

section 3, which set forth a procedure on appeal to the district court which was new matter in this bill, which says that when a conviction is affirmed the sentence imposed by the trial court shall be modified only upon a finding by the district court that the sentence was contrary to law, or that there was an abusive discretion by the trial courts. This particular new matter when reviewed by Mr. Dunlevy and by the District Judges who would have to conduct this review, they felt that this was going a little bit too far in restricting the district court upon such review and that they asked that this particular new matter not be placed in this procedure at this time. The rest of the procedure was felt to be very necessary so the district judges did not oppose the rest of it but did ask that we withdraw that particular a section. Mr. Dunlevy concurred and prepared the amendment for me, and I'm a...a...herewith introduced it, with that understanding it.

PRESIDENT: Any discussion of the Luedtke amendment? If not those in favor say aye, those opposed no. The amendment is adopted. Senator Luedtke.

SENATOR LUEDTKE: Mr. President, I move that LB733 as amended be, I ask unanimous consent to...I'm not used to this new procedure Senator Carpenter, I ask unanimous consent to that LB733 be advanced to E & R for Review as amended.

PRESIDENT: All those...are there objections? I see none, the bill is advanced. Next bill is LB354. Senator Carpenter.

SENATOR CARPENTER: I ask that it be passed over.

PRESIDENT: We pass over 354. That means that we are up to LB972.

SENATOR KELLY : Mr. Chairman, members, 972 extends slightly the duties of the Welfare Director.

PRESIDENT: Senator Kelly, just a moment. We will have the Clerk read the title.

CLERK: I think that he was...are you going to lay it over?

PRESIDENT: Are you going to lay it over Senator Kelly?

SENATOR KELLY: No, I do not see anything that would not allow us to go ahead.

PRESIDENT: OK, then we should read the title of the bill first.

CLERK: Read LB972.

PRESIDENT: Senator Carpenter.

SENATOR CARPENTER: Mr. President, I move the adoption of the amendments. What this does, this amendment is acceptable to the State Welfare Department, and as a matter of fact it was written by them for me. What it says is that the Department of Public Welfare shall make provision for state wide child care services. Whatever state expenditures may be matched with at least 75% of federal funds. That means that in no case can this become effective unless there are federal funds available to at least 75% put up by the federal government and 25 by the state. Such additional services shall be provided