

March 5, 1973

(Start of Belt #4)

all have to do certain things if they decide appointments, so I think my first point would be that "shall" in line 17 be changed to "may" would be the entire necessity and the intent of what the amendment is and what they have spoken to. I would be against the amendment. I think that we have a procedure here that if there is no one that wishes to be on the Housing Authority from within why it is easy enough that they can appoint someone else. That's the reason we have all of this language in there. I really feel that the expertise of a person living within a Housing Authority is very good and it has worked out very well in Lincoln that we should have one on and I would hope that we would leave "shall". But the very least that the amendment would be changed so that the only "shall" to "may" would be changed in 17, if that should prevail.

SPEAKER: Is there any further discussion of the amendment? Senator Barnett.

SENATOR BARNETT: Mr. President, I guess I either want to have Senator Simpson answer this question. Ya, I think I will direct it to Senator Simpson if he would yield.

SPEAKER: Senator Simpson, will you yield?

SENATOR SIMPSON: Ya.

SPEAKER: He yields.

SENATOR BARNETT: Thanks a lot. First of all, don't we have in the city of Lincoln a low income representative on our Housing Authority.

SENATOR SIMPSON: Yes, we do.

SENATOR BARNETT: And this was not done mandatorily, was it?

SENATOR SIMPSON: I'd say it's done illegally.

SENATOR BARNETT: Now why is that?

SENATOR SIMPSON: Because the statute as I read it in the 2nd Section of the bill now states that they are precluded from being on the Authority and this bill allows one to be on the Authority.

SENATOR BARNETT: Allows them or tells them.

SENATOR SIMPSON: Allows in the 2nd Section.

SENATOR BARNETT: What would it do then under Senator...

SENATOR SIMPSON: In Section I, it tells them it shall have one, but Section II says they may.

SENATOR BARNETT: So we would have to change both sections, wouldn't we.

SENATOR SIMPSON: No. No, Senator Schmit's question would not go to the other section. That would only take away the prohibition from one serving if appointed.

SENATOR BARNETT: Well, then, wouldn't you say that it should possibly be the responsibility of the mayor or the council to see that one of these people is put on a Housing Authority rather than us dictating to them and then them having an excuse for why they have to do it.

SENATOR SIMPSON: Well, that's not too bad a reasoning.

SENATOR BARNETT: Thank you.