

RECESS

PRESIDENT: The Legislature will come to order and register your presence.

CLERK: Mr. President, Senator Higgins and Beutler would like to be excused this afternoon.

PRESIDENT: Record the presence, Mr. Clerk.

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

PRESIDENT: Quorum being present, do you have any messages on the desk, anything to read into the record?

CLERK: Yes, sir, I do. Senator Maresh would like to announce that Senator Fitzgerald has been elected as vice chairman of the Business and Labor Committee. Senator Marvel would like to announce a chairperson's caucus for Monday, January 12, 1981, at 9:00 a.m. in Room 1520. It is a chairperson's caucus at 9:00 a.m., Room 1520, Monday morning.

Mr. President, Senators VonMinden, Senator Hoagland would like to be excused all day tomorrow.

PRESIDENT: We are ready for the introduction of new bills, Mr. Clerk, proceed.

CLERK: Mr. President, new bills: Read LB 37-48 by title for the first time. (See pages 85-88 of the Legislative Journal.)

Mr. President, Senator Hefner would like to have the Miscellaneous Subjects Committee meet upon adjournment this afternoon underneath the South balcony. That is the Miscellaneous Subjects Committee upon adjournment underneath the South balcony.

Mr. President, I have the communication from the Secretary of State addressed to the Speaker and members of the Legislature regarding the bonds and oaths for the following elected officials: Public Service Commissioner, Eric Rasmussen; Jack Romans; Treasurer of Workmen's Compensation Court, James Monen; Regents: Robert Simmons and John Payne; State Board of Education, Frank Landis, James Monahan, Walter Thompson, Helen Greene; and for Judge of the Nebraska Supreme Court, Lawrence Clinton, Hale McCown and C. Thomas White. That will be inserted in the Legislative Journal. (See pages 88-90.)

January 30, 1981

LB 7, 20, 28, 42,
43, 46, 81, 429.

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Reverend Henry Bradshaw, Ralston United Church of Christ, Ralston.

REVEREND BRADSHAW: Prayer offered.

PRESIDENT: Roll call. Have you all registered your presence? Record the presence, Mr. Clerk.

CLERK: Quorum present, Mr. President.

PRESIDENT: Quorum being present, are there any corrections to the Journal?

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal will stand as printed. Any other messages, reports or announcements?

CLERK: Yes, sir. Mr. President, your Committee on Judiciary whose Chairman is Senator Nichol to whom we referred LB 28 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 429 advanced to General File with amendments; LB 42 to General File with amendments; LB 43 to General File. (Signed) Senator Nichol, Chairman. (See pages 368 through 370 of the Legislative Journal.)

Mr. President, your Committee on Public Works whose Chairman is Senator Kremer to whom we referred LB 7 instructs me to report the same back to the Legislature with the recommendation it be indefinitely postponed; LB 46 reported to General File with amendments; LB 81 General File with amendments. Those are signed by Senator Kremer. (See pages 371 through 375 of the Legislative Journal.)

Mr. President, your Committee on Business and Labor whose Chairman is Senator Maresh to whom was referred LB 20 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments. (Signed) Senator Maresh, Chairman. (See page 375 of the Legislative Journal.)

Mr. President, hearing notices: Your Committee on Public Works gives notice of public hearing for March 11. That is signed by Senator Kremer as Chairman. Your Committee on Banking, Commerce and Insurance whose Chairman is Senator DeCamp schedules a hearing for February 9, and your Committee on Government, Military and Veterans Affairs schedules public hearings for

down here every now and then, and I would like then to introduce our former great leader, ex-Chairman of the Exec Board, Frank Lewis, from Bellevue, talking to Mr. Fenger back there.

SPEAKER MARVEL: Thank you. LB 42.

CLERK: Mr. President, LB 42 was offered by the Judiciary Committee and signed by its members. (Read title.) The bill was first read on January 8 of this year. It was referred to the Judiciary Committee for public hearing. The bill was advanced to General File. There are committee amendments pending, Mr. President.

SPEAKER MARVEL: Senator Nichol.

SENATOR NICHOL: Mr. Speaker, members of the Legislature, LB 42 amends several sections of the law of civil procedure to make more uniform appeals from municipal and county courts to district court. The committee adopted three amendments to LB 42. The first amendment modifies current procedures for transferring cases out of small claims court to the regular docket. As you may recall, last year the bill was amended on the floor which did away with such transfer of proceedings. The district court judges are not happy with this procedure, this new procedure, that we adopted last year which they feel actually works to the detriment of small claimants. The first amendment is actually a compromise between those who wish to restrict such transfers and those who wish unlimited transfer proceedings. The amendment provides that a case may be transferred but that no further pleadings or discovery is to be allowed after such transfer except by permission of the court. This amendment was brought to us by the Supreme Court Committee on Practice and Procedure. The second amendment was presented to us by Senator Hoagland at a public hearing. This particular provision harmonizes the time limit provided regarding the filing of a supersedeas and the filing of notice of appeal to the Supreme Court by making both such time limits thirty days rather than twenty days and thirty days as is now the case. This was not addressed in the original bill simply because the original bill dealt with the appeals from municipal and county courts to district courts and not from district courts to the Supreme Court. This provision is, however, found in the same chapter and sections of the civil procedure code and is in harmony with the bill from a subject matter standpoint. The third amendment merely reinstates uniform language which was mistakenly charged (sic) in the original bill. I move for the adoption of the committee amendments.

SPEAKER MARVEL: The motion is the adoption of the committee

amendment to LB 42. All those in favor vote aye, opposed vote no. Have you all voted? We are voting on the committee amendment to LB 42 as explained by Senator Nichol. Record.

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

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

SENATOR NICHOL: Mr. Chairman, members of the Legislature, over the past interim period, the Judiciary Committee cooperated with the Nebraska Supreme Court Committee on practice and procedure in refining various Nebraska statutes dealing with appeals from lower courts to the district court. In conducting this interim study, LR 268, the Judiciary Committee held public hearings throughout the state to receive input from local judges and local practitioners of some of the provisions offered in the bill. It was determined that current appellate procedures contained many hidden traps which can work to the detriment of litigants having the effect of increasing attorney fees and court costs through the creation of delays. LB 42 attempts to make uniform the appeals from lower courts to the district court so that a uniform practice can develop. The provisions contained in LB 42 were approved by the Supreme Court, the various judges associations and by the House of Delegates of the Nebraska Bar Association at their annual fall meetings. Senator Vard Johnson mentioned on the floor the other day that difficulty which arises when every administrative agency has a different method of appealing its decisions. This to some extent is true of appeals from the various lower courts to the district court. This bill would make those procedures uniform. I move for the advancement of LB 42 to E & R Initial. Now, may I say in addition to that there is several, many small changes and I have listed those out and they contain several pages. I would be glad to go over them one at a time if you would like to take the time. On the other hand, if those of you that are interested would like to have those specifically in your hands, I will be most happy to see that you get them. I move for the advancement of LB 42 to E & R Initial.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: Mr. President, I have a question of Senator Nichol, if he will yield please.

SPEAKER MARVEL: Senator Nichol.

SENATOR NICHOL: I will try.

SENATOR DWORAK: Senator Nichol, could you give me some examples, some illustrations, of some of those hidden traps that exist in the current system that won't exist after this legislation is passed and can you show me specifically in this bill where you are remedying those identified hidden traps? I would appreciate that, Senator Nichol.

SENATOR NICHOL: I will attempt to do so and I may need some help from some of the attorneys on the floor. #1. Provides any party may appeal a final order to the county or municipal court to the district court. It provides for appeals from the adoption proceedings and appeals under the Nebraska Probate Code. It also provides who may appeal from proceedings in the county sitting as a juvenile court. The section is not applicable to appeals involving eminent domain. Now that is one. Would you like to proceed that further?

SENATOR DWORAK: Yes, the old process did not include eminent domain but now the new process will?

SENATOR NICHOL: No, this section does not apply to eminent domain.

SENATOR DWORAK: But the old section did?

SENATOR NICHOL: No, I don't believe that the old section did but just to make it clear (interruption).

SENATOR DWORAK: Well, what is the trap?

SENATOR NICHOL: I don't know what the trap is. It has to do with appealing from a lower court to a higher court.

SENATOR DWORAK: My question, specifically, Senator Nichol, was you referred to hidden traps in the existing appeal process that are now being corrected by this legislation. I have asked you to identify those traps and how they going to be remedied.

SENATOR NICHOL: Would you be agreeable for me to give you these various things, there are 25 of them, and I will try to have them spelled out to you in detail, since I am not an attorney and I don't intend to be able to spell out to you exactly what each trap is but I would be most happy and I would like to have you have those prior to your voting.

SENATOR DWORAK: Is there somebody on the committee that could explain the hidden traps?

SENATOR NICHOL: No...well, I don't think so. If any committee

February 3, 1981

LB 42, 43

member would like to attempt to I would be most happy that they come forward but I don't think so.

SENATOR DWORAK: Are you telling me that the committee is putting a bill before us and the reason for the bill is that we now have hidden traps in the appellate process and that no one on the committee knows what those hidden traps are, what the remedies are?

SENATOR NICHOL: Have you ever heard of the term "Trust Me"?

SENATOR DWORAK: I don't. Okay. Senator Nichol, have you ever heard of the term "Show Me"?

SENATOR NICHOL: Yes, that is exactly what I would like to do, Senator Dworak, and why I mentioned it in my opening statement for anyone who is interested, we would be most happy to spell these out in detail so that you would know what we are doing. We are not trying to hide anything. We are not trying to do anything shady and we would be most happy to have you have that.

SPEAKER MARVEL: The motion is the advancement of the bill as amended. All those in favor, excuse me, Senator Nichol, do you want to close? He waives closing. All those in favor of advancing LB 42 vote aye, opposed vote no. Record.

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

SPEAKER MARVEL: The motion is carried. The bill is advanced. Next bill, LB 43.

ASSISTANT CLERK: LB 43 was introduced by the Judiciary Committee in January of 1981. (Read title.) The bill was first read on January 8, 1981, and referred to the Judiciary Committee. It was advanced to General File with no amendments pending.

SPEAKER MARVEL: Okay, Senator Nichol.

SENATOR NICHOL: Mr. Chairman and members of the Legislature, LB 43 was introduced by the Judiciary Committee as an outgrowth of part of the committee's interim activities. Last session LR 266 was introduced by the Judiciary Committee which called for cooperating with the Nebraska Bar Association in conducting several public hearings on recent national amendments to the Model Business Corporation Act. These hearings were held throughout the State of Nebraska and a great deal of testimony was received from various practicing attorneys, bar associations and individuals with regard to the current

February 5, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: ...this morning by Rabbi Mark J. Bisman, Tifereth Israel Synagogue, 3219 Sheridan Boulevard, Lincoln, Nebraska.

RABBI BISMAN: Prayer offered.

SPEAKER MARVEL: Roll call, please record your presence.

CLERK: Mr. President, Senators Wagner, Carsten, Warner, Carsten and Wagner would like to be excused all day, Senator Fenger and Higgins until they arrive. Mr. President, Senator Vard Johnson would like to be excused until he arrives.

SPEAKER MARVEL: Will you please record your presence if you haven't already. Okay, record.

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

SPEAKER MARVEL: Item #3. Do you have anything to read in?

CLERK: Yes, sir. Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 156 and recommend that same be placed on Select File with amendments; LB 28 Select File; LB 29 Select File; LB 42 Select File with amendments, (Signed) Senator Kilgarin, Chairman. (See page 440 of the Legislative Journal.)

Mr. President, I have LRs 4, 9, 10, 13, 14 are ready for your signature as well as engrossed LBs 1, 2, 60, 71, 57 and 141.

SPEAKER MARVEL: While the Legislature is in session I am about to sign and do sign LR 4, LR 9, LR 10, LR 13, LR 14, LB 1, LB 2, LB 60, LB 71, LB 57 and LB 141.

CLERK: Mr. President, I have a reference report referring LB 543 and LR 12; rereferring LB 526 as well as a number of gubernatorial appointments. (See pages 441-442 of the Journal.)

Finally, Mr. President, I have a report from the Thurston County Sheriff's Department pursuant to statutory section 23-362.

SPEAKER MARVEL: Senator Warner is excused today so we are going to pass over #4, item #4 and move to item #5 which is General File and the first order of business is LB 165A.

CLERK: Read LB 165A.

SPEAKER MARVEL: Senator Lamb.

February 9, 1981

LB 28, 29, 42

SPEAKER MARVEL: All those in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. LB 28.

CLERK: There are no E & R amendments, Senator.

SENATOR KILGARIN: I move LB 28 be advanced to E & R for engrossment.

SPEAKER MARVEL: All those in favor of that motion say aye, opposed no. The motion is carried. The bill is advanced. LB 29.

CLERK: No E & R amendments, Senator.

SENATOR KILGARIN: I move LB 29 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. LB 42.

CLERK: There are E & R amendments, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 42.

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

CLERK: Mr. President, I now have an amendment from Senator Nichol. (Read Nichol amendment as found on page 470 of the Legislative Journal.) That is offered by Senator Nichol.

SPEAKER MARVEL: The Chair recognizes Senator Nichol.

SENATOR NICHOL: Well as I get it from the attorneys the statutes should all be changed to thirty days but the old statutes remain at one month and in a different section it should be thirty days to be commensurate with the rest of the statute and that is why I understand we need this. I didn't think there was all that much difference between thirty days and one month but this is the way they say it should be done. Perhaps Senator Hoagland might want to speak to this, perhaps not, but I think that is the rationale on it. Ask for the adoption of the amendment.

SPEAKER MARVEL: The motion is the adoption of the amendment as explained by Senator Nichol. All those in favor say aye... okay machine vote. All those in favor vote aye, opposed vote no. We are voting on the adoption of the Nichol amendment to LB 42. Record the vote.

CLERK: 30 ayes, 0 nays on adoption of Senator Nichol's amendment.

February 9, 1981

LB 42, 43, 46, 81

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

CLERK: Right, the motion is to advance, Senator.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: I move LB 42 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 as amended. LB 43.

CLERK: There are E & R amendments, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 43.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The E & R amendments are adopted.

SENATOR KILGARIN: I move LB 43 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. Next bill, LB 46.

CLERK: There are E & R amendments, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 46 be adopted.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The E & R amendment is adopted.

SENATOR KILGARIN: I move LB 46 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. Next bill, LB 81.

CLERK: There are E & Rs, Senator.

SENATOR KILGARIN: I move the E & R amendments to LB 81 be adopted.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried. The amendment is adopted. Do you want to move the advancement of the bill?

February 10, 1981

LB 29, 28, 42, 156

tight than if the word "asbestos" was inserted as I had indicated, that perhaps it should be when this bill was on General File. By including the language that Senator Beutler has pointed out to you "asbestos composed of" ahead of these chemical or minerals outlined in the bill, it does satisfy my concerns and the rest of the amendments, I think, also are very good amendments and certainly do address to the concerns that I had with LB 29. I urge the body's adoption of this amendment.

SPEAKER MARVEL: Okay, the motion is to adopt the Beutler-Fitzgerald amendment to LB 29. All those in favor of the motion vote aye, opposed vote no. Record the vote.

CLERK: 26 ayes, 0 nays on the motion to adopt the amendment, Mr. President.

SPEAKER MARVEL: All those in favor of readvancing LB 29 say aye, opposed no. Motion is carried. The bill is readvanced. Do you have some items to read in?

CLERK: Yes, sir. Mr. President, Senator Wagner offers an explanation of vote.

Senator Johnson would like to announce that the Administrative Rules and Regulations Committee hearing regarding child care regulations which was scheduled for tonight is cancelled. The same hearing is reset for Wednesday, February 25 at 7:30 p.m.

Mr. President, I have an Attorney General's opinion addressed to Senator Vard Johnson.

Finally, Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined engrossed LB 28 and find the same correctly engrossed; 42 and 156 correctly engrossed.

SPEAKER MARVEL: Senator Chronister, do you want to adjourn us until nine o'clock tomorrow morning?

SENATOR CHRONISTER: I move we adjourn until tomorrow morning at nine o'clock.

SPEAKER MARVEL: The motion is to adjourn until 9:00 a.m. tomorrow morning. All those in favor of that motion say aye, opposed no. The motion is carried. We are adjourned until tomorrow at 9:00 a.m.

Edited by:

Marilyn Zank
Marilyn Zank

February 19, 1981

LB 28, 42, 156, 194, 196

CLERK: Mr. President, your committee on Urban Affairs whose Chairman is Senator Landis to whom we referred LB 194 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File: LB 196 Indefinitely postponed. (Signed) Senator Landis, Chair.

PRESIDENT: As soon as the legislators are at their desks, we will commence with Final Reading. Proceed with Final Reading, Mr. Clerk. LB 28 is the first bill on Final Reading.

CLERK: Mr. President, LB 28. (Read on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 28 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See page 568, Legislative Journal.) 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

PRESIDENT: LB 28 passes. The next bill on Final Reading is LB 42.

CLERK: Mr. President, LB 42. (Read on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 42 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See page 569, Legislative Journal.) 48 ayes, 0 nays, 1 excused and not voting, Mr. President.

PRESIDENT: LB 42 passes. The next bill on Final Reading is LB 156.

CLERK: LB 156. (Read on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 156 pass with the emergency clause attached. All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See page 570, Legislative Journal.) 48 ayes, 0 nays, 1 excused and not voting, Mr. President.

PRESIDENT: LB 156 passes with the emergency clause attached and that will conclude Final Reading at this point today. Do you want to read some things in, Mr. Clerk?

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

LB 14, 18, 20, 27, 28, 29, 30
37, 41, 42, 43, 45, 46, 81
110, 121, 125, 130, 140,
143, 155, 164, 188, 188A,
207, 207A, 214, 234, 82, 64
234A

February 20, 1981

SENATOR DWORAK: I wish to close, Mr. President. I just reiterate that LB 125 be advanced to E & R initial.

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

CLERK: 33 ayes, 9 nays on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The Clerk has some items on the desk before we adjourn.

CLERK: Mr. President, before we leave Senator Kremer would like to remind the Public Works Committee that they have a hearing at noon today in Room 1517 on Gubernatorial appointments for the public roads classification for motor vehicle licensing board. That is in Room 1517.

Mr. President, I have legislative bills ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and I do sign LB 121, LB 64, LB 41, LB 18, LB 14 and engrossed LB 140, engrossed LB 130 and engrossed LB 82, engrossed LB 81, engrossed LB 46 and engrossed LB 45. Okay, Mr. Clerk.

CLERK: Mr. President, I have an Attorney General's opinion addressed to Senator Goodrich. It will be inserted in the Journal. (See pages 608-610.)

Your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 110 and find the same correctly engrossed; 188, 188A, 207, 207A, 214, 234 and 234A, all correctly engrossed.

Mr. President, your Enrolling Clerk respectfully reports she has at 10:37 a.m. presented to the Governor for his approval the following bills: 28, 42, 156, 20, 27, 29, 30, 37 and 43.

Mr. President, Senator Chambers moves to reconsider the action in voting to indefinitely postpone LB 143. That will be laid over.

I have explanation of votes from Senator Haberman and Senator Sieck. (See page 611 of the Journal.)

I have a report of registered lobbyists for February 12

February 23, 1981

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Reverend Palmer of the Westminster Presbyterian Church.

DR. PALMER: (Prayer offered).

SPEAKER MARVEL: Roll call.

CLERK: Mr. President, Senators Hoagland and Beutler would like to be excused until they arrive. Senator Beutler has arrived, Mr. President.

SPEAKER MARVEL: Record, Mr. Clerk.

CLERK: Quorum present, Mr. President.

SPEAKER MARVEL: Do you have items under #3?

CLERK: Mr. President, first of all, I have a correction in the Journal.

Senator Sieck offers an explanation of vote.

Communication from the Governor addressed to the clerk. (Read. Re: LBs 20, 28, 29, 37, 42, 43, and 46. See pages 619 and 620, Legislative Journal.)

Mr. President, your Enrolling Clerk respectfully reports that she has on this day at 1:30 p.m. presented to the Governor the following bills: 45, 46, 81, 82, 130, 140, 14, 18, 41, 64, and 121.

Mr. President, your committee on Enrollment and Review respectfully reports it carefully examined and engrossed LB 65 and find the same correctly reengrossed. (Signed) Senator Kilgarin, Chair.

SPEAKER MARVEL: The next item is #4, Final Reading. Will all legislators please take your seats. The first order of business is LB 24.

CLERK: Mr. President, I have a motion on the desk. Senator Haberman moves to return LB 24 to Select File for a specific amendment. That amendment is to add the emergency clause to the bill, Mr. President.

SPEAKER MARVEL: Okay, you have heard the motion. Senator Haberman.