

March 5, 1976

CLERK: 25 ayes, 3 nays on the original motion.

PRESIDENT: The motion carries. The bill is advanced.

CLERK: Mr. President, Senator Rasmussen asks unanimous consent to print amendments in the Legislative Journal to LB 779.

PRESIDENT: LB 750.

CLERK: Read title to LB 750.

PRESIDENT: Senator DeCamp.

SENATOR DeCAMP: Mr. President, I was not there when the bill was presented so what I'll do is read the information on the bill. It's another technical correction. It's a Judiciary Committee bill. The intent of LB 750 is to eliminate the administrative problem of issuing a check to cover expenses pursuant to a subpoena at the time the subpoena is served. Present law permits each witness subpoenaed to ask for fees incurred at the time the subpoena is delivered by the sheriff. The bill would eliminate a burden now placed upon state agencies. State agencies do not, . . . Most state agencies do not have a cash fund or any other available method of paying the witness at the time the subpoena is served. So it's correcting that minor problem.

I move the bill be advanced.

PRESIDENT: Senator Barnett.

SENATOR BARNETT: If there's any question, some state agencies have been paying for subpoena's for their employees to attend a hearing or whatever in the event of a subpoena. Paul Quinlan, Director of the Real Estate Commission, stated that this would set it up so that they could at least attend and then receive their money after they've attended these meetings.

PRESIDENT: The question is shall the bill be advanced. Record your vote. Record.

CLERK: 26 ayes, 1 nay.

PRESIDENT: The bill is advanced. LB 899.

CLERK: Read title to LB 899.

PRESIDENT: Senator Murphy or Duis, which? Senator Murphy.

SENATOR MURPHY: I would prefer Senator Duis handle it. The Committee amendment is a clarification of the bill anyhow of Senator Duis' bill. I'd just as soon he took the whole thing. Thank you.

PRESIDENT: Senator Duis.