

April 4, 1973

Now, Mr. Clerk Senator Burbach is now ready for his amendment on LB 452 which is on final reading.

CLERK: Mr. President, we now have the motion to return LB 452 to select file for a specific amendment, signed Senator Burbach.

SENATOR BURBACH: Mr. President and Members of the Legislature. As indicate before, I will submit this amendment which is on the Clerk's desk and which I have a copy of and which we're making copies for the entire membership for (read amendments) These are the three changes which I'm offering to the discussion we held a moment ago so we will have the two people who will be appointed. They'll be subject to the confirmation of the Legislature in both instances and in both instances they shall have a four year term of office commencing in July 1 of 1973 and I move for the--to bring back, return 452.

SPEAKER: Senator Duis.

SENATOR DUIS: I must ask Senator Burbach a question if I might, please.

SPEAKER: Senator Burbach.

SENATOR DUIS: Do both of these directors serve at the pleasure of the commission? May the commission dismiss them?

SENATOR BURBACH: Subject to confirmation by the Legislature, a four year term. Well, I suppose if they've appointed--

SENATOR DUIS: Well now we're supposing again and I want something permanently in the record here because I would hesitate having somebody appointed by four years that is given an ultimatum that they're going to do such and so or else. I think the commission needs to be in--to have the right to dismiss.

SENATOR BURBACH: Sir, that is in 452, this is not altering--

SENATOR DUIS: --will it, will it be read to us--will you please read this into the record then.

SENATOR BURBACH: As soon as we find it, sir we will.

SENATOR DUIS: This--these men are going to be appointed by four years and we need to know perm--we need to know in this record who is going to have the right of dismissal.

SENATOR BURBACH: The director of the service, governmental services, may be removed by the commission for inefficiency, neglect of duty or misconduct in office but only after delivery to him a copy of the charges and affording him an opportunity to be publicly heard in person or by counsel in his own defense and upon not less than 10 days notice. Such hearing shall be held before the commission. When the director is removed the commission shall file in the office of the Secretary of State a complete statement of all charges made against the director and the findings thereon together with a complete record of the proceedings.

SENATOR DUIS: Now, how about the director of computer services?

(End of Belt #3)