

Transcript Prepared By the Clerk of the Legislature  
Transcriber's Office

Floor Debate  
January 04, 2007

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PRESIDENT SHEEHY PRESIDING []

PRESIDENT SHEEHY: Good morning. Welcome to the George W. Norris Legislative Chamber for the second day of the One Hundredth Legislature, First Session. Our chaplain today is Senator Engel. Would you all please rise. []

SENATOR ENGEL: (Prayer offered.) []

PRESIDENT SHEEHY: Thank you, Senator Engel. I call the second day of the Legislature to order. Senators, please record your presence. Roll call. Please record, Mr. Clerk. []

CLERK: I have a quorum present, Mr. President. []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. Do you have any corrections for the Journal? []

CLERK: I have no corrections, Mr. President. []

PRESIDENT SHEEHY: Senator Hudkins, you are recognized for a motion. []

SENATOR HUDKINS: Thank you, Mr. President and members of the body. I move that the rules, as now in our possession, be adopted until such time as the permanent rules are adopted pursuant to Rule 2, Section 1; provided that the temporary rules shall not continue after the tenth legislative day. []

PRESIDENT SHEEHY: Thank you, Senator Hudkins. The question before you is the motion to adopt temporary rules. All those in favor say aye. Opposed say nay. The motion is adopted. Mr. Speaker, do you have any messages, reports, or announcements? Mr. Clerk. []

CLERK: Mr. President, I do, thank you. A series of appointment letters have been received since the sine die adjournment of the Ninety-Ninth Legislature, Mr. President. A series of appointments from the Governor. First of all, appointments to the Nebraska Information Technology Commission, the Motor Vehicle Industry Licensing Board, the Commission for the Deaf and Hard of Hearing, Crime Victim's Reparations Committee, the Board of Trustees of the Nebraska State Colleges, the Nebraska Environmental Quality Council, the Nebraska Investment Council, the Nebraska Board of Parole, the

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Nebraska Ethanol Board, the Coordinating Commission for Postsecondary Education, the State Personnel Board, the Rural Health Advisory Commission, the Educational Telecommunications Commission, the Community Corrections Council, the Rural Health Advisory Commission, the State Emergency Response Commission, the Nebraska Arts Council, the State Tax Commissioner, and an appointment to the Nebraska Investment Council, to the Board of Emergency Medical Services. All of those will be referred to Reference who will in turn refer them to the standing committees for confirmation hearings. (Legislative Journal pages 23-34.) []

I have also received during the interim period, Mr. President, a series of Attorney General's Opinions, one addressed to Senator Stuthman, a second to Senator Janssen, a third opinion to Senator Mines, a fourth opinion to Senator Mines. Those will all be inserted in the Legislative Journal, as well. (Legislative Journal pages 34-49.) []

A series of reports have been filed with the Clerk's Office, available for member review and on file in the Clerk's Office. Reports are from the following agencies: the Department of Administrative Services, the Department of Agriculture, the Arts Council, the Auditor of Public Accounts, the Broadband Services Task Force, the Coordinating Commission for Postsecondary Education, the Department of Correctional Services, the Department of Economic Development, the Department of Education, the Department of Environmental Quality, the Ethanol Board, the State Fire Marshal, the Legislative Fiscal Office, the Game and Parks Commission, the Greenbelt Advisory Committee, the Health and Human Services System, Information Technology Commission, the Nebraska Investment Council, the Nebraska Investment Finance Authority, the Department of Labor, Legislative Research Division, the Department of Motor Vehicles, the Department of Natural Resources, Legislative Performance Audit, Power Review Board, the Public Service Commission, Public Employees Retirement Systems, Department of Revenue, the Department of Roads, the Secretary of State, the State Fair Board, the Nebraska Supreme Court, the State Treasurer, and the University of Nebraska. Those reports are all on file in the Clerk's Office and available for individual member review. (Legislative Journal pages 49-54.) []

Mr. President, pursuant to statutory provisions, the University of Nebraska is requesting bond authority for exercising some issuance of bonds for window replacement in certain dormitory facilities. That matter will be referred to the Reference Committee for a referral to the appropriate standing committee for their consideration. (Legislative Journal page 55.) []

Mr. President, I have a report, as required by statute, from the Governor regarding the prison Overcrowding Act. That report is on file and available for member review. (Legislative Journal page 55.) []

Mr. President, a communication regarding the impeachment resolution of LR449 and

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subsequent proceedings held before the Nebraska Supreme Court. The acknowledgment of that action will be inserted in the Legislative Journal. (Legislative Journal page 56.) []

I have also received during the interim period a series of communications from the state of Louisiana, specifically the Senate; the state of California; and the state of Louisiana, all proposing resolutions, again available for member review and on file in the Clerk's Office. (Committee on Committees Preliminary Report offered by Senator Pedersen.) (Legislative Journal pages 56-58.) []

Mr. President, two announcements. The first is that freshmen members, please be advised that at 10:30 a.m. in the Senate Lounge will be the drawing for office space, so we're asking all the freshmen members to report to the Senate Lounge at 10:30 a.m. for purposes of the draw for office assignments. Senator Louden would like to hold a meeting of the Natural Resources Committee at 10:15 a.m. in Room 2022; that's Natural Resources at 10:15 a.m. in Room 2022. And that's all that I have at this time, Mr. President. []

PRESIDENT SHEEHY: Thank you, Mr. Clerk. We will now proceed to the introduction of new bills. Mr. Clerk. []

CLERK: Mr. President, on new bills. (Read LB1-25 by title for the first time, Legislative Journal pages 58-62.) [LB1 LB2 LB3 LB4 LB5 LB6 LB7 LB8 LB9 LB10 LB11 LB12 LB13 LB14 LB15 LB16 LB17 LB18 LB19 LB20 LB21 LB22 LB23 LB24 LB25]

PRESIDENT SHEEHY: (Doctor of the day introduced.) []

SENATOR JOHNSON: (Microphone malfunction)...that a series of committees be appointed to escort the various state and constitutional officers for the purpose of administering their oath of office. []

PRESIDENT SHEEHY: Thank you, Senator Johnson. The question is the adoption of the motion to appoint escort committees for the state officers for inauguration purposes this afternoon. All those in favor say aye. Opposed say nay. The motion is adopted. []

CLERK: I have new bills. []

PRESIDENT SHEEHY: Mr. Clerk, do you have additional introduction of new bills? []

CLERK: I do, Mr. President. (Read LB26-42 by title for the first time, Legislative Journal pages 63-65.) [LB26 LB27 LB28 LB29 LB30 LB31 LB32 LB33 LB34 LB35 LB36 LB37 LB38 LB39 LB40 LB41 LB42]

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Mr. President, my announcements. The Health and Human Services Committee will meet at 11:30 a.m. in Room 2022 today; that's Health and Human Services, 11:30 a.m. And the Transportation Committee will meet under the north balcony at 11:00 a.m.; Transportation, 11:00 a.m., north balcony.

SENATOR JANSSEN PRESIDING

SENATOR JANSSEN: Thank you, Mr. Clerk. Mr. Clerk, items. []

CLERK: Mr. President, new bills. (Read LB43-53 by title for the first time, Legislative Journal pages 65-67.) [LB43 LB44 LB45 LB46 LB47 LB48 LB49 LB50 LB51 LB52 LB53]

Mr. President, three new constitutional amendments. Senator Preister would offer LR1CA. It proposes adding an amendment to Article III, Section 7, of the Nebraska Constitution. LR2 offered by Senator Rogert. It's a bill for an act...I'm sorry, it's a resolution calling for an amendment to Article VIII, Section 12, of the Nebraska Constitution. And LR3CA by Senator Friend. It's a constitutional amendment proposed to Articles III, Sections 1, 5, 6, 7, 10, 11, 12, 13, 14, 17, 22, and 27, and Article IV, Sections 1, 4, 7, 10, 12, 16, and 28. (Legislative Journal pages 67-77.) [LR1CA LR2CA LR3CA]

A reminder, Mr. President, that the Committee on Committees will meet at 11:30 a.m. in the same room they were in yesterday; Committee on Committees at 11:30 a.m.

SENATOR JANSSEN: Thank you, Mr. Clerk. Items for the record, Mr. Clerk. []

CLERK: Mr. President, I have three new bills, Mr. Speaker. (Read LB54-56 by title for the first time, Legislative Journal pages 77-78.) [LB54 LB55 LB56]

One announcement, Mr. President. Senator Fischer would announce as Chair of the Transportation Committee that Senator Stuthman has been selected as Vice Chair. That's all that I have.

SENATOR JANSSEN: Thank you, Mr. Clerk. The Chair recognizes Speaker Flood. []

SPEAKER FLOOD: Mr. President and members, just to give you a little update on where we're at today, after adjournment this morning we will be returning at 1:30 this afternoon. We have a number of different inauguration ceremonies with families of elected officials that will be here. We would ask that senators check in as promptly as possible after 1:30 this afternoon so that we can have...many of you are on different escort committees, so that we may arrange those escort committees and make this work in an orderly fashion. So, again, I would ask that senators check in as soon as

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possible after 1:30 p.m. It will be a busy afternoon and we will need as many of you here as possible so that we can arrange the escort committees. If you do not intend to be here this afternoon, please see myself or Mr. Clerk. Thank you, Mr. President. []

SENATOR JANSSEN: Thank you, Mr. Speaker. The Chair recognizes Speaker Flood. []

SPEAKER FLOOD: Thank you, Mr. President. I move that we recess until 1:30 p.m. this afternoon. []

SENATOR JANSSEN: You've heard the motion. All those in favor of recessing until 1:30 this afternoon, say aye. We are recessed. []

RECESS

SPEAKER FLOOD PRESIDING []

SPEAKER FLOOD: Good afternoon. Welcome to the George W. Norris Legislative Chamber for this afternoon's proceedings. Will the members please check in. Mr. Clerk, please record.

CLERK: Mr. President, I have a quorum present. []

SPEAKER FLOOD: Mr. Clerk, do you have any messages, reports, or announcements? []

CLERK: I have no...neither messages, reports, nor announcements at this time, Mr. President. []

SPEAKER FLOOD: That being the case, it gives the One Hundredth Legislature great pleasure to introduce Nebraskans to some newly elected members, constitutional officers, and welcome the families of our newly elected constitutional officers to the Legislative Chamber. We'd especially like to thank our friends at the Nebraska Secretary of State's Office, the Nebraska National Guard, Chief Justice Mike Heavican, and of course the hard work done by the Clerk's Office of the Nebraska Legislature in making today possible. On behalf of all of us in the One Hundredth Legislature, we'd like to extend a warm welcome to our friends and visitors today. Would the committee to escort the family of the Lieutenant Governor retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting Lieutenant Governor's wife Connie and family. []

SPEAKER FLOOD: Please be seated. Would the committee to escort the family of the

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Governor retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting First Lady Sally Ganem and family. []

SPEAKER FLOOD: We will now have the Presentation of the Colors from the Nebraska Army and Air National Guard. Please rise. []

PRESENTATION OF COLORS []

SPEAKER FLOOD: Please be seated. Will the Escort Committee to escort the members and members-elect of the Board of Regents retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting members and members-elect of the Board of Regents: Chuck Hassebrook, Bob Whitehouse, Jim McClurg, Bob Phares. []

SPEAKER FLOOD: Please be seated. Will the Escort Committee to escort the members and members-elect of the State Board of Education retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting the members and members-elect of the State Board of Education: Patricia Timm, Fred Meyer, Kandy Imes, Joseph Higgins. []

SPEAKER FLOOD: Please be seated. Would the Escort Committee to escort members and members-elect of the Public Service Commission retire to the back of the Chamber. Senator Cornett, would you retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting member-elect of the Public Service Commission, Tim Schram. []

SPEAKER FLOOD: Please be seated. Would the Escort Committee to escort the Attorney General retire to the back of the Chamber. In lieu of Senator Hudkins' absence at this time, the Chair would ask Senator White to assist the Attorney General in the Escort Committee. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting the Attorney General, Jon Bruning. []

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SPEAKER FLOOD: Please be seated. Would the committee to escort the State Auditor-elect retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting State Auditor-elect Mike Foley. []

SPEAKER FLOOD: Please be seated. Would the committee to escort the State Treasurer-elect retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting State Treasurer-elect Shane Osborn. []

SPEAKER FLOOD: Please be seated. Would the committee to escort the members of the Nebraska Supreme Court retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting members of the Supreme Court: Chief Justice Michael Heavican, Kenneth Stephan, Michael McCormack, William Connolly, John Gerrard, Lindsey Miller-Lerman, John Wright. []

SPEAKER FLOOD: Please be seated. Would the committee to escort the Secretary of State retire to the back of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting Secretary of State John Gale. []

SPEAKER FLOOD: Please be seated. Would the committee to escort the Lieutenant Governor retire to the rear of the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting the Lieutenant Governor, Rick Sheehy. []

SPEAKER FLOOD: Please be seated. Will the Escort Committee please retire to the rear of the Chamber to escort the Governor of Nebraska into the Chamber. The Chair recognizes the Sergeant at Arms. []

SERGEANT AT ARMS: Mr. Speaker, your committee now escorting the Governor of the great state of Nebraska, Dave Heineman. []

SPEAKER FLOOD: Please be seated. At this time we will proceed to the swearing-in

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ceremonies. I'd like to recognize the Chief Justice of the Nebraska Supreme Court, the Honorable Michael Heavican. As I announce the individual positions that we'll be swearing in, we'd ask the members of the Board of Regents to step in front of the podium at this time to accept their oath. []

CHIEF JUSTICE HEAVICAN: Board of Regents: Chuck Hassebrook, Bob Whitehouse, Jim McClurg, Bob Phares, and Randy Ferlic, please raise your right hands. (Oath of office administered to the newly elected members of the Board of Regents.) []

SPEAKER FLOOD: Members and members-elect of the Nebraska Board of Education. []

CHIEF JUSTICE HEAVICAN: Would each of you please raise your right hand: Patricia Timm, Fred Meyer, Kandy Imes, and Joseph Higgins. (Oath of office administered to the newly elected members of the State Board of Education.) []

SPEAKER FLOOD: Commissioner-elect Schram of the Public Service Commission. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected member of the Public Service Commission.) []

SPEAKER FLOOD: Attorney General Jon Bruning. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected Attorney General.) []

SPEAKER FLOOD: State Auditor-elect Mike Foley. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected State Auditor.) []

SPEAKER FLOOD: State Treasurer-elect Shane Osborn. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected State Treasurer.) []

SPEAKER FLOOD: Secretary of State John Gale. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected Secretary of State.) []

SPEAKER FLOOD: Lieutenant Governor Rick Sheehy. []

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CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected Lieutenant Governor.) []

SPEAKER FLOOD: Members of the Nebraska Supreme Court. []

CHIEF JUSTICE HEAVICAN: (Oath of office administered to the newly elected Supreme Court Justices.) []

PRESIDENT SHEEHY PRESIDING []

PRESIDENT SHEEHY: Governor Heineman, would you come forth to receive your oath of office. Chief Justice Heavican, would you administer the oath of office of Governor to Governor Heineman. []

CHIEF JUSTICE HEAVICAN: I will do that. Governor, would you raise your right hand, please. (Oath of office administered to the newly elected Governor.) []

PRESIDENT SHEEHY: Ladies and gentlemen, the Governor of the great state of Nebraska, Governor Dave Heineman. (Applause) []

GOVERNOR HEINEMAN: Thank you. Mr. President, Mr. Speaker, Mr. Chief Justice, members of the One Hundredth Legislature, tribal leaders and other distinguished guests, friends and fellow Nebraskans, I am honored and pleased to have this opportunity to continue as the 39th governor of this great state. The experiences of the past year have provided me renewed energy and optimism about what lies ahead for Nebraska. I want to first congratulate my fellow constitutional officers and the newly installed members of the Nebraska Legislature. As I'm sure you have already experienced, it is both an awesome responsibility and an incredible opportunity to be able to serve the people of this state. A remarkable trust has been placed in our hands, and I have great confidence in the passion and abilities of everyone in this Chamber to make the best interests of Nebraska their first priority. I have tremendous respect for the members of this body and I pledge to continue building on the good relationships that we've already begun, whether that relationship began years ago in the halls of this historic building or in the hours that followed last fall's election. While we are here today to discuss some of the important issues that lie ahead for our state, I would be remiss if I did not call attention to the very serious and immediate challenges facing many Nebraskans. The effects of the New Year's storm have left thousands of our fellow citizens without power. I want to assure every Nebraskan that we are putting all of our available resources to work, and while there are difficult days and weeks ahead as Nebraskans work to rebuild what was lost, I have confidence in the people of this state and I know that we will get through this challenge. Early on as Governor, I said that I had faith that Nebraskans would reward good performance, so I am grateful for the opportunity to stand before Nebraskans today to say thank you for the confidence that's

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been placed in me. I pledge to the people of this state that I will continue to work as hard in the years to come as I have the first two years I've spent as your Governor. There's no doubt there are exceptional opportunities on the horizon for Nebraska. But we are also at a crossroads. We are faced with a future of limited resources, as well as the accompanying reality that state government cannot be all things to all people. The days when state government could provide funding for every project are in the past. Yet I will argue that we have extraordinary potential when it comes to making strategic investments that will move Nebraska forward and make our communities even stronger. I believe in the people of this state, and I believe in each of you in this Chamber. I believe we have an incredible opportunity to make changes that will make this state an even better place to live, to work, and to raise a family in the years to come. I believe strongly in education and economic development. Our state provides an excellent education to students of all ages. The reality, however, is that we can no longer afford to ignore that many young people are leaving our state to begin their careers in other states and other countries. This is a reality that we must change. Creating dynamic, twenty-first century jobs for our sons and our daughters must be part of our vision for the future; more than that, it must be a priority. That is why I believe so strongly that education and Nebraska's continued economic vitality go hand in hand. My hope is that we can make these pillars of our state even stronger in the future. To do that we need to come together as educators, as business leaders, as employees and, perhaps most importantly, as parents to ensure that we create opportunities for our young people to remain in Nebraska and to be part of our great future. A sustained focus on job creation and making Nebraska a competitive place for new business development is key to turning the tide and making our state an attractive place for young families. The need to create a twenty-first century business climate is a call to action for every Nebraskan. However, the challenge for us, as their representatives, lies in finding ways to control government spending while providing real and broad-based tax reform in the years ahead. In that regard, I want share with you today that I am committed to pursuing policy decisions that will help confront the challenges facing both us and the citizens of this state. As every Nebraskan can attest, over the past two decades Nebraska has become a high-tax state. I believe that we are at a crossroads and there are two very clear paths. We can act now and grow our state to meet the demands of the future, or we can do nothing, change nothing, and watch the slow decline of a great state. Nebraska can't afford the status quo. I believe that together we have a unique opportunity to make changes that will help create the real and sustained growth that is needed to ensure that our sons and daughters can remain here in our state. We all want them to be part of Nebraska's future, and we are in a position to do something about it. This opportunity is the result of a truly unique set of circumstances that brought the members of this body together. The One Hundredth Legislature is made up of senators who have experience and a fresh perspective. The fact that a class of 22 senators is beginning its first session together is an opportunity we should not waste. I've had several opportunities to meet with this year's class of new lawmakers, as well as our returning senators, and I know each of you brings a wealth of talent and ideas to

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address the challenges ahead, from taxes and spending, to education, to water, and restructuring of government. We need to confront these challenges and those that await us over the next four years head-on. In one week we will begin the discussion of Nebraska's future when I deliver the State of the State Address. That discussion will center on providing real tax relief for our citizens and moving us towards a lower tax burden through the reform of our income tax system and providing tax relief aimed at middle-class Nebraskans. Yet I also know that there is a need for our state to have an open, honest discussion about property taxes. Ladies and gentlemen, our efforts at the state level to address local property taxes are a tax shift, not a tax cut, and each one increases state spending. We should acknowledge them for what they are and move forward with an honest resolve. Towards that end, my budget will include significant investments in property tax relief, as well as my income tax reform proposal. Both of these ideas will be contained in a tightfisted budget that limits state spending growth to a far more reasonable and sustainable number over time, a far more reasonable number than we have historically achieved. It is a budget that does what I told the people of Nebraska we would do. It makes difficult, prioritized spending decisions, and it respects the people who elected us. I have confidence in this Legislature and in the people of this great state. Nebraskans have an incredible ability to come together and find solutions to the challenges we face. Our people are truly our greatest resource, and the future of Nebraska rests with each and every one of us. We need to engage our citizens in these difficult and complex policy discussions, and then we must be willing to make the tough decisions that Nebraskans expect of their leaders. I value the opportunity to work with you, and I believe very strongly that together we have an unprecedented opportunity to make changes for the good of Nebraska. It has been an honor and privilege to serve this state these past two years, and I look forward to what we can accomplish together over the next four years. I am excited about the opportunities in front of us, and I am enthusiastic about finding ways to resolve the challenges we face. Together, we will chart a course towards a more vibrant and opportunistic Nebraska--a place that our children and grandchildren will proudly call home. Thank you very much. (Applause) []

SPEAKER FLOOD PRESIDING []

SPEAKER FLOOD: Please be seated. Following this ceremony, the Governor will be receiving visitors in his office located here in the Capitol. At this time I would ask the Escort Committee for the Governor and the family of the Governor to come to the front of the Chamber. Please escort the Governor from the Chamber. Thank you. (Gavel) Please be seated. Would the Escort Committees for the Lieutenant Governor and the Lieutenant Governor's family please come to the front of the Chamber to escort the Lieutenant Governor and his family from the Chamber. Please be seated. Would the Escort Committee for the members of the Nebraska Supreme Court please come to the front of the Chamber to escort the members of the court out of the Chamber. Please be seated. Would Senator Aguilar, Senator Christensen, and Senator McGill please come

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to the front of the Chamber to escort the Secretary of State from the Chamber. Please be seated. Would Senator Dierks, Senator Langemeier, and Senator Pahls please come to the front of the Chamber to escort the State Treasurer, Shane Osborn, from the Chamber. Please be seated. Would Senator Friend, Senator Erdman, and Senator Fulton please come to the front of the Chamber to escort State Auditor Mike Foley from the Chamber. Please be seated. Would Senator Hudkins, Senator Synowiecki, and Senator Dwite Pedersen, and Senator White please come to the front of the Chamber to escort Attorney General Jon Bruning. Please be seated. Would Senator Howard, Senator Cornett, and Senator Gay please come to the front of the Chamber to escort Public Service Commissioner Tim Schram. Please be seated. Would Senator Raikes, Senator Kopplin, and Senator Harms please come to the front of the Chamber to escort members of the Board of Education out of the Chamber. Please be seated. Would Senator Heidemann, Senator Avery, and Senator Karpisek please come to the front of the Chamber to escort members of the Nebraska Board of Regents. Please be seated. Mr. Clerk, do you have any messages, reports, or announcements? []

CLERK: Mr. President, one item: I have a proposed rules change offered by Senator Schimek; will be referred to Rules Committee. (Also, Rules Committee announces a public hearing, Legislative Journal pages 19-22.) []

Mr. President, priority motion: Senator Schimek...excuse me, Senator Fischer would move to adjourn, excuse me, Senator, until Friday morning at 10:00. []

SPEAKER FLOOD: On the motion to adjourn until January 5, 2007, at 10:00 a.m., all those in favor say aye. Those opposed? The ayes have it. We are adjourned. []