

February 7, 1977

LB 146, 117, 17

SENATOR CULLAN: No. We can dispose of that following the advancement of 146, then.

PRESIDENT: Okay. The question is, shall 146 be advanced? All in favor say aye. Contrary say nay. The bill is advanced. Now, 117.

SENATOR CULLAN: Mr. Chairman and members of the Legislature, I would move that LB 117 be advanced to E & R for engrossment.

PRESIDENT: Discussion. All in favor say aye. Contrary say nay. The bill is advanced. Senator Barnett. We have adopted the E & R amendments to LB 17 and there is a motion to advance the bill.

SENATOR BARNETT: Mr. President, we have got some question as to LB 17 and one part of it. I'd just as soon we'd just bracket it for the day and take it up tomorrow. We will just lay it over for one day, if that is all right.

PRESIDENT: Is there an objection? There has been a request for unanimous consent that the motion to advance LE 17 as amended be held over until tomorrow. Seeing no objection, it is so ordered. Senator Duis.

SENATOR DUIS: Prior to that, would it be possible for them to give an explanation of why.

PRESIDENT: If you would care to give an explanation now?

SENATOR BARNETT: I would be glad to. There is a question raised by Senator Dworak this morning and the introducer of the bill and myself are working with counsel right now on the issue. What we have in the restitution, we have a problem where it might be understood by the judge that they could make restitution for a check while being sentenced at the rate of say, 30 or 40 cents a day, or 50 cents a day and that is all they are going to receive and we don't want that to happen. So if they are in the men drawing their per diem and they are using it up on restitution, we don't feel that that is proper. We are going to try to make it so that they can receive one or the other.

PRESIDENT: Now we don't want to discuss any amendment because nothing is before the floor but that is an explanation. Do you wish to be recognized, Senator Dworak? All right. That completes Select File. Committee on Committees report. Senator John Savage.

CLERK: Mr. President, this report is found in the Legislative Journal on Page 363.

PRESIDENT: Senator Savage, do you wish to be heard? We will take this up after we reconvene. We will now be at ease for the purpose of the conduct of caucuses by Congressional Districts to select members of the Political Accountability and Disclosure Committee. This provides for three districts. Mr. Speaker, do you have any plans on where to caucus or do you want the Chair to do it?

SPEAKER LUEDTKE: Mr. President, why don't we just arbitrarily pick a place for the First District back in this corner,