

January 8, 1982

LB 229, 94, 727-729

SPEAKER MARVEL: The motion is the advancement of LB 229. All those in favor of that motion vote aye, opposed vote no. Telecommunications bill. Have you all voted? The Clerk will record the vote.

CLERK: 32 ayes, 0 nays on the motion to advance the bill, Mr. President.

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

CLERK: Yes, Mr. President, two new bills, LB 727 (read title); LB 728 (read title); LB 729 (read title). (See pages 179 and 180, Legislative Journal.)

And, finally, Mr. President, I have a notice of hearing cancellation offered by Senator Schmit on a gubernatorial appointment previously set.

SPEAKER MARVEL: Senator Beutler, are you ready for LB 94?

SENATOR BEUTLER: Yes, Mr. Speaker, I would like to proceed with it.

SPEAKER MARVEL: Okay.

CLERK: Mr. President, LB 94 offered by Senator Beutler. (Read title). The bill was first read on January 12 of last year. It was referred to the Public Works Committee for hearing. The bill was advanced to General File. There are committee amendments attached, Mr. President.

SENATOR BEUTLER: I would just take the committee amendments.

SPEAKER MARVEL: Senator Kremer.

SENATOR KREMER: I will yield to Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, the committee amendments are simply...it is a technical amendment to correct an error in the original drafting of the bill and so I would ask the indulgence of the body to simply adopt the committee amendments which is the bill, which would be the concept in the bill then, and then we can vote the bill up or down.

SPEAKER MARVEL: We are talking about the committee amendments, right?

SENATOR BEUTLER: Yes, I would just ask the adoption of the committee amendment. The committee amendment is the bill.

January 26, 1982

LB 378, 32A, 359, 574, 630,
631, 728

LB 378 to E & R initial. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 26 ayes, 11 nays, Mr. President.

PRESIDENT: The motion carries. LB 378 is advanced to E & R initial. Alright, the Clerk will read some matters into the record.

CLERK: Mr. President, your committee on Revenue whose Chairman is Senator Carsten reports LB 630 advanced to General File; LB 631 advanced to General File with amendments, and LB 728 advanced to General File with amendments, all signed by Senator Carsten. (See page 418 of the Legislative Journal).

Your committee on Urban Affairs whose Chairman is Senator Landis reports LB 574 as indefinitely postponed. That is signed by Senator Landis.

Senator Vickers makes a motion to withdraw LB 32A. That will be laid over pursuant to our rules.

Your committee on Public Works gives notice of hearing in Room 1517 for February 11, 18, 19, 24 and 25. That is signed by Senator Kremer as Chairman.

PRESIDENT: Okay, we are ready then for the next bill on General File, LB 359, Mr. Clerk.

CLERK: Mr. President, LB 359 offered by Senator Newell. (Read title). The bill was first read on January 19 of last year. At that time it was referred to the Urban Affairs Committee for public hearing. The bill was advanced to General File, Mr. President. There are committee amendments pending by the Urban Affairs Committee.

PRESIDENT: The Chair recognizes Senator Landis.

SENATOR LANDIS: If I could have the attention of the Chair and the body, I would like to apprise you that we have had due to some problems in bill drafting, the committee amendments that sprang from the hearing that we held about a week ago are held up. But we have as a committee acted on those amendments to the approval of the unanimous committee and to the approval of Senators Newell and Hoagland. And although I want us to act today on LB 359, I guess I have to tell you what the committee amendments are and indicate to you that they will be available for passage on Select File. They, in fact, constitute substitute committee amendments, and so let me outline what I think we need to do and how to proceed. We had amendments introduced this session to change LB 359. As a courtesy to the members of the committee and in furtherance of good policy we sent it

February 3, 1982

LB 630, 728

SPEAKER MARVEL: Motion is carried. The emergency clause is adopted. The motion is to advance the bill as amended. All those in favor of that motion vote aye, opposed vote no. Have you voted? The motion before the House is the adoption of the emergency clause and then the bill as voted on...record the vote.

CLERK: 26 ayes, 1 nay, Mr. President, on motion to advance the bill.

SPEAKER MARVEL: Motion is carried. The bill is advanced. Next bill is LB 630. I am sorry, LB 728.

CLERK: Mr. President, LB 728 offered by Senator Clark. (Read title.) The bill was read on January 8th of this year. It was referred to the Revenue Committee for public hearing. The bill was advanced to General File. Mr. President, there are committee amendments pending offered by Senator Carsten's Revenue Committee.

SPEAKER MARVEL: The Chair recognizes Senator Carsten.

SENATOR CARSTEN: Mr. President, members of the Legislature, the committee amendment is only the addition of the emergency clause, and even though the statutes are now obsolete, a provision that the warehouses must file a \$10,000 bond with the commissioner is still technically law so we needed this emergency clause on the bill to make it complete. I move for the adoption of the committee amendment.

SPEAKER MARVEL: The motion is the adoption of the committee amendments to 728 as explained by Senator Carsten. All those in favor of the adoption of the amendments vote aye, opposed vote no. Have you all voted? We are voting on the adoption of the committee amendments. Record.

CLERK: 26 ayes, 0 nays on the adoption of the committee amendments, Mr. President.

SPEAKER MARVEL: Motion is carried. The amendments are adopted. Senator Clark.

SENATOR CLARK: Mr. President, members, what this bill does is to take out what was known as the freeport law. It is absolutely obsolete at the present time. It also takes out the bondedness that you have to give to the Public Service Commission, a \$10,000 bond, to insure that you are going to pay the personal property tax of which there is none at the present time. That is all the bill does. It deletes a statute. It has been through the Revenue Com-

February 3, 1982

LB 728

mittee, the Revenue Department. They all agree to this, this is strictly an obsolete statute. So I would vote for the advancement of 728.

SPEAKER MARVEL: Any further discussion? The motion is to advance the bill as explained by Senator Clark, LB 728. All those in favor of advancing the bill vote aye, opposed vote no. Have you all voted? Record.

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

SPEAKER MARVEL: Motion is carried. The bill is advanced. Senator Higgins, would you like to adjourn us until tomorrow at nine o'clock?

SENATOR HIGGINS: Yes, I move that we adjourn until nine o'clock, February 4th, 9:00 a.m.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. Motion is carried. We are adjourned until Thursday, February 4th, 9:00 a.m.

Edited by:

Marilyn Zank
Marilyn Zank

February 5, 1982

PRESIDENT: The motion carried. The DeCamp amendment is adopted. Any further amendments, Mr. Clerk?

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

PRESIDENT: Senator DeCamp. Alright the motion is to advance the bill. Any further discussion? All those in favor of advancing LB 274 signify by saying aye, opposed nay. LB 274 is advanced to E & R for engrossment. The next bill is 274A, Mr. Clerk. The Clerk will read some matters into the record and then we will take up 274A.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports that they have carefully examined and reviewed LB 692 and recommend that same be placed on Select File with amendments; 628 Select File with amendments; 630 Select File with amendments; 728 Select File with amendments, all signed by Senator Kilgarin. (See pages 564-565 of the Legislative Journal.)

Mr. President, your committee on Education whose chairman is Senator Koch to whom is referred LB 650 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; LB 652 General File with amendments and LB 817 from the Urban Affairs Committee advanced to General File; LB 727 indefinitely postponed and LB 820 indefinitely postponed. Those are signed by their respective chairmen. (See pages 567-568 of the Legislative Journal.)

Mr. President, I have on 274A an amendment offered by Senator DeCamp to the bill.

PRESIDENT: Alright, Senator DeCamp, we are ready for your amendment to LB 274A.

SENATOR DeCAMP: Mr. President, the amendment is nothing more than the compliance with the new rules brought to me by the representative from the fiscal office or whoever hauls those things out and I put it up there. So we are going to spend the money that we are going to collect, Senator Warner says. In other words you collect money from them and then you spend it.

PRESIDENT: Any discussion on the DeCamp amendment to LB 274A? If not, the question then is the adoption of the DeCamp amendment to LB 274A. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of the DeCamp amendment.

March 4, 1982

LB 630, 654, 728, 829

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 630.

SENATOR CLARK: The motion is to adopt the E & R amendments on 630. All those in favor say aye. Opposed. The amendments are adopted.

ASSISTANT CLERK: I have nothing further on the bill.

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 630.

SENATOR CLARK: The move is to advance LB 630. All those in favor say aye. Opposed. The bill is advanced. LB 728.

ASSISTANT CLERK: Mr. President, I do have E & R amendments.

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move the E & R amendments to LB 728.

SENATOR CLARK: You have heard the motion. All those in favor say aye. Opposed. The amendments are adopted. Anything further?

ASSISTANT CLERK: I have nothing further on the bill.

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 728.

SENATOR CLARK: You have heard the motion. All those in favor say aye. Opposed. The bill is advanced. LB 654.

ASSISTANT CLERK: Mr. President, I have no E & R amendments. I have nothing else on the bill.

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 654.

SENATOR CLARK: The motion is to advance LB 654. All those in favor say aye. Opposed. The bill is advanced. LB 829.

ASSISTANT CLERK: There are E & R amendments, Mr. President.

SENATOR KILGARIN: I move the E & R amendments to LB 829.

LB 577, 579, 601, 605, 642, 644, 651, 662,
677, 678, 696, 697, 718, 718, 719, 720,
728, 729, 739, 743, 764, 767, 767A, 775,
776, 778, 784, 792, 796, 807, 824, 825,
828, 839, 845, 869, 877, 890, 892, 931,
941, 951, 952, 961, 962

March 9, 1982

SPEAKER MARVEL PRESIDING

REV. MORRIS VENDEN: Prayer offered.

SPEAKER MARVEL: If I could have your attention for a moment before we proceed. The chairmen had a meeting today and it was agreed that we would attempt to control debate as we have not done too well in the last few months and that we would try, for instance, with 652 to have the debate and the vote on advancement after one hour and that we try to have the pros and the cons of these issues so it doesn't take forever to get the point across. This time we're in a position where we either try to limit debate or many of the other issues will simply go down the drain. So the Chair would appreciate, the chairmen would appreciate your cooperation in trying to give people an opportunity on both sides and not spend all day in the discussion. Record.

CLERK: There is a quorum present, Mr. President. Yes, sir, I do have some items to read in. Mr. President, your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 579 and find the same correctly engrossed; 662 correctly engrossed; 677 correctly engrossed; 718 correctly engrossed; 719 correctly engrossed; 728, 729 correctly engrossed; 764 correctly engrossed and 778 correctly engrossed. (See page 1060 of the Journal.)

Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 720 and recommend that same be placed on Select File with amendments; 767 Select File with amendments; 767A Select File; 807 Select File with amendments; 941 Select File; 877 Select File; 577 Select File; 792 Select File; 605 Select File; 931 Select File with amendments; 796 Select File; 845 Select File; 644 Select File; 739 Select File; 696 Select File; 828 Select File; 642 Select File; 678 Select File; 775 Select File; 776 Select File; 951 Select File; 961 Select File; 952 Select File; 784 Select File; 651 Select File; 716 Select File with amendments; 743 Select File; 601 Select File; 869 Select File with amendments; 697 Select File; 825 Select File; 892 Select File; 962 Select File with amendments; 839 Select File and 890 Select File with amendments. Those are all signed by Senator Kilgarin as Chair, Mr. President. (See pages 1057-1059 of the Legislative Journal.)

Mr. President, I have a motion from Senator Labeledz to place LB 824 on General File pursuant to Rule 3, Section 18(b). That will be laid over pursuant to our rules, Mr. President.

SPEAKER MARVEL: Okay, we go to item #4 and we're talking about LB 924 and I would caution you to do your best to get

March 17, 1982

LB 718, 719, 728, 729

SENATOR CLARK: All provision of law relative to procedure having been complied with, the question is, shall the bill pass. All those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting yes.

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

CLERK: 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting. Vote appears on page 1213 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed on Final Reading. the Clerk will now read 719.

CLERK: Read LB 719.

SENATOR CLARK: All provisions of all according to procedure having been complied with, the question is, shall the bill pass. All those in favor vote aye, opposed vote no.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted? Record.

CLERK: 44 ayes, 0 nays, 5 excused and not voting. Vote appears on page 1214 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed on Final Reading. The Clerk will now read 728.

CLERK: Read LB 728.

SENATOR CLARK: All provisions of law relative to procedure having been complied with, the question is, shall the bill pass with the emergency clause attached. All those in favor vote aye, opposed vote nay. This is St. Patrick's day.

CLERK: Senator Clark votes aye.

SENATOR CLARK: Record the vote, quick. Thank you colleagues.

CLERK: 44 ayes, 0 nays, 5 excused and not voting. Vote appears on page 1512 of the Legislative Journal.

SENATOR CLARK: The bill is declared passed with the emergency clause attached. The Clerk will now read 729.

CLERK: Read LB 729.

March 18, 1982

LR 243
LB 202, 267, 449, 579, 606, 628, 630,
654, 662, 692, 702-703, 717-719,
728-729, 778, 801, 829, 852

PRESIDENT LUEDTKE PRESIDING

PRESIDENT: Prayer by LeRoy Hofker, Treasurer of Gideons International, the bible distribution society, from Lincoln, Nebraska.

LeROY HOFKER: (Prayer offered).

PRESIDENT: Roll call. Have you all registered your presence so we can get underway? Senators Wagner and Fowler, if you would go over there to the desk and push that button, we could get underway. Senator Higgins, if you will push that button, I will show you are here. Okay, have you all registered your presence? Record the presence, Mr. Clerk.

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 this morning, Mr. President.

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

CLERK: Mr. President, LBs 267, 702, 717, 449, 579, 662, 718, 719, 728, 729, 778, 606, 630, 801, 703, 692, 654, and 829 are ready for your signature; as is LR 243.

PRESIDENT: While the Legislature is in session and capable of doing business, I propose to sign and I do sign LB 267, 702, 449, 579, 662, 718, 719, 728, 729, 778, 606, 630, 654, 692, 703, 801, and 829.

CLERK: Mr. President, Senator Wagner would like to print amendments to LB...I am sorry, Senator Wesely, to print amendments to LB 852.

And Senator Chambers would move to reconsider the vote to indefinitely postpone LB 202. That will be laid over.

PRESIDENT: Okay, so ordered. We are ready then for Final Reading. The Sergeant at Arms will secure the Chamber, all members will return to your desks, and all other people will leave the floor of the Legislature. We are ready for Final Reading. All right, Mr. Clerk, I guess we are all in place so let's proceed with the reading of LR 628 on Final Reading.

CLERK: (Reading of LB 628 on Final Reading.)

LB 69, 267, 359, 435, 449, 579, 606, 628,
630, 654, 662, 692, 702, 703, 717, 718,
719, 722, 728, 729, 778, 782, 801, 829

March 22, 1982

PRESIDENT: The amendment is adopted. We are going to stop now and recess until 1:30 and then we will come right back onto this bill. Senator Nichol, would you like to recess us until 1:30. We have one communication to read in.

CLERK: Mr. President, engrossed LBs 267, 359, 435, 449, 579, 606, 628, 630, 654, 662, 692, 702, 703, 717, 718, 719, 722, 728, 729, 778, 782, 801, 829 and 69 were signed by the Governor on March 19 and delivered to the Secretary of State.

SENATOR NICHOL: Mr. Chairman, I move we recess until 1:30 this afternoon.

SENATOR CLARK: You have heard the motion. All those in favor say aye. Opposed. We are recessed until 1:30.

Edited by:

Marilyn Zank
Marilyn Zank