

March 24, 1981

LB 253, 376, 555

this bill would also relate to them. So it isn't just singling out one particular industry, but it just appeals to the only remaining industry that is in the state. I ask your support of the introduction of this bill too because the senators that this bill most relates to, as far as their districts are concerned, are not here with us today, but are in California hopefully in conference trying to decide the issue at that level. I would also like to remind the body that Falstaff Breweries that 50 percent of the volume of beer that they do produce is placed in private label and generic beer containers and so if it isn't clarified effectively, what we have done is shut down the plant. I would also like to state in closing that I realize that there may be some necessity of amending this bill in order to harmonize the parties that have interest in it that the bill doesn't directly relate to at the present moment. Thank you for your consideration and your support.

SPEAKER MARVEL: The motion is to suspend the rules to allow for introduction. All those in favor of the suspension of the rules for that purpose vote aye, opposed vote no. Have you all voted? Record the vote.

CLERK: 31 ayes, 1 nay to suspend the rules and allow for the introduction, Mr. President.

SPEAKER MARVEL: Okay, the motion carries.

CLERK: Mr. President, new bill, LB 555, introduced by Senators Higgins, Fenger, Labedz, Pirsch, Newell, Beyer, Vard Johnson, Witata and Kilgarin. (Read LB 555 by title.)

Mr. President, while we are waiting, Senator DeCamp would like to print amendments to LB 376 in the Legislative Journal. (See pages 1109 and 1110 of the Journal.)

SPEAKER MARVEL: We now turn to item #6, General File. We start with LB 253.

CLERK: Mr. President, LB 253 was a bill introduced by Senator John DeCamp. (Read title.) The bill was first read on January 16 of this year. It was referred to the Agriculture and Environment Committee. The bill was advanced to General File. There are committee amendments pending by the Ag and Environment Committee, Mr. President.

SPEAKER MARVEL: Senator Schmit, do you want to handle the amendments to LB 253?

April 23, 1981

LB 252, 118, 326, 555

SENATOR VICKERS: A question of the Clerk. Is this the last amendment that I put up Pat?

CLERK: Yes sir.

SENATOR VICKERS: Mr. Chairman and members, I'm going to try to work with Senator Beutler between General File and Select File to see if we can't work out some of our differences in this regard. I just want to make it clear for the record that I will vote to advance 252 over to Select File and work with Senator Beutler or any other interested parties in the mean time to try to come up with some criteria so that the proposals for the criteria are equal as best as possible for the pro and con sides of transbasin diversion. So, having said that Mr. Speaker, I would like to withdraw this amendment at this time and offer it on Select File.

SPEAKER MARVEL: Okay, the motion is to advance the bill. All those in favor of advancing the bill vote aye, opposed vote no. Record the vote.

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

SPEAKER MARVEL: The motion is carried, the bill is advanced. The next bill is LB 326?

CLERK: Mr. President, if I may right before that, Senator Vickers would like to print amendments to LB 252 in the Journal.

Business & labor reports LB 118 to General File with amendments, (Signed) Senator Maresh, Chair.

Senator Newell moves to withdraw LB 555. That will be laid over pursuant to our rules Mr. President.

Your Retirement System gives notice of hearing for certain gubernatorial appointments in Room 1019 for April 28th. That is signed by Senator Fowler, Chair.

Mr. President, LB 326 was introduced by the Public Works Committee and signed by its members. Read title. The bill was first read on January 19th of this year, referred to Public Works for hearing. The bill was advanced to General File.

May 5, 1981

just not sure quite which step to take to... I don't think it is worth a Call of the House.

PRESIDENT: Why don't we just have the vote taken unless you want to...

SENATOR WESELY: ...but...a Call of the House.

PRESIDENT: We will have a motion before the House, shall the House go under Call. All those in favor of a Call of the House vote aye, opposed nay. Have you all voted? The question is, shall the House go under Call. Have you all voted? Record the vote.

CLERK: 14 ayes, 14 nays to go under Call, Mr. President.

PRESIDENT: The motion fails and the...I guess...do you want a roll call vote? We will go to a roll call vote then. I must tell you that you have the distinction of having the first time to have a Call of the House fail in a long time. Go ahead, Mr. Clerk.

CLERK: (Read roll call vote as found on pages 1741-1742 of the Legislative Journal.) 26 ayes, 11 nays, Mr. President, on adoption of the resolution.

PRESIDENT: The motion carries. LR 64 is adopted. Before we proceed the Chair would like to introduce some nineteen students from Farwell, Nebraska, with Mrs. Earl Lincoln, their teacher. They are from Senator Wagner's district and they are up in the north balcony. We welcome the Farwell students and Mrs. Lincoln to your Unicameral Legislature. Welcome. We are ready for agenda item #5.

CLERK: Mr. President, Senator Newell moves to withdraw LB 555.

PRESIDENT: Senator Newell, we are ready for your withdrawal motion on LB 555.

SENATOR NEWELL: Mr. President, members of the body, LB 555 is the Falstaff resolution of the anything of value question which is passed already. The bill is not necessary and I would urge the body to withdraw it.

PRESIDENT: Is that it, Senator Newell? Any further discussion then on Senator Newell's motion to withdraw? All those in favor then of withdrawing LB 555 vote aye, opposed nay. Have you all voted? Record the vote.

May 5, 1981

LB 35, 76, 284A, 555

CLERK: 32 ayes, 1 nay, Mr. President, on the motion to withdraw the bill.

PRESIDENT: The motion carries. LB 555 is withdrawn. Anything further, Mr. Clerk, to read in?

CLERK: I have nothing further, Mr. President.

PRESIDENT: Ready then for agenda item #6, ready for Final Reading. Speaker Marvel, do you wish to make the motion to suspend the rules so that we may allow the bills mentioned in the agenda to be read?

CLERK: Mr. President, Senator Marvel moves to suspend Rule 6, Section 7 (b) so as to permit the reading of LB 76 and 284A today on Final Reading.

PRESIDENT: All right, Speaker Marvel.

SPEAKER MARVEL: I so move.

PRESIDENT: Any discussion on Speaker Marvel's motion to suspend the rules? If not, all those in favor vote aye, opposed nay to suspend the rules. It requires 30 votes. Have you all voted? Record the vote.

CLERK: 31 ayes, 0 nays on the motion to suspend the rules, Mr. President.

PRESIDENT: Motion carried. The rules are suspended to allow 284A to be read with LB 284. We are then ready as soon as everyone is in your place. The Sergeant at Arms will see that all unauthorized personnel are off the floor. We are on Final Reading. All right, Mr. Clerk, we will begin then with reading final reading of LB 35.

CLERK: (Read LB 35 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 35 pass with the emergency clause attached. All those in favor vote aye, opposed nay. Have you all voted? Have you all voted? Record the vote. Well we have waited for an indetermined amount of time. Everybody is here that is going to vote. How long do you have to wait? Do you want to have a roll call? All right, let's have a roll call then. I am not going to wait any longer though. All right, we will have a roll call vote, Mr. Clerk. Proceed with the roll call.

CLERK: (Read roll call vote as found on page 1743 of the Legislative Journal.)