

April 14, 1982

LR 382 - 384
LB 522A, 568

SENATOR CLARK PRESIDING

REVEREND CHARLES REIMNITZ: (Prayer offered.)

SENATOR CLARK: Thank you, Reverend, for the little levity about the salary, too. Roll call. Could we record in please. Could we record in please so we can get started on the Final Reading. Senator Fowler, would you record in please. Senator Haberman, would you check in please. Senator Higgins, Senator Labedz. Senator Marsh, will you check in please. Record.

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

SENATOR CLARK: Is there any messages, reports or announcements?

CLERK: Mr. President, first if I may, two corrections to the Journal. (Read. See page 1907, Legislative Journal.)

Mr. President, new resolutions, LR 382 (read); LR 383 (read); LR 384 (read). (See pages 1907-1909, Legislative Journal.) That, too, Mr. President, will be laid over.

Mr. President, Senator Vard Johnson would like to move to withdraw LB 522A. That will be laid over.

And, Mr. President, I have a proposed rule change offered by Senator Newell. That will be referred to the Rules Committee.

SENATOR CLARK: We have a point of personal privilege for Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the Legislature, my point of personal privilege pertains to LB 568 and during the heat of the debate on LB 568 on that Monday night I may have inadvertently misstated one of the procedural aspects of the bill. I asked for this point of personal privilege so that the legislative record can be clear on this matter. Third and subsequent convictions for DWI require the permanent license revocation of the offender unless the offender is given probation. I may have stated that it would be possible for a judge to give a license back after a term of years. This would be true if an offender was placed on probation but not if such offender was given a straight sentence. I wanted to clarify the record on that point and I thank you for your attention.

SENATOR CLARK: We are ready for Final Reading if we can get everyone in their seats please. Sergeant at Arms, will you

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387, 388, 389

SENATOR LAMB: Senator Kremer, do you have any close?

SENATOR KREMER: I've closed twice already. That is all, thank you.

SENATOR LAMB: Motion is to adopt the report. Those in support vote yes, those opposed vote no. Have you all voted? Record.

CLERK: 40 ayes, 0 nays, Mr. President, on the adoption of the Public Works report.

SENATOR LAMB: The report is adopted. Mr. Clerk.

CLERK: Mr. President, I have a series of resolutions. I have a motion regarding the following resolutions, 382, 383, 385, 387, 388 and 389. The motion that pertains to those resolutions is to suspend Rule 4, Section 5 and 6 and adopt those six resolutions.

SENATOR LAMB: Senator Wesely.

SENATOR WESELY: Mr. Speaker, these are all nonimportant resolutions, I just ask that. . . You can go ahead and read what they are if you want to. They declare a couple of weeks and they praise the gymnastic team, that garbage that we usually pass. There are two resolutions that we withdrew didn't we, that some questions were raised on two of them? Okay, so these shouldn't be. . .

SENATOR LAMB: Senator Kilgarin.

SENATOR KILGARIN: There was one resolution in there, Mr. President and members, that is not unimportant. It is honoring Jim Hartung and Steve Elliott, Jim Hartung being from South High, for their good work. They are seniors and they are graduating from the University and I would urge you to vote for Senator Wesely's motion and the resolutions.

SENATOR LAMB: Senator Nichol.

SENATOR NICHOL: Mr. Chairman, to get the thing moving can we just have whose names they are congratulating if they are all congratulating somebody? If that is all that they are we ought to at least know their names. Would that be too much to ask?

SENATOR LAMB: Mr. Clerk, can you just briefly summarize the resolutions?

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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).