicated, and this was consistent with a request by Senator Beyer, that this act would apply in those areas outside the territorial limits of the zoning jurisdiction, or rather not the territorial limits, that is in the bill, but rather the zoning jurisdiction of a city of the metropolitan class. The zoning area includes that several mile radius around a city of the metropolitan class for which they may plan and zone, and with those two amendments, number one, changing the territorial limits to zoning jurisdiction, and number two, applying this to cities of the metropolitan class and their surrounding areas, the bill was advanced. I would move the adoption of the committee amendments.

SENATOR CLARK: The motion before the House is the adoption of the committee amendments to 354. Is there any discussion? If not, all those in favor vote aye, opposed vote no.

CLERK: Senator Clark voting aye.

SENATOR CLARK: Record the vote.

CLERK: 21 ayes, 0 nays on the adoption of the committee amendments, Mr. President.

SENATOR CLARK: Motion carried. Senator Beyer, on the bill.

SENATOR BEYER: Mr. Speaker and members of the Legislature, the reasons behind this bill being introduced is because of some activity that is going on with the Omaha Airport Authority in the surrounding areas, counties outside of their zoning jurisdiction. The Omaha Airport Authority is appointed by the City of Omaha. It is the only appointed Authority in the state. They are not responsible in any which way to the voters and all we are asking in this bill is that anytime they leave their zoning jurisdiction they go through the appropriate board to exercise their right of eminent domain. In this respect then it does give the people a right to vote because they do vote for the county commissioners in this case that would exercise that authority. In the testimony that was there from the opposition, they had to admit that they thought if they really needed that airport that they could sell that county board on the change in using the eminent domain law. Also it gives the county board and the planning department some input into what the effect would be in that area, i.e., the roads, the relocation of roads, the surfacing of the roads, the utilities and stuff that go in there and that is basically the reason that we ask for this change. Thank you.

SENATOR CLARK: Is there any discussion on the advancement of LB 354. Senator Newell.

SENATOR NEWELL: Yes, if I could ask Senator Beyer a question or two.

SENATOR CLARK: Senator Beyer, would you yield?

SENATOR NEWELL: Emil, this proposal now just deals with airport authorities in the metropolitan area?

SENATOR BEYER: Right.

SENATOR NEWELL: And the opposition you say has basically

faded away. Could you expand upon that just for a moment?

SENATOR BEYER: Okay, those that appeared in opposition from the outstate areas under this bill would not be affected. In some questions that were asked of Mr. Grear by the committee members, he did state, and it is on the record, that he thought that if they could prove the need to the county boards that they could get the county boards' approval.

SENATOR NEWELL: All right, Emil, let me ask you this question. Do you think this is...obviously you don't think it is good public policy to do it statewide and you have authorized it for a special situation in the metropolitan area, isn't that correct?

SENATOR BEYER: I think the reason that the amendment was put on to come back to the metropolitan area was the fact that the other boards are elective and they are responsible to the area from which they are elected, Senator Newell.

SENATOR NEWELL: All other Airport Authorities are elected?

SENATOR BEYER: Right.

SENATOR NEWELL: All other?

SENATOR BEYER: All others. We researched it. Omaha is the only appointed authority in the state.

SENATOR NEWELL: I didn't realize that. Now that...that makes a difference in what I was going to suggest I guess. I don't think you have got quite the class legislation that I thought you had originally. Senator Beyer, I will not oppose this bill at this time but I am going to reserve the right to maybe talk to you and analyze it and understand it a little better at a later point and maybe talk about some of the specifics, but if your point is correct, then I think just on the basis of class legislation, then there is a unique and different situation and we can maybe justify that.

SENATOR BEYER: That is what we come up with. Thank you.

SENATOR CLARK: The question before the House is the advancement of 354 to E & R Initial. Any discussion? All those in favor vote aye, opposed no. Record the vote.

CLERK: 29 ayes, 0 nays on the motion to advance the bill, Mr. President.

February 27, 1981

LB 354, 55

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The bill is advanced. We now move to LB 55.

CLERK: Mr. President, LB 55. (Title read.) The bill was read on January 9. It was referred to Judiciary. It was advanced to General File. There are no amendments on the bill, Mr. President.

SPEAKER MARVEL: Senator Cullan.

SENATOR CULLAN: Mr. President, members of the Legislature, this is a very simple bill. It simply clarifies or amends the current state statute to allow retired judges as well as judges currently sitting on the bench to perform marriages. The proposal, I was not aware that a retired judge could not perform a marriage but that currently is the interpretation that has been given to the section on the authority of a judge to perform a marriage. The reason for the bill really is to allow these individuals to perform those marriages. Some individuals have informed me that they have difficulty finding judges who have the time to perform some of these marriages so maybe we can just look at this as a retirement bill or something, allow a judge to supplement his income or something, but seriously I do think there is no reason that a retired judge should not be able to perform marriages and it is a very simple proposal and I hope you would adopt it and advance it.

SPEAKER MARVEL: Senator Vickers.

SENATOR VICKERS: Yes, Mr. President, I wonder if Senator Cullan would respond to a question please.

SENATOR CULLAN: Yes, Senator Vickers.

SENATOR VICKERS: Senator Cullan, I was just sitting here wondering if perhaps you had some personal interest in this, that you were getting ready to do something the rest of the body didn't know about?

SENATOR CULLAN: Well, Senator Vickers, at this point in time, I certainly don't have any plans, and if I did, my mother would kill me if I didn't get married in the church, so...

SENATOR VICKERS: Thank you, Sam.

SPEAKER MARVEL: Any further discussion on LB 55? The motion is the advancement of the bill to E & R for review. All those in favor vote aye, opposed vote no. Have you all voted? Clerk, record the vote.

March 3, 1981

LB 5, 55, 76, 83, 128,
136, 144, 150, 217, 279,
354, 379, 457, 462

CLERK: Mr. President, Senator Kahle voting aye, Senator Wiitala voting aye, Senator Barrett voting aye.

SPEAKER MARVEL: Senator Goodrich, would you record your presence.

CLERK: Senator Vard Johnson voting aye.

SPEAKER MARVEL: Record the vote.

CLERK: 25 ayes, 13 nays on adoption of Senator DeCamp's amendment to the Beutler amendment, Mr. President.

SPEAKER MARVEL: The motion is carried. The amendment is adopted. Do we have other amendments? Senator Beutler.

SENATOR BEUTLER: (Mike not turned on.) ...now, I would move the amendment be adopted.

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

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the Beutler amendment as amended.

SPEAKER MARVEL: The motion is carried. The amendment is adopted. The motion is the advancement of the bill to E & R for engrossment. A machine vote is requested. All those in favor of advancing the bill vote aye, opposed vote no. Record.

CLERK: 27 ayes, 13 nays, Mr. President, on the motion to advance.

SPEAKER MARVEL: The motion carried. The bill is advanced. Items on the Clerk's desk before we go to the next bill. I would suggest to you that in ten or fifteen minutes we will move into General File as per the agenda.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 144 and recommend that same be placed on Select File with amendments; 354 Select File; 55 Select File 76 Select File with amendments; 83 Select File with amendments; 217 Select File; 457 Select File; 136 Select File; 128 Select File; 462 Select File with amendments; 279 Select File and LB 5 Select File with amendments. (Signed) Senator Kilgarin. (See pages 728-730 of the Legislative Journal.)

Mr. President, your committee on Public Health and Welfare whose chairman is Senator Cullan reports LB 379 to General

March 3, 1981

LB 476, 354, 355, 390

will work with Bernice and try to work something out on a separate bill, on a separate addressing of the Tort Liability Act but I don't think you ever would want to pass this.

SENATOR CLARK: The question before the House is the indefinite postponement of LB 476. All those in favor vote aye, all opposed vote no.

CLERK: Senator Clark voting aye.

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

CLERK: 27 ayes, 6 nays to indefinitely postpone LB 476, Mr. President.

SENATOR CLARK: The bill is indefinitely postponed. Senator Nichol, would you like to...? We have something to read in first.

CLERK: Mr. President, I have a motion from Senators Carsten, Newell, Fowler, V. Johnson and others that LB 390 be placed on General File pursuant to Rule 3, Section 19(b).

Senator Landis would like to print amendments to LB 354. Senator Burrows would like to print amendments to LB 355. (See page 735 of the Legislative Journal.)

SENATOR CLARK: Senator Nichol, would you like to adjourn us until nine o'clock tomorrow morning?

SENATOR NICHOL: Mr. Chairman, I can't think of anything I would rather do. I move to adjourn until tomorrow morning at nine o'clock.

SENATOR CLARK: All those in favor of adjourning say aye, all those opposed nay. We are adjourned.

Edited by

La Vera M. Benischek
LaVera M. Benischek

March 4, 1981

LB 144, 354, 434

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. LB 434.

CLERK: I have nothing on the bill, Senator.

SENATOR KILGARIN: I move LB 434 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. 144.

CLERK: There are E & F, Senator.

SPEAKER MARVEL: 144.

CLERK: 144.

SENATOR KILGARIN: I move the E & R amendments to LB 144.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion carried. The E & R amendment's adopted.

SENATOR KILGARIN: I move LB 144 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill advanced. LB 354.

CLERK: Mr. President, there are no E & R amendments to LB 354 but I do have amendments from Senator Landis. Mr. President, Senator Landis has amendments found on page 735 of the Journal which I understand he wishes to withdraw.

SENATOR LANDIS: Mr. Speaker and members of the Legislature, I do have some amendments which have been placed on the Clerk's desk and I am hoping he will read them. They are a substitute and seek to accomplish exactly the same goals as those amendments which appear in the Journal. However, the language of them has been improved by the bill drafting staff and that is why the substitute amendments are offered. At the conclusion of this introduction to that language, I hope that the Clerk will read that language. It accomplishes two things, number one, by reference to the territorial jurisdiction and the zoning limits and the way that we are currently doing

March 4, 1981

LB 354

them. We have a left a period of area, a crescent of land around the city which would not be covered by the bill, which is why we have to make sure that we use the term "zoning jurisdiction". This LB 354 now would cover those areas outside the zoning jurisdiction of a city of metropolitan class. The second change, and this is the only other change in the amendments, because of the way that we had amended the bill, it would cover all airports outside the jurisdiction of a metropolitan class city, meaning that LB 354 would then apply to every airport other than the Omaha airport throughout the state, which is not our intention. Actually we have to make sure that we are talking about the airport owned by or operated by the metropolitan class city but that airport, that reliever airport outside the city's zoning jurisdiction. So it is for the purpose of clarification. It does not alter in any way the intent of the bill that Senator Beyer and myself explained when we talked about LB 354 on General File, and I would urge the adoption of these clarifying amendments offered to us by the bill drafting staff, but of a little more substantial nature than simple and E & R amendments, and that is why this change is required. I would hope the Clerk would read those amendments into the record.

SPEAKER MARVEL: The motion is the adoption of the amendments to 354.

CLERK: He wants me to read them.

SPEAKER MARVEL: Okay.

CLERK: Mr. President, Senator Landis' amendment reads as follows: (Read the Landis amendment as found on page 743 of the Legislative Journal.)

SPEAKER MARVEL: The motion is the adoption of the amendments to 354 as read by the Clerk. All those in favor of the adoption of the amendments vote aye, opposed no. Have you all voted? We are voting on the amendments to LB 354. Have you all voted? Record.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of Senator Landis' amendment.

SPEAKER MARVEL: The motion is carried. The amendments are adopted. Now are we ready to advance the bill?

CLERK: Yes, sir, I have nothing further on the bill.

SPEAKER MARVEL: 354.

March 4, 1981

LB 55, 76, 354

SENATOR KILGARIN: I move LB 354 as amended be advanced to E & R for Engrossment.

SPEAKER MARVEL: All those in favor of the motion say aye. Opposed no. The motion carried. The bill is advanced. LB 55.

CLERK: Mr. President, I don't have E & R amendments. I do have an amendment from Senator Cullan. The amendment reads as follows: (Read the Cullan amendment as found on page 743 of the Legislative Journal.)

SENATOR CULLAN: Okay, Mr. President and members of the Legislature, the judges for the Workmens Compensation Court asked if they could be included in this particular bill. It is my understanding and Senator Nichol can correct me if I am wrong but it is understanding there is an Attorney General's Opinion that indicates that a judge for the Workmens Compensation Court cannot perform a marriage and so this simply would allow them to do that. I can see no logical reason to distinguish between the district judges, county judges and judges of the Workmens Compensation Court as far as this is concerned, so I simply offer that amendment.

SPEAKER MARVEL: All those in favor of the Cullan amendment to LB 55 vote aye, opposed vote no. Have you all voted? Senator Cullan. Have you all voted? Okay, Clerk, record the vote.

CLERK: 6 ayes, 15 nays, Mr. President, on the motion. I have nothing further on the bill, Mr. President.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: I move LB 55 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion carried, bill is advanced. LB 76.

CLERK: There are E & R, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 76.

SPEAKER MARVEL: 76? All those in favor of the adoption of the E & R amendments to LB 76 say aye. Opposed no. The motion is carried. The E & R amendment's adopted.

CLERK: Nothing further on the bill, Senator.

March 10, 1981

LB 32, 76, 83, 136, 144,
206, 206A, 354, 457, 492

respectfully reports and examined engrossed LB 76 and finds the same correctly engrossed; LB 83 correctly engrossed; LB 136 correctly engrossed; LB 144 correctly engrossed; and LB 354 correctly engrossed; LB 457 correctly engrossed. (Signed) Senator Kilgarin.

Mr. President, I have a message from the Governor. (Read. Re: LB 206 and 206A. See pages 818 and 819, Legislative Journal.)

Mr. President, I have an Attorney General's opinion addressed to Senator Vickers regarding LB 32.

Mr. President, Senator Kremer would like to have the Public Works Committee meet underneath the North balcony right now for purposes of an exec session, the Public Works Committee underneath the North balcony, Mr. President, right now if possible.

Mr. President, your committee on Government, Military and Veterans Affairs reports LB 492 to General File, (Signed) by Senator Kahle as Chairman.

PRESIDENT: The Chair recognizes Speaker Marvel for an important announcement. Speaker Marvel. Would the Legislature please pay some attention to the Speaker at this point.

SPEAKER MARVEL: I wish you would get out your paper and pencils because we are talking about deadlines for priority bills. You will find on page 137 of the Journal for the fifth day, January 13, 1981, Rule 5, Section 6 which talks about scheduling of bills and priority bills. Your individual priority selection as well as your committee selection, the deadline is March 13 which is Friday. The deadline for the Speaker is March 17 and the chairmen who met this morning, although the rule does create some misunderstanding, what would happen is that your bills designated by either yourself or the chairman of your committee or committees, those bills would be gathered in by the Speaker's office and we would set them up as priorities on the agenda. Now there is some discussion about a way to maneuver so you can get more priority bills than somebody else and I would assume that no one in this body would operate that way but March 13 is the deadline for priority bills individual and committee and March 17 is the deadline as far as the Speaker's office is concerned and we would implement this through the agenda. If anybody has any questions I will try to answer them, otherwise you can find on your worksheet for this morning the beginnings of a listing of priority bills. There are five listed this morning, 56, 245, 269, 290 and 404.

March 13, 1981

LB 136, 325, 354, 457

CLERK: (Read record vote as found on page 902 of the Legislative Journal.) 32 ayes, 14 nays, 2 excused and not voting, 1 present and not voting, Mr. President.

PRESIDENT: LB 136 passes and the next bill on Final Reading, Mr. Clerk, will be LB 325.

CLERK: (Read LB 325 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 325 pass. All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Read record vote as found on pages 902-903 of the Legislative Journal.) 47 ayes, 0 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 325 passes. The next bill on Final Reading, Mr. Clerk, is LB 354.

CLERK: (Read LB 354 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 354 pass. All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Read record vote as found on page 903 of the Legislative Journal.) 44 ayes, 1 nay, 2 excused and not voting, 2 present and not voting, Mr. President.

PRESIDENT: LB 354 passes. The final bill on Final Reading this morning, Mr. Clerk, is LB 457.

CLERK: (Read LB 457 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 457 pass. All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Read record vote as found on page 904 of the Legislative Journal.) 47 ayes, 0 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 457 passes and that will conclude Final Reading for this morning.

CLERK: Mr. President, the Public Health and Welfare Committee would like to continue their executive session underneath the South balcony, right now. Public Health and Welfare Committee underneath the South balcony.

SPEAKER MARVEL PRESIDING

March 16, 1981

LB 83, 136, 138, 290, 310,
325, 354, 440, 457

SPEAKER MARVEL PRESIDING

DR. ROBERT PALMER: (Prayer offered.)

SPEAKER MARVEL: Record your presence.

CLERK: Mr. President, Senators Clark, Nichol and Hoagland would like to be excused for the day. Senators Newell, Cullan and Beutler...Beutler is here, Senators Newell, Cullan and Wesely...Wesely is here, too.

SPEAKER MARVEL: Record.

CLERK: A quorum present, Mr. President.

SPEAKER MARVEL: Have you got some items to read?

CLERK: Yes, sir. Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined LB 290 and recommend that same be placed on Select File with amendments; LB 138 Select File. (Signed) Senator Kilgarin, Chair.

Mr. President, your committee on Education whose Chairman is Senator Koch reports LB 440 to General File with amendments. (Signed) Senator Koch.

Your committee on Government whose Chairman is Senator Kahle reports LB 310 to General File with amendments. That is signed by Senator Kahle.

Mr. President, I have reports from the Department of Health, Bureau of Examining Boards pursuant to statutory section; and one from the Department of Administrative Services, State Building Division, both offered in compliance with statutory provisions. They will be on file in my office.

Mr. President, Public Works Committee will meet in executive session at one thirty on March 18, 1981 in Room 1517. That is signed by Senator Kremer.

Mr. President, LBs 83, 136, 325, 354, and 457 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 83, LB 136, LB 325, LB 354, LB 457. Okay, let's go to item #4.

CLERK: Mr. President, the first item under gubernatorial

March 17, 1981

LR 21, 30
LB 24, 38, 51, 55, 83, 114, 128,
136, 150, 154, 195, 217, 246, 250,
272, 275, 279, 288, 302, 325, 354,
388, 409, 434, 444, 457, 462, 515

SPEAKER MARVEL PRESIDING

REVEREND RON WASIKOWSKI: (Prayer offered. Microphone not on. See page 951, Legislative Journal.)

SPEAKER MARVEL: Record your presence. Record.

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

SPEAKER MARVEL: Did you have any other items?

CLERK: Yes, sir, I do. Mr. President, first of all, the Journal is without error this morning.

Mr. President, a communication from the Governor addressed to the Clerk. (Read. Re: LBs 55, 83, 114, 128, 136, 150, 154, 195, 217, 246, 272, 275, 279, 288, 325, 354, 388, 409, 434, 457, 462, 24, 38, and 51. See pages 951 and 952, Legislative Journal.)

Mr. President, I have a series of Attorney General opinions. One to Senator DeCamp regarding the Executive Board and the powers thereof; one to Senator DeCamp regarding payment of salary; one to Senator Nichol regarding LB 515.

Mr. President, your committee on Government, Military and Veterans Affairs whose Chairman is Senator Kahle reports LB 250 to General File with amendments; LB 444 to General File with amendments. Signed Senator Kahle as Chair.

Your committee on Public Works whose Chairman is Senator Kremer reports LB 302 to General File with amendments and Public Works reports LR 21 back to the Legislature with amendments. Signed by Senator Kremer as Chair.

SPEAKER MARVEL: From Senator Barrett's District in the North balcony it is my privilege to introduce 19 senior high students from St. Ann's Catholic School, Lexington, Nebraska. Mr. Roger Lucas, Government teacher; Dr. Phillip Vreeland, English teacher. Will you hold up your hand so we can see where you are and greet you? Okay, we will go to item #4.

CLERK: Mr. President, the first resolution is offered by Senator Dworak. It is LR 28. It is found on page 737 of the Journal.

Mr. President, while Senator Dworak is missing, LR 30 by Senator Vickers. It is found on page 787. (Read.) That resolution, Mr. President, is found on page 787 of the Journal.