

March 17, 1981

LR 40
LB 351

Journal for consideration on Select File.

SPEAKER MARVEL: The Chair recognizes Senator Labedz.

SENATOR LABEDZ: I reluctantly call the question.

SPEAKER MARVEL: Okay, the question has been called for. Do I see five hands? All those in favor of ceasing debate vote aye, opposed vote no. Record.

CLERK: 30 ayes, 0 nays on the motion to cease debate, Mr. President.

SPEAKER MARVEL: Senator Wagner, the Chair recognizes you to close.

SENATOR WAGNER: Mr. Speaker, I think we have an unusual situation here and a very fine person to name the building after, so basically what I would just say is we just close on this. Tom is a very unique individual. I doubt if any other Senator here could probably wind up naming a building after him so I just ask for your support and vote for the bill.

SPEAKER MARVEL: Okay, the motion is to advance the bill to E & R for review. All those in favor vote aye, opposed vote no. Have you all voted? Have you all voted? Clerk, record the vote.

CLERK: 31 ayes, 1 nay on the motion to advance the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced.

CLERK: Mr. President, before we adjourn, a series of items to read in.

Senator Wesely wants to print amendments to LB 351.

Miscellaneous Subjects will hold an executive session Thursday at one-thirty.

Senator Hefner would like to be excused all day Wednesday, March 18.

Your committee on Judiciary gives notice of a hearing.

A new resolution, LR 40 by Senators Maresh, Sieck and Warner. (Read. See page 985, Legislative Journal.) That will be laid over.

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LR 40
LB 132, 138, 205

Attorney General's Opinion addressed to Senator Vard Johnson regarding LB 138, one to Senator Hoagland regarding LB 205, and one to Senator DeCamp regarding LB 132. (See pages 1053 through 1060 of the Legislative Journal.)

PRESIDENT: Before we begin the day, we have a rather pleasant task to take care of. If you will notice on your desks you have some Bread of Life sustenance from... made of Nebraska's wheat and this connotes the fact that Governor Thone has proclaimed this as Bake and Take Days, where the wheat producers of Nebraska have joined with wheat producers in surrounding wheat states to sponsor this Bake and Take Days. And we have the pleasure this morning together with the Nebraska Wheat Committee and their representatives to have with us the 1981 Wheat Queen from Senator Tom Vickers' District, Tammy Hoffman from Indianola. Tammy, would you just stand up? Tammy is presenting to you together with the other members of the Wheat Commission....would Sue Smith and Dan McGuire and Mark Kunkee...I think they are over here somewhere along the south side, would you stand and be recognized? Welcome to the Legislature, and we thank the Wheat Commission and Wheat Queen for bestowing upon us this wonderful wheat product this morning so that it can help the Legislature through the day. And I think that Tammy has something special to present to the Clerk if he will finish his task, and get his hands clean. Do you want to make that presentation? Presentation to Patrick O'Donnell. Pat has got an official presentation and now she is going to present me with the same, I think, so we will proceed with....now dispensing with the....Senator Vickers is smiling on with admiration with what comes out of his District. Okay, we will now proceed then with the business for the morning. Proceed with agenda item #4 on resolutions. Although the machine is not operative at this moment, we will commence with the discussion of the resolutions and hopefully we will have it fixed before we take a vote. So we will commence then, Mr. Clerk, with LR 40. Proceed then with LR 40, Mr. Clerk.

CLERK: Mr. President, LR 40 is a resolution offered by Senators Maresh, Sieck and Warner, found on page 985 of the Journal. (Read LR 40.)

SENATOR MARESH: Mr. President and members of the Legislature, this resolution calls attention to Crete's outstanding record. During this past season they won 23 games and lost only...this is the girl's basketball team, won 23 games and lost only 3. Last year they won 17 and lost only 4. I think this is an outstanding record,

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and I think the Legislature should commend them for this wonderful accomplishment. So I move that this resolution be adopted.

PRESIDENT: Any further discussion? I guess hearing none, Senator Maresh, I guess that is the opening and the closing. So the question is the adoption of LR 40. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 30 ayes, 0 nays on adoption of the resolution, Mr. President.

PRESIDENT: The motion carries and LR 40 is adopted. The next resolution is LR 41.

CLERK: Mr. President, LR 41 offered by Senator Carsten. (Read LR 41.) That is found on page 990 of the Journal, Mr. President.

PRESIDENT: Okay, the Chair recognizes Senator Carsten.

SENATOR CARSTEN: Mr. President and members of the Legislature, I move for the adoption of the resolution. Arbor Day has a special significance this year. When tree planter's holiday is celebrated, many Nebraskans will be planting trees with a special goal in mind. That goal is reforestation in Nebraska lands. Governor Thone has initiated the statewide "Plant Two Trees" program with a goal of doubling the number of trees in Nebraska. Its aim is to increase the forested lands from one to two percent of the state and increase the number of street trees in Nebraska communities from a hundred trees per street mile to a recommended two hundred trees per street mile. Because the heart of the Plant Two Trees program is tree planting work carried out by individuals, local organizations and communities, Arbor Day is a perfect time to organize much of the effort. Arbor Day programs can be the highlight of each community, and each community's tree planting activities for the Plant Two Trees program. Nebraska has a proud tree planting heritage, and by observing Arbor Day and planting two trees, Nebraskans can renew our tree planting tradition and make trees a more prominent factor in ensuring The Good Life for future Nebraskans. With that, Mr. President, I can renew my motion for the adoption of the resolution.

PRESIDENT: Any further discussion on LR 41? Senator Carsten, I guess that is the same with opening and closing. Thank you. The question then is the adoption of LR 41. All those in favor vote aye, opposed nay. Have you

LB 48, 62, 98, 172, 179,
226, 239, 266, 299, 304,
332, 342, 343, 344, 360,
453, 454, 506, 545

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SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Pastor Wayne Schroeder of the Calvary Lutheran Church and School, 28th and Franklin, Lincoln, Nebraska.

PASTOR SCHROEDER: Prayer offered.

SPEAKER MARVEL: Have you all recorded your presence? Is everybody here or are there still some missing? While we are waiting for the quorum you might be interested in the fact that our Clerk is hobbling around. The problem is that I was teaching him some dirty plays in basketball and got too vigorous. Record the vote.

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

SPEAKER MARVEL: Do you have some items under item #3?

CLERK: Yes, sir, I do, several in fact. Mr. President, I have a series of reports to read in. Your committee on Public Works whose chairman is Senator Kremer to whom was referred LB 98 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 226 to General File with amendments and LB 344 to General File with amendments, (Signed) Senator Kremer. (See pages 1082-1086 of the Legislative Journal.)

Your committee on Revenue whose chairman is Senator Carsten instructs me to report LB 454 to General File; LB 172 General File with amendments; LB 304 General File with amendments; LB 360 to General File with amendments; LB 506 General File with amendments; LB 48 indefinitely postponed; LB 62 indefinitely postponed; LB 299 indefinitely postponed; LB 332 indefinitely postponed; LB 342 indefinitely postponed; LB 343 indefinitely postponed; LB 453 indefinitely postponed, all signed by Senator Carsten as Chair. (See pages 1086-1089 of the Legislative Journal.)

Mr. President, your committee on Administrative Rules and Regs reports, whose chairman is Senator Vard Johnson, reports LB 266 to General File with amendments.

Your committee on Government reports LB 239 to General File with amendments and LB 545 to General File with amendments, signed Senator Kahle as Chair. (See pages 1089-1093.)

Mr. President, LB 179 is reported correctly engrossed.

Mr. President, LR 40, 41 and 42 are ready for your signature.

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LR 40-42

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and do sign LR 40, LR 41, LR 42.

Subject to the approval of the Legislature and since there are thirteen absent at the moment it will be unfair to proceed with Final Reading first so I would propose to go down to General File. Those who are absent would like to have their bills passed over. I will ask that this is done and if the majority of the Legislature does not want to pass over these, then of course, that is your prerogative. And so if there is no objections we will turn to General File, item #6, and the first bill... Okay, we will pass over LB 298. We are now on item 6. If anybody has any comments why, please let us hear about it. 298 is Vard Johnson's. Senator Hoagland. Just a minute, let's get you turned on first.

SENATOR HOAGLAND: When would you guess we will get to Final Reading? What is your intention with respect to when we will return to Final Reading this morning? Around ten o'clock?

SPEAKER MARVEL: Well first of all we will see what happens with General File. I don't think we can turn to Final Reading when there are thirteen gone.

SENATOR HOAGLAND: Is there any indication as to when they will be here?

SPEAKER MARVEL: No, sir.

SENATOR HOAGLAND: Thank you.

SPEAKER MARVEL: Okay, if there is no objections we will pass over LB 298, that is Vard Johnson's bill; LB 531, that is Senator Labedz's bill. Yes. Senator Chambers.

SENATOR CHAMBERS: I didn't hear when you said you were going to pass over 40. Why is that going to be passed over?

SPEAKER MARVEL: I guess the people who are gone requested it. I said I would ask that it be passed over. There is one item, since you bring up the subject, I would like to call this to your attention and I think what we will need to do is to visit with the chairmen tomorrow, but we do not have a procedure at the moment for handling bills which did not pass and probably they should go to the bottom of the heap. Senator Higgins.

SENATOR HIGGINS: Is LB 40 a priority bill?