

February 11, 1982

LR 220

LB 69, 192, 198, 423, 590

SENATOR MARSH: (Mike not activated).....purposes of reconsideration.

CLERK: 20 ayes.....I'm sorry, Senator, you are changing, is that right? I'm sorry. Okay, Senator Marsh changing from yes to not voting for purposes of reconsideration. 19 ayes, 26 nays, Mr. President.

SPEAKER MARVEL: The motion lost. The Clerk has got a couple items on the desk and then we will go back to Final Reading.

CLERK: Mr. President, communication from the Governor addressed to the Clerk. (Read communication with regard to LB 423 as found on page 652 of the Legislative Journal).

Senator Kilgarin would like to print amendments to LB 590 in the Legislative Journal. (See pages 652 and 653 of the Journal).

I have a report of registered lobbyists for the week of February 5 through February 10. (See page 653 of the Journal).

New resolution, LR 220, offered by Senators DeCamp, Wagner, Hefner, Chronister and VonMinden. (Read LR 220 as found on pages 653 and 654 of the Journal). That will be laid over pursuant to our rules, Mr. President.

SPEAKER MARVEL: Before we continue, in the north balcony it is my privilege to introduce from Senator Marsh's District 18 Fifth and Sixth Graders from Beattie School, Lincoln. Ann Jablonski is the teacher. Would you let us see where you are? Up here. Welcome to the Unicameral. Next on Final Reading LB 192. The Clerk will read.

CLERK: (Read LB 192 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? Clerk, record the vote.

CLERK: (Read the record vote as found on pages 654 and 655 of the Legislative Journal). 45 ayes, 1 nay, 2 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 198.

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LB 782

was the fact that if let's say a sheriff is running for reelection and he has an opponent and the deputies take perhaps a stand or maybe they don't take a stand themselves, in one case it was mentioned that the deputy sheriff's wife put the opponent's sign out in the yard and, of course, he naturally got fired when the election was over. I don't know how you are going to really overcome all of this, but the merit system would hopefully protect the officer so that he would not be fired strictly on political grounds. I still would guess that if he was smart, he would probably stay out of it. But we have had some great turnovers and I think they have had some in Adams County, and I think that is the reason they have been interested in this. I am sure they are not the only county either, but it certainly disrupts the sheriff's department when a whole bunch of the deputies either quit or are fired because of a political reason. That is the purpose of the bill. I am a little bit skeptical, of course, of the merit system because it sets up sort of an organization within the officers of the state and I won't say it will lead to unionism but it might be a step in that direction. But I think under these conditions that it is a helpful tool for the system and that the deputy sheriffs will be able to function and continue in office where perhaps without this legislation they may be terminated or get into all kinds of problems with the election process. So I support LB 782.

SENATOR CLARK: The question before the House is the advancement of 782. All those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted on the advancement of 782? Record the vote.

CLERK: 26 ayes, 4 nays, Mr. President, on the motion to advance the bill.

SENATOR CLARK: The bill is advanced. The Clerk has a resolution on the desk. Is Senator DeCamp in here? Can we get Senator DeCamp out of the phone booth or the bedroom or wherever he is.

CLERK: Mr. President, Senator DeCamp has a motion to suspend Rule 4, Section 6, so as to permit consideration of LR 220 today.

SENATOR CLARK: Senator DeCamp.

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SENATOR DeCAMP: Mr. President and members of the Legislature, hope this doesn't take more than about 45 seconds. Tomorrow is Veterans Day. Annually the Legislature sponsors a resolution usually signed by a number of the veterans in here and anybody who wants to be on it where we encourage Nebraskans to honor it and so on and so forth. Since if we lay the resolution over until Monday, Veterans Day will be gone since it is tomorrow, I thought we ought to do this today. So I urge you to suspend the rules, pass the resolution saying that....

SENATOR CLARK: The question before the House is suspension of the rules....

SENATOR DeCAMP: Yes.

SENATOR CLARK:to take up the resolution today. Senator Wesely, did you want to talk?

SENATOR WESELY: Mr. President, I have a question of Senator DeCamp. Could I ask how many Veterans Days we have in this state? I thought we always had a November and there is one in May, and which one is this one you are talking about?

SENATOR DeCAMP: Which one is this one? Okay, why don't we suspend the rules and then I will answer the question when we take up the resolution itself.

SENATOR WESELY: Well, I think the answer is we are talking about hospitalized Veterans Day. Aha.

SENATOR CLARK: The question before the House is suspension of the rules to take up the resolution. All those in favor vote aye, opposed vote nay. It takes 30 votes.

CLERK: Senator Clark voting yes.

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

CLERK: 30 ayes, 0 nays, on the motion to suspend the rules so as to consider LR 220.

SENATOR CLARK: The rules are suspended. We will take up the resolution now. Senator DeCamp.

SENATOR DeCAMP: Yes, as Senator Wesely was so quick to realize, I, of course, was talking about hospitalized Veterans Day, and I urge you to adopt the resolution, and

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will, of course, send it to the appropriate people.
Thank you, Senator Wesely.

SENATOR CLARK: Senator Fowler.

SENATOR FOWLER: Well, I would like to know if the
resolution has been read.

CLERK: Earlier, yes, sir.

SENATOR FOWLER: It was earlier?

CLERK: Yes, sir.

SENATOR FOWLER: Could it be read now? I mean, we don't
have a copy in front of us.

CLERK: Sure.

SENATOR FOWLER: I mean, I know Senator DeCamp likes to
move things along, likes to have us vote on things with-
out seeing them and I am sure this is acceptable.....

SENATOR CLARK: The Clerk will read the resolution.

SENATOR FOWLER:now that we know that it's hospital-
ized Veterans Day and not November 11th.

SENATOR CLARK: The Clerk will read it.

CLERK: Mr. President, LR 220 offered by Senator DeCamp.
(Read LR 220.)

SENATOR CLARK: Senator Nichol.

SENATOR NICHOL: Mr. Chairman and members of the Legis-
lature, I said this morning that I came from an area that
was not recognized. Senator DeCamp, where are the hos-
pitals...Veterans Hospitals in the State of Nebraska?
Say it again. Say it for the record, would you, please.

SENATOR DeCAMP: Senator, the three Veterans Hospitals
are in Omaha, Lincoln and Grand Island Bluff which is just
to the east of Scottsbluff and west of....

SENATOR NICHOL: Okay, you are close. Did you know that
there is a Veterans Hospital at Scottsbluff? Ha ha ha.
Now, Senator DeCamp, this grieves me greatly, and I feel
left out. I just wonder if this was done deliberately
with malice or was simply an oversight.

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LB 753, 760

SENATOR CLARK: Would you like to respond? Go ahead.

SENATOR DeCAMP: Mr. President and members of the Legislature, as you can see, Senator Nichol has done the other half of our show here. I was deliberately to leave it out so he could stand up and point out the Panhandle is involved as he has properly done and now he can offer the amendment that clarifies that as we had agreed earlier.

SENATOR CLARK: Senator Wagner.

SENATOR WAGNER: Mr. Speaker and members, I rise to support the resolution and I would encourage anybody that had the time tomorrow to visit the veterans in these various hospitals across our state. I urge your support in adopting the resolution.

SENATOR CLARK: Is there any further discussion on the resolution? Senator Nichol, did you wish to amend it?

SENATOR NICHOL: Well, I don't know if I want to amend it. I am just I guess overcome with wonderment as to why we are doing this at this time. I love all the veterans. I love them that are in the hospital. I just wonder why we are doing this. I don't comprehend what we are doing, frankly.

SENATOR CLARK: Is there any further discussion on the resolution? If not, all those in favor vote aye, opposed vote nay.

CLERK: Senator Clark voting yes.

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

CLERK: 33 ayes, 0 nays on adoption of the resolution, Mr. President.

SENATOR CLARK: The resolution is adopted. We will now go to 604. We may be able to complete that before noon. Do you have anything to read in?

CLERK: Mr. President, Senator Lowell Johnson asks unanimous consent to add his name to 220 as co-introducer.

SENATOR CLARK: No objections, so ordered.

CLERK: Senator DeCamp would like to print amendments to 753 in the Journal and 760. (See pages 676 and 677 of the Journal.

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SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Reverend Ralph Sturdy, First Covenant Church, Lincoln, Nebraska.

REV. STURDY: Prayer offered.

SPEAKER MARVEL: Item #2, please record your presence. We need one more vote. Okay, record.

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

SPEAKER MARVEL: Do you have any other items for #2? #3?

CLERK: Mr. President, an Attorney General's opinion to Senator DeCamp regarding LB 76. That will be inserted in the Journal. (See pages 715-716 of the Journal.)

I have amendments from Senator Kremer to be printed in the Journal on LB 852. (See page 717 of the Journal.)

Mr. President, LRs 219, 220 and 221 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 LR 219, LR 220 and LR 221. Okay the next item of business item #4, Select File. The first bill, LB 431.

CLERK: Mr. President, LB 431 was on Final Reading on February 11. At that time Senator Newell made a motion to return the bill for a specific amendment. We did return the bill. The amendment is pending. I understand, Senator Newell, that you wish perhaps to withdraw?

SENATOR NEWELL: (Mike not on.) ...withdraw the amendment. Yes, just withdraw the amendment.

SPEAKER MARVEL: Any objections? If not, so ordered. The motion is to readvance the bill to E & R for engrossment. All those in favor of that motion say aye, opposed no. The motion is carried. The bill is readvanced.

CLERK: Mr. President, in that event, Senator Labeledz would now move to return LB 431 to Select File for a specific amendment, that amendment being to add the emergency clause.

SPEAKER MARVEL: Senator Newell.

SENATOR NEWELL: Yes, very briefly, the amendment that I withdrew dealt with credit cards, a very complicated issue.