

March 18, 1981

LB 17, 157, 334, 355

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: ...Ray F. Daniel, pastor of College View Seventh Day Adventist Church.

PASTOR DANIEL: Prayer offered.

SPEAKER MARVEL: Please record your presence.

CLERK: Mr. President, Senators Pirsch and Hoagland would like to be excused until they arrive; Senators Schmit, Higgins, Kilgarin and Kahle until they arrive; Senators Nichol and Hefner all day.

SPEAKER MARVEL: Record.

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

SPEAKER MARVEL: Item number three.

CLERK: Mr. President, your committee on Appropriations whose chairman is Senator Warner reports LB 157 on General File and LB 334 to General File with amendments, (Signed) Senator Warner. (See pages 987-988 of the Journal.)

Mr. President, I have an Attorney General's opinion addressed to Senator Kilgarin regarding LB 355. (See pages 988-990.)

Mr. President, two new resolutions, LR 41 by Senator Carsten. (Read.) Mr. President, that will be laid over. LR 42 offered by Senator Clark. (Read.) (See pages 990-991 of the Journal.) That will be laid over as well, Mr. President.

Mr. President, finally, Senator Howard Peterson would like to be excused tomorrow and Monday and Tuesday of next week.

SPEAKER MARVEL: Okay are we all ready now? Ready for item number four?

CLERK: Yes, sir.

SPEAKER MARVEL: We are ready for item number four, General File, priority bills.

CLERK: Mr. President, LB 17 was a bill introduced by Senator Jerry Koch and Senator Cal Carsten. (Read.) The bill was first read on January 8 of this year, Mr. President. It was referred to the Revenue Committee for a public hearing. The bill was advanced to General File. I do have committee amendments pending by Senator Carsten's Revenue Committee.

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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

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all voted? Record the vote.

CLERK: 29 ayes, 0 nays on adoption of the resolution, Mr. President.

PRESIDENT: The motion carries. LR 41 is adopted. The next legislative resolution is LR 42. Mr. Clerk, read that.

CLERK: Mr. President, LR 42 by Senator Clark. Found on page 990 and 991 of the Journal. (Read LR 42.)

PRESIDENT: The Chair recognizes Senator Clark.

SENATOR CLARK: Mr. President and members, I would hope you support this resolution. Sidney came down here as a Class B basketball team and I didn't think they had a whole lot of a chance when they came down. They beat Albion. At first I thought that was real good. I knew they couldn't possibly beat Crete, but they did. And then Holdrege came in and they are always tough and they beat Holdrege. I wasn't sure they could ever even do that, but they did it. And I certainly hope you would join me in passing this resolution for their benefit. Thank you.

SPEAKER MARVEL PRESIDING

SPEAKER MARVEL: Senator Hefner.

SENATOR HEFNER: Mr. President and members of the body, I am going to have to rise and support this resolution, Bob. If you remember several weeks ago when we were.... when we had the resolution to honor the Randolph Cardettes, our good friend, Senator Clark, stood up and said, we are taking too much time, we shouldn't do this, but now I see that he has introduced a resolution honoring his Sidney boys' team, and I think this is great, Bob. I think we need to take out a little time and recognize these young people. They have done a terrific job and I urge everybody to support this resolution.

SPEAKER MARVEL: The motion is the adoption of LR 42. All those in favor of that resolution vote aye, opposed vote no. Record the vote.

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

SPEAKER MARVEL: The motion is carried. The resolution

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?