

April 4, 1975

PRESIDENT: Motion is out of order. We have an appeal from the ruling of the Chair, Senator Marsh and I think that has to be disposed of first. Chair recognizes Senator Luedtke.

SENATOR LUEDTKE: Maybe...

PRESIDENT: Please discuss the point of order regarding the appeal.

SENATOR LUEDTKE: On the point of order which goes to this whole matter of the fiscal note, I rise to ask if Senator Marvel would yield to a question that might answer this whole thing for us. Senator Marvel, is your committee, is the Appropriations Committee done anything about the budget for and prepared or studied and prepared the budget for probation officers in the state of Nebraska?

SENATOR MARVEL: We had a meeting with Mr. Garrison not entirely satisfactory meeting, but we had a meeting with him and we had added probation officers, tentatively subject to the approval of the Legislature to the budget. Therefore once that budget is approved that would take care of the fiscal impact, therefore the budget has not been approved as of yet. Does that answer your question?

SENATOR LUEDTKE: My further question, I would just like to get clarification, if we pass that budget, your budget would already provide for those additional officers and it would be absorbed in your budget recommendation. WE would have no need for any additional A bills and that is why the probably an additional fiscal note was provided, is that right?

SENATOR MARVEL: No, I think that in answer to the first part of your question, if our recommendations are approved and 542 calls for somplace between for up to six probation officers that would be taken care of in our recommendations the second part of your question....

PRESIDENT: The chair is going to interrupt this is going beyond the point of the appeal. We'll get back to this but I think to the interest in time we must stick to the point of order raised by Senator Kelly.

SENATOR MARVEL: No, no, Mr. President, I beg to differ with you. I think that this speaks directly too the heart....

PRESIDENT: You have the floor to answer questions Senator Marvel.

SENATOR MARVEL: OK, that is what I am trying to do, and the bottom part of this fiscal note which I guess by now the Clerk has, but we do not have, states that DAS stated that the fiscal impact could not be determined. A DAS relly has nothing to do with the approval of our particular budget recommendations, and DAS was not involved in this. That is the point that I was trying to finish.