

January 20, 1981

LB 245, 452-467

Senator Schmit, I have to close with this, you mentioned surplus of teachers. You had better look at the record today. There is not a surplus, only in a very few fields. In fact, there are shortages developing and by mid 1980's there are going to be very severe shortages for a number of reasons, and the Education Committee does not control the number of people who matriculate in a standing college. That is only controlled by the Regents and you know that. If you want to talk about surpluses, my figures show there are eight hundred and some veterinarians in this state and the veterinarians tell me that is a surplus. So let's get down to the issue. Is it Education or isn't it, and I request that the bill be rereferenced to the Education Committee. Thank you.

CLERK: Mr. President, the motion is that LB 245 be rereferred from the Agriculture and Environment Committee to the Education Committee.

SPEAKER MARVEL: All those in favor of that motion vote aye, opposed vote no. Call the roll, Mr. Clerk.

CLERK: (Roll call vote taken as found on page 287 of the Legislative Journal.)

SPEAKER MARVEL: Legislators, you are still supposed to be in your seats. The Clerk did not announce the vote.

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

SPEAKER MARVEL: Motion lost. I will raise the Call in just a minute. I want to make an announcement to the Chairmen. If you have hearings that are going to be heard next week, you have to get your notices in today. Okay, the Call is raised.

CLERK: Mr. President, new bills. (Read LB 452-467 by title. See pages 287-291 of the Legislative Journal.)

PRESIDENT: Senator Cullan, Public Health and Welfare Committee, Senator Cullan. Senator Cullan, the Public Health and Welfare Committee will meet at two o'clock. Senator Cullan, do you have a place? I can't get his attention. Senator Cullan, where do you want the meeting? I have already announced it at two o'clock. Do you want it underneath the...? Pardon? The Exec Board will meet in Room 1520 at two o'clock. Okay, 1517 for the Exec Board, two o'clock.

PRESIDENT: Okay, the Clerk will continue to read in bills for about ten minutes and then we will recess until about three-thirty.

February 11, 1981

LB 54, 110, 154, 205,
275, 288, 409, 459.

SPEAKER MARVEL: Four excused. Have you all voted?
Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, I guess numerically it
is possible so I will ask for a Call of the House and
a roll call vote, unless a couple of people would like
to.....okay, I give up.

SPEAKER MARVEL: Okay, record the vote.

CLERK: 17 ayes, 22 nays, Mr. President. I have nothing
further on the bill, Mr. President.

SPEAKER MARVEL: Senator Schmit. Senator Schmit, we
are about to close up shop for noon. Your light is on.
Senator Wagner, do you wish to close on your bill?

SENATOR WAGNER: Mr. Speaker, I think enough has been
said. I would just kind of like to move the bill and
make it go on. Thank you.

SPEAKER MARVEL: Senator Schmit, did you wish the floor?
The motion is the adoption of the Wagner...let's see,
LB 110 as amended. All those in favor of that motion
vote aye, opposed vote no. This is the advancement of
the bill. Have you all voted? Record the vote.

CLERK: 29 ayes, 5 nays, Mr. President, on the motion
to advance the bill.

SPEAKER MARVEL: The motion is carried. The bill is
advanced. Do you have some items to read in?

CLERK: Yes, sir. Mr. President, your committee on
Retirement Systems whose Chairman is Senator Fowler
instructs me to report LB 288 to General File with
amendments. (Signed) Senator Fowler. (See pages 503
and 504 of the Legislative Journal.)

Your Committee on Banking whose Chairman is Senator
DeCamp instructs me to report 275 to General File.
Retirement reports 459 to General File with amendments.
Banking, 154 to General File with amendments. Banking,
409 to General File with amendments. Judiciary, LB 54
to General File with amendments, and Judiciary, 205
to General File with amendments. Signed by the res-
pective Chairs. (See pages 504 through 507 of the
Legislative Journal.)

Mr. President, Senator Warner wants to note that the

SENATOR DeCAMP: ...on how we could address this particular problem because there was a couple million lost in that manner in the Grand Island tornado. We came up with a proposal. The Insurance Department agreed on it. We found out it was unconstitutional. We are going back to the drawing board and trying to address that particular problem and we hope you will work with us because you are in the insurance business this summer.

SENATOR HIGGINS: Thank you, Senator.

SPEAKER MARVEL: The motion is to advance LB 275 to E & R for review. All those in favor of that motion vote aye, opposed vote no. Record the vote.

CLERK: 27 ayes, 0 nays on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill, LB 459.

CLERK: LB 459 was introduced by the Retirement Systems Committee and signed by its members. (Read title.) The bill was read on January 20 of this year. It was referred to Retirement for public hearing. The bill was advanced to General File. There are committee amendments pending by the Retirement Committee, Mr. President.

SPEAKER MARVEL: Senator Fowler.

SENATOR FOWLER: Mr. President, I would move for adoption of those committee amendments. LB 459 deals with the results of an interim study and I am having handed out to you a little booklet that indicates the work product which is a set of principles as far as retirement plans. LB 459 implements two of those principles. One is what the benefit level should be at the point of retirement and the other is, what should be the maximum contribution rate by the employee. The committee amendments deal with two of the systems in the bill. The bill covers the County Employee System, the State Employee System and the Judges Retirement System. The committee amendment covers two of those. The bill mandates an increase in the contribution level for the County Employee System so as to try and bring county retirement closer to the desired goal with regards to final retirement benefit. As this is a mandate on county government we are having a one time exclusion from the spending lid in the amendment. The amendment suggests a one time exclusion only of the additional cost of this mandate as a new program and that takes the language of the spending lid, calls this a new program and exempts it for one time only. County officials requested this.

They support, the county officials support the increased benefit level for their employees. They would ask that for one time they would be able to exclude that from the lid. All subsequent years then it would be in the base for lid calculations. The second amendment deals with the Judges' Retirement Plan and when we developed the bill we set as our goal that a retirement benefit should be at about 60% to 80% of your last year's salary if you are a career employee and we established that the judges, the maximum would be 60% for the retirement benefits. Social Security is added in and provides about a 78% benefit. Now we calculated that a judge would earn that at a rate of 2% per year and that would then provide for a thirty year career for judges. The committee was convinced that that is probably too long a period of time for a judge to be considered a normal career so we have shortened the career from thirty to twenty years which means then that the percentage that you earn is increased to 3% per year. We then increased the judges contribution rate that was called for in the bill from 4% of their salary to 6% of their salary. So not only will the judge earn at a higher rate per year but the judge will also contribute a higher percentage of salary than was called for in the bill. There is a cap, a ceiling of 60% so that if a judge serves longer than twenty years, they still will not receive any higher benefit. Those are the committee amendments. I would move for their adoption. I would be glad to answer any questions about the committee amendments and also certainly answer any questions about the bill.

SPEAKER MARVEL: The motion is the adoption of the committee amendments to LB 459. All those in favor of that motion vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 25 ayes, 0 nays on adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: Senator Fowler, do you want to explain the....?

SENATOR FOWLER: Mr. President, as I indicated, the Retirement Committee has a set of principles on which to base retirement plans. We had an interim study to review those principles and update them; and what I have handed out to you are those. Now we took two of the principles, one that says that when you retire, the level at which you retire should be in a range between 60% and 80% of your final income. Now the retirement income counts both your retirement plan and Social Security. The other thing that we said is that an employee should contribute no more than 50% of the cost of that retirement plan.

We had our actuary go back through retirement systems and see whether or not, in fact, they were in conformity with those principles and this bill is an effort to adjust the plans to make them conform. For the State Employees Plan it changes the contribution rates so that, in fact, the final benefit is a little lower. If an employee now is contributing at our current rates they would retire at about an 85% of final salary figure. Now based on the committee principles that was a little high so we adjusted the contribution rates downward and I think the reason that the benefit level has turned out higher has been higher salary and a higher return on interest. So, for the state employees we adjust the rate downward slightly. We also slightly changed the ratio as far as contribution between the employee and the employer. The county system, however, we found that the benefit level was too low for the committee principles and, therefore, we adjusted that upward and to work out so that an employee will retire at about 78% of their final salary. Currently it would be 66% of the final salary if you were a county employee. And for the judges there are really two judges' plans and I pretty well explained what we did with the judges, that is to allow them to move up to a 60% maximum as far as the judges' retirement and if you added the Social Security to that, the judges get about a 15% to 18% benefit Social Security so they would retire at about 75%, 78% of their final salary. Those are the changes as I indicate. They are to conform with principles that were established by the committee. I will be glad to answer any questions that people may have with regards to these three changes.

SPEAKER MARVEL: Senator Vard Johnson.

SENATOR V. JOHNSON: Senator Fowler, I have just a few questions on this bill. I don't purport to understand state and county retirement programs but I would like to know, first, how state and county retirement programs relate or dovetail with Social Security Act.

SENATOR FOWLER: Okay, there is no automatic dovetail or integration but in arriving at a calculation as far as benefit it has been a principle of this committee that the Social Security benefit should be counted towards what is called a replacement rate, that is the percentage of your final salary that you receive. So, in developing calculations we looked at the range as far as Social Security that would be available as far as retirement and looked at the range that was available in the county or state retirement and added those two together as a projection but there is no automatic coupling of the benefits.

SENATOR V. JOHNSON: Okay, so I guess that what you are really saying then is that as sort of an operating principle the state recognizes that it contributes to the Social Security fund and so, too, does the employee and the county does the same thing and we look at the Social Security payment as sort of the first line retirement but then our state and county program will be an add-on and we are trying to see to it that when the person does retire he can be assured an income between 60% to 80% of his last paycheck. Is that right?

SENATOR FOWLER: Right.

SENATOR V. JOHNSON: All right, even though the two programs are not totally integrated you at least take that into consideration. Now the kind of changes that we are talking about here, I looked in the bill book and I couldn't get a good sense as to what the probable cost would be to the state and to the county governments. Do you have sense for it now, Senator Fowler?

SENATOR FOWLER: Okay, the cost, the impact of the counties that participate and there are about twenty-seven counties, it is estimated that the cost would be about \$409,000. The cost for the change in the judges is about \$270,000 to \$320,000 in general funds. The change for the state retirement is \$300,000 to \$450,000 total funds is the estimated range and that would be about \$160,000 to \$238,000 in general funds because federal funds and cash funds are part of that.

SENATOR V. JOHNSON: So maybe about \$800,000 all together if...

SENATOR FOWLER: Shared between the counties and the state for all of these employees.

SENATOR V. JOHNSON: Sure. Now in the fiscal note there is some reference to unfunded liability. Do we have a pretty good chunk of unfunded liability right now, Senator Fowler?

SENATOR FOWLER: I could not give the exact percentage but one of the principles of the retirement system is that any change should be paid within, say, twenty-five years. That is, if we adopt a change in a benefit that will take place in the future you can break that into segments and pay that off over twenty-five years and the actuary calculates the annual payments so that, in fact, that is done. So, I think for all systems we are on schedule or ahead of schedule of paying off the unfunded liability. It is not bad to have an unfunded liability if you are working to pay it off in the proper installments. The concern happens is that if you

defer that unfunded liability too long and then people start retiring and drawing on it. So we are and every year an actuarial study is done for the Public Employees Retirement System and it looks at these plans and every time we propose a change here we request funding so that, in fact, we are paying off in the proper increments that unfunded liability. So we are not deferring it. We are paying off for it.

SENATOR V. JOHNSON: And I guess one final question, on the retirement benefit itself, have we built into our existing retirement program an automatic cost of living type adjustments for our retired state employees and is that true for the judges and is that true for the county employees if you know?

SENATOR FOWLER: It is no, no and no.

SENATOR V. JOHNSON: So when a person retires from the state they will receive a certain percentage of their final salary and that will be it and that is true for the judges and that is true for the county employees I take.

SENATOR FOWLER: Right. The only cost of living that is built into the system is what Social Security provides.

SENATOR V. JOHNSON: Thank you, Senator Fowler.

SPEAKER MARVEL: Senator DeCamp. Senator Cope.

SENATOR COPE: Mr. President and members, a question of Senator Fowler.

SPEAKER MARVEL: Senator Fowler.

SENATOR COPE: Senator Fowler, do the...does the County Association and municipalities approve both the bill and the amendments?

SENATOR FOWLER: The bill does not affect the municipalities. So, they don't comment on it. The County Officials Association does support the bill and believes that their pension plan should be upgraded some so Jack Mills and the Executive Committee of the County Officials Association do support the bill.

SENATOR COPE: Thank you.

SPEAKER MARVEL: Any other discussion on the bill? Okay, the motion is to advance LB 459 to E & R for review. All those in favor of the motion vote aye, opposed vote no.

CLERK: 25 ayes, 2 nays, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion is carried and the bill is advanced. The next bill, LB 154.

CLERK: Mr. President, LB 154 was introduced by Senator Don Wesely. (Read title.) The bill was read on January 14. It was referred to the Banking, Commerce and Insurance Committee for public hearing. It was advanced to General File. There are committee amendments pending, Mr. President.

SPEAKER MARVEL: Senator Wesely.

SENATOR WESELY: Mr. Speaker, members of the Legislature, Senator DeCamp has asked that I handle the committee amendments. The committee amendments were worked out in cooperation with Bill Brandt, Paul Quinlan, Larry Ruth and others who testified in support of the bill but had some concerns about the fact that in their different associations there were already regulations included in this area that they felt were satisfactory and their feeling was the bill needed to be narrowed so that we got to the heart of the problem which they knew was there which was loan brokers that basically were unlicensed and on their own recognizance were going around asking for and getting front end fees, advance fees they are called, to solicit loans for farmers or business people and never, in fact, coming through with the money really that they promised to get. This has been an abuse that has been found throughout the State of Nebraska and the problem was with the bill as originally introduced, it was too broad so the committee amendments, one, narrow the definition of who would have to be under these provisions so that we would get at the real heart of the problem and that is the independent person going around trying to broker loans. The other change is that we do not require a written contract. That was suggested by Mr. Fennell of the Attorney General's Office that perhaps by eliminating the real problem which was front end fees, that would take care of the majority of the cases that he has seen that there has been a problem and we did not really need a written contract which might be a little burdensome to some people to have to work through that. So we eliminate that provision. We also eliminate the Unfair Trade Practices Act provisions of the bill but the feeling is that there are provisions similar to that that already apply. We also feel that with the front end fee eliminated we are not going to have nearly the problem that we would otherwise and I think that the Attorney General's office is going to be very much aware of these practices in the future and be able to handle it with the provisions we have in this bill as amended. And,

February 26, 1981

LB 54, 150, 154, 274,
275, 288, 329, 459

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Pastor Roland Hanselmann of Southwood Lutheran here in Lincoln.

PASTOR HANSELMANN: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Beutler and Senator Vard Johnson until they arrive. Senator Fitzgerald would like to be excused for the day. Mr. President, Senator Sieck and Pirsch would like to be excused until they arrive.

PRESIDENT: Have you all registered your presence?

CLERK: Mr. President, Senator Labedz would like to be excused until she arrives.

PRESIDENT: Record the presence, Mr. Clerk.

CLERK: Quorum present, Mr. President.

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

CLERK: Mr. President, I have no corrections this morning.

PRESIDENT: The Journal stands correct as published. Are there any messages, reports or announcements?

CLERK: Yes, Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined LB 150 and recommend that same be placed on Select File with amendments; 288 Select File with amendments; 275 Select File; 459 Select File with amendments; 154 Select File with amendments; 54 Select File, (Signed) Senator Kilgarin, Chair. (See pages 672-673 of the Legislative Journal.)

Mr. President, your committee on Banking whose chairman is Senator DeCamp to whom is referred LB 329 reports the same back to the Legislature as advanced to General File and 274 General File with amendments. (See page 673.)

Mr. President, your committee on Revenue gives notice of executive session for Monday, March 2, from 12:00 until 1:30 p.m., (Signed) Senator Carsten, Chair.

Mr. President, LR 20 and 22 are ready for your signature.

PRESIDENT: While the Legislature is in session and capable

LB 21, 24, 38, 44, 54, 65, 67,
77, 80, 104, 109, 110, 154,
186, 214, 221, 236, 260, 264,
275, 288, 459

March 3, 1981

File with amendments; 264 to General File, (Signed)
Senator Cullan, Chair.

Mr. President, your committee on Judiciary reports LB 44
to General File with amendments.

Mr. President, new resolution offered by Senator Fowler,
LR 27. (Read.) That will be laid over pursuant to our
rules, Mr. President.

Mr. President, your committee on Enrollment and Review
respectfully reports we have carefully examined and en-
grossed LB 24 and find the same correctly engrossed, 38,
54, 104, 154 and 275 and 288 all correctly engrossed,
(Signed) Senator Kilgarin, Chair.

Mr. President, your Enrolling Clerk reports that she has
presented to the Governor for his approval LBs 110, 214,
65, 21, 67, 77, 80, 109, 186, 221, 236 and 260.

SPEAKER MARVEL: The next bill on Select File is LB 459.

CLERK: Mr. President, there are E & R amendments to LB 459.

SPEAKER MARVEL: Senator Kilgarin, E & R amendments to 459.

SENATOR KILGARIN: Mr. Speaker, I move the E & R amendments
to LB 459.

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

CLERK: Mr. President, I now have a motion from Senator
Fowler. (Read Fowler amendment as found on page 733 of
the Legislative Journal.)

SPEAKER MARVEL: The Chair recognizes Senator Fowler.

SENATOR FOWLER: Mr. President, this bill changes the
contribution rates with regards to certain aspects of
retirement. In working with the legislative fiscal staff
we felt that rather than have the bill take effect on what-
ever day, ninety days after the session which may be in the
middle of a pay period, that we would try and pick a date
for it to take effect so as to ease implementation. So
this is for October 1. This really is an amendment to
help with the mechanical aspects of adjusting the payroll
to reflect the new contribution rates for the retirement
plan. I would move for its adoption.

SPEAKER MARVEL: All those in favor of the Fowler amendment

March 3, 1981

LB 205, 459

vote aye, opposed vote no. We are voting on the Fowler amendment to LB 459. Record.

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

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

CLERK: Mr. President, Senator Dworak now moves to amend the bill. (Read Dworak amendment found on page 733 of the Journal.)

SPEAKER MARVEL: The Chair recognizes Senator Dworak.

SENATOR DWORAK: Mr. President and colleagues, this amendment would affect four people by changing the election date from September 1, 1977, to November 1, 1981. Senator Fowler has no objection to this amendment and has indicated to me that the fiscal impact is rather small. I move the adoption of the amendment.

SPEAKER MARVEL: All those in favor of the Dworak amendment to 459 vote aye, opposed vote no. Have you all voted? Record.

CLERK: 27 ayes, 0 nays on adoption of Senator Dworak's amendment, Mr. President.

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

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

SPEAKER MARVEL: The motion is to advance LB 459 to E & R for engrossment. All those in favor vote aye, opposed vote no. Record.

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

SPEAKER MARVEL: The motion is carried and the bill is advanced. The next bill is LB 205.

CLERK: Mr. President, there are E & R amendments to LB 205.

SPEAKER MARVEL: Senator Kilgarin.

SENATOR KILGARIN: Mr. Speaker, I move the E & R amendments to LB 205.

SPEAKER MARVEL: All those in favor of that motion say aye, opposed no. Motion carried. The amendment is adopted. Do you have another amendment?

LB 9, 34, 51, 78, 91, 124,
125, 133, 150, 178, 195,
205, 223, 272, 273, 273A
277, 317, 320, 321, 345
363, 376, 409, 439, 459

March 6, 1981

PRESIDENT LUEDTKE PRESIDING

REVEREND GERALD LUNDBY: (Prayer offered.)

PRESIDENT: Senator Higgins, do you want to put your light on and then we will make sure we have got enough. Thank you. Record the presence, Mr. Clerk.

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

PRESIDENT: A quorum being present, is there any corrections to the Journal?

CLERK: I have no corrections to the Journal, Mr. President.

PRESIDENT: All right, the Journal will stand correct as published. Any messages, reports or announcements?

CLERK: Yes, sir, I do. Mr. President, first of all, your committee on Education whose Chairman is Senator Koch to whom was referred LB 78 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; LB 317 General File with amendments; 320 General File with amendments; 321 General File with amendments; 91 Indefinitely postponed; 223 Indefinitely postponed; 363 Indefinitely postponed; 439 Indefinitely postponed. (Signed) Senator Koch, Chair.

Mr. President, your committee on Banking, Commerce and Insurance whose Chairman is Senator DeCamp to whom was referred LB 376 reports LB 376 to General File with amendments; LB 133 Indefinitely postponed; and 277 Indefinitely postponed. (Signed) Senator DeCamp, Chair.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined LB 51 and find the same correctly engrossed; LB 125 correctly engrossed; 150 correctly engrossed; 195 correctly engrossed; 205 correctly engrossed; 272 correctly engrossed; 273 correctly engrossed; 273A correctly engrossed; 409 correctly engrossed; and 459 correctly engrossed. (Signed) Senator Kilgarin, Chair.

Mr. President, LB 9, 34, 124, 178 and 345 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 9, LB 34, LB 124, LB 178, and LB 345.

March 30, 1981

LB 263, 317, 447, 450,
451, 459, 448

provide the service.

SENATOR COPE: Thank you.

SPEAKER MARVEL: Senator Koch, do you want to close?

SENATOR KOCH: Mr. Speaker, I will be very brief. I know that in visiting with Senator Warner and other members of the committee, Appropriations, that we do have some problems in relationship to dollars to be expended for certain kinds of services, but I am requesting that this body place the bill eventually on Final Reading and it will have to rest there for a while until we determine how monies are going to be appropriated, and if we find that there is some way we can squeeze a little bit, I would think it would be most appropriate that this bill be advanced and that we try this. The reason I say this is that I don't know how the Appropriations Committee handles all the agencies working with the handicapped in the different kinds of programs, but I am certain with what we did last year in the Coordinating Commission, now we take the mental retardation districts into consideration that we are going to get a more coordinated effort and that we are going to have a sharing of responsibilities, a rightful sharing of responsibilities in regard to education, residential care and a host of other problems that are naturally associated with that issue. I am asking that the body advanced LB 317 to E & R Initial as amended.

SPEAKER MARVEL: The motion is to advance the bill to E & R Initial. All those in favor vote aye, opposed vote no. Record the vote.

CLERK: 27 ayes, 0 nays on the motion to advance the bill, Mr. President.

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

CLERK: Mr. President, while we are waiting, your committee on Public Health and Welfare whose Chairman is Senator Cullan, reports 448 to General File with amendments, 459 to General File with amendment, 450 to General File with amendments, 451 to General File, 263 to General File with amendments, 447 indefinitely postponed. (See pages 1190 through 1193 of the Legislative Journal.)

May 19, 1981

LB 411, 459

SPEAKER MARVEL: Record your presence. All legislators must be in their chairs before we can proceed. Senator Koch, Senator Beutler, Senator Maresh, Senator Fitzgerald, Senator Marsh, Senator Landis. Okay, call the roll.

CLERK: Roll call vote. 25 ayes, 16 nays, 4 excused and not voting, 4 present and not voting. Vote appears on page 2104 of the Legislative Journal.

SPEAKER MARVEL: Motion is carried, the bill is returned. The motion now is the adoption of the Sieck amendment. The motion is to return the bill for a specific amendment. The motion is to adopt the amendments. Senator Nichol, do you wish to speak to that motion to adopt the amendment.

SENATOR NICHOL: Mr. Chairman, I don't know who is confused or if anybody is confused, I don't know that any trick was pulled but I would like to have one day worth to have a look at this. I'll take my share of responsibility since I was gone at that time, the day of the hearing. Nevertheless that is no excuse. So, Mr. Speaker, would it be possible to do this, in the first place, I don't want to prejudice the bill and would it be acceptable to you, with you if we would do that rather than accepting the amendment and passing it along and perhaps having to bring it back for reprinting again

SPEAKER MARVEL: Are you asking unanimous consent to pass over the bill for one day? Is that your request?

SENATOR NICHOL: If it is agreeable with Senator Sieck, yes I would ask that.

SPEAKER MARVEL: Is there any objection? If not, so ordered. Next bill is LB 459.

ASSISTANT CLERK: Read LB 459.

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass. Those in favor vote aye, opposed vote no. LB 459. Have you all voted? LB 459 on Final Reading. Have you all voted? Record the vote.

ASSISTANT CLERK: 41 ayes, 0 nays, 5 present and not voting, 3 excused and not voting. Vote appears on page 2105 of the Legislative Journal.

May 19, 1981

LB 243, 165A, 181, 316, 485
322, 336, 336A, 352, 303
412, 459, 459A, 523

they would prefer that it were more restrictive. All I am asking is that we give some kind of a guideline, some kind of direction and that we do it in a manner which is not going to be, I'm sure, restrictive to the operations of the Natural Resource Districts. I would hope that you would advance the bill. Mr. President, again I ask for a Call of the House and a roll call vote.

SPEAKER MARVEL: Shall the House go under Call? All those in favor of that motion vote aye, opposed vote no. Record

CLERK: 15 ayes, 0 nays to go under Call, Mr. President.

SPEAKER MARVEL: The House is under Call. All legislators return to your seats, record your presence. Unauthorized personnel please leave the floor. Sergeant at Arms, we are looking for Senator Newell, Senator Lamb, Senator Haberman, Senator Marsh. We have one excused. Senator Newell and Senator Marsh. Senator Schmit, okay, call the roll.

CLERK: Roll call vote. 27 ayes, 13 nays, 6 present and not voting, 1 excused and not voting, 2 absent and not voting. Vote appears on page 2111 of the Legislative Journal.

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

CLERK: Mr. President, some items to read in. Senator Hefner wants a meeting of the Miscellaneous Subjects Committee in Room 2102 at noon.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 412 and recommend the same be placed on Select File, 352 Select File, 523 Select File with amendments all signed by Senator Kilgarin.

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed 316 and find the same correct engrossed and 322 correctly engrossed, (Signed) Senator Kilgarin.

Mr. President, the bills that were read on Final Reading this morning 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 Engrossed LB 181, 165A, 303, re-engrossed LB 336, Engrossed 336A, 459, re-engrossed legislative bill 459A, Engrossed Legislative Bill 485.

May 19, 1981

LB 134, 165, 165A, 181, 186,
303, 336, 336A, 459, 459A,
485, 488, 544

It is printed, I am sorry. Mr. President, Senator Vickers would like to print amendments to LB 186. (See page 2119 of the Legislative Journal.)

Mr. President, your Enrolling Clerk has presented to the Governor the bills that we read on Final Reading this morning. (Re: LB 181, 165, 165A, 303, 336, 336A, 459, 459A and 485.)

Mr. President, Education offers a hearing notice for confirmation hearings regarding certain gubernatorial appointments.

Mr. President, Senator Vickers would like to print amendments to LB 544. (See pages 2116-2118 of the Legislative Journal.)

And finally, Mr. President, one last thing, Mr. President, Senator DeCamp asks unanimous consent to add his name to LB 134 as cointroducer.

SENATOR CLARK: No objections, so ordered. I think they are trying to find our Sergeant at Arms out there. Walt (Robbie) Robinson is visiting the Legislature today, the former Sergeant at Arms. He is at the back of the Chamber. Welcome, Robbie. We will now take up LB 488.

CLERK: Mr. President, LB 488 was a bill introduced by Senator Goodrich. (Read.) The bill was first read on January 20. It was referred to the Government, Military and Government Affairs Committee. The bill was advanced to General File. There are committee amendments pending by the Government Committee, Mr. President.

SENATOR CLARK: Senator Kahle, the committee amendments.

SENATOR KAHLE: Mr. President and members, I move the committee amendments and the committee amendments do considerable with the bill. LB 488 increases the salaries for constitutional officers for the next...(interruption.)

SENATOR CLARK: (Gavel.) Could we have it a little quiet, please. It is awfully hard to hear up here.

SENATOR KAHLE: LB 488 increases the salaries for constitutional officers for the next four year term of office beginning in January of 1983. The offices are for the Governor, the Lieutenant Governor, Secretary of State, Attorney General, Auditor of Public Accounts and State Treasurer. The bill as introduced set a base salary for each officer plus Section 3