

February 20, 1978

LB 407, 574 A, 655, 659,
661, 670, 673, 807

that would be okay with him. At least let them get together today and bring back the issue and I'd like to second Senator Kremer's motion if he would try to get the Committee members together today and bring this issue back in the morning because it is very important now when we're discussing legislation that has to come to the floor and it has been killed and we do reconsider it in Committee and I would like to support his motion on that basis.

PRESIDENT: Senator Chambers, you raised a point of order. The Chair discussed it and in terms where I was about to overrule your point because I couldn't find a rule to sustain you, but now it has changed direction so that there is now a motion so I'm going to overrule your point of order and that takes care of your matter. Senator Kremer has a motion to refer this entire matter to the Rules Committee. Are you ready for that vote? Record your vote. Record.

CLERK: 28 ayes, 0 nays on Senator Kremer's motion, Mr. President.

PRESIDENT: Motion carries.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports that we have carefully examined and engrossed LB 655 and find the same correctly engrossed. 659 correctly engrossed, 661 correctly engrossed, 670 correctly engrossed, 673 correctly engrossed, 807 correctly engrossed. Mr. President, Senator Ed Dvorak asks to be excused Friday, February 24, all day.

PRESIDENT: 574 A.

SPEAKER LUEDTKE: Mr. President, this is just a replace. I move that LB 574 A be advanced to E & R for Engrossment.

PRESIDENT: You have heard the motion. All in favor say aye. Contrary say nay. The bill is advanced. We now go to General File. LB 407.

CLERK: Mr. President, LB 407 was last considered by the body on February 16, 1978. The Committee amendments as offered by Senator Keyes' Revenue Committee were defeated and a motion offered by Senator Maxey was adopted. A motion offered by Senator Labedz was adopted. Second amendments offered by Senator Labedz were adopted and a motion offered by Senator Carsten was adopted. I now have pending, Mr. President, a second motion offered by Senator Carsten. The amendment can be found on page 529 of the Legislative Journal. (Read Carsten amendment.)

PRESIDENT: Senator Carsten.

SENATOR CARSTEN: Mr. President, and members of the Legislature, I move for the adoption of the amendment. This amendment, Mr. President, and members, only does in statute what has been done for some time, recognizing that a trust is full authority over the occupancy of premises and has the full rights of a Homestead Exemption. This has been done for some time but as of last October, the Attorney General ruled that the construction of the law required that the occupant must be the record title owner. The adoption of this amendment, therefore, would not create any additional Fiscal impact but would only restore that which thought to be the law for many years. It is really a technical amendment, but does give a trusteeship and it does no way take away the criteria for the eligibility for Homestead Exemption in any way. I would move for the adoption of the amendment, Mr. President.

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