

March 25, 1976

SENATOR BURROWS: This is a negotiated settlement. Now what we are doing... You might put it in a different context. We're buying for Southeast Tech, for maybe \$50,000 if we use that figure, probably a \$1 million facility. Is that not a good investment of the taxpayers money? If the University would refuse to transfer the foundation because of this \$50,000 which I assume that you might be correct, it might make no difference in the transaction which would fine. But isn't such a good buy.... Wouldn't it be careless and foolish to risk such a good buy over \$50,000 with the total amount of assets involved in this transaction.

SENATOR CAVANAUGH: OK, thank you Senator Burrows. Senator Burrows knows, and I know, and you all know that we're not going to risk a loss of this transaction. There are not any great stampede of people rushing to the doors of the University of Nebraska Foundation to buy Pershing College. In fact, there is no one else to buy Pershing College. Pershing College is a white elephant that they're unloading. It just seems to me that you add insult to injury when you unload it and then charge the people who you're unloading it on for a year of cost and expenses that they did not have any right to use the property for. Now that is just a ridiculous proposition. It should have never been proposed, it should have never been acquiesced in by anyone representing the interests of the taxpayers of southeast Nebraska. It certainly shouldn't be acquiesced in this Legislature. We've got no obligation to be benefactors to the University of Nebraska Foundation. They run their own operation, their own shop. They incurred this obligation, they incurred these debts and we've got no right or responsibility to bail them out. They wanted that facility, they wanted the use of that facility. They've had it, they've had the use of it and there's no reason for the taxpayers of southeast Nebraska, who have not had it or had the use of it, to pay for it. I urge the adoption of this amendment.

PRESIDENT: Senator Koch, Senator Cavanaugh was closing. Senator Bereuter, he was closing. Senator Marvel he was.... For what purpose do you arise, Senator Marvel?

SENATOR MARVEL: I would like to raise a point of order in regard to this particular resolution.

PRESIDENT: What is the point?

SENATOR MARVEL: The point is that it appears to me that we are debating and discussing appropriations which would bind this Legislature to a certain project. I do not think this can be done in a resolution so I raise the point.

PRESIDENT: Can I see the resolution. The Chair sustains the point of order. The Chair sustains the point of order, Senator Marvel, to the extent that the resolution says that the property ... that there shall be reimbursement to the University. That's mandatory language. It is the Chair's position that cannot be included. Recommendations can be made, but not mandatory language. So the point of order is sustained. Senator Lewis, for what purpose do you arise?