

April 13, 1982

LR 381
LB 816

SENATOR CLARK PRESIDING

SENATOR CLARK: Please check in. The Clerk will record the attendance.

CLERK: Quorum present Mr. President.

SENATOR CLARK: Do you have something to read it? Go ahead.

CLERK: Mr. President, very quickly, a new resolution offered by Senators, Labedz, Goll, Wiitala, Barrett, Apking, Vickers, Peterson. Read LR 381. That will be laid over, Mr. President.

SENATOR CLARK: Senator Vickers, I think we were on your amendment. I think we were on your amendment.

SENATOR VICKERS: Mr. President, in the interest of time and getting some things done, since there are some other bills on the agenda that I would just as soon get too, I would ask unanimous consent to withdraw that amendment.

SENATOR CLARK: It is withdrawn. Thank you.

CLERK: Mr. President, the next amendment I have is by Senator Haberman.

SENATOR CLARK: Where is Senator Haberpersion? Senator Haberman, within hearing distince? Senator Haberman, we are ready for your amendment.

SENATOR HABERMAN: Mr. President, members of the Legislature, my amendment, is a hold harmless clause on LB 816. Hold harmless clause means that no one shall receive less than they are receiving now. Those that gain shall receive what they gain. So following along with Senator Newell's argument what is fair is fair. It is fair that we be able to keep what we have been receiving and it is fair then that they should receive and reap the benefits of LB 816. Now the argument that this is unconstitutional or will not be constitutional is not a valid argument. Because, Section 39-2402 already has a hold harmless clause in the highway allocation fund distribution. So, it is a real simple little amendment. It just says that everybody will receive the amount they are receiving now. Those who receive the gains will receive the gains. And, the fight is over. So

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CLERK: LR 380 is found on page 1832, Mr. President, it is offered by a number of members.

SENATOR CLARK: Senator Pirsch.

SENATOR PIRSCH: Thank you, Senator Clark. Members of the body, I have been joined by 31 of you signing on this resolution and I would certainly welcome any of those who would...I did not get a chance to get around to to sign on to do that. The event or the day that we are talking about is in the future and November 19th, but since we will not have an opportunity at that time, I think this is an exciting and long overdue event that we are trying to establish in the State of Nebraska and hopefully in the United States. You heard about Mother's Day, Father's Day and even Grandparent's Day, and this resolution encourages the public, parents and government officials to establish a special day for a tribute to teachers. On November 19th we are encouraging all of these different segments of the public to set aside and pay tribute to a sometimes maligned group, the teachers. The teachers have been the basis for encouraging and developing one of our best resources, our children. I think it appropriate that we do set aside one of these... a day, for that particular tribute to a teacher and I think individually each one of us should encourage officials in our district and parents in our district to support and promote this effort and to give a pat on the back to our hard working teachers across the state. I hope that more will vote for this resolution than signed it. As I say, thirty-one, so I encourage all of you to come to your desk and support it with your vote right now. Thank you.

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

CLERK: Senator Clark voting yes.

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

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

SENATOR CLARK: The resolution is adopted. We are ready for item number seven, under motions, 672 has been withdrawn. He wanted to withdraw that, you wanted to withdraw 381, Right. Senator Kahle.

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LR 383, 385, 388,
381, 382, 387, 389

CLERK: Mr. President, LR 382 basically says that the Platts-mouth Highschool band is dedicated and is excellent in its field. LR 383 by Senator Wesely would declare the week of April 18 through 25 as nuclear awareness week in the State of Nebraska. Mr. President, 385 is offered by Senator's Newell and Kilgarin and it proclaims Mr. Jim Hartung and Mr. Steve Elliott as wonderful people, it also says the University of Nebraska gymnastic team is the best ever. Mr. President, LR 387 is a resolution honoring the members of this year's legislature who are retiring from service. Senator Koch, I don't believe you are retiring.

SENATOR LAMB: Senator Koch, for what purpose do you rise?

SENATOR KOCH: For a point of personal privilege.

SENATOR LAMB: Please state your point.

SENATOR KOCH: In 1975 thirteen of us came into this body as freshmen and I want to acknowledge their service and commend them. It has been a pleasure to serve with them. I'm talking about Senator Stoney, Senator Dworak, Senator Cope, Senator Rummery and Senator Burrows. And, I'll be the last of the Mohegans contrary to what your applause was about, hopefully I will return and serve four more years. By the same token I want to honor Senator Kremer, it has been a pleasure serving with him on the Public Works Committee and I valued his judgement on water a great deal. Wish them all well.

CLERK: Mr. President, LR 388 offered by Senator's Cullan and Newell offers condolence's to the family of Benjamin Wall who passed away this last week. Mr. President, 389 offered by Senator Wesely would declare the week of September 6th through the 10th as pedestrian awareness week.

SENATOR LAMB: The motion is to suspend the rules so that all these resolutions can be considered at one time. Those in support vote yes, those opposed vote no. Record.

CLERK: 37 ayes, 1 nay on suspension of the rules on adoption of those three resolutions, Mr. President.

SENATOR LAMB: The rules were suspended and the motion is adopted.

CLERK: Mr. President, LR 381 is offered by the Business and Labor Committee. (Read LR 381).

SENATOR LAMB: Senator Barrett.

SENATOR BARRETT: Thank you Mr. President and members, Senator Wesely, this resolution is not garbage. This is an annual exercise again the body must go through in approving the contracts between the various bargaining units, the contracts have been agreed to between the parties to the contracts. They have been approved by the Attorney General's office and must now, according to statute, be approved by the Legislature. I would move the adoption.

SENATOR LAMB: Motion is the adoption of the resolution. All those in support vote yes, those opposed vote no. Have you all voted? Record.

CLERK: 37 ayes, 0 nays, Mr. President, on the adoption of the resolution.

SENATOR LAMB: Resolution is adopted. Next resolution, Mr. Clerk.

CLERK: Mr. President, the final resolution I have is LR 386 offered by Senator Hoagland. It is found on page 1945 of the Journal. (Read LR 386).

SENATOR LAMB: Senator Hoagland.

SENATOR HOAGLAND: Mr. Speaker and colleagues, this resolution is of a different stripe. It really is a serious resolution indeed which is addressed to the Soviet Ambassador to the United Nations, the Council General in San Francisco, the Soviet Ambassador to Washington, D.C. to the United States of America and to Mr. Brezhnev. It calls on those officials to cease all harassment and pressure on Jews in the Soviet Union who wish to immigrate to Israel and unite with their families in Israel and in particular it calls on the Soviet Union to permit one Ida Nudel the right to depart for Israel immediately. Now, some of you may know Ida Nudel was arrested by Soviet authorities four years ago for posting a sign in her Moscow apartment requesting that she be permitted to immigrate to Israel. She was subsequently sentenced to four years of exile in Siberia. She has just completed her fourth winter in Siberia and there is some question as to whether she will be permitted to immigrate to Israel. This resolution is directed towards increasing her chances of receiving that. This resolution has been passed in virtually identical forms by at least one other legislature in the United States, I'd encourage its adoption here. Thank you.