

February 2, 1981

LB 165A, 167, 244, 542,

SENATOR KOCH: Mr. Speaker, members of the body, I move  
The previous question.

SPEAKER MARVEL: There are no lights on, Senator Koch,  
so with your permission we will call on Senator Burrows  
to close.

SENATOR BURROWS: I move the advancement of the bill.  
Thank you.

SPEAKER MARVEL: All those in favor of advancing LB 244  
to E & R for review vote aye, opposed vote no. The motion  
is the advancement of LB 244 to E & R for review. Record  
the vote.

CLERK: 28 ayes, 7 nays on the motion to advance the bill,  
Mr. President.

SPEAKER MARVEL: Okay, the motion is carried. The bill is  
advanced. Are we ready for LB 92 now?

CLERK: May I read some things first, Mr. President?

SPEAKER MARVEL: Okay.

CLERK: Mr. President, Senator Warner offers a motion re-  
garding A bills and consideration thereof. That will be  
laid over. (See Page 392 of the Legislative Journal.)

Senator Schmit would like to have a meeting of the Ag and  
Environment Committee tomorrow morning at 8:50 a.m. under-  
neath the North balcony. That is tomorrow morning at 8:50  
a.m.

Your committee on Revenue whose chairman is Senator Carsten  
to whom is referred LB 167 instructs me to report the same  
back to the Legislature with the recommendation if be ad-  
vanced to General File with amendments, (signed) Senator  
Carsten.

Mr. President, I have two Attorney General's opinions, the  
first to Senator Warner regarding LB 999 from the 1980 legis-  
lative session and one to Senator Vard Johnson regarding the  
constitutionality of proposed legislation concerning real  
estate practices. (See pages 392-397 of the Legislative  
Journal.)

Mr. President, two new bills, LB 542 by Senator Schmit at  
the request of the Governor. (Read. See page 397.) LB 165A  
by Senator Lamb. (Read.)

March 17, 1981

LB 245, 11, 179, 206, 206A,  
257, 346, 396, 452,  
468, 495, 542, 543

Banking, Commerce and Insurance Committee reports LB 257 to General File with amendments. (Signed) Senator DeCamp.

Ag and Environment reports LB 542 to General File; LB 11 to General File with amendments; LB 396 General File with amendments; LB 452 and 468 indefinitely postponed. All those signed by Senator Schmit as Chair.

Business and Labor reports LB 495 as indefinitely postponed. (Signed) Senator Maresh.

Banking, Commerce and Insurance reports LB 543 to General File with amendments. (Signed) Senator DeCamp.

Senator Lamb would like to print amendments to LB 179 in the Journal.

Senator Nichol's Judiciary Committee reports LB 346 to General File with amendments.

I have a set of Rules reports from Senator Wesely's Rules Committee. That will be inserted in the Journal. (See pages 977-979.)

Mr. President, I have a communication from Secretary of State and accompanying certificate regarding the Legislature's override of LB 206 and 206A. Both will be inserted in the Journal. (See pages 980-982.)

SENATOR CLARK: Senator Schmit, do you want to advance 245?

SENATOR SCHMIT: Mr. President, I move that LB 245 be advanced.

SENATOR CLARK: We have two more amendments up here.

CLERK: Mr. President, the first amendment I have is offered by Senators Dworak, Goll, Vickers, Sieck, Warner, Lowell Johnson, Carsten, Clark, Haberman and Koch and it is found on page 868 of the Journal.

in favor of this change. The State Fire Marshal doesn't care a whole lot about it and this probably is sort of a silly arrangement at this time but I am looking down the road to have a little foresight as to what we really need to do at this area and I think what you will see is a major change in the works that should be incorporated at some time in the near future that will just be harder to incorporate with this change that is proposed in 490.

SENATOR CLARK: Senator Goodrich, do you wish to close?

SENATOR GOODRICH: Just to make two, a couple of points here, one of which, to reiterate there is no fiscal impact whatsoever, inspite of what Senator Wesely said. We are not creating a new agency as Senator Wesely said. The Governor has no objection to the bill. I personally talked to him. The State Fire Marshal and the Director of the department itself are both sitting over here side-by-side, if you want to ask either one of them any questions. The objective of this bill is to smooth out the administrative function that the State Electrical Board and the Fire Marshal handles and there is no validity to Senator Wesely's objections so I say nothing further than just to advance the bill.

SENATOR CLARK: The question before the House is the advancement of 490. All those in favor vote aye, all those opposed vote nay.

CLERK: Senator Clark voting aye.

SENATOR CLARK: Record the vote.

CLERK: 34 ayes, 2 nays on the motion to advance the bill, Mr. President.

SENATOR CLARK: The bill is declared advanced. LB 444.

CLERK: Mr. President, I have a request from Senator Kahle, who is Chairman of the committee, to pass over LB 444.

SENATOR CLARK: LB 444 is passed over. LB 542.

CLERK: Mr. President, LB 542 was a bill offered by Senator Schmit. (Title read.) The bill was read on February 2 of last year. It was referred to the Agriculture and Environment Committee for public hearing. The bill was advanced to General File, Mr. President. I have no amendments to the bill.

SENATOR CLARK: Senator Schmit on the bill.

SENATOR SCHMIT: Mr. President and members of the Legislature, in view of the ringing endorsement we just had from some other Senators relative to consolidation of government, we now have an opportunity here to abolish an agency of government, and as Senator Wesely pointed out, we need to do that to bring about some efficiency from time to time. Years ago I served as a member of the Weather Modification Board. We never met. I never met the other members of the Board and nothing ever happened. I served out the term that I was supposed to have served for and I didn't know what I was doing and I would say that that was a pretty good prelude to being in the Legislature sometime. But I want to say also that there is no opposition to this bill. The bill, as I said, wipes out the Weather Modification Board and it was one of those ideas that someone established a few years ago and fits the usual criteria that I have talked about many times, an agency that helps no one, hurts no one, costs nothing and does nothing, serves its time and now ought to die a dignified death. I move the bill be advanced.

SENATOR CLARK: Is there any debate? Seeing none, that is your opening and closing on it, the advancement of LB 542. All those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting aye.

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

CLERK: 34 ayes, 0 nays on the motion to advance the bill, Mr. President.

SENATOR CLARK: The bill is declared advanced. LB 424.

CLERK: Mr. President, I have a request from Senator Rumery to pass over LB 424. Is that right, Senator?

SENATOR CLARK: LB 424 is passed over. LB 230, that is a pass over also.

CLERK: Yes, Mr. President, Senator Fowler made a request that we pass over LB 230.

SENATOR CLARK: LB 511.

CLERK: Mr. President, LB 511 was introduced by Senator Lamb. (Title read.) The bill was originally read on January 20 of last year. It was referred to the Public Works Committee for public hearing. The bill was advanced to General File, Mr. President. There are committee amendments pending by the Public Works Committee.

January 19, 1982

LB 229, 309, 403, 417, 418, 490,  
492, 542, 563, 564, 565, 566, 421

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer this morning by the Reverend Gerald Lundby, Paster of the American Lutheran Church here in Lincoln.

REVEREND LUNDBY: Prayer offered.

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

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

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

CLERK: Mr. President, page 322, line 32, strike "960" and insert "860". On page 309, line 5, strike "7 nays" and insert "9 nays".

PRESIDENT: The Journal will stand corrected as published. Any messages, reports or announcements.

CLERK: Mr. President, your committee on Public Health gives notice of hearing for January 25, 26, February 1, 2 and 9, and that is signed by Senator Cullan.

Your committee on Administrative Rules gives notice of hearing for Monday, January 25.

Your committee on Urban Affairs whose Chairman is Senator Landis gives notice of hearing for January 27 and February 3.

Mr. President, I have an appointment from the Secretary of State to the Political Accountability and Disclosure Commission. That will be referred to the Reference Committee. (See page 331 of the Legislative Journal).

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 492 and recommend that same be placed on Select File with amendments; 403 Select File with amendments; 229 Select File; 563 Select File; 564 Select File; 565 Select File; 566 Select File; 309 Select File; 417 Select File with amendments; 421 Select File with amendments; 418 Select File; 490 Select File; 542 Select File with amendments. Those are all signed by Senator Kilgarin as Chairman. (See pages 333 through 339 of the Legislative Journal).

CS66

January 28, 1982

LB 309, 418, 423,  
LB 490, 542, 563-566

SENATOR CLARK: The motion is to advance LB 563. All those in favor say aye, opposed. The bill is advanced. LB 564.

SENATOR KILGARIN: I move we advance LB 564.

SENATOR CLARK: The motion is to advance 564. All those in favor say aye, opposed. The bill is advanced. 565.

SENATOR KILGARIN: I move we advance LB 565.

SENATOR CLARK: The motion is to advance 565. All those in favor say aye, opposed. The bill is advanced. LB 566.

SENATOR KILGARIN: I move we advance LB 566.

SENATOR CLARK: The motion is to advance LB 566. All those in favor say aye, all those opposed. The bill is advanced. LB 309.

SENATOR KILGARIN: I move we advance LB 309.

SENATOR CLARK: The motion is to advance LB 309. All those in favor say aye, opposed. The bill is advanced. LB 418.

SENATOR KILGARIN: I move we advance LB 418.

SENATOR CLARK: The motion is to advance LB 418. All those in favor say aye, opposed. The bill is advanced. LB 490.

SENATOR KILGARIN: I move we advance LB 490.

SENATOR CLARK: The motion is to advance 490. All those in favor say aye, opposed. The bill is advanced. LB 542.

SENATOR KILGARIN: I move the E & R amendment to LB 542.

SENATOR CLARK: You heard the motion. All those in favor say aye, opposed. The amendments are adopted. Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 542.

SENATOR CLARK: The motion is to advance LB 542. All those in favor say aye, opposed. The bill is advanced. LB 423.

SENATOR KILGARIN: I move the E & R amendment to LB 423.

SENATOR CLARK: You heard the motion. All those in favor say aye, opposed. The amendments are adopted.

LR 209  
LB 229, 264, 309, 347, 403,  
418, 423, 490, 492, 542, 563-66,  
572, 600, 613, 635, 669

February 1, 1982

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Chaplain.

DR. ROBERT PALMER: Prayer offered.

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

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

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

CLERK: Mr. President, on page 480, line 3, strike the word "approved" and insert the word "adopted".

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

CLERK: Mr. President, your committee on Public Works whose Chairman is Senator Kremer to whom was referred LB 613 instructs me to report the same back to the Legislature with the recommendation it be indefinitely postponed; LB 600 indefinitely postponed; and LB 669 advanced to General File with committee amendments attached. That is signed by Senator Kremer. (See page 485 of the Legislative Journal).

Mr. President, Senator Kahle would move to place LB 635 on General File notwithstanding the action of the Public Health and Welfare Committee. That will be laid over.

Your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 229 and find the same correctly engrossed; 264, 309, 347, 403, 418, 423, 490, 492, 542, 563, 564, 565, 566, and 572 all correctly engrossed.

Mr. President, I have an Annual Report from the Nebraska State Board of Landscape Architects. That will be on file in my office.

Mr. President, LR 209 is ready for your signature.

PRESIDENT: While the Legislature is in session and capable of doing business, I propose to sign and I do sign LR 209.

CLERK: Mr. President, I have a report from Public Works

February 3, 1982

LB 492, 542, 563, 564, 565

ASSISTANT CLERK: (Record vote read. See page 523, Legislative Journal.) The vote is 36 ayes, 12 nays, 1 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The next bill on Final Reading, LB 563...542.

ASSISTANT CLERK: (Read LB 542 on Final Reading.)

SPEAKER MARVEL: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 542. Record the vote.

ASSISTANT CLERK: (Record vote read. See page 524, Legislative Journal.) The vote is 49 ayes, 0 nays, 0 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The next bill, LB 563, on Final Reading.

ASSISTANT CLERK: (Read LB 563 on Final Reading.)

SPEAKER MARVEL: All provisions relative to procedure having been complied with, the question is, shall the bill pass with the emergency clause attached? Those in favor vote aye, opposed vote no. Have you all voted? Record.

ASSISTANT CLERK: (Record vote read. See pages 524 and 525, Legislative Journal.) The vote is 49 ayes, 0 nays, 0 not voting.

SPEAKER MARVEL: The bill is declared passed with the emergency clause attached. The Clerk will read LB 564 on Final Reading.

ASSISTANT CLERK: (Read LB 564 on Final Reading.)

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

CLERK: (Record vote read. See page 525, Legislative Journal.) 49 ayes, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. 565 on Final Reading.

CLERK: (Read LB 565 on Final Reading.)



February 4, 1982

LB 32, 69, 192, 198, 229, 231, 239,  
263, 264, 270, 309, 347, 370, 403,  
418, 423, 431, 448, 449, 490, 492,  
511, 542, 563-66, 572, 592

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: The opening prayer will be given by Pastor Glenn Frazier of the Antelope Park Church of the Brethren.

PASTOR FRAZIER: Prayer offered.

SPEAKER MARVEL: Roll call. Please record your presence. Will you please record your presence? Senator Cope and Senator Warner, would you please record your presence? Record.

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

SPEAKER MARVEL: Do you have anything to read into the record?

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 69 and find the same correctly engrossed; 192, 198, 231, 239, 263, 370, 431, 448, 449, 511 and 592 all correctly engrossed. (See pages 540 through 544 of the Legislative Journal).

Mr. President, LBs 32, 229, 264, 309, 347, 403, 418, 423, 490, 492, 542, 563, 564, 565, 566, and 572 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 32, engrossed LB 229, engrossed LB 264, engrossed LB 309, engrossed LB 347, engrossed LB 403, engrossed LB 418, engrossed LB 423, engrossed LB 490, engrossed LB 492, engrossed LB 542, engrossed LB 563, engrossed LB 564, engrossed LB 565, engrossed LB 566, engrossed LB 572. We are down to item #4, motions, and the first motion concerns LB 270.

CLERK: Mr. President, LB 270 was last considered by the Legislature January 27th. At that time Senator Barrett offered a motion to indefinitely postpone the bill. That motion prevailed. Subsequent to that action, Senator Cullan offered a motion to reconsider the body's action to indefinitely postpone LB 270. That motion is found on page 450.

SPEAKER MARVEL: The Chair recognizes Senator Cullan.

SENATOR CULLAN: Mr. President and members of the Legislature,

February 10, 1982

LB 264, 309, 347, 403, 418, 542  
563-66, 572, 579, 642, 659, 677  
703, 705, 718, 719, 722, 724,  
764, 774, 778, 779, 797, 852,  
879, 606, 32, 229, 490, 492

SPEAKER MARVEL PRESIDING

RABBI BISMAN: Prayer offered.

SPEAKER MARVEL: Item #2, roll call. Please record your presence. Record your presence. Pat, do you want to record.

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

SPEAKER MARVEL: Do you have anything under #3?

CLERK: Mr. President, I have several items. First of all I have a reference report referring LR 218 to the Banking Committee for public hearing.

Mr. President, a communication from the Governor addressed to the Clerk. (Read communication re: 264, 309, 347, 403, 418, 563, 564, 565, 566 and 572 as found on page 613 of the Legislative Journal.)

A second communication. (Read re. LB 542.) And a third, Mr. President, from the Governor addressed to the Clerk. (Read re. 32, 229, 490 and 492. See pages 613-614 of the Legislative Journal.)

Mr. President, your committee on Education whose chairman is Senator Koch reports LB 642 advanced to General File; LB 774 advanced to General File; LB 797 advanced to General File with amendments. Those are signed by Senator Koch.

Your committee on Public Works whose chairman is Senator Kremer offers a corrected statement to LB 852. (See pages 614-615 of the Legislative Journal.)

Mr. President, your committee on Government, Military and Veterans Affairs whose chairman is Senator Kahle reports LB 879 advance to General File with committee amendments attached. That is signed by Senator Kahle. (See page 615 of the Legislative Journal.)

Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and reviewed LB 606 and recommend that same be placed on Select File; 579 Select File; 703 Select File with amendments; 705 Select File; 718 Select File; 719 Select File; 724 Select File; 677 Select File; 722 Select File with amendments; 659 Select File; 764 Select File with amendments and 778 Select File with amendments and 779 Select File with amendments, all signed by Senator Kilgarin as Chair. (See pages 615-616 of the Legislative Journal.)