

January 9, 1981

LB 70, 71

CLERK: Two more, Mr. President. Read LB 71 (sic) and 71 by title for the first time as found on pages 101-102 of the Legislative Journal. Mr. President, that is all I have.

PRESIDENT: The Chair recognizes Speaker Marvel.

SPEAKER MARVEL: Are there any other announcements on the Clerk's desk?

CLERK: Nothing, sir.

SPEAKER MARVEL: I think I would only say this in closing and that is that we can't really afford too many more days like this or June first will find us in about the middle of the session instead of the end. I move that we adjourn until Monday (interruption) I'm sorry.

PRESIDENT: Mr. Speaker, we have a few more bills that we can get in here if you want to just hold up.

CLERK: I just received about a half dozen here, Senator.

SPEAKER MARVEL: That is fine.

PRESIDENT: We will read those bills in and while we are doing that the Chair recognizes Senator Koch.

SENATOR KOCH: Mr. President, a question of the Speaker.

PRESIDENT: Mr. Speaker, would you respond to a question from Senator Koch.

SENATOR KOCH: Senator Marvel, I've heard the bill drafting department is overwhelmed with bills. Is that true as far as you know? If it is true I was going to make a suggestion. If possible we ought to take Monday off and let them get it done so when we come back we will have enough bills here so we can start processing things. Do you know, Pat?

SPEAKER MARVEL: Well,.....go ahead.

CLERK: Senator, if I may. It would be better, Senator, rather than Monday if...we will be in a better position to determine what kind of shape they are in later in the week as opposed to earlier in the week. So a Thursday or a Friday or even a week from Monday we would be in a much better position to determine where we are than this coming Monday.

SENATOR KOCH: All right, thank you.

January 19, 1981

LB 60, 71,

RECESS

SPEAKER MARVEL: The Legislature will come to order. Please indicate your presence. Will you please indicate your presence. Senator Clark, would you like to indicate your presence? Senator Cope, would you indicate your presence, please? Mr. Clerk, record the vote.

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

SPEAKER MARVEL: Okay, the Clerk has some items on his desk.

CLERK: Mr. President, I have several matters to read in if I may. First of all I have a reference report from the Executive Board referring LB 206-253 and rereferring LB 207 and 245.

Mr. President, I have notice of committee hearings from Appropriations Committee and the Ag and Environment Committee signed by the respective chairmen.

Mr. President, Senator Lamb wants a meeting of the Executive Board at eleven o'clock tomorrow in Room 1520. The Executive Board will meet in Room 1520 tomorrow at eleven o'clock for purposes of referring bills.

Mr. President, Senator Wagner, DeCamp and Fenger would like to print an amendment to LR 6 in the Legislative Journal. (See page 260.)

Mr. President, Senator Schmit would like to announce that Senator Wagner was selected as vice chairman of the Ag and Environment Committee.

Mr. President, Senator Lamb offers proposed rules changes which pursuant to our rules shall be referred to the Rules Committee for their consideration. (See page 260 of the Journal.)

Mr. President, your committee on Public Health gives notice of public hearing for January 26 and 27.

Mr. President, your committee on Banking, Commerce and Insurance whose chairman is Senator DeCamp to whom was referred LB 71 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 60 advanced to General File, (signed) Senator DeCamp as chairman.

Mr. President, Senator Koch would like inserted in the

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LB 71

how current it is. I notice some of the names were last year's directors and so forth, so I wondered how current it is really?

PRESIDENT: Senator Lamb, do you want to respond?

SENATOR LAMB: Senator Nichol, I am not sure if I can answer your question but Dale, Dale told me this morning that they had updated it and just recently. I don't know what recently is but it is as close as can be.

PRESIDENT: We are ready then to continue on General File with LB 71. The Clerk will read the bill.

CLERK: Mr. President, LB 71. (Read title). The bill was first read on January 9 of this year. It was referred to the Banking, Commerce and Insurance Committee for public hearing. The bill was advanced to General File. I have no amendments, Mr. President.

PRESIDENT: The Chair recognizes Senator Howard Peterson.

SENATOR H. PETERSON: Mr. Chairman, members of the Legislature, I move that LB 71 be advanced from General File to E & R Initial. I would just say that we have reviewed I think quite carefully in the previous bill what takes place in this one in terms of the savings and loans. I would remind the Legislature that in 1971 you passed LB 185; in 1972, you passed LB 1288; in 1973, you passed LB 351; in 1974, you passed LB 784; 1976, LB 763; in 1977, LB 224; in 1978; LB 717, in 1979, LB 154; and in 1980, LB 865, which were all similar bills. Therefore, Mr. President, I don't believe any further discussion is necessary.

PRESIDENT: Senator Lowell Johnson, do you wish to add anything to your cosponsor's statement?

SENATOR L. JOHNSON: Mr. President and members of the Legislature, I concur again in the remarks by Senator Howard Peterson as basically the reason for LB 71 and it is chiefly this, that it prevents federally chartered institutions from gaining any competitive advantage against state chartered associations. Thank you.

PRESIDENT: The Chair recognizes Senator Goodrich.

SENATOR GOODRICH: Just the same song, second verse. I would just make the same pledge on this one as I did on the previous one. On Select File I will spell out the specifics of what the savings and loans are being given the privilege to do.

January 26, 1981

LB 71

PRESIDENT: Any further discussion on LB 71? Senator Peterson, do you wish to close?

SENATOR H. PETERSON: Mr. Chairman, members of the Legislature, I believe the bill is self-explanatory. I don't believe any further remarks are necessary.

PRESIDENT: The question before the House then is the advance of LB 71 to E & R Initial. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 38 ayes, 0 nays, Mr. President, on the advancement of the bill.

PRESIDENT: Motion carries and LB 71 is advanced to E & R Initial. The Chair recognizes Sneaker Marvel.

SPEAKER MARVEL: We have a motion on the desk that has to do with withdrawing a bill and I think we had better take it up now (Interruption).

PRESIDENT: Yes, sir. With the Sneaker changing order just to take up this matter of a withdrawal of a bill and so, Mr. Clerk, will you read that motion?

CLERK: Yes, sir. Actually, Mr. President, we have two motions. The first motion is to suspend Rule 5, Section 11 and Rule 3, Section 11 to allow for the withdrawal of a bill and cancellation of the public hearing. That motion was offered by Senator Rumery.

PRESIDENT: The Chair recognizes Senator Rumery.

SENATOR RUMERY: Mr. President, members of the Legislature, there are indications that we do not need this bill. There are other bills that probably the same provisions will cover and some of the people who wanted the bill now have indicated that they will no longer need it. Therefore, I move the adoption of the....

PRESIDENT: This is to suspend. The motion is to suspend Rule 5. Any discussion on the suspension of Rule 5? The Chair recognizes Senator Barrett.

SENATOR BARRETT: Mr. President, may I ask the number of the bill, please?

PRESIDENT: The number of the bill.

CLERK: It is LB 52, Senator.

January 27, 1981

LR 8
LB 60, 71, 332

CLERK: 28 ayes, 0 nays on adoption of LR 8, Mr. President.

SPEAKER MARVEL: The motion is carried and the resolution is adopted. Underneath the south balcony it is my privilege to introduce Frank Bemis who has one of the easier jobs in government as Douglas County Assessor. Frank, are you back there? Well, he was. And Bob Galloway who is also with the Douglas County Assessor's Office. There are some items on the Clerk's desk.

CLERK: Mr. President, a series of materials. First of all, your Committee on Education gives notice of public hearing for February 2 and 3. (Signed) Senator Koch, Chairman. (See pages 336 and 337 of the Legislative Journal.) Your Committee on Public Works gives notice of public hearing in Room 1515 for February 4, 11, 19, 20, 25, 26, 27 and March 4.

Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 60 and recommend that same be placed on Select File, LB 71 placed on Select File. (Signed) Senator Kilgarin, Chairman. Your Committee on Appropriations gives notice of public hearing for February 3, 5, 6, 17, 27, and March 3. (See pages 335 and 336 of the Legislative Journal.)

Mr. President, Senator Vickers asks unanimous consent to have his name added to LB 332 as co-introducer.

SPEAKER MARVEL: No objection, so ordered.

CLERK: Mr. President, Senator Rumery would like to remind the Appropriations Committee that they have a meeting at 10:30 this morning. That is Appropriations at 10:30. Thank you.

Mr. President, finally I have a Reference Report from the Reference Committee referring LBs 402 to 532. (See pages 337 through 340 of the Legislative Journal.)

SPEAKER MARVEL: If there are any reports from the Chairmen, we can wait a few minutes, otherwise we are ready to adjourn. The Legislature will be at ease for a few moments.....until 10:30 and then we will adjourn.

CLERK: That is all I have, Mr. President.

SPEAKER MARVEL: Senator Wagner, will you adjourn us

January 28, 1981

LB 60, 71, 191

here? Senator Johnson, do you just want to move LB 60 to E & R for engrossment.

SENATOR L. JOHNSON: Mr. President, members of the body, I move that LB 60 be moved to E & R Final.

PRESIDENT: Motion to move LB 60 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 60 is advanced to E & R for engrossment. LB 71. Senator Peterson.

SENATOR H. PETERSON: Mr. Chairman, I would move that we move LB 71 to E & R for advancement.

PRESIDENT: The motion is to advance LB 71 to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 71 is advanced to E & R for engrossment. The Legislature will be at ease for a moment. The Chair recognizes Speaker Marvel. We will come back to order and the Chair recognizes Speaker Marvel.

SPEAKER MARVEL: I think all Chairmen have been notified of a meeting tomorrow at eight-thirty to discuss some procedure that we can follow as far as legislation is concerned from now on, so I would appreciate it if all Chairmen would be present tomorrow at eight-thirty in Hearing Room 1520, that is tomorrow morning, eight-thirty.

PRESIDENT: Thank you, Mr. Speaker. We will now move then to motions, agenda item #5, and there is a motion on the desk. Mr. Clerk, read the motion.

CLERK: Mr. President, Senator Marsh moves to withdraw a legislative bill, 191. Pursuant to our rules that motion would normally lay over. Senator Marsh, however, moves to suspend Rule 5, Section 11 to permit the withdrawal of LB 191 today.

PRESIDENT: The Chair recognizes Senator Marsh.

SENATOR MARSH: Mr. President and members of the Legislature, I am requesting that it be withdrawn today since it had been set for public hearing, and the sooner that public hearing can be cancelled, the more fair it is to the public at large. Therefore, I move for the suspension of the rules so that we may withdraw LB 191.

PRESIDENT: Is there any discussion on Senator Marsh's motion to suspend the rule, Rule 5, Section 11, so that LB 191 may be withdrawn today? Hearing none, that, Senator Marsh, will

January 29, 1981

LB 1, 2, 15, 18, 60, 71

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by Reverend Jack Glass, First Assembly of God.

PASTOR JACK GLASS: Prayer offered.

PRESIDENT: Roll call.

CLERK: Mr. President, Senator Carsten would like to be excused today; Senator Sieck until he arrives.

PRESIDENT: Have you all registered your presence? Record the presence.

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

PRESIDENT: A 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 messages, reports or announcements?

CLERK: I have several, Mr. President.

PRESIDENT: Proceed, Mr. Clerk.

CLERK: Mr. President, your committee on Appropriations whose Chairman is Senator Warner to whom we referred LB 156 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments. (Signed) Senator Warner, Chairman.

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 1 and find the same correctly engrossed; LB 2 correctly engrossed; LB 60 correctly engrossed; and LB 71 correctly engrossed. (Signed) Senator Kilgarin, Chairman.

Mr. President, your committee on Education gives notice of hearing for the month of February and early March. That is signed by Senator Koch as Chairman. Your committee on Public Works gives notice of public hearing for March 4 and March 12, signed by Senator Kremer as Chairman.

Mr. President, Senator Wagner would like to have his name added as cointroducer to LB 18.

February 4, 1981

LB 1, 2, 60, 71

CLERK: Senator, the rules say that revisor bills can be offered by the Chairman of the Executive Board. To protect us in that instance we asked Senator Lamb to also sign as cointroducer, so I don't feel that there is a problem in this instance.

SPEAKER MARVEL: Have you all voted? The bill is declared....no, we have already done that. Record.

CLERK: Read record vote as found on page 418 of the Legislative Journal. 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed. The next bill on Final Reading, LB 2. The Clerk will read.

CLERK: (Read LB 2 on Final Reading.)

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

CLERK: (Read record vote as found on page 419 of the Legislative Journal.) 45 ayes, 0 nays, 3 excused and not voting, 1 present and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read on Final Reading LB 60.

CLERK: (Read LB 60 on Final Reading.)

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. Have you all voted? Have you all voted? Clerk, record the vote.

CLERK: (Read record vote as found on page 420 of the Legislative Journal.) 43.....are you voting, Senator. Senator Pirsch voting aye. 44 ayes, 1 nay, 3 excused and not voting, Mr. President.

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read on Final Reading LB 71.

CLERK: (Read LB 71 on Final Reading.)

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. Clerk, record the vote.

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 11, 1981

LB 1, 2, 18, 41, 43, 46, 45,
57, 60, 71, 81, 141.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: (Microphone not on)....this is by the Reverend Gale R. Baldrige, First Baptist Church, Lincoln, Nebraska.

REVEREND GALE R. BALDRIDGE: Prayer offered.

SPEAKER MARVEL: Record your presence, please.

CLERK: Mr. President, Senator Witala, Kilgarin, Kremer, Vard Johnson, Stoney, Labedz, Higgins, Sieck, Carsten, and Chambers until they arrive. Quorum present, Mr. President.

SPEAKER MARVEL: Okay, item #3, messages, reports, announcements.

CLERK: Mr. President, communication from the Governor addressed to the Clerk. (Read communication relating to engrossment of LB 1, 2, 57, 60, 71 and 141, as found on page 491 of the Journal.)

Mr. President, Attorney General's Opinion addressed to Senator John DeCamp regarding LB 45. (See pages 492 through 494 of the Legislative Journal.)

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 43 and find the same correctly engrossed, 46 and 81 correctly engrossed. (Signed) Senator Kilgarin, Chair.

SPEAKER MARVEL: Senator Nichol, do you want....Senator Nichol, do you want to follow Select File for us? Item #4 is Select File and the first bill is LB 41.

CLERK: There are no E & R amendments.

SENATOR NICHOL: Mr. Chairman, I move the advancement of LB 41 to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. LB 18.

CLERK: No E & R amendments, Senator.

SENATOR NICHOL: Mr. Chairman, I move LB 18 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All those in favor of that motion say aye. Opposed no. The motion carried. The bill is advanced. LB 121.

March 23, 1981

LR 45
LB 71, 258A, 377, 393,
397, 405, 481, 515.

want to....go ahead.

CLERK: Mr. President, the next amendment...Senator Warner had an amendment on page 567 of the Journal that I understand he wishes to withdraw. Senator Warner.

SPEAKER MARVEL: Why don't you go ahead and read in and then we will recess until 1:30.

CLERK: Mr. President, a series of items to read in. New resolution by Senator Kremer. (Read LR 45 as found on page 1065 of the Journal.) That will be laid over.

Miscellaneous Subjects reports LB 71 indefinitely postponed. (Signed) Senator Hefner.

Business and Labor reports LB 405 indefinitely postponed. (Signed) Senator Maresh.

Revenue reports LB 377, 393, 397, 481 and 515 indefinitely postponed. (Signed) Senator Carsten, Chair.

I have a report from the State Tax Commissioner. That will be on file in my office.

I have Revised Reapportionment Guidelines as adopted by the Miscellaneous Subjects Committee. It will be inserted in the Journal. (See pages 1066 and 1067 of the Journal.)

Senator Hefner makes a motion to withdraw LB 258A. That will be laid over.

Senator Maresh would like an Executive Session of Business and Labor for Wednesday, March 25 at 1:00 in Room 2026.

A reminder that the Government Committee will meet in Executive Session underneath the north balcony upon recess this morning, and Senator Fowler would like to be excused for this afternoon.

SPEAKER MARVEL: Senator Vard Johnson, do you want to recess us until one-thirty?

SENATOR V. JOHNSON: Under your direction, Mr. Speaker. I move that the Legislature be recessed until one-thirty this afternoon.

SPEAKER MARVEL: All those in favor of the motion say aye. Opposed no. We are recessed until one thirty.

Edited by:

Marilyn Jank
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