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April 18, 1973

NOON

SPEAKER: Have you all indicated your presence? Clerk will record.

CLERK: Quorum present, Mr. President.

SPEAKER: The Clerk advises me that there are at least several motions to return bills from Final Reading to Select File. However, I believe that we should follow our order and take them as they come. The first bill that I have here, there are some committee reports. Clerk will read.

CLERK: Reads reports.

SPEAKER: While the Legislature is in session and capable of transacting business, I'm about to sign and do sign the following bills: LB 22, 73, 290, 319, 319A, 332, 408, 415, 455, 482, 492, 498, 501, and 546. Anything further on the Clerk's desk?

CLERK: Yes. Reads reports.

SPEAKER: First bill I have here is LB 36. Clerk will read. We are on Final Reading.

CLERK: Reads bill.

SPEAKER: Is that the entire bill, Mr. Clerk? All provisions of law relative to procedure having been complied with, the question is, shall the bill pass? All those in favor vote aye, those opposed vote no. Have you all voted? Clerk will record.

CLERK: Reads vote. 34 ayes, 1 nay, 14 not voting.

SPEAKER: Bill is passed. Clerk will read LB 180.

CLERK: Mr. President, I move to return LB 180 to Select File for a specific amendment. Signed, Senator Barnett.

SPEAKER: Senator Barnett.

SENATOR BARNETT: Mr. President, members of the Legislature, I had passed around and put on your desk an amendment with regards to LB 180. Regardless of what some of you might think I'm not trying to protect the Fire Marshall's office, I'm not trying to defend them at all. I hope that you realize that this is done with the purpose of trying to make it so that the regulations can cover the things that were omitted, according to the Attorney General's office. According to the Attorney General's office, Fire Marshall's office has no authority to promulgate rules and regulations with regards to nursing homes, jails or homes for the aged and infirmed. I don't believe that this body wants these type of institutions or whatever you want to call them going uninspected. Now to be honest with you, in the event of nursing homes...

SPEAKER: Pull the plug. Sorry for the interruption, Senator, continue right on.

SENATOR BARNETT: That's all right, I can--where was I? Somebody get a stick up there in the event that happens again. To continue on with where I was, I think that to be honest with you as far as nursing homes are concerned, if a nursing home comes under the heading of Medicare or Medicaid, they will be inspected, they will be inspected using 101--Life Safety Code 101 regardless of whether you get rid of it out of the statutes or not. I've got a letter here from Kansas City, Department of HEW and it is from a Mr. Richard Arnett--A-R-N-E-T--the program officer to take