

January 6, 1982

LB 563 - 584

Any discussion? All those in favor then of Senator Clark's motion will vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 44 ayes, 0 nays to cease nominations, Mr. President.

PRESIDENT: The motion carries and Senator Barrett...Senator Bill Barrett, would you like to say a few words. You are elected unanimously, congratulations, and say a few words. The Chair recognizes Chairman Barrett.

SENATOR BARRETT: Thank you, Mr. President and members, I simply wanted to thank the body for the vote of confidence placed in me today. I will certainly attempt to represent the office and this body with integrity and a certain amount of dignity. Thank you very much.

PRESIDENT: Thank you, Senator Barrett. We are now ready for agenda item #9, introduction of new bills. Yes, proceed, Mr. Clerk, reading of new bills.

CLERK: Mr. President, new bills, LB 563 offered by Senator Lamb as Chairman of the Exec Board. (Read title for the first time). LB 564 offered by Senator Lamb as Chairman of the Executive Board. (Read title for the first time). LB 565 offered by Senator Lamb as Chairman of the Executive Board. (Read by title for the first time). LB 566 offered by Senator Lamb as Chairman of the Executive Board. (Read title for the first time). LB 567 offered by Senator Haberman. (Read title for the first time). LB 568 by Senator Haberman. (Read title for the first time). LB 569 offered by Senator Haberman. (Read title for the first time). LB 570 offered by Senator Haberman. (Read title for the first time). LB 571 offered by Senator Clark. (Read title for the first time). LB 572 offered by the Education Committee and signed by its members. (Read title for the first time). LB 573 offered by Senator Clark. (Read title for the first time). LB 574 offered by Senator Koch. (Read title for the first time). LB 575 offered by Senator Rumery. (Read title for the first time). LB 576 offered by Senators Koch and Wesely. (Read title for the first time). LB 577 by Senator Koch. (Read title for the first time). LB 578 offered by Senator Koch. (Read title for the first time). LB 579 offered by Senator Koch. (Read title for the first time). LB 580 offered by Senator Koch. (Read title for the first time). LB 581 offered by Senator Koch. (Read title for the first time). LB 582 offered by Senator Kilgarin. (Read title for the first time). LB 583 offered by Senator Warner. (Read title for the first time). LB 584 offered by Senator Warner. (Read

January 11, 1982

LB 563-566, 592, 664

SENATOR LAMB: Yes, Mr. President.

PRESIDENT: The Chairman recognizes Senator Lamb.

SENATOR LAMB: Mr. President, members of the Legislature, I would move to advance five bills directly to General File, LB 563, LB 564, LB 565, LB 566 and LB 592. These bills, I will describe each one of them...

PRESIDENT: A motion then, Senator Lamb, is to suspend the rules first. That is your first motion then is to suspend the rules and we'll take that up and then we will proceed from there. Any discussion on the motion to suspend the rules?

SENATOR LAMB: Could I add 664 to it? I do not have that on my list.

PRESIDENT: Yes. Now we will take a separate vote on each bill so we will take them up one by one. All right, if there is no further discussion, Senator Lamb, we will take a vote on all of them for purposes of suspension and then we will take them up individually for the attention to each bill. All right, the motion then before the House is suspension of the rules to take up these six bills. All those in favor vote aye, opposed nay. This will require 30 votes. Have you all voted on the motion to suspend the rules to take up these bills, revisors bills and one other, six bills, agenda item #6 if you want to refer to the bills. Have you voted? Senator Lamb, I guess maybe the only way we are going to get these people in here to vote is to have a Call of the House if they don't come in pretty soon. You really need one more vote, huh? Record the vote.

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

PRESIDENT: The motion carries. The rules are suspended. The Chair recognizes Senator Lamb.

SENATOR LAMB: The first bill is LB 563 which is recommended by the bill drafter that this be reported directly to General File. LB 272 passed in 1981 adopted a new limited partnership act. The act became operative January 1, 1982. Existing partnerships have until January 1, 1983, to file with the Secretary of State to continue their existence. The change of the date in LB 563 merely harmonizes the first sentence of this section with the second sentence of the section and provides what law is to apply to the partnership that were in existence on January 1, 1982.

January 11, 1982

LB 563-565

PRESIDENT: Is there any discussion on the placing LB 563 on General File? And the motion is beyond General File, isn't it, it is to advance to E & R initial. Okay, so that is the motion. Any discussion? The first motion then is to advance LB 563 to E & R initial. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 28 ayes, 0 nays on the motion to advance LB 563, Mr. President.

PRESIDENT: The motion carries and LB 563 is advanced to E & R initial. Senator Lamb.

SENATOR LAMB: Mr. President, I move that LB 564 be advanced to E & R initial. Three bills amended the same section, 80-305 in 1979, 1980 and 1981. The 1979 changes were not correlated in the 1980 or '81 bills. This correctional bill would place the '79 LB 271 changes into the section and also reflect the 1980 and '81 changes and it has to do with veterans' homes.

PRESIDENT: Any further discussion on LB 564? The question then is the advancement of LB 564 to E & R initial. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 27 ayes, 0 nays on the motion to advance LB 564, Mr. President.

PRESIDENT: The motion carries. LB 564 is advanced to E & R initial. Senator Lamb, 565.

SENATOR LAMB: Mr. President, I move that LB 565 be advanced to E & R initial. This has to do with comprehensive development plans and zoning. LB 70, Section 1 in 1974 redefined district planning body as a regional planning body. This definition is found in Section 84-142 and Section 2-3229 has references to district planning body which should now be changed to regional planning body to reflect the change made by LB 790.

PRESIDENT: Any further discussion on LB 565? If not, the question before the House is the advancement of LB 565 to E & R initial. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 26 ayes, 0 nays on the motion to advance LB 565, Mr. President.

PRESIDENT: Motion carries. LB 565 is advanced to E & R initial. The next bill is LB 566, Senator Lamb.

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 3, 1982

LB 565, 566

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. 565. Have you all voted? Record the vote.

CLERK: (Record vote read. See page 526, Legislative Journal.) 49 ayes, Mr. President, on the passage of the bill.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will read LB 566 on Final Reading.

CLERK: (Read LB 566 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.

CLERK: (Read record vote. See pages 526 and 527, Legislative Journal.) 49 ayes, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. Before we begin with the next bill, it is my privilege to introduce in the North balcony, 11 high school seniors from Marquette, Nebraska, Genie Solt, teacher. I might say to the guests that we appreciate your being here. We want you to know that when the Clerk reads rapidly, as has happened while you have been here, that simply indicates that we have in effect a law, a constitutional provision, which states that every bill must be read in full and that is what you heard, and there are people that are confused with this and it simply indicates that if we want to change this, the people of the state have to vote in a different provision. This goes back to several years after the Nebraska Territory was founded. Now while we are changing the guard, so to speak, Senator Clark, while we are changing the guard and I have cleaned up a mess or two up here and one of these has to do with LB 376, and I thought we had done something with that, Senator DeCamp. Is it still around?

SENATOR DeCAMP: Mr. President, I would have no objection if you just want to take it up now.

SPEAKER MARVEL: I am not taking it up. I am putting it in the wastebasket.

SENATOR DeCAMP: No, no, don't do that. It is my understanding it is back on Final Reading so whenever you want to take it up.

SENATOR CLARK PRESIDING

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.)