

RECESS

April 1, 1982

LB 761, 835A, 928

SENATOR CLARK PRESIDING

SENATOR CLARK: Check in, please. I would like to announce that we have 50 students from Goodrich Junior High School in Lincoln, Senator Landis' District. They have 4 teachers with them. They are in the north balcony. Would you like to stand and be recognized, please. Welcome to the Legislature. We are just waiting for enough senators here to convene. Senator DeCamp, will you check in. The Clerk will record.

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

SENATOR CLARK: We are still on 761, the next amendment. Yes, read a couple of things in first.

CLERK: Mr. President, very quickly new A bill, LB 835A by Senator Wesely. (Read title to LB 835A.)

Senator Warner would like to print amendments to LB 928, Mr. President. (See page 1574 of the Legislative Journal.)

SENATOR CLARK: The next amendment.

CLERK: Mr. President, the next amendment to LB 761 is an amendment offered by Senator Fenger. That is on page 1508 of the Journal.

SENATOR CLARK: Senator Fenger.

SENATOR FENGER: Thank you, Mr. President. Fellow members, I offer this amendment because I think it is the most prudent and the most honest action that we can take. We have a belt tightening by rural and urban Nebraska families alike and a business climate that is anything but good. Lay-off notices are published daily in one city paper or another. I don't believe we can put our legislative head in the sand and pretend that things are not tight. This amendment does tell our state employees to stay on hold on salary increases this fiscal year. It does, however, say that if our economy shows any signs of turning around that this body in the next session will take a long and I would hope, and I will go on record as saying I would hope favorable look at an increase retroactive to 1/1/'83. Now I have consistently voted against any salary increases for the judiciary in spite of the ridiculously low stipends paid them in view of comparable earning available to many of them. I intend to take the same action if and when constitutional officer raises are proposed. But you know next year this body can address this issue

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SENATOR CLARK: Is there any discussion on the advancement of the bill? If not, all those who want to advance it vote aye, opposed vote nay. Have you all voted? Senator Johnson.

SENATOR V. JOHNSON: Yes, I'm going to have to put the House under Call.

SENATOR CLARK: All those in favor of a Call of the House will vote aye, opposed vote nay. Record the vote.

CLERK: 10 ayes, 0 nays, to go under Call, Mr. President.

SENATOR CLARK: The House is under Call. All Legislators will return to their seats and check in please. All unauthorized personnel will leave the floor. We have six excused at the present time. While we are waiting I would like to introduce to you the two people that are here today they are friends of Steve Wiitala, they're his constituents, Sandy Irish and President elect of the Nebraska Education Association, Joe Higgins, they are under the north balcony, with his wife Cheryl. Will you stand and be recognized please. Welcome to the Legislature. They are all here. Do you want a roll call vote?

SENATOR V. JOHNSON: Yes.

SENATOR CLARK: We are voting on the advancement of 520, the A bill. Could we have it a little quiet so the Clerk can call the roll.

CLERK: Roll call vote. 23 ayes, 22 nays, 1 present and not voting, and 3 excused and not voting. Vote appears on pages 1612-13 of the Legislative Journal.

SENATOR CLARK: Motion fails, the bill is not advanced. 835A.

CLERK: Mr. President, 835A was a bill introduced by Senator Wesely. (Read title).

SENATOR CLARK: Senator Wesely.

SENATOR WESELY: Mr. President, members of the Legislature, I guess at this point LB 835A is a formality. Our intent, Senator Wiitala's and mine is to amend our bill which 835 would establish itemized bills for people when they leave a hospital so they know what they are paying for. But the problem we have is we included in the committee amendments the Department of Public Institutions under this provision and evidently the way they bill is different process, they

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don't really itemize and it is a different situation than a private hospital would be and anyway they are in the bill right now so we need, I guess to change their system of reporting, their payment cost. But we don't think that is a wise thing to do so we are probably going to amend the bill on Select File so we do need the A bill over there I guess at this point because of the fact the bill does this call for, but we will probably amend the bill and take out any need for an A bill at all. So we will ask for it to be advanced to Select File at this time and take care of it at that point.

SENATOR CLARK: Senator Nichol.

SENATOR NICHOL: Senator Wesely, is the DPI still in that 835 or not?

SENATOR WESELY: Yes they are right now but we are planning an amendment to take them out.

SENATOR NICHOL: Thank you.

SENATOR CLARK: Any further discussion on the advancement of the bill? All those in favor vote aye, opposed vote nay. Have you all voted? One more time, have you all voted? The House still is under Call. Record the vote.

CLERK: 25 ayes, 13 nays, Mr. President on the motion to advance the A bill.

SENATOR CLARK: The bill is advanced. Now we will take up 953A.

CLERK: Mr. President, 953A is offered by Senator Schmit. It is a bill... (read title).

SENATOR CLARK: Senator Schmit.

SENATOR SCHMIT: Mr. President, members of the Legislature, the bill uses the funds that are appropriated under LB 953 requires no funds from the General Fund and ... but we do need to have the bill to get the major bill going. I move for the advancement of the bill.

SENATOR CLARK: Any discussion on the advancement of 953? If not, all those in favor vote aye, opposed vote nay. Record the vote.

CLERK: 30 ayes, 0 nays, Mr. President on the motion to advance the A bill.

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SENATOR CLARK: The motion is to advance LB 488A. All those in favor say aye...all right, a machine vote has been requested...vote aye, those opposed vote nay.

CLERK: Senator Clark voting yes.

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

CLERK: Mr. President, Senator Cullan requests a record vote. (Read record vote as found on page 1633 of the Legislative Journal.) 18 ayes, 24 nays, Mr. President.

SENATOR CLARK: The bill does not advance. We will now take up LB 417A, LB 714A. The Clerk wants to read some things in.

CLERK: Mr. President, a communication from the Governor addressed to the Clerk. (Read re: LB 573, 668, 751, 817, 869 and 875.)

Your committee on Enrollment and Review reports LB 835A advanced to Select File and LB 953A advanced to Select File.

Mr. President, new resolutions, LR 304 offered by Senator Wagner. It commends the Ord Quiz on the occasion of its centennial for its past 100 years of service in the business of Journalism and that will be laid over. LR 305 by Senator Fowler calls for an interim study regarding adequacy and constitutional provisions of the current Dental Practice Act. LR 306 by Senator Fowler calls for a study of LB 567 as passed by the 1975 Legislature relating to parole. LR 307 by Senator Fowler calls for a study concerning the issue of nuclear waste transportation. LR 308 by Senator Fowler calls for a study and the procedure for estimating general fund revenues for the state. LR 309 offered by Senator Fowler. (Read. See pages 1634-1638 of the Legislative Journal.)

Finally, Mr. President, Senator Wagner asks unanimous consent to withdraw LR 262 which is a study resolution. (See page 1638 of the Legislative Journal.)

SENATOR CLARK: No objections, so ordered.

CLERK: Mr. President, I have nothing on LB 714A.

SENATOR CLARK: Senator Kilgarin.

SENATOR KILGARIN: I move we advance LB 714A.