VINCENT D. BROWN
CLERK OF THE LEGISLATURE
3

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by

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30	Fred W. Carstens	Beatrice	Attorney	Gage, Pawnee
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42	J. James Waldron	Callaway	Attorney	Arthur, Blaine, Custer, Garden Garfield, Hooker, Logan, Loup, McPherson, Thomas
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44	Ramey C. Whitney	Chappell	Farmer	Chase, Deuel, Dundy, Hayes, Hitchcock, Keith, Perkins
45	Ellen E. Craft	North Platte	Housewife	Lincoln
46	Harold D. Simpson	Lincoln	Employee, Gooch Milling and Elevator Company	Lancaster
47	Robert L. Clark	Sidney	Merchant	Banner, Cheyenne, Kimball Scotts Bluff
48	Terry Carpenter	Scottsbluff	Businessman	Scotts Bluff
49	Leslie A. Stull	Alliance	Farmer, Stockman	Dawes, Box Butte, Morrill, Sioux

Clerk

Vincent D. Brown .....Lincoln

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RULE 1—OFFICERS AND EMPLOYEES

A. Election of Officers

Section 1. Officers to be Elected. At the commencement of each regular session in odd-numbered years the Legislature shall nominate from the floor and elect by secret ballot the following officers:

Speaker
Chairman of Committee on Committees
Chairman of Executive Board
Vice-Chairman of Executive Board
Member at Large of Executive Board

Before the ballot is taken each person so nominated may make a public statement to the Legislature indicating what the Legislature may expect from him or her in the area of the responsibility of such office. The officers so elected shall hold such office for a period of two years.

Sec. 2. Officers to be Approved. In addition, the Legislature shall consider for approval the recommendations of the Executive Board of the Legislative Council for the following officers:

Chief Clerk of the Legislature
Assistant Clerk of the Legislature
Sergeant-at-Arms
Chaplain

Officers and employees recommended by the Executive Board, 50-111, R S Supp 1969.

Sec. 3. Voting on and Removal of Officers. (a) A majority vote of the elected members shall be required for the election of all officers of the Legislature. All officers shall hold their office until a successor is chosen or they are removed.

(b) Any officer of the Legislature may be recalled upon a two-thirds majority vote of the members elected to the Legislature provided no such recall shall be voted on until five legislative days after the motion to do so is placed in the Journal. The vacancy thus created shall be filled by a majority vote of the members.

Sec. 4. Officers Oath. Each permanent Officer shall take an oath to support the Constitution of the United States, and the Constitution of the State of Nebraska, and to discharge faithfully the duties of his office according to the best of his ability.

B. Presiding Officer

Sec. 5. President of Legislature. The Lieutenant Governor shall preside as President of the Legislature. The Speaker shall serve as acting President and preside when the Lieutenant Governor shall be absent, incapacitated or shall act as Governor. All references herein made to the President shall be construed as meaning also the Speaker whenever he may preside.

Const. Art. III, Sec. 10.

Sec. 6. Presiding Officer, Order in Designating. In the absence of both the Lieutenant Governor and the Speaker, the order of the presiding officer of the Legislature shall be as follows:

Chairman of the Legislative Council
Chairman of the Committee on Committees
Chairman of Committee on Judiciary
Chairman of Committee on Government and Military Affairs
Chairman of Committee on Appropriation
Chairman of Committee on Revenue
Chairman of Committee on Education
Chairman of Committee on Banking, Commerce and Insurance
Chairman of Committee on Public Works
Chairman of Committee on Agriculture and Recreation
Chairman of Committee on Public Health and Welfare
Chairman of Committee on Miscellaneous Subjects
Chairman of Committee on Labor
Chairman of Committee on Urban Affairs.
Chairman of Committee on Constitutional Revision

Sec. 7. Powers of Presiding Officer, Restrictions. All the powers herein conferred on the President shall be exercised by the presiding officer, except the authority to sign bills or resolutions passed by the Legislature.

Const. Art. III, Sec. 14.
Addressing the Chair. Rule 2, Sec. 7, page 8.

Sec. 8. Alternate Presiding Officers. The President may name any member to perform the duties of the presiding officer, but such delegation shall not extend beyond adjournment. When possible the order for delegation of the presiding officer shall be as set forth in Sec. 6, supra.

Sec. 9. Convening of Legislature, Quorum. The President shall take the chair each legislative day at the hour to which the Legislature shall have adjourned at the last sitting. He shall call the Legislature to order, and a

quorum being present, shall proceed in the manner and order prescribed by these rules. A majority of the members elected to the Legislature shall constitute a quorum.

Const. Art. III, Sec. 10.

Sec. 10. Absence of Quorum. If the President finds that a number less than a quorum is present, he shall so state, and a majority of the members present, if five in number, may compel the presence of all members subject to a call of the Legislature.

Sec. 11. Order and Decorum. The President shall preserve order and decorum, and in case of disturbance or disorderly conduct in the galleries, or in the lobby, may cause the same to be cleared.

Consent to enter Chambers. Rule 2, Sec. 3, page 7.

Sec. 12. President Decide Order of Speaking. The President may speak to a point of order in preference to members, and shall decide the questions or order, subject to an appeal to the Legislature by any member, on which appeal no member may speak more than once, unless by leave of the Legislature. A majority of the elected members may overrule the chair.

Sec. 13. Signing of Bills and Resolutions. The President shall sign, in the presence of the Legislature, while the same is in session and capable of transacting business all bills and resolutions passed by the Legislature. All writs, warrants and subpoenas issued by order of the Legislature shall be under his hand and seal, and attested to by the Clerk. *(Only Lieutenant Governor or Speaker may sign bills.)*

Const. Art. III, Sec. 14.

Sec. 14. Lieutenant Governor Voting When. The Lieutenant Governor, when presiding, shall vote only when the Legislature is equally divided.

Const. Art. III, Sec. 10.

C. Speaker

Sec. 15. Speaker, Presiding, Privilege. The Speaker shall preside over the Legislature at such times and circumstances as is above set forth. He shall be privileged to speak at any stage of proceedings at any time incident to the duties and responsibilities of his office.

Distribution of material by Clerk. Rule 2, Sec. 3f, page 8.
Excuse attendance at committee hearing. Rule 2, Sec. 4, page 8.
Power to refer bill back to committee. Rule 6, Sec. 2g, page 25.

Sec. 16. Report Order of Bills. The Speaker with the approval of the Executive Board shall report to the Legislature the order in which bills and resolutions shall be considered on General File. His orders as approved are final unless changed by a majority vote of the elected members of the Legislature. General appropriation bills shall be given precedence over all other bills.

For motions to expedite. Rule 6, Sec. 2, page 25.

D. Clerk of the Legislature

Sec. 17. Duties, Journal, Report on Employees. (a) The Clerk of the Legislature shall have the responsibility to supervise employees once they are hired.

(b) The Clerk of the Legislature shall print no paper or document, except bills and the daily journal, unless authorized by a majority vote of the elected members of the Legislature, or by the Executive Board.

Preprinting of Bills. Rule 5, Sec. 3, page 19.

(c) The Clerk of the Legislature shall make a detailed and itemized report to the Legislature each month concerning the number of employees and the amount paid for their services, especially setting out the amount of regular time and overtime, and to whom paid.

(d) The Clerk of the Legislature shall have general charge, except as may be provided by law or by rule, of such parts of the Capitol and its passages as are or may be set apart for the use of the Legislature and its officers and employees.

(e) No communications or letters shall be read by the Clerk of the Legislature unless authorized by the Speaker or the Reference Committee.

Distribute material, when authorized. Rule 2, Sec. 3f, page 8.
Fiscal notes, attach to bills. Rule 5. Sec. 6d, page 21.

Sec. 18. Journal, Governor's Messages, Amendments. (a) The Clerk shall prepare a daily journal of the proceedings of the Legislature, which shall be printed and placed each day upon the desks of the members, and the presiding officer shall call in the regular order of business for corrections thereof. After corrections, if any, are made the journal shall stand approved without motion.

For order. Rule 7, Sec. 1b, page 29.

(b) The Clerk shall enter in the daily journal messages of the Governor in full, titles of bills, every vote, including the yeas and nays, and a brief statement of the contents of each resolution, petition and memorial or other paper presented for the consideration of the Legislature.

Constitutional Amendment—print in full. Const. Art. XVI. Sec. 1.

(c) Only adopted amendments shall be entered in the daily journal. The hour at which the Legislature adjourns shall be entered in the daily journal.

(d) In the consideration of bills on General or Select File, amendments offered but not adopted shall not be entered in the journal except where a record vote is demanded.

(e) Additional copies of the daily journal, to be mailed at his direction shall be supplied for the use of each member in such manner as shall be provided by the Legislature.

(f) The bound journal of the session shall be prepared from the corrected daily journal.

(g) A verbatim record of all debate and questions on all bills and resolutions, and amendments offered thereto, shall be made, transcribed and preserved, under the direction of the Clerk.

(h) A list of lobbists who are registered shall be set forth in the journal.

RRS 50-310.

Sec. 19. Assistant Clerk, Duties. The Assistant Clerk shall, in the absence of the Clerk, be authorized to exercise all of the duties herein prescribed for the Clerk of the Legislature, including the signing of those papers which may require the signature of the Clerk of the Legislature.

E. Other Offices

Sec. 20. Sergeant at Arms. (a) The Sergeant-at-Arms shall attend the Legislature during its sittings, to execute the commands of the Legislature from time to time, together with all such processes issued by authority thereof as shall be directed to him by the presiding officer, and shall enforce strictly the rules as they relate to privileges of the Legislative Chamber.

(b) The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms and in the absence of the latter, shall perform all of the duties herein prescribed for the Sergeant-at-Arms.

(c) Such other security guards as may be necessary shall be under the direction of the Speaker.

Compel attendance at committee hearing. Rule 2, Sec. 4, page 8.

Sec. 21. Chaplain. The Chaplain shall attend and shall open with prayer each day's sitting of the Legislature.

Sec. 22. Other Employees, Hiring of. The Executive Board of the Legislative Council shall hire all employees of the Legislature except those subject to the procedure in Rule 1, Sec. 2. The salaries of permanent employees shall be determined by the Executive Board subject to the limits of the appropriation bill. The Executive Board shall submit a salary schedule the first day of each session to the Legislature for all temporary employee positions. Such salary schedule shall be considered adopted unless rejected or amended by a majority of the elected members. No further adjustments in individual salaries for temporary employees need to be submitted to the Legislature for that session.

Section 1. Rules, Matters Not Covered. These rules shall govern the Legislature. In all matters not covered herein, the Legislature shall decide as to the procedure to be followed, the same to require the concurrence of a majority of the elected members.

Overruling the Chair. Rule 1, Sec. 12, page 3.

Sec. 2. Rules, Suspension, Amendment. These rules may only be suspended by a three-fifths majority of the elected members by a machine vote, and may be amended by a three-fifths majority vote of the members elected; Provided, any proposed amendment must first be referred to the Committee on Rules for consideration and report.

Sec. 3. Chambers, Guests, Distribution of Material. (a) The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto, or any other space designated by the Legislature or the Executive Board thereof.

(b) No person shall be admitted to the floor of the Legislature, as described in this rule, except the following:

(i) Members of the Legislature and their immediate families, officers and employees.
(ii) Reporters of regularly accredited newspapers and broadcasting stations.

(c) The Governor, state officers, former legislators and other distinguished visitors may be admitted to the floor upon permission from the chair.

State officials appearing before committees. Rule 3, Sec. 6, page 11.

(d) No one shall be permitted to be seated beside members of the Legislature except members of their immediate families upon permission from the chair. When bills are being read on Final Reading, no one shall be permitted to be seated beside members of the Legislature.

(e) No person, other than those hereinbefore excepted, shall be admitted to the members' cloak room or post office, unless accompanied by a member.

(f) No printed or written material of any nature may be placed on the desks of the members or distributed to them in the Legislative Chamber, unless such material clearly indicates on its face the person responsible for its distribution. The distribution must be approved by at least one member of the Legislature. The Speaker may authorize the Clerk to distribute material prepared by state agencies.

(g) Members shall remain in their seats during the Final Reading of a bill and until the vote thereon has been announced, except when excused by the President.

Sec. 4. Attendance at Sessions. (a) Every member shall be present within the Legislative Chamber during the meetings of the Legislature and shall attend the regular meeting of the standing committee of which he is a member, unless excused by the Legislature, the Speaker, or the committee chairman. Members who have been excused by the Legislature or the Speaker shall notify their committee chairman that they will be absent.

(b) The presence of any member may be compelled, if necessary, by sending the Sergeant-at-Arms, or such other person or persons as the membership present may authorize, at the expense of such absent member, unless such excuse for nonattendance is made as the Legislature may judge sufficient, and in that case the expense shall be paid out of the contingent fund.

Sec. 5. Absent Members, Explanation of Vote. Absent members may have inserted into the journal how he would have voted had he been present.

Sec. 6. Expulsion of Members. No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense.

Const. Art. III, Sec. 10.

Sec. 7. Senator Desiring to Speak. (a) When a member desires to speak in debate or to deliver any matter to the Legislature, he shall rise from his seat and respectfully address himself to "Mr. President." A member shall speak only when recognized and shall confine himself to the question before the Legislature.

(b) No member shall interrupt the business of the Legislature nor speak to another who has the floor, except when he may yield to a question. No member shall rise to a question of privilege for the introduction of guests while a member is speaking. Visitors may be

introduced only upon written notice to the presiding officer, who shall then recognize the introducer at a proper time. No member shall use profane or abusive language when speaking to or about another member.

Sec. 8. Transgression of Rules, Call Member to Order. If any member, in speaking or otherwise, transgresses the rules of the Legislature, the presiding officer shall, or any member may, call him to order, in which case he shall immediately sit down, unless permitted on motion of another member to explain, and the Legislature shall, if appealed to, decide the case without debate. If the decision be in favor of the member called to order, he shall be at liberty to proceed, but not otherwise, and if the case requires it, he shall be liable to censure or such punishment as the Legislature may deem proper.

Sec. 9. Words Excepted To. If a member is called to order for words spoken in debate, the member calling him to order shall indicate the words excepted to, and they shall be taken down in writing at the Clerk's desk and read aloud to the Legislature, but he shall not be held to answer, nor be subject to the censure of the Legislature therefore, if further debate or other business shall have intervened.

Sec. 10. Time Limit on Speaking. No member shall speak more than twice, nor for more than ten minutes on each occasion, upon any one question in debate during the same legislative day, without leave of the Legislature, except in explanation, unless he be the mover, proposer or introducer of the matter pending, in which case he shall be permitted to speak in reply, but not until every other member choosing to speak shall have spoken.

Section 1. Standing Committees Defined. All committees with regular meeting times shall be identified as Standing Committees. The membership of all Standing Committees shall be appointed at the beginning of each session beginning in odd-numbered years and shall continue until the regular session in the next subsequent odd-numbered year.

Sec. 2. Standing Committees, Permanent. The Standing Committees and the number of members shall be as follows:

Agriculture and Recreation	8 members
Appropriations	9 members
Banking, Commerce and Insurance	8 members
Constitutional Revision	7 members
Education	8 members
Government and Military Affairs	8 members
Judiciary	8 members
Labor	7 members
Miscellaneous Subjects	8 members
Public Health and Welfare	7 members
Public Works	8 members
Revenue	8 members
Urban Affairs	8 members

The Speaker shall not be a regular member of any standing committee.

All committee members shall be nominated by the Committee on Committees in such manner as is hereafter set forth.

Committee on Committees. Rule 3, Sec. 18, page 14.
Budget—Governor's Bill, introduction. Rule 5, Sec. 7, page 22.

Sec. 3. Chairman, Vice-Chairman. (a) The Chairman of each committee shall be as designated by the Committee on Committees.

(b) Each standing committee shall elect from its membership a vice-chairman to serve in the absence of the chairman.

Sec. 4. Meeting Times. Standing committees shall meet at 2:00 p.m., unless otherwise ordered by the Legislature. Any committee chairman before deciding not to hold committee meetings or a committee meeting on an assigned day, must receive permission from the Reference Committee.

Reference Committee. Rule 3, Sec. 21, page 16.
Excuse from attendance. Rule 2, Sec. 4, page 8.

Sec. 5. Public Hearing, Notice. Before taking final action on a bill or resolution, a committee shall hold a public hearing thereon and shall give at least seven calendar days' notice, after the bill shall have been printed, by publication in the Legislative Journal, of the date and time of said hearings. No bill, having been set for public hearing, shall be withdrawn, nor the hearing canceled, within seven calendar days of the date set for said public hearing, except for hearings held during the first 20 legislative days of each session, there shall be required only 5 calendar days notice of said hearing or withdrawal of said bill.

Reference of bill to committee. Rule 3, Sec. 21, page 16.
Withdrawal of bills before hearing. Rule 5, Sec. 11, page 23.

Sec. 6. State Officials Appearing Before Committees. State officials and department heads, or their designee and state employees may appear before any legislative committee.

State officials appearing on chamber floor. Rule 2, Sec. 3, page 7.

Sec. 7. Executive Sessions, Press. Members and reporters of regularly accredited newspapers, press associations, and radio and television stations shall be admitted to executive sessions of the standing committees, and such reporters and members of such committees shall respect as confidential the discussions of the other members of any standing or select committee.

Reports on votes by a committee shall be as follows:

1. The vote of an individual Senator on all motions, except a vote to report a bill to General File or to indefinitely postpone, may be reported at the discretion of the individual Senator only.
2. The Press may report only the gross vote, by number, on any motion except, a vote to report a bill to General File or to indefinitely postpone, made and acted upon by the committee.
3. The Press may report the vote of individual Senators by name on a motion to report a bill to General File or to indefinitely postpone.

Privilege of press on floor. Rule 2, Sec. 3bi, page 7.

Sec. 8. Consideration and Correlation of Bills. Standing committees shall consider and report without unnecessary delay all bills and resolutions referred to them. Standing committees shall be authorized to combine and to correlate the provisions of different bills referred to them and related to the same subject under the number of one of the correlated bills, and may, before taking final action on any bill, adopt amendments thereto, for the consideration of the Legislature.

The chairman of each committee shall take into consideration the importance, need for, and passage of the bills referred to his committee and set the bills for hearing accordingly.

Review of workload by Committee on Committees. Rule 3, Sec. 18f, page 15.

Sec. 9. Debate before Committees. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report, and shall be entered in the daily journal.

Sec. 10. Request from Committee, Bills Held. (a) Except for the general appropriation bills necessary for the support of the state government for the biennium, the Legislature may, by vote of a majority of the elected members, request a report from any standing committee at any time after said committee shall have been in possession of a bill or resolution for twenty legislative days.

(b) Any Senator may move that a bill be placed on General File twenty days or more after the committee hearing, and by a vote of a majority of the elected members, said bill shall be placed on General File.

(c) Any time the introducer of a bill attempts to take a bill from committee to be placed on General File, the bill shall stand indefinitely postponed if the motion fails to receive a majority vote of the members elected to the Legislature.

Sec. 11. Report of Bill to Legislature. In reporting a bill to the Legislature, whether with or without amendments, a standing committee shall, by vote of a majority of its members, recommend that the bill be placed on General File or that the bill be indefinitely postponed. Such action shall be taken at regularly scheduled committee meetings only. A report on a bill or resolution must be made to the Legislature within eight calendar days after the committee has acted upon the particular measure. No bill shall be reported by the committee to be placed on General File unless the amendments, if any, are approved as to form and draftsmanship by the bill drafter.

Sec. 12. Indefinitely Postponed Bills. If the standing committee report on a bill be to postpone indefinitely, the bill shall stand indefinitely postponed; Provided, that such bill may be placed on General File or referred back to the standing committee by a majority vote of the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of

the elected members upon motion made more than three legislative days after such committee report. Not more than one bill shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other bill or subject matter. A motion to raise must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. Consideration of motions pending shall be included in the regular order of business following resolutions.

Sec. 13. Statement of Intent. Each standing committee with the assistance of the legislative staff shall, when reporting a bill, submit therewith a brief statement of the main purpose and the provisions of the bill, and, if recommended to General File, a copy of all amendments recommended by the committee. Such statement shall give the committee's reason for so reporting. A minority view signed by whoever proposed it may also be given. Copy of amendments shall be furnished to the members. On a motion to report the bill to the floor the majority report shall reflect the voting record of each Senator.

Sec. 14. Temporary Appointments. (a) When a member is unable to serve, the chairman of such committee after a majority vote of the remaining members shall request to fill such vacancy or vacancies. The request shall be made to the Committee on Committees and such Committee shall appoint either the Speaker, or a member from a regular standing committee having eight members to fill such vacancy or vacancies.

(b) A temporary appointment may be made by the Chairman of the Committee on Committees for only one day when requested by a chairman of a regular standing committee which lacks a quorum. When a member is appointed from an eight-member committee the consent of the member to be appointed shall first be obtained. The temporary appointee shall have the right to vote only on the bill or bills that actually have been heard by the appointee and provided that the vote is taken on such bills on the day the bill or bills are heard. When such appointment is made in case of an incapacitated member or members, such appointee shall cease to be a member of such committee upon the return of the incapacitated member for whom he was appointed.

Sec. 15. Select Committees, Defined. All permanent committees without a regular meeting time shall be identified as select committees. The members of all select committees shall be appointed by the Committee on Committees unless otherwise provided for by statute or rule.

Sec. 16. Select Committees, Named. The permanent select committees shall be as follows:

Committee on Committees	13 members
Enrollment and Review	1 member
Reference	5 members
Rules	5 members

Rules Committee Review of Amendment to Rules. Rule 2, Sec. 2, page 7.
Committee on Committees. Rule 3, Sec. 18, page 14.
Reference Committee. Rule 3, Sec. 21, page 16.

Sec. 17. Investigating Committees. The Committee on Committees may appoint other select committees when authorized by the Legislature. No investigating committee of the Legislature shall be created except by resolution which shall set forth, with supporting statements, the reasons for and the purposes of the investigation, and no committee thus established shall function except during the interim between legislative sessions.

Sec. 18. Committee on Committees. (a) At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairman, and three from legislative districts Nos. 1, 2, 25 through 33, 37 and 46; three from legislative districts Nos. 3 through 14, and 20; three from legislative districts Nos. 15 through 19, 21 through 24, 34, and 35; and three from legislative districts 36 through 49 with the exception of 37, and 46.

(b) The Committee on Committees by a majority vote of all of its members, shall recommend to the Legislature for its approval appointments to the standing and select committees, each with the number of members as set forth, unless otherwise provided for herein or by statute.

(c) Committee on Committees shall publish a schedule of regular standing committee meetings, in such manner as to avoid, as far as possible, conflicts in the assignment of members to such committees.

(d) All nominations made to the Legislature by the Governor, requiring confirmation by the Legislature, shall be referred to the Committee on Committees, and the same procedure shall be followed as governs the handling of other matters before standing committees, unless the Legislature shall otherwise direct by unanimous vote.

(e) The Chairman of the Committee on Committees shall daily report the number and identity of any bills held by a committee when said committee has taken action on said bill more than eight days prior thereto. Said report shall be set forth in the Journal.

(f) The Committee on Committees shall have authority to call before it a committee chairman, and discuss the workload of said committee. They shall hear and dispose of all written complaints filed with said committee by a Senator against any committee chairman. The Committee on Committees shall conduct said hearing in accordance with its own rules.

Sec. 19. Enrollment and Review. (a) The Chairman of Enrollment and Review shall be in order at any time in reporting bills which have been engrossed for Final Reading and passage. In the absence of the Chairman, the Vice-Chairman of the Judiciary Committee shall assume the duties of the Chairman of Enrollment and Review Committee.

(b) The bill drafting service shall have supervision of and provide legal services for Enrollment and Review Committee.

(c) The Chairman of Enrollment and Review shall have authority, without being required to include the same specifically in his reports and recommendations to the Legislature, in accord with accepted usage:

i To correct the spelling of words, to correct erroneous division and hyphenation of words, to capitalize or decapitalize words, and to change numbers from words to figures or from figures to words, in new and independent acts, in the new matter of amendatory acts, in standing committee reports, and in General File, Select File and specific amendments.

ii To underscore or remove underscoring, as the case requires, in standing committee reports and in General File, Select File and specific amendments.

iii When an amendment to add the emergency clause is adopted on Select File which does not spell out the standard emergency clause and make the necessary change in the title, the Chairman of Enrollment and Review shall also have the authority to add to the engrossed bill the standard emergency clause, assigning to it the appropriate section number, and make the necessary change in the title as a matter of course without including such action in his reports and recommendations to the Legislature or making any special record thereof.

For amendments to title. Rule 7, Sec. 3c, page 31.
For engrossment of bill. Rule 5, Sec. 9, page 22.

Sec. 20. Reference Committee. The Executive Board shall constitute the Reference Committee. The Reference Committee shall review each bill and resolution and either refer the bill to a standing committee or to General File.

Those placed on General File will be bracketed for five calendar days, and if one Senator requests a public hearing on one or more of these bills, they will then be referred to a committee. Bills on General File for which public hearings have not been requested will be handled as all bills on General File.

Reference of resolutions. Rule 4, Sec. 10, page 18.

Sec. 21. Objection to Reference of Bills. Any member may object to the reference of any bill or other proposition, and correction in case of error in reference may be made by the Legislature on any legislative day, immediately following corrections of the daily journal, by unanimous consent, or by the vote of a majority of the elected members.

Sec. 22. Special Committees. Special committees shall include all permanent committees other than standing or select committees. The Special Committees shall include but not be limited to the following:

Intergovernmental Cooperation	*RRS 81-816*	5 members
Nebraska Retirement Systems	*RRS 50-416*	5 members

Sec. 23. Nebraska Retirement Systems Committee. The Nebraska Retirement Systems Committee together with the chairman of the Appropriation Committee shall function during each legislative session as a special committee of the Legislature, shall have jurisdiction over all bills proposing new or amending existing retirement systems of the state and its political subdivisions. All rules of procedure and operation of the standing committees shall apply, except as to a date certain for holding hearings.

RRS 50-416

Section 1. Identifications. A resolution shall be designated as Legislative Resolution___.

Sec. 2. When Considered as a Bill. Resolutions which propose amendments to the state constitution, propose the ratification of amendments to the federal constitution, provide for the grant of money out of any fund, or require the approval of the Governor, shall be considered and adopted in the same manner as bills.

Const. Art. III, Secs. 13, 14; Art. XVI, Sec. 1.

Sec. 3. Study Resolution. Resolutions which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected. The Executive Board of the Legislative Council shall determine the time and number of interim studies.

RRS 50-404

Sec. 4. Consideration of Resolutions. All other resolutions, except by the unanimous consent of the members present and voting, shall lie over for consideration until the next legislative day.

Sec. 5. Hearing before Committee. When called for consideration on the next legislative day after its introduction, any such resolution shall be referred to the proper standing committee, if as many as five members object to its consideration at that time.

Sec. 6. Votes Required for Adoption. The vote of a majority of the elected members shall be required for the adoption of any such resolution.

Sec. 7. If the standing committee report on a resolution be to postpone indefinitely the resolution shall stand indefinitely postponed; Provided, that such resolution may be considered by the members of the Legislature or referred back to the standing committee by a majority vote of all the elected members upon motion made within three legislative days after the committee makes its report to the Legislature, or by a two-thirds vote of all elected members upon motion made more than three legislative days after such committee report. Not more than one resolution shall be raised from committee on any one motion. A motion to raise cannot be amended to include any other resolution or subject matter.

For public hearing. Rule 3, Sec. 5, page 11.

Sec. 8. Printing. The Clerk shall have resolutions printed only when directed by the Legislature or by the Speaker.

Sec. 9. Reference of Petitions to Committees. Every petition, memorial, or other paper shall be referred to the proper committee without putting a question for that purpose, unless the reference be objected to by a member at the time such petition, memorial or other paper is presented, in which case the Legislature shall decide the question of reference.

Sec. 10. Explanations of Memorial. Before any petition or memorial addressed to the Legislature is received and read at the table, whether the same be presented by the presiding officer or a member, a brief statement of the contents of the petition or memorial may be verbally made by the introducer.

Emergency Seat of Government. Resolution providing for must be signed by Governor. *23-2103. RRS 1943*

Section 1. Drafting of Bills. The bill drafter shall prepare all bills and amendments in proper form when requested by members of the Legislature or heads of executive departments. No bills or major amendments shall be introduced or considered unless the same has been approved as to form and draftsmanship by the bill drafter. The bill drafter shall make available a continuing compilation of sections to which amendments are proposed so as to reduce unnecessary duplication of bills. After January 1 of each year for which there is a regular session no bill shall be drafted by the bill drafter unless requested or authorized by a member of the Legislature.

Sec. 2. Content and Form of Bills. (a) A bill shall be designated as Legislative Bill No. ___.

Style of Bill. Const. Art. III, Sec. 13.

(b) No bill shall contain more than one subject, and the same shall be clearly expressed in the title. No law shall be amended, unless the new act contains the section or sections as amended, and the section or sections so amended shall be repealed.

Const. Art. III, Sec. 14.

(c) An amendatory bill or constitutional provision shall be so prepared and printed as to show the new matter proposed, old matter to be retained, and old matter to be omitted from the Statutes or Constitution.

Sec. 3. Revisor Correctional Bills, Pre-Printing. (a) Preceding each legislative session, the Chairman or any member of the Executive Board of the Legislative Council, or if the Executive Board so requests, the Senator who, in the preceding session served as Chairman of the Judiciary Committee, shall sign as introducer the Revisor of Statutes correctional bills. The Clerk of the Legislature shall number these bills consecutively beginning with number 1 and shall show the committee reference to be General File. The Clerk of the Legislature shall have these bills printed before the convening of the next regular session.

(b) In addition to causing to be printed the revisor bills the Clerk shall number and cause to be printed all bills delivered to him by the Executive Board, provided said Board has referred said bills to a standing committee. No bill so printed shall be withdrawn until after the Legislature convenes.

Sec. 4. Introducers Signing Bills. Members shall introduce only such bills as they are willing to endorse and support personally. Not more than three Senators shall sign any single bill; Provided that, this limitation shall not

apply to committee bills, to Legislative Council bills, and to Revisor of Statutes correctional bills. The name of each introducer shall be followed by his legislative district. Any additional signers shall be by the suspension of the rules with a machine vote and cannot be made by a unanimous consent motion.

Sec. 5. Introduction of Bills, Twenty Day Limitation. (a) Except as provided in Rule 5, Sec. 6(g), no bill shall be introduced after the twentieth legislative day during regular sessions in odd-numbered years and after the tenth legislative day during regular sessions in even-numbered years, except upon recommendation of the Governor, or by a majority of the members of a standing committee whose names shall be affixed to the bill and approved by a vote of three-fifths of the elected members of the Legislature.

(b) Before an individual member may apply to a committee for introduction of a bill, he must first submit the bill to the Reference Committee. The Reference Committee shall determine which committee of the Legislature the subject of the bill is germane to. The bill shall then be submitted to the committee designated by the Reference Committee. A standing committee shall not recommend a bill for introduction unless the subject matter of the bill is germane to the subjects assigned to such committee.

(c) A copy of intent of a bill recommended for introduction by a committee must be placed on each member's desk before such introduction of bill is voted upon.

(d) In regular sessions each member may shall be limited as an introducer or co-introducer to a total of 10 bills for the period of introduction of bills by individual members. Any bill withdrawn by a member during the introduction period shall be counted in the limitation of 10 bills; Provided, those bills introduced as a result of an interim study of the Legislative Council shall not be included in the limitation on individual members. Bills introduced under Rule 5, section 3a will not be included in the limitation. The Executive Board may introduce bills for state agencies, departments and institutions without being subject to the individual limitation on the introduction of bills.

Sec. 6. Fiscal Analyst (a) A copy of every bill introduced shall be transmitted by the Clerk to the Legislative Fiscal Analyst. The Legislative Fiscal Analyst shall review each bill and make an estimate of the anticipated change in state expenditures or revenue under the provisions of the bill. The Legislative Fiscal Analyst shall prepare a statement to be known as a fiscal note to be attached to each bill prior to its public hearing by a committee, or its first consideration on General File if the bill is

referred directly to General File. The fiscal note shall set forth the fiscal impact of the bill as determined by the Legislative Fiscal Analyst. No bill which has a fiscal impact of more than five thousand dollars shall be heard by a committee or considered on General File unless the fiscal note is attached.

(b) In determining the fiscal impact of any bill, the Legislative Fiscal Analyst shall request the appropriate department or other entity of state government which will be affected by the bill to prepare the fiscal note within five calendar days.

(c) The Legislative Fiscal Analyst shall review the fiscal note prepared by the department or other entity and shall also request a review of such fiscal note by the Budget Division of the Department of Administrative Services. The statement by the Budget Division of the Department of Administrative Services shall be attached to and become a part of the fiscal note. The Legislative Fiscal Analyst shall include in the fiscal note any exceptions to the conclusions of the department or other entity and of the Budget Division of the Department of Administrative Services.

(d) The fiscal note shall be delivered by the Legislative Fiscal Analyst to the Clerk within ten calendar days of receipt of a copy of the bill for analysis. The Clerk shall attach the fiscal note to the bill and to all copies prepared for members.

(e) When amendments to a bill are adopted by a committee or the Legislature and such amendments would change the fiscal impact of the bill, the appropriate changes shall be made in the fiscal note.

(f) When the Legislative Fiscal Analyst determines that the fiscal impact of a bill will be less than five thousand dollars, it shall not be necessary to prepare a detailed fiscal note, and the fiscal note may merely state this fact.

(g) When any bill proposes adoption of a new program or change of an existing program which would require an appropriation of $50,000 or more to implement in the ensueing fiscal year an appropriation bill for the purposes of funding the provisions of such bill shall be prepared from the information contained in the fiscal note. Such appropriation bill shall be prepared by the Fiscal Analyst and be placed on General File and considered as introduced by the introducer of the original bill at the time the original bill is reported to General File, shall bear the number of the original bill with the letter "A" added (for example LB 1A), and shall accompany the original bill through all stages of the legislative process. However, if the original bill is reported by committee to General File with committee amendments, the "A" bill shall be introduced by the committee which is reporting the original bill to the floor and placed on

General File. The "A" bill accompanying the original shall include the funding required by the committee recommended amendments. No vote, suspension of the rules, or unanimous consent shall be required for the introduction of an "A" bill. No bill shall be advanced from Select File unless the "A" bill, if required, carries the necessary appropriations required by the bill.

(h) The note shall be factual in nature, as brief and concise as may be, and shall if possible provide a reliable estimate in dollars and, in addition, it shall include both the immediate effect and, if determinable or reasonably foreseeable, the long range effect of the measure. If, after investigation, it is determined that no dollar estimate is possible, the note shall contain a statement to that effect, setting forth the reasons why no dollar estimate can be given.

(i) No comment or opinion shall be included in the fiscal note with regard to the merits of the measure for which the note is prepared, however, technical or mechanical defects may be noted.

(j) The subject matter of bills submitted to boards, commissions, departments, agencies or other entities of the State by the Fiscal Analyst shall be kept in strict confidence by said agencies and by the Office of Fiscal Analyst together with the content of the fiscal note itself and no information relating thereto shall be divulged by any official or employee prior to its introduction in the Legislature.

For creation of position. RRS 50-418.

Sec. 7. Governors Budget Bills. Any budget or appropriation bill prepared for the Governor shall be shown as introduced by the Budget Committee at the request of the Governor.

Sec. 8. Reading Title of Bills, Printing. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage.

Const. Art. III, Sec. 14.

Sec. 9. Engrossment of Bills. All bills, before being advanced to Final Reading and passage, shall be engrossed, and copies thereof showing new and stricken matter shall be made available to members.

Sec. 10. Expenditure of Legislative Funds. Those expenditures on which the Legislature votes shall require the approval of the majority of the elected members to be authorized.

Salaries of employees. Rule 1, Sec. 22, page 6.

Sec. 11. Withdrawal of Bills. No bill, having been introduced may be withdrawn except upon motion of the first introducer with the consent of his co-introducers. Such motion, when made, shall not be considered prior to the next succeeding legislative day, and, for its adoption, shall require the affirmative vote of a majority of those voting upon the question.

Withdrawal of bills set for hearing. Rule 3, Sec. 5, page 11.

Sec. 12. Division of Bills, Prohibited. No bill shall be divided into two or more bills.

Sec. 13. Holding of Bills. Unless otherwise disposed of, all bills on which no final action has been taken by the time of adjournment of the regular session in odd-numbered years shall be held over and retain their place on file for consideration at the regular session convening in even-numbered years. Bills still held in committee shall be considered IPP.

RULE 6—BILLS—STAGES OF CONSIDERATION

Section 1. Introduction of Bills. Starting with regular sessions in odd-numbered years, bills shall be numbered consecutively starting with the number 1. Bills introduced in regular sessions in even-numbered years shall start with the number following the number of the last bill introduced in the preceding regular session of an odd-numbered year, (bills introduced in any Special Session shall start with the number 1) and shall be numbered consecutively as read by the Clerk. After introduction the Clerk shall deliver bills requiring reference to the Reference Committee.

Sec. 2. General File. (a) The Clerk of the Legislature shall read the number and title of the bill and the name of the principal introducer as it comes up for consideration on General File. A bill will not be read section by section unless requested by a member of the Legislature.

(b) Each section shall be open to amendment. The amendments, if any, recommended by standing committees, shall first be considered. The introducer's amendments, if any, shall next be considered, after which he may move to advance and explain the bill. Other amendments and motions premitted by these rules may then be offered and shall be considered after the introducer has explained the bill in the order in which they are filed with the Clerk, subject to the provisions of Rule 7, Sec. 3.

(c) Bills shall be listed and considered on General File in the order in which they shall be reported from the standing committees, except as modified by the Speaker; Provided, that any bill that comes up for debate for a second time, with the introducer present, shall be placed by the Clerk at the bottom of General File if said introducer asked for further time, unless otherwise directed by the Speaker.

Speaker determine order of bills. Rule 1, Sec. 16, page 4.

(d) During consideration of bills on either General or Select File, any member may move that the bill be passed over once and if the motion is carried by a majority of those voting, the bill shall be passed over and shall retain its place on the file.

(e) In the event a motion to indefinitely postpone a bill is made before the bill is read on General File, such motion shall require the affirmative vote of a majority of the elected members.

(f) In the event a bill has become substantially a new and different bill by reason of amendments having been adopted, the Speaker may refer said bill to the Reference Committee who must refer the said bill to a proper committee for a public hearing; Provided, that a majority of the elected members may overrule the decision of the Speaker.

(g) If in the opinion of the Speaker, the bill is in such form that it should properly be referred back to committee for further action he may by order direct the same; Provided, that a majority of the elected members may overrule the decision of the Speaker.

The following votes shall be required to adopt the following motions affecting bills on General File:

UC-Unanimous Consent; MEM-Majority of Elected Members; MTV-Majority of those voting.

GENERAL FILE

On introduction of bill, Motions to		
Add names as introducers (more than 3)	UC	5-4-19
Place on General File without public hearing	MEM	3-20-15
Withdraw bill	UC or MTV	5-11-23
On consideration of bill on General File		
Move to pass over	MTV	6-2d-24
Move to change order	MEM	
Move to IPP before bill is read	MEM	6-2e-24
Move to IPP after bill is read	MTV	
Move to Advance to E & R Review	MEM	6-3-25
Move to return to Committee	MEM	
Move to Reconsider		
(within one legislative day thereafter)	MEM	7-7a-32
(if after one legislative day, by suspension of the rules only)		7-7a-32
Move to expedite	UC	
Move to amend	MTV	
Move to amend the Amendment	MTV	
Move to withdraw bill-first introducer	UC or MTV	5-11-23
If returned from Select File		
Motion to return to Select File	MEM	6-4d-26
Motion to amend	MTV	
Motion to advance	MEM	6-3-25
Move to return to E & R for Engrossing	MEM	6-4d-26
Defeated bill, motion to reconsider	MEM	7-7-32
Returned from Final Reading		
Advance to Final Reading (if no amendments)	MEM	

Withdrawal of bills. Rule 3, Sec. 5, page 11.

Sec. 3. Enrollment and Review. Bills when advanced to Enrollment and Review shall be reviewed for recommendations relative to arrangement, phraseology and correlation. Advancement to Enrollment and Review from General File for such purpose shall require a majority of the elected members. A motion to return to General File from Enrollment and Review shall, for adoption, require the concurrence of a majority of the elected members.

Sec. 4. Select File. When the Legislature considers bills on Select File, any of the following motions shall be in order:

(a) A motion to approve or reject any or all of the changes recommended by the Chairman of Enrollment and Review.

(b) A motion to adopt a unanimous consent amendment, to which no objection shall be offered. When a motion is made to adopt a unanimous consent amendment, the mover shall be required to explain the amendment sought.

(c) A motion to recommit to the proper standing committee.

(d) A motion to recommit to General File for one or more specific amendments. If such a motion is adopted, the bill shall be transferred forthwith to the head of the General File where consideration of the specific amendment shall be the first order of business on that file. After disposition of the amendment, the bill may be readvanced to Enrollment and Review for any action which could originally have taken place. If the bill is readvanced, it shall be given priority consideration by the Chairman of Enrollment and Review. If the bill is not altered, it may be advanced to Enrollment and Review for engrossment.

(e) A motion to postpone indefinitely.

(f) Motions made pursuant to subsections c, d, and e hereof may be adopted only upon the affirmative vote of a majority of the elected members.

Amendments recommended by Enrollment and Review shall not be read by the Clerk except upon the request of a member of the Legislature.

Notwithstanding any other provision contained in this section, if the Enrollment and Review Committee returns a bill to Select File from engrossment, then only the specific enrollment and review amendments may be considered.

The following votes shall be required to adopt the following motions affecting bills on Select File:

SELECT FILE

Motion to advance to E & R for Engrossing	MEM	
If machine vote requested	MEM	6-4d-26
Motion to act on E & R Amendments	MTV	6-4a-26
Motion to amend by unanimous consent	UC	6-4b-26
Motion to recommit to a Standing Committee	MEM	6-4d-26
Motion to return to General File for any amendments	MEM	6-4d-26
Motion to Indefinitely Postpone	MEM	6-4e-26
On bill returned from E & R Engrossing and Final Reading		
Motion to return for specific amendment	MEM	6-5-27
Motion to adopt specific amendment	MEM	6-5-27

Sec. 5. Return to Select File. On a motion to return a bill to Select File for a specific amendment, a majority of the elected members must concur. No other amendment shall be considered when the bill is so returned.

Sec. 6. Final Reading. No bill shall be voted on for final passage until:

(a) After five legislative days following the introduction of the bill.

(b) Two legislative days after its reference to Final Reading File.

(c) Printed copies of the bill in its final form, as amended, shall have been available to members and on their desks for at least one legislative day.

Const. Art. III, Sec. 14.

Sec. 7. On Final Reading the bill shall be read at large with all amendments thereto before the vote is taken. At any time before the roll call shall have begun on Final Reading of the bill, it shall be in order to move:

(a) To recommit the bill to Enrollment and Review to correct an error and for re-engrossment.

(b) To recommit the bill to the proper standing committee, with or without instructions.

(c) To recommit the bill to Select File for specific amendment, which amendment may be adopted by a vote of a majority of the elected members; Provided, however, if the proposed amendment be to add the emergency clause, it may only be adopted by a vote of two-thirds of the elected members.

Members to remain in their seat. Rule 2, Sec. 3g, page 8.
No one to be seated beside member during Final Reading. Rule 2, Sec. 3d, page 7.

Sec. 8. Question on Final Reading. The question after the Final Reading of bill shall be: "All provisions of law relative to procedure having been complied with, the questions is, 'Shall the bill pass?" If the emergency clause is contained in the bill, the words "with the emergency clause attached" shall be added to the question.

Majority of elected members required. Const. Art. III, Sec. 13.

Sec. 9. Emergency Clause, Votes Requested. When a bill containing the Emergency Clause does not receive the required two-thirds constitutional majority on Final Reading, then the emergency clause shall be considered

stricken, and the bill without the emergency clause shall be pending on Final Reading, and the question then shall be, "Shall the bill pass with the emergency clause stricken?"

Const. Art. III, Sec. 27.

Sec. 10. Governor's Veto, Reconsideration. Upon the day of receipt of a message from the Governor announcing his veto of a bill, or on either of the next five legislative days, any member may move that the bill so vetoed be taken up for passage. Whereupon, the question shall be, "Shall the bill pass, notwithstanding the objection of the Governor?"

Three-fifths vote of the elected members required to pass bill over Governor's veto. Const. Art. IV, Sec. 15.

The Governor may disapprove any item or items of appropriation contained in bills passed by the Legislature, and the item or items so disapproved shall be stricken therefrom, unless repassed in the manner prescribed in case of disapproval of bills.

Const. Art. IV, Sec. 15.

Sec. 11. Bills, passed over Veto. Should the Legislature pass a bill over the objections of the Governor by the necessary constitutional majority, it shall so certify and deposit the same with the Secretary of State.

RRS 84-503

The following votes shall be required to adopt the following motion on final reading:

FINAL READING

To return to Standing Committee	MEM	6-7-27
To return to E & R to correct an error	MEM	6-7-27
To return to Select File for specific amendment	MEM	6-5-27
Unless to add the Emergency Clause	2/3	6-7-27
To pass on Final Reading	MEM	6-8-27
With Emergency Clause attached	2/3	6-9-27
Motion to Reconsider (when failed on Final Reading)	3/5	7-7-32
To add the Emergency Clause	2/3	6-7-27
Override Governor's Veto	3/5	6-10-28

Constitutional Amendment. If proposition is to submit amendment to electorate at special election fails to receive 4/5 plurality, then amend bill to provide for general election when adoption is by 3/5 plurality. 49-236.

(A) Order of Business

Section 1. Meeting Time, Restrictions. (a) The Legislature shall meet at noon on the first Tuesday of each year and thereafter on each legislative day at 9:00 a.m., and adjourn not later than 1:00 p.m., unless otherwise ordered by a majority vote of its members present and voting thereon. The Legislature shall remain in session until it shall adjourn sine die, but in no event shall it remain in session for longer than ninety (90) legislative days in odd-numbered years or sixty (60) legislative days in even-numbered years. This limitation may be suspended by a four-fifths vote of the elected senators.

Const. Art. III, Sec. 10.

Each day the Legislature convenes shall be considered a legislative day.

(b) The order of business of the Legislature shall be as follows:
a. Prayer by the Chaplain
b. Roll call
c. Call for correction of the Journal
d. Petitions and memorials
e. Notice of committee hearings and reports
f. Bills on Final Reading
g. Resolutions
h. Introduction of bills and reading by title
i. Consideration of bills on Select File
j. Motions to reconsider
k. Motions to advance bills from committee
l. Other pending motions
m. Unfinished business, including messages on president's desk
n. Consideration of bills on General File
o. Miscellaneous business

(c) Messages from the Governor may be received at any stage of the proceedings.

(d) When a bill shall have been made a special order for a definite time and an adjournment shall intervene for a time beyond the time fixed for such special order, then in that event the bill so made a special order shall be placed in its order on General File. The unfinished business in which the Legislature was engaged at the adjournment of the last preceding sitting shall have preference in the special order of the day.

(e) Upon call for the introduction of bills, any member or any standing committee to which bills are referred for consideration may introduce one or more bills.

Introduction of bills. Rule 6, Sec. 1, page 24.

(B) Voting Machine

Sec. 2 Voting, Electric Roll Call. (a) All votes shall be taken viva voca unless otherwise provided for herein. Questions shall be distinctly put in this form, to wit: "Those who are in favor of the question say 'aye', those who are opposed to the question say 'no' ".

(b) If a machine vote is called for or if the presiding officer is in doubt, he shall cause the result to be obtained by means of the electric roll call system, and in such event shall accept only machine tallied votes except that voice votes shall be accepted on a motion before the House while the House is under call. The Presiding Officer may vote by voice. Only the totals shall be printed in the journal.

Voice votes shall be accepted on Final Reading.

(c) Upon the final passage of a bill, or of a resolution if the same required the same consideration as a bill, the vote shall be by yeas and nays, and the electric roll call system shall be used.

(d) Whenever the "ayes" and "nays" are taken by machine vote no member shall be permitted to vote after the decision is announced by the presiding officer or the Clerk. Votes not registered on the electric roll call system shall not be counted for or against a proposition. In announcing such vote the Clerk shall announce the ayes, the nays, those present and not voting, and those absent and not voting. Any member may request a roll call or a record vote and further that the same be verified.

(C) Motions

Sec. 3. Motions, in Writing, Withdrawal. (a) A motion shall be either stated by the presiding officer or read by the Clerk in writing before a vote is taken. All motions shall be submitted in writing if requested by the presiding officer or any Senator.

Once motions are stated they may be withdrawn or modified by the mover before a decision, amendment, or ordering of a vote has been made. A motion to reconsider may be withdrawn only with unaminous consent or a majority vote of the elected members.

When a question is under debate no motion shall be considered except one of the following, which motions shall take precedence in the order stated.

a. To adjourn
b. For the previous question
c. To postpone to a time certain
d. To recommit to a committee
e. To amend
f. To postpone indefinitely

Such motions shall have precedence in the order in which they are arranged, except that motions to postpone indefinitely and amend do not yield to each other.

(b) When a motion or other proposition is under consideration, a motion to amend and a motion to amend that amendment shall be in order.

(c) Amendments to the title shall be made by the Enrollment and Review Committee.

(d) No motion, proposition or subject, different from that under consideration, shall be admitted under color of amendment.

(e) Any member may call for the division of a question, which shall be divided if it comprehends propositions in substance so distinct that, one being taken away, a substantive proposition shall remain for the decision of the Legislature. A motion to strike out and insert shall be deemed indivisible, but a motion to strike out being lost, shall not preclude an amendment or a motion to strike out or insert.

(f) When motions are made for reference of the same subject to a select committee and to a standing committee, the question on reference to the standing committee shall be considered first.

Sec. 4. Shall the Debate Cease.

The previous question shall be in this form, "Shall the debate now close?"

The previous question shall be in order when demanded by five or more members and must be sustained by the vote of a majority of the elected members, and until decided shall, except as provided in this section of this rule, preclude further debate and all amendments and motions, except one motion to adjourn.

On a previous question there shall be no debate. All incidental questions of order, arising after a motion is made for a previous question, and pending such motion, shall be decided, whether on appeal or otherwise, without debate.

When the previous question shall have been ordered on a proposition under debate, the mover, proponent or introducer of such proposition shall be given the right to close the debate thereon.

Sec. 5. Call of the Legislature. A call of the Legislature must be seconded by at least five members. Thereupon, and upon call of the presiding officer, each member present shall indicate his presence upon the electric

roll call system and shall remain in his seat during the call. After the Clerk shall note the names of the absentees, proceedings under the call may be suspended at any time by a majority vote of the members elected, and when so suspended shall not again be ordered on the proposition pending, except by a majority vote of the members present and voting thereon. When the Legislature has been under call for fifteen minutes, and if all absentees were to vote on one side of the question, and if their combined vote would be insufficient to change the result of the vote, the President shall declare the call raised.

Lieutenant Governor votes only when Legislature equally divided. Rule 1, Sec. 14, page 3.
Voice vote while House under call. Rule 7, Sec. 2b, page 30.

Sec. 6. Postpone to Time Certain. No motion to postpone to a time certain, to commit or to postpone indefinitely being decided, shall again be allowed on the same day at the same stage of the bill of proposition.

Sec. 7. Reconsideration. (a) When a question has been decided, it shall be in order for any member voting with the prevailing side, or not voting, to move for a reconsideration thereof. A motion to reconsider must be made on the same day the original question was decided or on the next legislative day, except when it be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading. In such case, it must be made on the same day the original question was decided or on one of the next three legislative days. A motion to reconsider must be disposed of by the Legislature within five legislative days after making the same or it shall be deemed defeated. If the Legislature shall refuse to reconsider, or upon reconsideration shall affirm its first decision, no further motion to reconsider shall be in order unless by unanimous consent.

Motion to reconsider cannot be withdrawn without leave. Rule 7, Sec. 3., page 30.

(b) Every motion to reconsider shall take precendence over all othe questions, except a motion to adjourn.

(c) For its adoption, a motion to reconsider shall require the vote of a majority of the elected members, except:

i Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading, then a three-fifths vote shall be required for adoption.

ii Where such motion be to reconsider the vote on a bill which lacked the constitutional majority on a Final Reading with the emergency clause attached, but which received the constitutional majority with the emergency clause stricken and the purpose of the motion is to again add the emergency clause, then a two-thirds vote of the elected members shall be required for adoption.

Sec. 8. Strike the Enacting Clause. A motion to strike the enacting clause if adopted, is equivalent to rejection of the bill. It shall not have precedence over a motion to amend nor a motion to indefinitely postpone.

Sec. 9. Motion to Adjourn. A motion to adjourn shall be in order, except:

a. While a member is speaking.
b. When a motion to adjourn has just been defeated.
c. After the Final Reading of a bill and during roll call thereon.

A motion to adjourn to a time certain shall have precedence over a motion to adjourn. A motion to recess shall take precedence over either of such motions.

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LEGISLATIVE BILL 70. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 85-125, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to restrict the use of the University Cash Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 117. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 2-1502, 2-1504, and 2-1507, Reissue Revised Statutes of Nebraska, 1943, and section 46-613.01, Revised Statutes Supplement, 1969, relating to natural resources; to remove references to natural resource districts; to repeal provisions for changes in membership of the Nebraska Soil and Water Conservation Commission; to change provisions for transfer of ground water to other states; and to repeal the original sections, and also Chapter 32, article 2, Reissue Revised Statutes of Nebraska, 1943, and sections 31-101.01, 31-301.01, 31-401.01, 46-614.01, and 46-1001.01, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 123. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, of the Constitution of Nebraska, relating to the Bill of Rights; to guarantee the right of all citizens to bear arms for lawful purposes; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 124. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

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A BILL FOR AN ACT relating to cities of the metropolitan class; to authorize cities of the metropolitan class to adopt an ordinance imposing a payroll wage and earnings tax as prescribed; to provide for notice, election, and form of ballot; and to provide for effect of such tax.

LEGISLATIVE BILL 247. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, of the Constitution of Nebraska, by adding new sections 30 and 31, relating to the Legislature; to direct enactment of legislation to protect the people in enjoyment of a wholesome environment; to provide for enactment of legislation; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 285. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 3-128, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide for issuing certificates authorizing persons to conduct aerial pesticide operations as prescribed; to provide for revocation of such certificates; and to repeal the original section.

LEGISLATIVE BILL 302. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 10, 11, and 12, and the repeal of Article III, section 23, and Article IV, sections 18, 20, and 21, of the Constitution of Nebraska, relating to the executive; to transfer provisions respecting vacancies in office from the legislative to the executive article; to change provisions for removing officers and for filling vacancies in office; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 304. By William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 2, of the Constitution of Nebraska, relating to the judiciary; to reduce the number of judges of the Supreme Court; to declare a state law unconstitutional; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 307. By Richard Maresh, 32nd District.

A BILL FOR AN ACT relating to railroads; to provide that governmental subdivisions or agencies of the state shall obtain approval from the Legislature prior to purchase, lease, or acquiring of railroad rights-of-way outside of incorporated cities and villages when any federal agency has permitted such railroad rights-of-way abandonment.

LEGISLATIVE BILL 311. By David H. Stahmer, 8th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide for fixing the salary for members of the Legislature; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 343. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend sections 66-448, 66-449, 66-450, 66-451, 66-453, 66-454, 66-455, 66-457, 66-458, 66-460, 66-461, 66-461.01, 66-462, 66-464, and 66-466, Reissue Revised Statutes of Nebraska, 1943, and sections 66-445, 66-447, 66-452, 66-456, 66-459, and 66-465, Revised Statutes Supplement, 1969, relating to motor fuels; to provide for tax credit motor fuel or tax credit gasoline rather than refund tax motor fuel or refund tax gasoline; to provide for credits on income tax returns as prescribed; to repeal the original sections, and also section 66-463, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 345. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to minors; to create Metropolitan County Commissions on Youth; to define metropolitan counties for the purposes of this act; to outline the membership of such commissions; to provide procedures, duties and limitations of such commissions and of county boards.

LEGISLATIVE BILL 347. By Donald Elrod, 35th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to change the name of the State Railway Commission to the Public Service Commission; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 354. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to repeal sections 60-1801 to 60-1808, Revised Statutes Supplement, 1969, relating to motor vehicles.

LEGISLATIVE BILL 373. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 84-908, Reissue Revised Statutes of Nebraska, 1943, relating to administrative procedure; to provide for the filing and approval of agency rules as adopted, amended, or repealed as prescribed; and to repeal the original section.

LEGISLATIVE BILL 391. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to the Nebraska State Railway Commission; to state a purpose; to define terms; to provide for the filing of applications for and the issuance of state-wide grandfather certificates and subsequent certificates; to provide that motor common carriers transporting livestock shall maintain minimum public liability and cargo insurance requirements; to provide for the filing and publication of rates and charges for transportation; to provide for filing fees; to provide for penalties for noncompliance with this act; to amend section 75-303, Revised Statutes Supplement, 1969; and to repeal the original section.

LEGISLATIVE BILL 439. By John DeCamp, 40th District.

A BILL FOR AN ACT relating to the Department of Agriculture; to provide for licensing of applicators of pesticides; to provide for mandatory examinations prior to issuance of licenses; to provide for fees and their disbursement; to provide for promulgation of rules and regulations by the Director of Agriculture; to provide for administrative hearings; to provide for judicial review; to provide for a bond; to provide for inspection and duties for the Department of Agriculture; and to provide penalties.

LEGISLATIVE BILL 451. By J. James Waldron, 42nd District; Maurice Kremer, 34th District; Ellen Craft, 45th District.

A BILL FOR AN ACT relating to real property; to establish a uniform procedure to be used in acquiring private property for public purposes; to amend section 70-301, Revised Statutes Supplement, 1969; and to repeal the original section.

LEGISLATIVE BILL 461. By George Syas, 13th District; Maurice Kremer, 34th District.

A BILL FOR AN ACT to amend section 81-802, Reissue Revised Statutes of Nebraska, 1943, relating to the Game and Parks Commission; to provide that the Governor or his representative shall act as chairman of the Game and Parks Commission; to provide change of representative as prescribed; and to repeal the original section.

LEGISLATIVE BILL 481. By Wally Barnett, 26th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to insurance; to require prescribed notice of cancellation of a policy of automobile liability insurance; and to provide exceptions.

LEGISLATIVE BILL 503. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to clarify the provisions thereof; to provide no person convicted of a felony unless restored to civil rights shall be eligible as collector and custodian of public money or property; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 511. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 18-301, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to restate the interest of city and village officers in public contracts; to provide exceptions; to provide for violations; to provide penalties; and to repeal the original section, and also sections 15-603, 16-502, and 17-611, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 537. By J. W. Burbach, 19th District; Maurice Kremer, 34th District; Rudolf C. Kokes, 41st District; Irving F. Wiltse, 1st District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; George Syas, 13th District; Herb Nore, 22nd District.

A BILL FOR AN ACT relating to natural resources; to require planning by natural resources districts and soil and water conservation districts as prescribed; and to provide for enforcement.

LEGISLATIVE BILL 540. By J. W. Burbach, 19th District; Maurice Kremer, 34th District; Rudolf Kokes, 41st District; Irving Wiltse, 1st District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; George Syas, 13th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 2-3225 and 2-3226, Reissue Revised Statutes of Nebraska, 1943, relating to natural resources districts; to reduce the mill levy except by vote of the people as prescribed; to eliminate provisions for general obligation bonds; and to repeal the original sections.

LEGISLATIVE BILL 541. By J. W. Burbach, 19th District; Maurice Kremer, 34th District; Rudolf Kokes, 41st District; Irving Wiltse, 1st District; Herb Nore, 22nd District; George Syas, 13th District.

A BILL FOR AN ACT to amend section 2-1549.01, Reissue Revised Statutes of Nebraska, 1943, relating to soil and water conservation districts; to provide for investments; and to repeal the original section.

LEGISLATIVE BILL 542. By J. W. Burbach, 19th District; Maurice A. Kremer, 34th District; Rudolf Kokes, 41st District; Irving Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District.

A BILL FOR AN ACT to establish the Board of Natural Resources as successor to the Nebraska Soil and Water Conservation Commission as prescribed; to provide for transition; to amend sections 2-1503, 2-1504, and 2-3260, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections, and also section 2-1504.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 543. By J. W. Burbach, 19th District, Maurice Kremer, 34th District; Rudolf Kokes, 41st District; Irving Wiltse, 1st District; E. Thome Johnson, 15th District; Herb Nore, 22nd District; Thomas Kennedy, 21st District.

A BILL FOR AN ACT relating to natural resources; to restate legislative intent; to eliminate mandatory merger of soil and water conservation districts with natural resources districts; to eliminate reference to mosquito abatement; to eliminate provision for natural resources divisions of public power districts; to harmonize with other legislation; to restrict the power of the Nebraska Soil and Water Conservation Commission; to change provisions for appeal; to change provisions respecting director of natural resources districts as prescribed; to restrict powers of soil and water conservation districts; to amend sections 2;1526, 2-3201, 2-3202, 2-3204, 2-3206, 2-3213, 2-3214, 2-3215, 2-3218, 2-3219, and 2-3229, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections and also section 2-3251, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 550. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-442, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to increase the maximum amount of contract in which a school officer may be interested; and to repeal the original section.

LEGISLATIVE BILL 575. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to the judiciary; to eliminate the provisions for nomination of judges by commissions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 592. By Sam Klaver, 9th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to the judiciary; to provide for the election rather than the appointment of judges; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 610. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 1, of the Constitution of Nebraska, relating to amendments to the Constitution; to permit the Legislature to propose revisions of portions of the Constitution; to remove the requirement that a proposal to carry must receive thirty-five per cent of the total votes cast at the election; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 611. By George Syas, 13th District, William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to eliminate the requirement for thirty-five per cent of the total votes cast at an election to be cast in favor of calling a constitutional convention; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to

provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 619. By Maurice A. Kremer, 34th District; George Syas, 13th District.

A BILL FOR AN ACT relating to prairie dogs; to provide a procedure to control prairie dogs as prescribed; to provide additional powers and duties for county judges; to provide for appeals; to provide duties for the Game and Parks Commission; and to repeal sections 2-1062, 2-1063, 2-1064, and 2-1065, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 623. By George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, of the Constitution of Nebraska, by adding a new section 3, relating to amendments to the constitution; to require a constitutional convention proposal to be placed on the ballot at least once every ten-year period by the Secretary of State; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 625. By William F. Swanson, 27th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 77-1245, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for an equitable allocation of flight equipment as prescribed; and to repeal the original section.

LEGISLATIVE BILL 646. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1969, relating to municipal courts; to provide for an increase in the clerk's salary; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 656. By Ramey C. Whitney, 44th District; William H. Hasebroock, 18th District; George Syas; 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, of the Constitution of Nebraska, by amending sections 1 to 13 and by repealing sections 14 to 17 relating to education; to recodify, revise, and clarify the provisions of Article VII; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the maner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 664. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 60-301, Revised Statutes Supplement, 1969, relating to motor vehicles; to except certain agricultural equipment, as prescribed, from the definition of a motor vehicle; and to repeal the original section.

LEGISLATIVE BILL 674. By Wally Barnett, 26th District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to taxation; to provide for information to be contained on the tax receipt as prescribed.

LEGISLATIVE BILL 690. By Wayne Ziebarth, 37th District; Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend sections 43-604, 43-605, 43-606, 43-611, 43-617, 43-620, 43-621, 43-625, and 43-626, Reissue Revised Statutes of Nebraska, 1943, and sections 43-607, 43-613, 43-616.01, 43-628, and 79-202.01, Revised Statutes Supplement, 1969, relating to children; to define orthopedically handicapped children; to clarify provisions for transportation of children in special education programs; to clarify terms relating to special education programs; to remove obsolete matter; and to repeal the original sections, and also section 43-616, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 693. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 17-715, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to provide that cities of the second class and villages may draw warrants in excess of eighty-five per cent of the current levy for the purpose for which it is drawn when there are obligated federal or state funds, or both, for the credit of such city of the second class or villages for such purpose; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 710. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to elections; to make the use of untrue campaign statements unlawful; and to provide a penalty.

LEGISLATIVE BILL 716. By Maurice Kremer, 34th District; William Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for water pollution control facilities; to define the terms; to establish requirements for the issuance of an exemption certificate; to require

approval of the plans and specifications for such a facility; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or misrepresentation that no statute of limitations shall operate; and to provide for rules and regulations.

LEGISLATIVE BILL 717. By Maurice Kremer, 34th District.

A BILL FOR AN ACT relating to water resources; to provide for an advisory Nebraska Water Industry Committee; to provide for appointment of such committee; to provide duties of such committee; to provide for organization; and to declare an emergency.

LEGISLATIVE BILL 719. By Maurice Kremer, 34th District; William Hasebroock, 18th District.

A BILL FOR AN ACT relating to revenue and taxation; to establish an exemption from sales tax, use tax and tangible personal property taxes for air pollution control facilities; to define terms; to establish requirements for the issuance of an exemption certificate by the Tax Commissioner; to require approval of the plans and specifications for such a facility by the Department of Health; to require that notice of approval or disapproval be sent to the applicant and to the local county assessor; to provide for hearings and revocation or modification of the exemption certificate if the holder is found to be guilty of fraud or misrepresentation, or failure to construct the facility as planned or the facility is no longer in use; to provide that in the case of fraud or misrepresentation that no statute of limitation shall operate; and to provide for rules and regulations.

LEGISLATIVE BILL 730. By Ramey Whitney, 44th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, by adding a new section 18, of the Constitution of Nebraska, relating to education, to provide that salaries of all teachers, administrators, and employees of public school districts in Nebraska shall be paid with funds of the state as provided by law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 740. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to cities of the metropolitan class; to provide for creation of neighborhood improvement districts; to provide for powers and duties of such districts; to provide for selection of trustees; to set terms of trustees, and provide for dissolution of such district.

LEGISLATIVE BILL 758. By Wayne W. Ziebarth, 37th District, Leslie A. Stull, 49th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT relating to gas service to cities and villages; to provide for appeals to the State Railway Commission and the district court regarding rates.

LEGISLATIVE BILL 760. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1969, relating to public assistance; to discontinue certain disregarded income; to repeal the original section, and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

LEGISLATIVE BILL 761. By Ramey C. Whitney, 44th District; George Syas, 13th District; William H. Hasebroock, 18th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IX, by amending section 4 and repealing section 1, of the Constitution of Nebraska, relating to counties; to permit counties to form a county manager form of government; to eliminate obsolete matter; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 763. By Terry Carpenter, 48th District; George Syas, 13th District; John S. Savage, 10th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, by adding a new section 11A, of the Constitution of Nebraska, relating to the Bill of Rights; to adopt a self defense law; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 771. By Richard F. Proud, 12th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to insurance; to provide for separate accounts and the allocation thereto of amounts for life insurance payable in fixed or variable amounts; and to provide for adoption of rules and regulations for variable contracts as prescribed.

LEGISLATIVE BILL 772. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 68-706, Reissue Revised Statutes of Nebraska, 1943, relating to the county board of public welfare; to authorize an advisory committeee to the board; and to repeal the original section.

LEGISLATIVE BILL 774. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-444, Revised Statutes Supplement, 1969, relating to schools; to provide that all school districts shall provide for education of handicapped, trainable, and mentally handicapped children as prescribed; to provide for an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 777. By Loran Schmit, 23rd District; Walter H. Epke, 24th District; Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend sections 37-213 and 37-301, Reissue Revised Statutes of Nebraska, 1943, and sections 37-204 and 37-215, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to increase nonresident annual fishing permit fees; to define an offense of hunting without a waterfowl stamp; to provide additional regulations of deer and turkey hunting; to enlarge regulatory powers of the commission; to provide for emergency closings and openings of seasons on game birds and animals; and to repeal the original sections.

LEGISLATIVE BILL 781. By James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 36-213, Revised Statutes Supplement, 1969, relating to wage assignment; to provide a limitation on the amount of wages that can be assigned.

LEGISLATIVE BILL 782. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1969, relating to fire prevention; to extend the provisions to all school and public buildings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 786. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 83-376, Revised Statutes Supplement, 1969, relating to state hospitals; to change the ratio of per diem cost of care when paid by the county and state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 786A. By Duke Snyder, 14th District.

A BILL FOR AN ACT to change appropriations for the Department of Public Institutions for the period July 1, 1971 to June 30, 1972 to aid in carrying out the provisions of Legislative Bill 786, Eighty-second Legislature, First Session, 1971, as prescribed; to amend section 23, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 787. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 43-512, Revised Statutes Supplement, 1969, relating to dependent children; to provide for an alternative method of payment of assistance; and to repeal the original section.

LEGISLATIVE BILL 789. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 44-333.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to revise the issuance of a temporary license; and to repeal the original section.

LEGISLATIVE BILL 790. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-337, Revised Statutes Supplement, 1969, relating to state institutions; to change the compensation of physicians and members of the boards of mental health; and to repeal the original section.

LEGISLATIVE BILL 807. By Loran Schmit, 23rd District; Willard H. Waldo, 31st District; Maurice A. Kremer, 34th District.

A BILL FOR AN ACT authorizing the Game and Parks Commission to sell certain real estate as prescribed; and to declare an emergency.

LEGISLATIVE BILL 817. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-112, Revised Statutes Supplement, 1969, relating to taxation; to provide additional factors for determing actual value; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 820. By J. James Waldron, 42nd District; Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to husband and wife; to provide procedures for the dissolution of marriage, legal separation, and anullment; and to repeal Chapter 42, article 3, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 821. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 24-501.01, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to require county judges to be attorneys in counties with fifteen thousand or more inhabitants; and to repeal the original section.

LEGISLATIVE BILL 837. By Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue; to authorize the Legislature to fix the value of land actively devoted to agriculture and horticultural use; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 849. By E. Thome Johnson, 15th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 35-509, Revised Statutes Supplement, 1969, relating to fire protection districts; to increase maximum mill levy of a rural district; and to repeal the original section.

LEGISLATIVE BILL 855. By Willard H. Waldo, 31st District; Leslie A. Stull, 49th District; Irving Wiltse, 1st District.

A BILL FOR AN ACT relating to predator animals; to provide for the control and management of harmful predator animals; to provide for cooperative agreements with the United States Department of Interior; to provide for funding control programs within the Department of Agriculture; to harmonize existing legislation, and to repeal section 23-609, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 859. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 84-306.03, Revised Statutes Supplement, 1969, relating to expenses of state employees; to include funds expended for parking in claims against the state; and to repeal the original section.

LEGISLATIVE BILL 864. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 37-101, 37-307, and 37-308, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to include the mourning dove as a game bird; and to repeal the original sections.

LEGISLATIVE BILL 875. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 79-432, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide an exception to the maximum levy for Class I, II, III, and VI school districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 876. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 16-6,100, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for acquisition of public buildings as prescribed; and to repeal the original section.

LEGISLATIVE BILL 884. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 18-1202, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to provide for issuance of fire department bonds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 885. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 18-1802, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change provisions for maturity and interest of various purpose bonds as prescribed; and to repeal the original section.

LEGISLATIVE BILL 892. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 28-1036, 28-1037, and 28-1038, Revised Statutes Supplement, 1969, relating to junk on property; to provide exceptions as prescribed; to provide effect of order of state or a political subdivision for removal of accumulation of junk; to provide for prosecutions; and to repeal the original sections.

LEGISLATIVE BILL 893. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 19-2107, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to extend the provisions of this act to cover solid waste disposal areas; to extend the requirements for selecting a site for garbage disposal facilities and solid waste disposal areas; to provide for license as prescribed; and to repeal the original section.

LEGISLATIVE BILL 895. By John W. DeCamp, 40th District.

A BILL FOR AN ACT relating to law; to provide for justification for use of force under certain conditions; to define terms; and to repeal section 29-114, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 899. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 44-311.05, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate a restriction on the assignment of value to assets received in connection with other investments; and to repeal the original section.

LEGISLATIVE BILL 905. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 2-2601, 2-2602, 2-2603, 2-2604, and 2-2605, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to redefine terms; to provide for inspection of economic poisons; to provide for enforcement of sections 2-2601 to 2-2611, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

LEGISLATIVE BILL 907. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 39-2519, Revised Statutes Supplement, 1969, relating to highways; to provide for accumulating and investing funds for street improvement projects as prescribed; and to repeal the original section.

LEGISLATIVE BILL 920. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 32-503.01, Revised Statutes Supplement, 1969, relating to elections; to eliminate the provision of an incumbent filing as a candidate of another office as prescribed; and to repeal the original section.

LEGISLATIVE BILL 925. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 77-1262, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the assessment formula for registered bulls; and to repeal the original section.

LEGISLATIVE BILL 928. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 79-102.01, Revised Statutes Supplement, 1969, relating to schools; to limit the formation of Class VI districts as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 942. By E. Thome Johnson, 15th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 17-612, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to

eliminate the provision that appointed officials could not have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 943. By E. Thome Johnson, 15th District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 16-326, Reissue Revised Statutes of Nebraska, 1943, relating to first class cities; to eliminate the provision that appointed officials could not have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 949. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 23-1115, Reissue Revised Statutes of Nebraska, 1943, relating to county judges; to change the classification of counties for purposes of fixing the salary of county judges; to increase the salary of county judges; to provide when such increases shall become operative; and to repeal the original section.

LEGISLATIVE BILL 964. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to establish a Rural Affairs Department under the direction of the Director of Economic Development of the State of Nebraska.

LEGISLATIVE BILL 978. By Duke Snyder, 14th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, by adding a new section 12, of the Constitution of Nebraska, relating to revenue; to provide for a payroll tax in cities of the metropolitan, primary and first class; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 979. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, by adding a new section to be known as section 18, of the Constitution of Nebraska, relating to miscellaneous provisions; to prohibit persons from being forced to be a member of an organization to practice his profession; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 983. By Richard F. Proud, 12th District; Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 10-209, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to require bonds and coupons to fix the interest rate as prescribed; to provide the rate of interest on bonds and coupons when no rate of interest is provided; and to repeal the original section.

LEGISLATIVE BILL 985. By Loran Schmit, 23rd District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to universities; to authorize the University of Nebraska through its college of medicine to establish, develop, and implement a program for the training of physician's assistants; and to appropriate two hundred twenty-five thousand dollars for such purpose.

LEGISLATIVE BILL 998. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-2202, and 79-2203, Revised Statutes Supplement, 1969, relating to schools; to provide that all counties shall be a part of an educational service unit; to remove obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 1015. By the Education Committee; Donald Elrod, 35th District; Gerald Stromer, 36th District; Wally Barnett, 26th District; Duke Snyder, 14th District; George Syas, 13th District; Orval A. Keyes, 3rd District; Ellen E. Craft, 45th District; William F. Swanson, 27th District.

A BILL FOR AN ACT relating to education; to adopt the Interstate Agreement on Qualification of Educational Personnel; and to provide an operative date.

LEGISLATIVE BILL 1018. By the Government and Military Affairs Committee; Terry Carpenter, 48th District; P. J. Morgan, 4th District; John DeCamp, 40th District; William Swanson, 27th District; Don Elrod, 35th District; Fred Carstens, 30th District and Glenn Goodrich, 20th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for right turns on red traffic signals; to provide for prohibition of right turns on red lights by appropriate ordinances of governmental subdivisions; and to declare an emergency.

LEGISLATIVE BILL 1023. By Constitutional Revision Committee; George Syas, 13th District; Gerald Stromer, 36th District, Harold Moylan, 6th District; Duke Snyder, 14th District; Wally Barnett, 26th District.

A BILL FOR AN ACT for submission to the electors of amendments to Article VII of the Constitution of Nebraska by amending sections 1, 2, 3, 4, 6, 7, 8, 9, and 12 and by repealing sections 13 to 17 relating to education; to recodify, revise, and clarify the provisions of Article VII; to provide for the submission of the proposed amendments to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1032. By the Judiciary Committee; Roland Luedtke, 28th District; Fred Carstens, 30th District; John DeCamp, 40th District; P. J. Morgan, 4th District; Walter Epke, 24th District; Harold Simpson, 46th District; Terry Carpenter, 48th District; Ernest Chambers, 11th District; Leslie A. Stull, 49th District.

A BILL FOR AN ACT relating to courts; to establish a statewide system of county courts replacing existing county, municipal, police magistrate, and justice of the peace courts; to amend sections 2-220, 7-111, 11-119, 11-125, 13-113, 13-114, 14-603, 15-326, 16-105, 16-323, 17-107, 17-108.02, 17-209.02, 17-213, 17-564, 22-206, 23-230, 23-1805, 23-1808, 23-1811, 23-1812, 23-1903, 23-2001, 24-315, 24-502.01, 24-503, 24-508 to 24-512, 24-520, 24-528.01, 24-532, 24-535 to 24-543, 24-549, 25-1042, 25-1056, 25-1094, 25-1267.14, 25-1402, 25-1521, 25-1522, 25-1565, 25-1901, 25-1906 to 25-1910, 25-2105, 25-21,147, 25-2222, 26-102.01, 26-102.03, 26-105, 26-108, 26-113 to 26-115, 26-199, 26-1,100, 26-1,103, 26-1,104, 26-1,105, 26-1,106, 26-1,110, 26-1,112 26-1,114 to 26-1,117, 26-1,119 to 26-1,134, 28-706, 28-711, 28-714, 28-716, 28-724, 28-729, 28-805, 28-807, 28-810, 28-1118, 28-1218, 28-1231, 29-103, 29-201, 29-204, 29-301, 29-313, 29-403, 29-611, 29-617, 29-623, 29-901, 30-808, 31-328, 31-365, 32-312, 32-314, 32-414, 33-120, 37-601, 37-602, 38-106, 39-703, 39-794, 42-108, 42-114, 49-502, 51-214, 54-404, 54-406, 54-705, 65-101, 68-116, 76-217, 77-2401, 77-2402, 77-2403, 78-102, 78-103, 78-105 to 78-108, and 83-471, Reissue Revised Statutes of Nebraska, 1943, and sections 24-550 to 24-553, 24-562.01, 25-21,148, 26-118.01, 26-1,104.01, 26-1,106.01, 26-1,118, 33-136, 39-796, and 43-202, Revised Statutes Supplement, 1969; to repeal the original sections and also sections 5-106, 14-119, Chapter 18, article 2, sections 23-158, 24-501, 24-501.01, 24-502, 24-504 to 24-507.02, 24-514 to 24-519, 24-521 to 24-528, 24-529 to 24-531, 24-533, 24-534, 24-544 to 24-548, 24-554 to 24-561, 25-1583 to 25-1586, 25-1709, 26-103 to 26-104, 26-109 to 26-111, 26-116.01, 26-118, 26-119, 26-121 to 26-183, 26-185 to 26-198, 26-1,101, 26-1,102, 26-1,107 to 26-1,109, 26-1,111, 26-1,113, 26-1,136 to 26-1,138, 26-1,140, 26-1,142 to 26-1,203, 29-202, 29-207, 32-311, 32-1041, 33-127, 33-134, 33-135, 43-211, and 83-467, and Chapter 27, Reissue Revised Statutes of Nebraska, 1943, and sections

24-507.03, 24-513, 26-101, 26-101.01, 26-102, 26-106, 26-106.03, 26-106.04, 26-107, 26-112, 26-116, 26-117, 26-120, 26-184, 26-1,135, 26-1,139, and 26-1,141, Revised Statutes Supplement, 1969; and to provide when this act shall become operative.

LEGISLATIVE BILL 1033. By the Miscellaneous Subjects Committee: J. James Waldron, 42nd District; Ellen Craft, 45th District; Herbert Duis, 39th District; Eugene Mahoney, 5th District; William Skarda, 7th District; Richard Maresh, 32nd District; Thomas Kennedy, 21st District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 51-309, 51-314, 51-315, and 51-401 to 51-410, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to change the name of the Nebraska Public Library Commission; to increase the membership of the library commission; to designate the terms of members; to provide for a director; to redefine powers and duties as specified; and to repeal the original sections.

LEGISLATIVE Bill 1036. By the Agriculture and Recreation Committee: Maurice Kremer, 34th District; Willard H. Waldo, 31st District; Calvin F. Carsten, 2nd District; Rudolf C. Kokes, 41st District; Otho G. Kime, 43rd District.

A BILL FOR AN ACT to amend section 2-2104, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Rural Rehabilitation Corporation; to remove an inconsistency therein; to harmonize provisions thereof; to remove obsolete matter; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1039. At the request of Governor Exon by the Government and Military Affairs Committee: Terry Carpenter, 48th District, Chairman; and William Skarda, 7th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, of the Constitution of Nebraska, by adding a new section 1c relating to revenue; to exempt from the sales tax the retail sale of food products, including soft drinks and candy but excluding alcoholic beverages, intended for human consumption off the premises of the retailer or seller and eliminating sales tax credit on income tax returns; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1040. By the Public Health and Welfare Committee; Thomas Kennedy, 21st District; Richard Maresh, 32nd District, Glenn Goodrich, 20th District; Richard Lewis, 38th District; Harold Moylan, 6th District; Leslie A. Stull, 49th District; Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 71-2042, 71-2043, and 71-2044, Revised Statutes Supplement, 1969, relating to nursing home administrators; to transfer duties from the Director of Health to the examining board; to define terms; to designate the board as the Board of Examiners in Nursing Home Administration and to change its composition and increase its duties; to provide for fees; to make certain acts unlawful; to provide penalties; to repeal the original sections, and also sections 71-2041 and 71-2045, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 1042. By Don Elrod, 35th District; Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend section 46-1008, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 514, Eighty-second Legislature, First Session, 1971, relating to irrigation; to eliminate the provisions for acquiring land or interest in land outside the district; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 650. By Roland Luedtke, 28th District; Rudolf C. Kokes, 41st District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to travel and tourism promotion; to state the purpose of this act; to create the State Travel and Tourism Promotion Fund; to prescribe the use and disbursement of such fund; to provide a room and lodge tax as prescribed; to provide the rate, use, and disbursement of the tax; to provide travel and tourism regions; to provide for regional travel and tourism councils; to prescribe the duties of the council; to provide for members of the council, their appointment, duties and meetings; to provide for a State Travel and Tourism Promotion Board; to provide for the appointment, qualifications, and terms of members of the board; to provide powers and duties of the board; and to provide for matching funds.

LEGISLATIVE BILL 661. By Elmer Wallwey, 17th District; Fred Carstens, 30th District.

A BILL FOR AN ACT relating to elections; to change, clarify, and harmonize election provisions generally; to amend sections 19-612, 19-613.01, 19-615, 19-617, 19-621, 19-623, 19-3004, 19-3011, 23-343.25, 23-2010, 25-523, 32-106, 32-202, 32-206, 32-211, 32-222, 32-228, 32-229, 32-439, 32-451, 32-460, 32-472, 32-477, 32-4,104, 32-4,113, 32-4,114, 32-4,115, 32-504.01, 32-514, 32-525, 32-542, 32-545, 32-716, 32-802, 32-805, 32-806, 32-807, 32-808, 32-819, 32-1305, 49-208, and 51-202, Reissue Revised Statutes of Nebraska, 1943, sections 32-210.01, 32-216, 32-231, 32-231.01, 32-231.08, 32-428,

32-459, 32-499, 32-4,108, 32-504, 32-512, 32-513, 32-522, 32-803, 32-804, 70-610, 79-516.05, and 79-803.03, Revised Statutes Supplement, 1969, section 3-502, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 164, Eighty-second Legislature, First Session, 1971, section 17-307, Reissue Revised Statutes of Nebraska, 1943, as amended by section 3, Legislative Bill 62, Eighty-second Legislature, First Session, 1971, section 18-209, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 6, Eighty-second Legislature, First Session, 1971, section 19-3007.01, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 7, Eighty-second Legislature, First Session, 1971, section 32-102, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, section 32-210, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 916, Eighty-second Legislature, First Session, 1971, section 32-535, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 49, Eighty-second Legislature, First Session, 1971, and section 32-537, Revised Statutes Supplement, 1969, as amended by section 3, Legislative Bill 49, Eighty-second Legislature, First Session, 1971; to provide severability; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 866. By Wayne Ziebarth, 37th District; Duke Snyder, 14th District; Richard D. Marvel, 33rd District.

A BILL FOR AN ACT relating to education; to create the Nebraska Commission on Higher Education and provide the duties and authority thereof.

ENROLLMENT AND REVIEW

LEGISLATIVE BILL 600. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 2-1506.02, 2-1506.03, 2-1506.11, and 2-1506.13, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to define additional terms; to provide for the exercise or transfer of certain powers by certain political subdivisions; and to repeal the original sections.

LEGISLATIVE BILL 866A. Introduced by Wayne Ziebarth, 37th District; Duke Snyder, 14th District; Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate one hundred fifty-eight thousand four hundred fifty-nine dollars from the state General Fund for the period July 1, 1971 to June 30, 1972, to the Nebraska Commission on Higher Education, Agency No. 82, for Program 536 to aid in carrying out the provisions of Legislative Bill 866, Eighty-second Legislature, First Session, 1971; to provide a limitation on personal services; to amend

section 47, Legislative Bill 1025, Eighty-second Legislature, First Session 1971, as amended by Legislative Bill 390A, Eighty-second Legislature, First Session, 1971, and sections 42 and 60, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

FINAL READING

LEGISLATIVE BILL 76. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 32-231, Revised Statutes Supplement, 1969, as amended by section 27, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to elections; to correct an error; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 293. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public power; to provide procedure for public power districts or public power and irrigation districts; and to provide for judicial review and appeal.

LEGISLATIVE BILL 330A. Introduced by John DeCamp, 40th District.

A BILL FOR AN ACT to appropriate fifty thousand three hundred ninety-two dollars from the state General Fund for the period July 1, 1971 to June 30, 1972 to the Game and Parks Commission, Agency No. 33, for Program 327 to aid in carrying out the provisions of Legislative Bill 330, Eighty-second Legislature, First Session, 1971; and to provide conditions.

LEGISLATIVE BILL 490. By E. Thome Johnson, 15th District; Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to building and loan associations; to define terms; to authorize the formation of capital stock associations and to authorize the conversion of mutual associations into capital stock associations; to authorize the conversion of federal savings and loan associations into capital stock associations, and capital stock associations into federal savings and loan associations; to set forth the procedures for such formations and conversions; and to define the rights, limitations, powers and duties of capital stock associations.

LEGISLATIVE BILL 518A. Introduced by J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate one hundred thirteen thousand nine hundred thirty-seven dollars from the state General Fund and thirty-three thousand four hundred dollars from cash funds for the period July 1, 1971

to June 30, 1972 to the Department of Tourism, Agency No. 86, for Program 592 to aid in carrying out the provisions of Legislative Bill 518, Eighty-second Legislature, First Session, 1971; to provide conditions; to reappropriate cash funds; to amend section 66, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971; to change appropriations as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 556. By Richard D. Marvel, 33rd District.

A BILL FOR AN ACT to amend section 37-505, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions; and to repeal the original section.

LEGISLATIVE BILL 741. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, and section 43-609, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 179, Eighty-second Legislature, First Session, 1971, relating to handicapped children; to redefine terms; to provide state funds for specific learning disability children as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 741A. Introduced by David Stahmer, 8th District.

A BILL FOR AN ACT to appropriate seventy-four thousand dollars from the state General Fund for the period July 1, 1971 to June 30, 1972, to the State Department of Education, Agency No. 13, for Program 292, to aid in carrying out the provisions of Legislative Bill 741, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

LEGISLATIVE BILL 1000. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 43-619, 79-1910, and 79-2009, Reissue Revised Statutes of Nebraska, 1943, relating to handicapped persons; to provide for disbursement of funds as prescribed; to provide for cash funds and reimbursement as prescribed; and to repeal the original sections.

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 4, 1972

Pursuant to the provisions of Section 10, Article III of the Constitution of Nebraska, the Eighty-Second Legislature, Second Session, of the Legislature of Nebraska assembled in Legislative Hall of the Capitol Building at the hour of 12:00 o'clock (noon) on Tuesday, January 4, 1972, and was called to order by Mr. Frank Marsh, Lieutenant Governor.

PRAYER

Prayer was offered by Dr. Robert Palmer.

> O Lord our God, we seek your wisdom and guidance as our legislature begins a new session, standing upon the threshold of a new year, fraught with so many problems and opportunities.
>
> While there are similarities to past sessions, this one stands unique in terms of the amount of work that needs to be accomplished and the amount of time needed to accomplish it. Much remains from last year, and new issues confront us in this year.
>
> Some old faces are gone from this chamber – and we remember them; other new faces have come – and we welcome them; many familiar faces have returned – and we are gladdened by them.
>
> We are grateful that somehow our beloved State continues to go on with vitality, vigor and energized faith, and we pray that in this new year we together may move on to loftier heights and nobler achievements, for the good of the people in an envigorating climate of freedom, frankness and faithfulness – to what we believe, to one another and to your truth. Amen.

ROLL CALL

The roll was called and the following members were present:

Barnett, Wally, Jr.	Burbach, Jules W.	Carpenter, Terry
Carsten, Calvin F.	Carstens, Fred W.	Chambers, Ernest
Clark, Robert L.	Craft, Ellen E.	De Camp, John W.
Duis, Herbert J.	Elrod, Donald	Epke, Walter H.
Goodrich, Glenn A.	Hasebroock, William H.	Holmquist, Claire W.
Johnson, E. Thome	Kennedy, Thomas C.	Keyes, Orval A.
Kime Otho G.	Klaver, Sam	Kokes, Rudolf C.
Kremer, Maurice A.	Lewis, Richard	Luedtke, Roland A.
Mahoney, Eugene T.	Maresh, Richard	Marvel, Richard D.
Morgan, P. J.	Moylan, Harold T.	Nore, Herb
Orme, Fern Hubbard	Pfister, LeRoy	Proud, Richard F.
Savage, John S.	Schmit, Loran	Simpson, Harold D.
Skarda, William, Jr.	Snyder, Duke	Stahmer, David H.
Stromer, Gerald A.	Stull, Leslie A.	Swanson, William F.
Syas, George	Waldo, Willard H.	Waldron, J. James
Warner, Jerome	Whitney, Ramey C.	Wiltse, Irving F.
Ziebarth, Wayne W.		

COMMUNICATIONS

January 4, 1972

Mr. Vince Brown
Clerk of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

I hand you herewith the official appointment and oath of Le Roy Pfister as a Member of the Legislature from the Seventeenth (17th) District for the unexpired term of Elmer Wallwey, resigned.

Sincerely yours,

(Signed) Allen J. Beermann
Secretary of State

Enclosures

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that:

LE ROY PFISTER has been appointed a Member of the Nebraska State Unicameral Legislature from the Seventeenth (17) District, for the unexpired term of Elmer Wallwey, resigned, for the term beginning December 31, 1971, for such time as he shall satisfactorily perform all the duties imposed upon such officer by law, and until the first Tuesday in January, 1973, and until a successor is duly elected and qualified.

I further certify that the foregoing appointment was made by Governor J. James Exon under the authority granted by Section 32-1042 of the Revised Statutes of Nebraska.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this fourth day of January, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

GUBERNATORIAL APPOINTMENT

KNOW ALL MEN BY THESE PRESENTS:

That I, J. James Exon, Governor of the State of Nebraska, do hereby appoint LE ROY PFISTER of 414 West 25th, South Sioux City, Nebraska 68776 to the office of Member of Unicameral Legislature – District 17 to do and perform all the duties of said office for the term beginning December 31, 1971 for such times as he shall satisfactorily perform all the duties imposed upon such officer by law, and until the first Tuesday in January of 1973.

Done at Lincoln, Nebraska, this 17th day of December A.D. 1971.

(Signed) J. James. Exon
Governor

OFFICIAL OATH

STATE OF NEBRASKA)
LANCASTER COUNTY) ss.

"I, LeRoy Pfister, do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Nebraska, and will faithfully discharge the duties of Member of Unicameral Legislature – District 17 according to the best of my ability, and that at the appointed at which I was chosen to fill said office, I have not improperly influenced in any way the vote of any elector, and have not accepted, nor will I accept or receive, directly or indirectly, any money or other valuable thing from any corporation, company or person, or any promise of office, for any official act or influence (for any vote I may give or withhold on any bill, resolution, or appropriation)".*

(Signed) LeRoy Pfister

Subscribed in my presence and sworn to before me this 30th day of December, 1971

(Signed) Allen J. Beermann
Notary Public

(SEAL)

*Constitution of the State of Nebraska, Article XV, Section One.

MOTION—Confirm Appointment

Mr. Swanson moved to confirm the appointment of Dennis Gemar as Assistant Clerk of the Legislature. The motion prevailed.

OATH

STATE OF NEBRASKA)
LANCASTER COUNTY) ss.

I do solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Nebraska, and faithfully discharge the duties of my office to the best of my ability, so help me God.

Dennis D. Gemar, Assistant Clerk of the Legislature

(Signed) Dennis D. Gemar

Subscribed in my presence and sworn to before me this 30th day of December, 1971.

(Signed) Paul W. White, Chief Justice
Supreme Court
State of Nebraska

ANNOUNCEMENTS

Speaker Hasebroock announced that the telephone credit cards would be handed out.

Speaker Hasebroock announced that the Executive Board has considered the matter of adoption of the rules. It is felt that the adoption of rules for the 82nd Legislature, Second Session is not necessary inasmuch as, for organizational purposes, the second session is a continuation of the first session of the 82nd Legislature. The rules provide that officers and committee assignments continue from the first session to the second session. Bills are held over from one session to the next session. Hence, the rules could logically be assumed to carry over through the second session. Conversation with the Attorney General has indicated that the Legislature is completely at liberty to pursue this course.

It seems that a good precedent to establish for future sessions during even numbered years would be for the rules to be continued the same as committees, officers, and bills on general file.

MOTION–Rules

Mr. Carpenter moved that the Body accept the recommendation of the Speaker in regard to the Rules.

The motion prevailed with 45 ayes, 0 nays, and 4 not voting.

ANNOUNCEMENTS

Speaker Hasebroock announced that seats will be assigned after session by seniority up to December 1, 1972.

Speaker Hasebroock announced that the Legislative Council Study Reports will be read January 6, at 2:00 p.m.

The Clerk announced that there would be a ten day limit on the introduction of bills.

The Clerk announced the functions of the new voting machine.

The Clerk asked Senators to check the new Rosters for corrections.

MESSAGES FROM THE GOVERNOR

June 15, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointment requiring legislative confirmation:

Industrial Relations Court

John R. Baylor
1200 Sharp Building
Lincoln, Nebraska 68508

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

June 22, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointments to the Environmental Control Council requiring legislative confirmation:

The following eight appointments are for two years:

Larry Price, 6740 Lexington, Lincoln (Food products)
Robert Cox, Route 2, Gering (Automotive or petroleum)
Leonard J. Schaefer, Route 2, Omaha (Labor)
Theodore C. Reeves, R.R. 1, Central City (Livestock industry)
Mrs. Betty Abbott, 6751 Leavenworth, Omaha (Municipal government--metropolitan city)
Richard Dugdale, 124 So. 92nd, Omaha (Power generating industry)
Lowell Shaffer, Willow Island (Agricultural crop production)
Mrs. Margaret Sutherland, 1320 North 79th, Lincoln (Public at large)

The following appointments are for four years, but will be submitted for legislative approval again in two years:

Lewis E. Harris, 1414 Ridgeway Road, Lincoln (Conservation)
John T. Harris, 906 East 1st, McCook (Chemical)
Edd Bailey, 206 So. 95th St., Omaha (Heavy industry)
Dr. Lynn Thompson 164 No. 25th, Blair (Physician)
Eugene M. O'Neill, 3716 Dakota Ave, South Sioux City (Agricultural processing)
Paul Harm, 2206 Hardison Drive, Norfolk (Municipal government)
Louis G. Riha, 7001 South 28th, Omaha (County government--Sarpy Co.)
Dr. George P. Hanna, Jr., 810 Hazelwood Drive, Lincoln (Professional engineer)

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

July 1, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointments to the Agricultural Products Industrial Utilization Committee requiring legislative confirmation. These appointments are for two years.

Ervin Friehe, McCook (Farming-general)
Holly Hodge, Jr., R.R. 2, Holdrege (Farming-corn)
Robert Rauner, Sidney (Farming-wheat)
Ray Ratliff, RFD 1, York (Farming-milo)
Ronald Kelly, Alliance (Businessman)
Jack Quackenbush, 815 North 8th, Beatrice (Businessman)
Gary Shults, 5131 Claire Ave, Lincoln (Petroleum)

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

July 21, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body I have made the following appointments to the Advisory Committee to the Department of Economic Development. These appointments are for four years.

F. Phillips Giltner, 658 North 63rd, Omaha
Mrs. Catherine Dahlquist, 3846 Cass Street, Omaha
W.W. Cook, Sr., 723 North 7th, Beatrice
William E. Colwell, Pepper Creek Ranch, Hay Springs
Allan Strunk, McCook

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 1, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

State Personnel Board

Nels Petersen, 4056 F Street, Omaha - reappointment to five year term.

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 1, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Captiol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

Oil and Gas Conservation Commission

Ray L. Smith, Chappell, Nebraska - reappointment to four year term

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J.James Exon
Governor

JJE:do

September 14, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

State Highway Advisory Commission

Thane Davis, Hyannis, Nebraska - reappointment to a six year term
W.D. "Twist" Newberry, 319 W. Circle Dr., North Platte - six year term
Joseph Lipton, 110 So. 68th Ave., Omaha - six year term

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 20, 1971

Mr. President, Mr. Speaker, and

Members of the Legislature
State Captiol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following reappointment requiring legislative confirmation:

Board of Educational Lands and Funds

Wallace L. Farrar of Maywood - five year term

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 20, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

Nebraska Investment Council

William H. Riley, Grand Island, Nebraska - five year term commencing October 10, 1971

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 24, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Game and Parks Commission

William Lindeken, Star Rt. 2, Chadron, Nebraska - to replace Floyd Stone of Alliance who has resigned due to ill health.
Gerald R. "Bud" Campbell, Rt. 3, Ravenna, Nebraska - to replace Lee Wells, Axtell who has resigned since he is leaving the State.

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

September 24, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Captiol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Public Employees Retirement Board

Lowell W. Fisk, 521 Glenhaven Dr., Lincoln - appointed to January 1, 1973
Jack M. Cleavenger, 2736 So. 41, Lincoln - appointed to January 1, 1973
Marvin E. Jewell, 2465 Sewell, Lincoln - appointed to January 1, 1974
Howard L. Burdick, 2522-16th St., Columbus - appointed to January 1, 1964

Charles O. Morehouse, 601 So. Howard, Kimball - appointed to January 1, 1975
Ken Jenkins, 1912 W. Division, Grand Island - appointed to January 1, 1975

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

October 21, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Board of Parole

Wallace Rudolph, 7707 Northshore Drive - six year term ending September 9, 1977
Harold D. Smith, 1415 South 12th Street, Lincoln - reappointed - to fill the vacancy created by resignation of Larry William Myers of Omaha - term ending September 9, 1973

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

November 1, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Commission on Fire Fighting Personnel Standards and Education

Six-year terms:
Russell D. Salak, 604 Banner Street, Schuyler, Nebraska
David B. Weimer, 1945 Van Dorn Street, Lincoln Nebraska
William C. McDonnell, 3419 South 50th St., Omaha, Nebraska

Three-year terms:
Ralph L. Johnston, Jr. 307 West 14th St., Scottsbluff, Nebraska
Ed O'Shaughnessy, 218 East 16th St., So. Sioux City, Nebraska

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

November 8, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

State Board of Health

Three-year terms terminating September 14, 1974:
Mrs. Maxine Morrison, 13006 Shirley, Omaha
Ken Witt, 222 Sharp Building, Lincoln
Dr. Clarence Davis, Jr., Box 197, Osceola

Three-year terms terminating November 8, 1974, as established by LB 279:
D.M. Krogh, D.C., 3811 Dodge St., Omaha 68131
Richard C. Hanna, 5630 Baldwin, Lincoln

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

November 16, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Board of Public Roads Classifications and Standards

Representatives of Dept. of Roads:
David O. Cooldige, McCook - 2 year term expiring November 3, 1973
Don Swing, Lincoln - 4 year term expiring November 3, 1975

Representatives of Counties:
R. Doyle Hanson, Newcastle - 4 year term expiring November 3, 1975
F. B. Thompson, Sidney - 2 year term expiring November 3, 1973
Norman A. Magnusson, Bellevue - 4 year term expiring November 3, 1975

Representatives of Municipalities:
Marvin Athey, Imperial - 2 year term expiring November 3, 1973
Robert W. Laing, Alliance - 4 year term expiring November 3, 1975
Gene E. Jordan, Omaha - 4 year term expiring November 3, 1975

Representatives of Congressional Districts:
Bruce C. Gillan, 2775 Franklin, Lincoln - 2 year term expiring Nov. 3, 1973
Joseph J. Cascio, 1620 So. 10th, Omaha 4 year term expiring Nov. 3, 1975
J. R. McBride, Minden - 4 year term expiring November 3, 1975

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

December 10, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointments requiring legislative confirmation:

Public Welfare & Public Institutions Advisory Committee

Ray R. Young, 6917 No. 52nd Street, Omaha 68152 - to fill the term of Everett Yost, Milford, expiring January 1, 1973

Ed R. Crowley, 2721 - 5th Ave, Kearney - to fill the term of Jack Molsbee, McCook, expiring January 1, 1975

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

December 20, 1971

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following reappointment requiring legislative confirmation:

Motor Vehicle Dealers License Board

Julius Novak, Omaha, Nebraska, for three year term

I respectfully submit this reappointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

COMMUNICATIONS

Senate Concurrent Resolution No. 172 from the Michigan Legislature was received concerning public school attendance. The Resolution is on file in the Office of the Clerk of the Legislature.

A Resolution from the Massachusetts House of Representatives was received urging the United Nations to establish "World Prayer For Peace Day". The Resolution is on file in the Office of the Clerk of the Legislature.

A Resolution from the General Court of the Commonwealth of Massachusetts was received requesting the Congress to call a convention for the purpose of amending the Constitution to authorize financial aid to private schools. The Resolution is on file in the Office of the Clerk of the Legislature.

Amended House Joint Resolution No. 1 adopted by the General Assembly of Ohio was received concerning tax apportionment. The Resolution is on file in the Office of the Clerk of the Legislature.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1043. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to repeal Chapter 59, article 12, Chapter 69, articles 8 and 9, section 72-240.01, and sections 81-294 to 81-2,210, Reissue Revised Statutes of Nebraska, 1943, as unconstitutional.

LEGISLATIVE BILL 1044. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to repeal sections 28-1221, 32-231.07, 71-3013 to 71-3016, 72-1008 to 72-1011, 77-301.01, 77-1628, and 77-2333, Reissue Revised Statutes of Nebraska, 1943, and sections 33-107.02, 71-176.01, 71-176.02, 77-301.02 and 77-27,141, Revised Statutes Supplement, 1969, as obsolete.

LEGISLATIVE BILL 1045. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 2-3241, Reissue Revised Statutes of Nebraska, 1943, and section 2-2712, Revised Statutes Supplement, 1971, relating to agriculture; to harmonize the provisions with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1046. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 14-113, 14-3,115, 14-562, and 14-1228, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to eliminate obsolete matter; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1047. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 17-529.02, Reissue Revised Statutes of Nebraska, 1943, and section 17-601.01, Revised Statutes Supplement, 1971, relating to cities of the second class and villages; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1048. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 23-343.31, 23-363, 23-2101, and 23-2106, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to clarify the meaning thereof; to remove obsolete matter; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1049. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 25-213, 25-10,109, and 25-1317, Reissue Revised Statutes of Nebraska, 1943, and sections 25-530.02 and 25-530.07, Revised Statutes Supplement, 1969, relating to civil procedure; to harmonize the provisions thereof with previous legislation; to correct internal references; to clarify the provisions thereof; and to repeal the original sections.

LEGISLATIVE BILL 1050. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 28-601, 28-929, 28-931, and 28-937, Reissue Revised Statutes of Nebraska, 1943, and sections 28-597 and 28-598, Revised Statutes Supplement, 1969, relating to crimes and punishment; to harmonize the provisions with previous legislation; to clarify the provisions thereof; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1051. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 29-2246, Revised Statutes Supplement, 1971, relating to criminal procedure; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 1052. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 30-1207 and 30-1208, Reissue Revised Statutes of Nebraska, 1943, section 30-1132, Revised Statutes Supplement, 1969, and section 30-135, Revised Statutes Supplement, 1971, relating to decedents estates; to harmonize the provisions with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1053. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 31-202.02, 31-202.03, 31-333, and 31-335, Reissue Revised Statutes of Nebraska, 1943, and sections 31-411 and 31-414, Revised Statutes Supplement, 1969, relating to drainage; to harmonize the provisions with previous legislation; to remove obsolete matter; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1054. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 32-223, 32-228, 32-229, 32-425, 32-433, 32-439, 32-473, 32-476, 32-477, 32-802, 32-805, 32-806, 32-807, 32-1205, 32-1206, 32-1214, and 32-1302, Reissue Revised Statutes of Nebraska, 1943, and section 32-102, Revised Statutes Supplement, 1971, relating to elections; to change the legal age of voters as prescribed; to correct internal references; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 1055. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 35-105, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 1056. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 36-203, Reissue Revised Statutes of Nebraska, 1943, relating to statutes of fraud; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 1057. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 37-214.01, Revised Statutes Supplement, 1969, relating to fish and game; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 1058. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 39-794, 39-7,102, 39-7,103, 39-7,104, 39-7,105, 39-7,106, 39-7,125, 39-861, 39-1008, 39-1320.02, 39-1407, and 39-1804, Reissue Revised Statutes of Nebraska, 1943, and section 39-723, Revised Statutes Supplement, 1971, relating to highways; to include material omitted in the correlation of Legislative Bills 396 and 756, Eighty-second Legislature, First Session, 1971; to correct internal references; to remove obsolute matter; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 1059. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 44-3,103, 44-3,108, and 44-1034, Reissue Revised Statutes of Nebraska, 1943, and sections 44-386.03 and 44-711, Revised Statutes Supplement, 1969, relating to insurance; to harmonize the provisions thereof with previous legislation; to eliminate obsolete matter; to clarify the meaning thereof; and to repeal the original sections.

LEGISLATIVE BILL 1060. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 45-125, 45-142, and 45-149, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 1061. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 48-145.02, Revised Statutes Supplement, 1971, relating to workmen's compensation; to correct a reference concerning violations; and to repeal the original section.

LEGISLATIVE BILL 1062. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 49-706, Reissue Revised Statutes of Nebraska, 1943, relating to the Revisor of Statutes; to harmonize the law with previous legislation; to remove obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 1063. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 54-134, Reissue Revised Statutes of Nebraska, 1943, relating to the brand inspection area; to include additional land in the area; to repeal the original section, and also Legislative Bill 824, Eighty-second Legislature, First Session, 1971.

LEGISLATIVE BILL 1064. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 60-1401.02, Revised Statutes Supplement, 1971, relating to motor vehicles; to correct the internal reference as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1065. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 66-423.02, Reissue Revised Statutes of Nebraska, 1943, and section 66-421, Revised Statutes Supplement, 1969, relating to motor vehicle fuels; to change the fund from which money shall be invested; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1066. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 68-215.14, Revised Statutes Supplement, 1971, relating to assistance; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 1067. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 71-101, 71-2512, and 71-2602, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,142, Revised Statutes Supplement, 1971, relating to public health and welfare; to correct internal references; to clarify the provisions thereof; to eliminate obsolete matter; and to repeal the original sections.

LEGISLATIVE BILL 1068. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1971, relating to the State Railway Commission; to correct internal reference; and to repeal the original section.

LEGISLATIVE BILL 1069. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 77-317, 77-319, 77-1311, 77-1320.04, 77-1320.05, and 77-2340, Reissue Revised Statutes of Nebraska, 1943, and section 77-1918.01, Revised Statutes Supplement, 1971, relating to revenue and taxation; to remove obsolete matter; to harmonize the provisions with previous legislation; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1070. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend sections 79-810, 79-903, 79-1443, 79-1445, 79-1445.06, 79-1445.07, 79-1445.09, 79-1445.10, and 79-1445.11, Reissue Revised Statutes of Nebraska, 1943, and sections 79-428 and 79-1444, Revised Statutes Supplement, 1969, relating to schools; to harmonize the provisions with previous legislation; and to repeal the original sections.

LEGISLATIVE BILL 1071. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 81-223, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to harmonize the provisions with previous legislation; and to repeal the original section.

LEGISLATIVE BILL 1072. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 84-1315, Revised Statutes Supplement, 1971, relating to state officers; to correct the name of Auditor of Public Accounts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1073. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT to amend section 9-203, Uniform Commercial Code, relating to secured transactions; to correct internal references; and to repeal the original section.

LEGISLATIVE BILL 1074. By William F. Swanson, 27th District, Chairman of Executive Board.

A BILL FOR AN ACT relating to the Revisor of Statutes; to provide duties for and assistance to the Revisor of Statutes as prescribed.

LEGISLATIVE BILL 1075. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT relating to insurance; to provide for insuring the operator of a motor vehicle against claims for bodily injury, property damage, medical reimbursement, loss of time, and physical damage to the motor vehicle being operated as prescribed; to provide for subrogation; and to provide duties for the Director of Insurance.

LEGISLATIVE BILL 1076. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 60-320.01, Revised Statutes Supplement, 1969, relating to motor vehicles; to extend the time registering a motor vehicle purchased from other than a licensed dealer in motor vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1077. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend sections 88-520 and 88-521, Reissue Revised Statutes of Nebraska, 1943, and section 88-501, Revised Statutes Supplement, 1969, relating to public grain warehouses; to redefine grain; to provide supervision of weighing whole corn plant pellets as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1078. By Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT to establish an Arbor Day Centennial Commission; to provide for the appointment, qualification and expenses of the members of the commission; to provde powers and duties of the commission; to provide an appropriation; and to declare an emergency.

LEGISLATIVE BILL 1079. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 55-201, Reissue Revised Statutes of Nebraska, 1943, and sections 55-104, 55-117, 55-120, 55-121, 55-125, 55-126, 55-134, and 55-136, Revised Statutes Supplement, 1969, relating

to the Military Department; to change provisions respecting age, pay, service, duties, and positions within the Military Guard; to provide for the Nebraska State Guard to serve with the civil defense agency as prescribed; to provide for funds; and to repeal the original sections.

LEGISLATIVE BILL 1080. By Terry Carpenter, 48th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII of the Constitution of Nebraska, relating to education; to provide that the state shall pay all costs for the operation of public elementary and secondary schools except costs for land acquisition, building construction, improvements and repair, and debt service; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1081. By Terry Carpenter, 48th District; Eugene T. Mahoney, 5th District.

A BILL FOR AN ACT relating to state administrative departments; to create a commission on Mexican-Americans; to provide for an executive director and staff; and to provide for election of members and fix their terms and compensation.

LEGISLATIVE BILL 1082. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to utilities; to provide for notice to users before shutting off service to persons sixty-five years or older as prescribed; and to provide for a discount by public utilities to persons sixty-five years or older.

LEGISLATIVE BILL 1083. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to cities and villages, particular classes; and to provide for discount in fares by public-owned bus companies in metropolitan and primary cities as prescribed.

LEGISLATIVE BILL 1084. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1971, relating to taxation; to change the provisions for exemption of homesteads as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1085. By Terry Carpenter, 48th District, Chairman of Public Power Study Committee.

A BILL FOR AN ACT ratifying and approving the Midwest Nuclear Compact and providing for the administration thereof.

LEGISLATIVE BILL 1086. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT to amend section 38-101, Revised Statutes Supplement, 1969, and sections 53-103 and 71-4808, Revised Statutes Supplement, 1971, relating to minors; to change the age of minors as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1087. By Gerald Stromer, 36th District.

A BILL FOR AN ACT relating to motor vehicles; to provide for copy of photograph to be fixed to each operator's license as prescribed; to provide for rules and regulations; and to provide duties for the Director of Motor Vehicles.

LEGISLATIVE BILL 1088. By Gerald Stromer, 36th District.

A BILL FOR AN ACT to amend section 39-847, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide when bridges on any county road crossing any stream shall be a part of the State Highway System; and to repeal the original section.

LEGISLATIVE BILL 1089. By Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT relating to general provisions; to declare the green ash the state tree.

LEGISLATIVE BILL 1090. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT relating to taxation; to allow a Nebraska investment tax credit as prescribed.

LEGISLATIVE BILL 1091. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to establish the State Teacher Salary Fund, and to provide for its source, distribution, and administration.

LEGISLATIVE BILL 1092. By Sam Klaver, 9th District; Eugene T. Mahoney, 5th District; Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 53-177, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to provide that the restriction for the sale at retail of any alcoholic liquor shall not apply to colleges or universities; and to repeal the original section.

LEGISLATIVE BILL 1093. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend sections 23-1721 to 23-1723 and 23-1732, Reissue Revised Statutes of Nebraska, 1943, relating to county

government; to provide for a merit system for sheriff's deputies in counties of one hundred fifty thousand or more inhabitants; and to repeal the original sections.

LEGISLATIVE BILL 1094. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend section 77-2761, Revised Statutes Supplement, 1969, relating to revenue and taxation; to exempt persons serving in the armed foces of the United States while serving on his first enlistment or when drafted, from income tax provisions; and to repeal the original section.

LEGISLATIVE BILL 1095. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, and 39-727.04, Revised Statutes Supplement, 1971, relating to highways; to provide for breath tests of drivers as prescribed; to provide penalties; and to repeal the original sections.

LEGISLATIVE BILL 1096. By Wally Barnett, 26th District.

A BILL FOR AN ACT to permit the state or local director of health or a physician to examine and treat for venereal disease any person under twenty years of age with the consent of such person; and to repeal sections 71-1119 and 71-1120, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1097. By Wally Barnett, 26th District.

A BILL FOR AN ACT relating to real estate; to provide for wrongful withholding of security deposits as prescribed; and to define terms.

LEGISLATIVE BILL 1098. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend section 28-420, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to prohibit administering narcotics, hallucinogenic drugs or foreign substances in food and drinks as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1099. By Jules W. Burbach, 19th District, Chairman of Interim Study Committee; Willard Waldo, 31st District; Calvin F. Carsten, 2nd District; Leslie A. Stull, 49th District; Walter H. Epke, 24th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 3-148 and 3-149, Reissue Revised Statutes of Nebraska, 1943, relating to aircraft gasoline tax; to reduce the tax on fuels purchased for and used in aircraft within the State of Nebraska as prescribed; and to repeal the original sections, and also section 3-150.01, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1100. By Jules W. Burbach, 19th District, Chairman of Interim Study Committee, Willard Waldo, 31st District; Calvin F. Carsten, 2nd District; Leslie A. Stull, 49th District; Walter H. Epke, 24th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 60-1603, 77-1202, 77-1238, 77-1239, 77-1239.02, and 77-1241, Revised Statutes Supplement, 1969, relating to taxation of motor vehicles; to provide for taxation of mobile homes and cabin trailers as prescribed; to repeal the original sections, and also sections 60-1606 to 60-1607, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1101. By Jules W. Burbach, 19th District, Chairman of Interim Study Committee, Willard Waldo, 31st District; Calvin F. Carsten, 2nd District; Leslie A. Stull, 49th District; Walter H. Epke, 24th District; Jerome Warner, 25th District.

A BILL FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide for severability.

LEGISLATIVE BILL 1102. By Jules W. Burbach, 19th District, Chairman of Interim Study Committee, Willard Waldo, 31st District; Calvin F. Carsten, 2nd District; Leslie A. Stull, 49th District; Walter H. Epke, 24th District; Jerome Warner, 25th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV section 28, of the Constitution of Nebraska, relating to the executive; to harmonize the provisions with previous amendments; to change the membership of the State Board of Equalization and Assessment; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1103. By Jules W. Burbach, 19th District, Chairman of Interim Study Committee, Calvin F. Carsten, 2nd District; Leslie A. Stull, 49th District; Walter H. Epke, 24th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide a new corporate tax rate; and to repeal the original section.

LEGISLATIVE BILL 1104. By John W. DeCamp, 40th District.

A BILL FOR AN ACT relating to lottery; to define terms; to provide for establishing, managing, and operating a statewide lottery as prescribed; to

provide for funds, expenditures, and personnel; to provide for violations and penalties; to provide for rules and regulations; to provide for forfeitures; and to provide how this act may be cited.

LEGISLATIVE BILL 1105. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 81-805, Revised Statutes Supplement, 1971, relating to the Game and Parks Commission; to provide for public access to private streams, lakes, or ponds stocked with fish by the commission; and to repeal the original section.

LEGISLATIVE BILL 1106. By Richard Maresh, 32nd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII of the Constitution of Nebraska, relating to revenue; to add a new section providing that any physician locating in a municipality in this state having a population of two thousand or less shall be exempt from state income tax for a period of five years as the Legislature shall prescribe; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1107. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 60-2105, Revised Statutes Supplement, 1971, relating to minibikes; to permit villages to authorize the operation of prescribed minibikes and motorcycles; and to repeal the original section.

LEGISLATIVE BILL 1108. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to establish the Political Subdivision Allocation Fund and prescribe its source and distribution; to increase the tax on motor vehicle fuels and special fuels; to amend sections 39-2215, 66-410, and 66-428, Revised Statutes Supplement, 1971; to provide an operative date; and to repeal the original sections.

LEGISLATIVE BILL 1109. By Richard Maresh, 32nd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 3, of the Constitution of Nebraska, relating to credit of the state; to permit the state to make short-term loans to municipalities to enable them to make payments for the cost of construction of sewage treatment facilities pending receipt of federal or state funds therefor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1110. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to establish a Trees for Nebraska program as prescribed; and make an appropriation therefor.

LEGISLATIVE BILL 1111. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 79-1103.05, Revised Statutes Supplement, 1969, relating to schools; to provide that high school tuition for any pupil residing in a Class VI district shall be paid if the pupil is attending an accredited school outside the district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1112. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 9-401 and 9-403, Uniform Commercial Code, relating to secured transactions; to change a filing provision; to provide a fee; to increase a fee; and to repeal the original sections.

LEGISLATIVE BILL 1113. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 60-115, Reissue Revised Statutes of Nebraska, 1943, and section 60-320.01, Revised Statutes Supplement, 1969, relating to motor vehicles; to increase certain fees and portion thereof to be retained by the county; to change a restriction on the operation of vehicles without registration; and to repeal the original sections.

LEGISLATIVE BILL 1114. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend sections 81-1430, 81-1431, 81-1433, and 81-1434, Revised Statutes Supplement, 1971, relating to state administrative departments; to establish the Commission on Drugs as prescribed; to redefine terms; to provide for appointment of members of the Commission on Drugs, their terms, and compensation; to provide for the powers and duties of the Commission on Drugs; to repeal the original sections, and also section 81-1432, Revised Statutes Supplement, 1971; and to declare an emergency.

LEGISLATIVE BILL 1115. By John W. DeCamp, 40th District.

A BILL FOR AN ACT establishing a comprehensive program for the treatment and rehabilitation of intoxicated persons and alcoholics and abolishing the crime of public intoxication as prescribed; to define terms; to provide duties; and to provide for violations and penalties.

RESOLUTIONS

LEGISLATIVE RESOLUTION 1.

Introduced by E. Thome Johnson, 15th District.

WHEREAS, Big Red has done it again; and

WHEREAS, by its overwhelming 38-6 defeat of Alabama in the Orange Bowl on January 1, 1972, Nebraska has established itself as Number 1 for the second year in a row.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. The Legislature, on behalf of the proud State of Nebraska, hereby thanks and congratulates coach Bob Devaney, all members of his staff, and all members of the University of Nebraska at Lincoln football squad for another undefeated season, its tremendous triumph in the Orange Bowl, and for its second successive Number 1 ranking.

2. A copy of this resolution shall be sent by the Clerk of the Legislature to coach Bob Devaney.

Mr. Johnson moved to suspend the rules and consider LR 1 at the time. The motion prevailed with 42 ayes, 1 nay and 6 not voting.

LR 1 was adopted with 43 ayes, 0 nays and 6 not voting.

LEGISLATIVE RESOLUTION 2.

Introduced by Terry Carpenter, 48th District.

WHEREAS, Veterans' Day and Memorial Day were changed from their original dates; and

WHEREAS, regret and sadness is expressed that those sacred dates were ever changed; and

WHEREAS, thse two holidays should not, and must not, become national fun days, but rather be a sober reminder to citizens, young and old, of the sacrifices made by those in the Armed Forces in defense of our Country.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Congress of the United States be requested to change the dates of Veterans' Day to November 11 and Memorial Day to May 30.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the President of the United States, to each member of Congress from Nebraska, to the Speaker of the House of Representatives and to the President of the Senate.

Referred to Reference Committee at the request of Mr. Carpenter.

LEGISLATIVE RESOLUTION 3.

Introduced by Terry Carpenter, 48th District.

WHEREAS, The Spanish-American War was the dawn of this Nation's leadership among the nations of the world, and it marked the last great conflict between the people of a free, self-governing republic and that of an absolute monarchy; and

WHEREAS, it was this country's first war for humanity, and the only one hundred per cent volunteer army the world has ever known. Twenty thousand volunteers were called, and two million answered those calls. Four hundred and eighty-three thousand served, and one million five hundred and seventeen thousand were not needed. The men came from all parts of our country, the North, the South, the East and the West. These soldiers wiped out sectionalism, and healed the wounds of civil strife, marking the rebirth of a Nation; and

WHEREAS, the Spanish War Veteran received no bonus, no war risk insurance, no adjusted compensation, no vocational training and no hospitalization until 1922, twenty years after the Spanish War was over; and

WHEREAS, the veterans of all our wars have been brave and worthy sons of America. Millions went to war before the Spanish-American soldier and millions have gone since, yet, he stands unique, distinctive, one who deserves the admiration of all mankind; and

WHEREAS, the issuance of a commemorative postage stamp would be a fitting acknowledgment that this country has not forgotten these men.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the President of the United States and the United States Post Office authorities are urged to issue a stamp or stamps commemorating the unique history written by the deeds of the Spanish-American War Soldier, and honoring the United Spanish War Veterans.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the President of the United States, to each member of Congress from Nebraska, to the Speaker of the House of Representatives and to the President of the Senate.

Laid over.

LEGISLATIVE RESOLUTION 4.

Introduced by Interim Study Committee, J. W. Burbach, 19th District; Calvin Carsten, 2nd District; Leslie Stull, 49th District; Walter Epke, 24th District; Willard Waldo, 31st District; Jerome Warner, 25th District.

WHEREAS, Legislative Resolution 69 was passed by the Eighty-second Legislature, First Session; and

WHEREAS, Legislative Resolution 69 was assigned to the Interim Tax Study Committee for research and recommendations on real estate assessment and equalization; and

WHEREAS, the Interim Tax Study Committee took testimony throughout the state from all segments of the population concerning assessment and equalization of real estate; and

WHEREAS, this problem is one that could have had the Interim Study Committee's full attention for review.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to continue the study of equalization.

2. That the provisions of Legislative Resolution 69, Eighty-second Legislature, First Session, be continued in the next interim study period.

3. That such committee report its findings and recommendations to the next regular session of the Legislature.

Referred to Executive Board.

LEGISLATIVE RESOLUTION 5.

Introduced by Terry Carpenter, 48th District.

WHEREAS, there is now pending before this body Legislative Bill 66 which proposes an increase in the taxes on all forms of alcoholic liquors; and

WHEREAS, retailers have sharply increased their orders for alcoholic liquors from distributors which, if permitted to continue, would partially defeat the purpose of the tax increases.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Nebraska Liquor Control Commission is instructed to inform all licensed distributors of alcoholic liquors that as of the passage of this resolution the sale of alcoholic liquors and beer to retailers by any distributor shall not exceed the average weekly sales during 1971, such restriction to continue until the effective date of Legislative Bill 66 or until its defeat.

2. That the Nebraska Liquor Control Commission shall give immediate notice of the contents of this resolution to all licensed distributors by phone and certified mail.

3. That a copy of this resolution be delivered by the Clerk of the Legislature to the Nebraska Liquor Control Commission immediately upon its passage and that an engrossed copy hereof be so delivered as soon as it has been prepared.

Mr. Carpenter moved to suspend the rules and consider LR 5 today. Mr. Carpenter requested a record vote:

Voting in the affirmative, 25:

Carpenter	Carstens	Clark	Craft	Duis
Epke	Hasebroock	Johnson	Keyes	Kime
Klaver	Kremer	Mahoney	Marvel	Morgan
Moylan	Nore	Orme	Savage	Skarda
Stull	Syas	Waldo	Waldron	Whitney

Voting in the negative, 18:

Barnett	Carsten	DeCamp	Goodrich	Holmquist
Kennedy	Lewis	Luedtke	Maresh	Proud
Schmit	Simpson	Snyder	Stahmer	Stromer
Swanson	Wiltse	Ziebarth		

Not voting, 6:

Burbach	Chambers	Elrod	Kokes	Pfister
Warner				

The motion to suspend the rules lost with 25 ayes, 18 nays & 6 not voting.

Mr. DeCamp asked unanimous consent to refer LR 5 to a committee. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1043	General File
1044	General File
1045	General File
1046	General File
1047	General File
1048	General File
1049	General File
1050	General File
1051	General File
1052	General File
1053	General File
1054	General File
1055	General File
1056	General File
1057	General File
1058	General File
1059	General File

1060 General File
1061 General File
1062 General File
1063 General File
1064 General File
1065 General File
1066 General File
1067 General File
1068 General File
1069 General File
1070 General File
1071 General File
1072 General File
1073 General File
1074 General File

(Signed) William F. Swanson, Chairman
Executive Board

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 600. Correctly re-engrossed.

(Signed) Duke Snyder, Chairman

MOTION–Rule Changes

Mr. Warner moved to amend Rule 3, Sec. 9. Debate before Committees. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report~~, and shall be entered in the daily journal~~.

Mr. Warner moved to amend Rule 5, Sec. 5(d), line 1, by deleting the word "may".

The motions were referred to the Rules Committee.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1116. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend sections 79-1044, 79-1049, 79-1056, 79-1056.01, 79-1056.02, and 79-1056.03, Revised Statutes Supplement, 1969, relating to schools; to prescribe retirement benefits for members of a retirement system in a Class V school district who retire or terminate their employment after August 31, 1972; and to repeal the original sections.

LEGISLATIVE BILL 1117. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke, 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 29-2406 and 47-113, Reissue Revised Statutes of Nebraska, 1943, relating to jails; to improve the administration of jails; to provide powers and duties for the State Fire Marshal as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1118. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke, 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District,:; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 71-902, 71-903, 71-904, and 71-905, Reissue Revised Statutes of Nebraska, 1943, and section 71-901, Revised Statutes Supplement, 1969, relating to public Health and welfare; to provide additonal powers and duties for the Department of Health concerning public and correctional institutions and places of confinement as prescribed; to provide for severability; and to repeal the original sections.

LEGISLATIVE BILL 1119. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke, 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for development and implementation of a comprehensive penal reform program for the State of Nebraska; to provide for administration; to provide guidelines for such plan; and to declare an emergency.

LEGISLATIVE BILL 1120. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke, 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to establish proceedings in forma pauperis in the State of Nebraska; to provide for violations; and to declare an emergency.

LEGISLATIVE BILL 1121. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke, 24th District; John DeCamp, 40th District; Fred F. Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XIII, section 1, of the Constitution of Nebraska, relating to state indebtedness; to authorize the State of Nebraska to issue not more than twenty million dollars of bonds for construction of correctional institutions and to pledge state revenue for the payment thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1122. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 83-151, Revised Statutes Supplement, 1969, relating to the Nebraska Penal and Correctional Complex; to provide for items manufactured or produced by offenders on their own time and resources; to provided for disbursement of funds received from the sale of such items; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1123. By the Judiciary Committee: Roland Luedtke, 28th District; Harold Simpson, 46th District; Walter Epke 24th District; John DeCamp, 40th District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 30-103.01, Reissue Revised Statutes of Nebraska, 1943, relating to decedent's estates; to change the internal reference; and to repeal the original section.

LEGISLATIVE BILL 1124. By the Public Health and Welfare Committee: Thomas Kennedy, 21st District; Loran Schmit, 23rd District; Glenn Goodrich, 20th District; Richard Lewis, 38th District; Leslie Stull, 49th District; Harold Moylan, 6th District; Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 23-343.13, Revised Statutes Supplement, 1971, relating to county government; to provide for gifts to nonprofit corporations for hospital facilities by cities and villages; and to repeal the original section.

LEGISLATIVE BILL 1125. By Harold Simpson, 46th District.

A BILL FOR AN ACT to amend sections 71-1524 and 71-1525, Revised Statutes Supplement, 1969, relating to urban affairs; to provide that tenants of a housing authority may serve as commissioners of the housing authority; and to repeal the original sections.

MEMBER'S BIRTHDAY

Mr. Hasebroock announced that today is Mr. Luedtke and Mr. Johnson's birthdays'. The members sang Happy Birthday to them.

ANNOUNCEMENT

Mr. Proud announced that anyone wishing to fill the Appropriations Committee vacancy created by Mr. Wallwey's retirement should turn in their names to the Committee on Committees.

NOTICE OF COMMITTEE MEETING

Mr. Hasebroock announced the Reference Committee would meet immediately upon adjournment in the Speaker's Office.

MOTION—Rule Change

Mr. Holmquist moved to amend the rules that all members, after they have had their name on ten bills, then they may request a Standing Committee to introduce a bill.

The motion was referred to the Rules Committee.

VISITORS

Mrs. Orme introduced students and their teacher, Mr. Gordon Birky, from Prescott Elementary School, Lincoln, Nebraska.

MOTION—Rule Change

Mr. Simpson moved to amend Rule 4, Sec. 3 as follows:

Sec. 3. Study Resolution. Resolution which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected. The Executive Board of the Legislative Council shall determine the time and number of interim studies. *All such studies authorized by the Legislature shall be referred to the appropriate permanent standing committee by the Executive Board.*

50-404. The Executive Board shall have power ~~and authority to appoint committees of the Legislative Council and~~ to assign subjects to ~~them for study and reports~~ *the permanent standing committees of the Legislature.*

The motion was referred to the Rules Committee.

MOTION–General File

Mr. Carpenter moved to revert to General File. The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL. 123. Laid over at Mr. Whitney's request

LEGISLATIVE BILL 124. Laid over at Mr. Whitney's request.

LEGISLATIVE BILL 127. Title read. Considered. Standing Committee amendments found in the Journal on page 1447 for the 69th Day (First Session) were read.

Mr. Carpenter offered the following amendment:

Amend standing committee amendment, page 2, line 19, by striking *"from and by districts"* and inserting *"at large"*.

The amendment is pending.

MOTION–Rule Change

Mr. Barnett moved to amend the Rules, Rule 3, by providing new sections as follows:

Section___. Notwithstanding any other provision contained in these Rules, for the first twenty legislative days of each regular session, the Legislature in its entirety, shall meet as a Budget Committee of the whole. The Chairman of the permanent Appropriations Committee shall appoint a member from the committee to serve as the Chairman of each of eight sub-committees composed of five Senators who are not presently members of the Appropriations Committee.

Said eight sub-committees, to be chosen by the Committee on Committees, shall hold hearings for the purpose of reviewing state agency budget requests and prepare recommendations for those agency budget requests reviewed. The Appropriations Committee shall allocate among the eight respective sub-committees those state agencies to be reviewed by each sub-committee.

Upon completion of the hearings by the sub-committees, each sub-committee shall forward through its Chairman, those recommendations to the permanent Chairman of the Budget Committee.

When the permanent Budget Committee meets to review the sub-committee reports, one representative from each of the sub-committees shall be available to assist and advise in the review of the eight sub-committee reports. The seventeen member committee shall compile all necessary information to prepare a final Appropriations Bill to be submitted to the Legislature. In the process of this final review, the expanded Appropriations Committee may alter the recommendations of the sub-committee.

When the Budget Committee reports the Appropriations Bill to the floor of the Legislature, it shall provide an accompanying report which identifies all instances in which the recommended level of appropriations for any state agency differs from that originally recommended by the sub-committee which initially reviewed the budget request.

Mr. Barnett offered the following as an Alternative:

Amend Rule 3 by providing new sections as follows:

Section____. Notwithstanding any other provision contained in these Rules, for the first twenty legislative days of each regular session, the Legislature in its entirety, shall meet as a Budget Committee of the whole. The regular Appropriations Committee shall allocate among the other standing committees those state agencies for which each committee will be responsible for budget review. Allocation of agencies to committees shall be made with the intent to align agencies functionally with committees which have responsibilities hearing legislation related to the major functions of such state agency.

The chairman of the permanent Appropriations Committee shall appoint a member from the Committee to serve as liaison to each of the standing committees to which agencies are assigned for budget review. Such member shall be present at all committee meetings for budget review, but shall not vote.

Upon completion of the hearings by the standing committees, each committee shall forward through its chairman, their budget recommendation to the chairman of the permanent Budget Committee. When the permanent Budget Committee meets to review the standing committee reports, the chairman of each standing committee shall be available to assist and advise in the review of the standing committee reports. This expanded Budget Committee shall compile all necessary information to prepare a final Appropriations Bill to be submitted to the Legislature. In the process of this final review, the expanded Appropriations Committee may alter the recommendations of the sub-committee.

When the Budget Committee reports the Appropriations Bill to the floor of the Legislature, it shall provide an accompanying report which identifies all instances in which the recommended level of appropriations for any state agency differs from that originally recommended by the standing committee which initially reviewed the budget request.

ANNOUNCEMENT

Mr. Warner announced a meeting of the Rules Committee immediately upon adjournment.

ADJOURNMENT

At 1:59 p.m., on a motion by Mr. Proud, as amended by Mr. Carpenter, the Legislature adjourned until 10:00 a.m., Wednesday, January 5, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 5, 1972

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Marsh presiding.

PRAYER

The Chaplain offered a memorial prayer to Senator Tom Kennedy's brother. The members stood for a moment of silence in his memory.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was excused.

CORRECTIONS FOR THE JOURNAL

Page 73, line 1 and 6, delete "1971" and insert "1972".
Page 74, line 10, column 3, correct spelling of "Marvel".
Page 74, line 28, delete first "Sincerely yours,".

The Journal for the First Day was approved as corrected.

REFERENCE COMMITTEE REPORT

LB	Committee
1075	Banking, Commerce and Insurance
1076	Public Works
1077	Agriculture and Recreation
1078	Miscellaneous Subjects
1079	Government and Military Affairs
1080	Constitutional Revision
1081	Government and Military Affairs
1082	Public Works

1083	Government and Military Affairs
1084	Revenue
1085	Public Works
1086	Judiciary
1087	Public Works
1088	Public Works
1089	Miscellaneous Subjects
1090	Revenue
1091	Education
1092	Government and Military Affairs
1093	Government and Military Affairs
1094	Revenue
1095	Judiciary
1096	Public Health and Welfare
1097	Banking, Commerce and Insurance
1098	Judiciary
1099	Revenue
1100	Revenue
1101	Revenue
1102	Constitutional Revision
1103	Revenue
1104	Miscellaneous Subjects
1105	Agriculture and Recreation
1106	Constitutional Revision
1107	Public Works
1108	Revenue
1109	Constitutional Revision
1110	Agriculture and Recreation
1111	Education
1112	Judiciary
1113	Public Works
1114	Public Health and Welfare
1115	Public Health and Welfare
1116	Nebraska Retirement Systems
1117	Judiciary
1118	Judiciary
1119	Judiciary
1120	Judiciary
1121	Constitutional Revision
1122	Judiciary
1123	Judiciary
1124	Public Health and Welfare
1125	Urban Affairs

(Signed) William F. Swanson, Chairman
Executive Board

ANNOUNCEMENT

Speaker Hasebroock asked that no committee hearings be held until the week of January 17. No objections. So ordered.

MOTION—Advise Governor

Speaker Hasebroock moved that a committee of five be appointed to advise the Governor that the Legislature has convened and is ready for the transaction of business.

The motion prevailed and the President appointed the following members to serve on said committee: DeCamp, Syas, Elrod, Ziebarth and Schmit.

EASE

The Legislature was at ease from 10:09 a.m. to 10:16 a.m. The Governor spoke to the members briefly.

BILLS ON FIRST READING

The following bills were read for the first time by title as follows:

LEGISLATIVE BILL 1126. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to place harmful objects in food with intent to harm the consumer as prescribed; and to provide penalties.

LEGISLATIVE BILL 1127. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IX of the Constitution of Nebraska, relating to counties; to provide that the Legislature shall provide by general law for the merger into a single governmental unit of a county and metropolitan city located in the county, after a vote of the people at a primary, general or special election as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1128. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT relating to appropriations; to transfer all unexpended and unencumbered balance as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1129. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 50-401.01 and 50-402, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to provide a different method of electing members of the Executive Board as prescribed; to provide that the speaker shall be a nonvoting member of the board; to provide additional duties for the board; and to repeal the original sections.

LEGISLATIVE BILL 1130. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 43-607, Revised Statutes Supplement, 1969, relating to handicapped children; to provide for transportation for those deaf or visually or orthopedically handicapped and trainable mentally retarded children in any district as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1131. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 39-1390, Revised Statutes Supplement, 1969, relating to the State Recreation Road Fund; to provide for approval of expenditures by the Legislature or Executive Board; and to repeal the original section.

LEGISLATIVE BILL 1132. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT relating to civil procedure; to redefine the period of limitations for actions based upon malpractice or professional negligence as prescribed; to amend section 25-208, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

LEGISLATIVE BILL 1133. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to repeal sections 77-202.12, 77-202.14 to 77-202.21, Revised Statutes Supplement, 1969, and sections 77-202.13 and 77-202.22, Revised Statutes Supplement, 1971, relating to taxation.

LEGISLATIVE BILL 1134. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT repeal sections 77-27,142 to 77-27,148, Revised Statutes Supplement, 1969, relating to taxation.

LEGISLATIVE BILL 1135. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-1201, Revised Statutes Supplement, 1969, and section 77-1226.01, Revised Statutes Supplement, 1971, relating to taxation; to provide that goods in warehouses in interstate commerce shall be subject to taxation in Nebraska; and to repeal

the original sections and also sections 77-1226.03 and 77-1226.04, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1136. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, relating to taxation; to repeal the provisions for food tax credit on income tax returns; and to repeal the original section.

LEGISLATIVE BILL 1137. By John W. DeCamp, 40th District.

A BILL FOR AN ACT relating to monopolies and unlawful combinations; to declare legislative purpose; to define terms; to prohibit certain monopolies and combinations from engaging in agriculture as prescribed; and to provide penalties.

LEGISLATIVE BILL 1138. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 77-1226.01, Revised Statutes Supplement, 1971, relating to taxation; to provide for evidence; to clarify a provision; and to repeal the original section.

LEGISLATIVE BILL 1139. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to cities of the primary class, to provide for exercise of jurisdiction and authority granted under Chapter 18, article 21 and Chapter 71, article 15, Reissue Revised Statutes of Nebraska, 1943; and to provide for exclusive exercise of such authority.

LEGISLATIVE BILL 1140. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT relating to public power districts; to regulate and eliminate the construction of facilities by any utility within the retail electrical service area of any public power district, public power and irrigation district, municipality, electric membership association and cooperative, whether the competing utility be public or private in nature, if the facilities are designed to offer competing services or commodities to customers; to confer jurisdiction for such matters upon the Nebraska Power Review Board; and to provide for hearing and determination in such cases.

LEGISLATIVE BILL 1141. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 70-1001, Revised Statutes Supplement, 1971, relating to the Power Review Board; to restate policy; and to repeal the original section.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 76. Laid over.

LEGISLATIVE BILL 293.

A BILL FOR AN ACT relating to public power; to provide procedure for setting rates for natural gas purchased for generation of electricity by such public power districts or public power and irrigation districts; and to provide for judicial review and appeal.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 9:

Clark	Craft	DeCamp	Duis	Johnson
Keyes	Klaver	Mahoney	Nore	

Voting in the negative, 35:

Barnett	Carpenter	Carsten	Carstens	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Kokes
Kremer	Lewis	Luedtke	Maresh	Marvel
Morgan	Moylan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Not voting, 5:

Burbach	Chambers	Elrod	Kime	Syas

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

MOTION–Return LB 330A to Select File

Mr. DeCamp moved to return LB 330A to Select File for the following specific amendment:

Strike the enacting clause.

The motion prevailed with 44 ayes, 0 nays and 5 not voting.

MOTION—Return LB 490 to Select File

Mr. Johnson moved to return LB 490 to Select File for the following specific amendment:

1. On page 5, after line 23, insert:
"(3) After organization or conversion under the provisions of this act, any new office location of any capital stock association shall be required to have a separate charter issued by the supervisory authority and shall be required to have a separate minimum paid-up capital stock of three hundred thousand dollars and a minimum paid-in surplus of sixty thousand dollars.".
2. On page 5, line 27, insert "or application for a new office location," after the comma.
3. On page 6, line 1, strike "savings and loan associations" and insert "financial institutions"; in line 6 strike "may" and insert "shall"; insert "public" at the end of line 6; in line 7, insert "on application" after "hearing"; on page 6, line 7, insert ", which hearing shall not be more than ninety days after filing of the application" before the period; strike beginning with "if" in line 7 through "the" in line 14 and insert "The"; strike beginning with "within" in line 15 through the second comma in line 17 and insert "and shall"; in line 21, insert "public necessity, convenience, and advantage will be promoted by the" after the first "the"; and in line 22, insert "or new office location and that it" after "association".
4. On page 8, line 2, strike "need and interest" and insert "necessity, convenience, and advantage".

The motion prevailed with 39 ayes, 0 nays and 10 not voting.

UNANIMOUS CONSENT—Withdraw LB 518A

Mr. Waldron asked unanimous consent to withdraw LB 518A. Laid over.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 556.

A BILL FOR AN ACT to amend section 37-505, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to provide exceptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 2:

Pfister Proud

Not voting, 1:

Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 741, 741A and 1000. Laid over at the request of Mr. Stahmer.

MOTION–Watershed Bills

Mr. Burbach moved his watershed bills be presented as first order of business on Monday afternoon, January 10. The motion prevailed.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the president signed LR 1.

RESOLUTIONS

LEGISLATIVE RESOLUTION 3. LR 3 found in the Legislative Journal on page 102 for the First Day was adopted by a vote of 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE RESOLUTION 6.

Introduced by Calvin F. Carsten, 2nd District; Ellen Craft, 45th District.

WHEREAS, the year 1972 will mark the one hundredth Arbor Day observance; and

WHEREAS, Arbor Day has special significance for Nebraska, the home of the founder of Arbor Day, J. Sterling Morton; and

WHEREAS, designation of a certain tree as the Arbor Day Centennial tree would be a most appropriate gesture to enhance the celebration of Arbor Day's one hundredth observance.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Green Ash be, and it is hereby, recognized as the Arbor Day Centennial tree.

Laid over.

MOTION—Rule Change

Mr. Carpenter offered the following rule change:

Amend Rule 3, Section 2, page 10 as follows:

Government ~~and~~, Military *and Veterans* Affairs.

Referred to Rules Committee.

RULES COMMITTEE REPORT

Mr. Warner moved to amend the Rules by providing new sections as follows:

I. Amend Rule 3, Sec. 9 as follows:

Sec. 9. Debate before Committees. Each standing committee shall keep a record of its proceedings. Any two members of the committee may demand a roll call upon the reporting of any bill, or upon amendments thereto. The vote so taken shall be made a part of the committee report~~, and shall be entered in the daily journal.~~

II. Amend Rule 4, Sec. 3 as follows:

Sec. 3. Study Resolution. Resolutions which propose that studies be made by the Legislative Council shall be first referred to the Executive Board of the Legislative Council, this Board to submit a report with each resolution recommending that the proposed study be made or rejected. The Executive Board of the Legislative Council shall determine the time and number of interim studies. *Commencing the 1973 session, all such studies authorized by the Legislature shall be referred to the appropriate permanent standing or special committee by the Executive Board. 1972 Committees not completed may continue but new studies will be assigned to standing or special committees.*

III. Amend Rule 5, Sec. 5 as follows:

(b) Before an individual member may apply to a committee for introduction of a bill, he must first submit the bill to the Reference Committee. The Reference Committee shall determine which committee of the Legislature the subject of the bill is germane to. The bill shall then be submitted to the committee designated by the Reference Committee. ~~*A standing committee shall not recommend a bill for introduction unless the subject matter of the bill is germane to the subjects assigned to such committee.*~~ *Having completed consideration of the proposed bill, the standing committee shall return the bill to the Reference Committee for approval and authorization to submit the same for introduction. If approved by the Reference Committee, the bill may be introduced as provided in Sec. 5a. Bills originating within a standing committee shall be submitted for approval and authorization to be submitted for introduction.*

(d) In regular sessions each member ~~*may*~~ shall be limited as an introducer or co-introducer to a total of 10 bills for the period of introduction of bills by individual members. Any bill withdrawn by a member during the introduction period shall be counted in the limitation of 10 bills; provided, those bills introduced as a result of an interim study of the Legislative Council shall not be included in the limitation on individual members. Bills introduced under Rule 5, section 3a will not be included in the limitation. ~~*The Executive Board may introduce bills for state agencies, departments and institutions without being subject to the individual limitation on the introduction of bills.*~~

Rule change I was adopted with 35 ayes, 0 nays and 14 not voting.

Mr. Duis moved to amend Rule 4, Sec. 3, line 10, to read:
"1971 committee whose work has not been completed".

The Duis amendment was adopted.

Rule change II, as amended, was adopted with 40 ayes, 0 nays and 9 not voting.

Rule change III was considered.

Mr. Syas moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Rule change III is pending.

COMMITTEE MEETING–Executive Session

Mr. Marvel announced there would be an Executive Session of the Appropriations Committee in the Supreme Court Hearing Room today at 2:00 p.m.

MEMBERS EXCUSED

Mr. Kennedy asked unanimous consent to be excused later today and also January 6th and 7th because of the death of his brother. No objections. So ordered.

Mr. Luedtke asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT—Revision Bills

Mr. Whitney asked unanimous consent that the Constitutional Revision bills not be taken up on General File while the Appropriations Committee is in session this afternoon, beginning at 2:00 p.m. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1142. By Herbert Duis, 39th District.

A BILL FOR AN ACT to appropriate one hundred fifty thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973 to the University of Nebraska for the purpose of making a study planning for a physical biological center.

LEGISLATIVE BILL 1143. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 19-1309, Revised Statutes Supplement, 1971, relating to cities and villages, particular classes; to provide when an all purpose mill levy may be exceeded; and to repeal the original section.

LEGISLATIVE BILL 1144. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 48-145, Revised Statutes Supplement, 1971, relating to labor; to exempt cities of metropolitan and primary classes from workmen's compensation insurance requirements; and to repeal the original section.

LEGISLATIVE BILL 1145. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 16-217, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for the length of time appointments to fill vacancies shall serve; to provide for filling the vacancy in the office of the mayor as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1146. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 60-335, Revised Statutes Supplement, 1971, relating to motor vehicles; to exempt from taxation vehicles used in city or village public transportation; and to repeal the original section.

LEGISLATIVE BILL 1147. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 15-105, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to redefine corporate limits; and to repeal the original section.

LEGISLATIVE BILL 1148. By Glenn Goodrich, 20th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to legislative power; to provide that local governing bodies may review and adjust vested pension benefits periodically; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

RECESS

At 12:04 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Chambers, Kennedy who were excused, Mr. Luedtke who was excused until 2:30 p.m. and members of the Appropriations Committee who were excused.

MOTION—Adopt Rule Changes

Mr. Warner moved the adoption of pending Rule change III, found in today's Journal.

The motion prevailed with 31 ayes, 3 nays and 15 not voting.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. C. Carsten asked unanimous consent to add the name of Mrs. Craft to LB 1089. No objections. So ordered.

MOTION—Visitors

Messrs. Barnett, Epke, and Snyder moved that when anyone desires to visit with a Senator they be instructed to move outside the Chambers. The purpose of this motion is to remove the noise from the rear of the Chambers.

Mr. Carpenter moved to amend the Barnett motion to have the Rules enforced regarding visitors.

The Barnett motion, as amended, was adopted.

SELECT FILE

LEGISLATIVE BILL 650. Laid over at the request of Carpenter.

LEGISLATIVE BILL 866.

Mr. Snyder moved to indefinitely bracket LB 866. The motion prevailed.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Swanson asked uananimous consent to add his name to LB 661. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 661.

Mr. Snyder moved to bracket LB 661 indefinitely. The motion prevailed.

LEGISLATIVE BILL 330A.

The DeCamp amendment found in today's Journal was adopted with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 490.

Mr. Johnson asked unanimous consent to substitute the following amendments for the ones offered this morning. No objections. So ordered.

1. On page 5, after line 23, insert:

"(3) After organization or conversion under the provisions of this act, any new office location of any capital stock association shall be required to have a separate charter issued by the supervisory authority and shall be required to have a separate minimum paid-up capital stock of three hundred thousand dollars and a minimum paid-in surplus of sixty thousand dollars.".

2. On page 5, line 27, insert "or application for a new office location," after the comma.

3. On page 6, line 1, strike "savings and loan associations" and insert "financial institutions"; in line 6 strike "may" and insert "shall"; insert "public" at the end of line 6; in line 7, insert "on application" after "hearing"; on page 6, line 7, insert ", which hearing shall not be more than ninety days after filing of the application" before the period; strike beginning with "If" in line 7 through "the" in line 14 and insert "The"; strike beginning with "within" in line 15 through the second comma in line 17 and insert "and shall"; in line 21, insert "public necessity, convenience, and advantage will be promoted by the" after the first "the"; and in line 22, insert "or new office location and that it" after "association".

4. On page 8, line 2, strike "need and interest" and insert "necessity, convenience, and advantage".

5. Add eight new sections to read:

"Sec. 19. Sections 19 to 25 of this act shall be known and may be cited as the Capital Stock Savings and Loan Association Holding Company Act.

Sec. 20. As used in sections 19 to 25 of this act, unless the context otherwise required:

(1) Capital stock savings and loan association shall mean any federal capital stock savings and loan association in this state or any capital stock savings and loan association which is chartered to conduct a capital stock savings and loan association in this state as provided by this act;

(2) Company shall mean any corporation, business trust, association, or similar organization, but shall not include: (a) An individual; (b) any partnership; or (c) any corporation, the majority of shares of which are owned by the United States or any state; and

(3) Capital stock savings and loan association holding company shall mean any company:

(a) Which directly or indirectly owns or controls twenty-five per cent or more of the voting shares of each of two or more capital stock savings and loan associations;

(b) Which controls in any manner the election of the majority of the directors of each of two or more capital stock savings and loan associations; or

(c) For the benefit of whose shareholders or members twenty-five per cent or more of the voting shares of each of two or more capital stock savings and loan

associations or a capital stock savings and loan association holding company is held by trustees.

Sec. 21. Notwithstanding the provisions of section 20 of this act:

(1) No estate, trust, guardianship or conservatorship or fiduciary thereof shall be a capital stock savings and loan association holding company by virtue of its ownership or control of shares of stock of capital stock savings and loan associations as herein defined; *Provided,* such trust is not a business trust or voting trust; *and provided further,* that is shall be unlawful for any such estate, trust, guardianship or conservatorship to acquire, by purchase, ownership or control of twenty-five per cent or more of the shares of any additional capital stock savings and loan association;

(2) No company shall be a capital stock savings and loan association holding company by virtue of its ownership or control of shares acquired by it in connection with its underwriting of capital stock savings and loan association shares and which are held only for such period of time as will permit the sale thereof on a reasonable basis; and

(3) No company shall be a capital stock savings and loan association holding company by virtue of its ownership or control of shares acquired and held in the ordinary course of securing or collecting a debt previously contracted in good faith.

Sec. 22. It shall be unlawful for any action to be taken after the effective date of this act which results in a company becoming a capital stock savings and loan association holding company as defined in sections 19 to 25, and it shall be unlawful for a capital stock savings and loan association holding company operating in this state to acquire ownership or control of twenty-five per cent or more of the voting shares of any capital stock savings and loan association operating in this state.

Sec. 23. It shall be unlawful for any action to be taken after the effective date hereof, which results in a capital stock savings and loan association or a capital stock savings and loan association holding company acquiring by purchase, merger, ownership or control the capital stock of a bank or bank holding company.

Sec. 24. It shall be unlawful for any action to be taken after the effective date hereof, which results in a bank or a bank holding company acquiring by purchase, merger, ownership or control the capital stock of a capital stock savings and loan association or a capital stock savings and loan association holding company.

Sec. 25. Any company which willfully violates any provision of sections 19 to 24 of this act shall, upon conviction thereof, be fined not less than one hundred dollars nor more than five hundred dollars for each day during which the violation continues. Any individual who willfully participates in a violation of any provision of sections 19 to 24 shall, upon conviction thereof, be fined not more than ten thousand dollars or imprisoned for not more than one year, or both.

Sec. 26. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

Mr. Keyes asked unanimous consent to return LB 490 to Committee. Mr. Mahoney objected.

Mr. Mahoney moved to hold LB 490 until tomorrow. The motion prevailed.

MOTION–Return LB 1032

Mr. Luedtke moved to return LB 1032 to the Judiciary Committee for the purpose of holding a public hearing as was agreed when LB 1032 was originally placed on General File.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1149. By C. W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 60-2001 and 60-2013, Revised Statutes Supplement, 1971, relating to motor vehicles; to define terms; to provide for regulation of snowmobiles by local authorities; and to repeal the original sections.

LEGISLATIVE BILL 1150. By William Swanson, 27th District.

A BILL FOR AN ACT to amend section 15-825, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to provide for collection of taxes and equalization of city taxes by counties under agreement; and to repeal the original section.

LEGISLATIVE BILL 1151. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 8-141, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to remove certain limitations upon obligations representing loans to national banking associations or banking institutions as specified; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1152. By Calvin Carsten, 2nd District.

A BILL FOR AN ACT to amend section 16-715, Reissue Revised Statutes of Nebraska, 1943, relating to fiscal activities of first-class cities; to provide that bonds or assets pledged to secure deposits of first-class cities shall be of the value equal to or greater than the amount of deposit; to eliminate the requirement of bond or pledged assets to the extent the deposit is insured by the Federal Deposit Insurance Corporation; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1153. By Otho Kime, 43rd District; Rudolf Kokes, 41st District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1971, relating to taxation; to exempt irrigation districts from the sales and use taxes; to provide for refunds; and to repeal the original section.

LEGISLATIVE BILL 1154. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 23-1506, Reissue Revised Statutes of Nebraska, 1943, relating to the register of deeds; to provide for the recording, and rerecording without cost, of certain documents; and to repeal the original section.

LEGISLATIVE BILL 1155. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 81-829.31, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to provide for civilian direction of civil defense; and to repeal the original section.

LEGISLATIVE BILL 1156. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to repeal section 21-1511, Reissue Revised Statutes of Nebraska, 1943, relating to hospital service corporations.

LEGISLATIVE BILL 1157. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend sections 32-231 and 32-231.01, Revised Statutes Supplement, 1969, and sections 23-1114.02 to 23-1114.07, Revised Statutes Supplement, 1971, relating to county officers; to permit periodic payment as for other county employees; and to repeal the original sections.

UNANIMOUS CONSENT–Bracket LB 127

Mr. Stromer asked unanimous consent to bracket LB 127 on General File until January 11, 1972. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 391. Placed at the bottom of General File at the request of Mr. Luedtke.

LEGISLATIVE BILL 855. Placed at the bottom of General File at the request of Mr. Waldo.

LEGISLATIVE BILL 1033. Title read. Considered.
Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 786A. Laid over at the request of Mr. Snyder.

UNANIMOUS CONSENT–Change of Order

Mr. Carpenter asked unanimous consent to place LB 786 ahead of LB 786A on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 864. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 949. Laid over.

UNANIMOUS CONSENT–Change of Order

Mr. Carpenter asked unanimous consent to take up LB 1039 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1039. Title read. Considered.

Mr. Proud moved to indefinitely postpone.

Mr. Carpenter requested a record vote.

Mr. Carpenter requested a Call of the House. The Call showed 45 members present.

Mr. Swanson moved to raise the Call. The motion lost with 18 ayes, 23 nays and 8 not voting.

Mr. Carpenter moved to raise the Call. The motion prevailed with 30 ayes, 7 nays and 12 not voting.

Voting in the affirmative, 29:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Epke	Hasebroock	Holmquist
Johnson	Kime	Kremer	Lewis	Luedtke
Maresh	Marvel	Nore	Proud	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Waldo	Warner	Whitney	Wiltse	

Voting in the negative, 15:

Carpenter	Elrod	Goodrich	Keyes	Klaver
Kokes	Mahoney	Moylan	Pfister	Savage
Schmit	Skarda	Syas	Waldron	Ziebarth

Not voting, 5:

Chambers	DeCamp	Kennedy	Morgan	Orme

The motion prevailed.

ANNOUNCEMENT

Mr. Swanson announced that the Reference Committee would meet in the Speaker's office after adjournment.

ADJOURNMENT

At 3:27 p.m., on a motion by Mr. Proud, the Legislature adjourned until 10:00 a.m., Thrusday, January 6, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 6, 1972

Pursuant to adjournment the Legislature met at 10:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Dear God, we take great satisfaction in this State in being No. 1 in football and this is well and good, for it can add pleasure to our lives and pride to our State.
>
> But help us here, in a far more significant way, ever to strive to be No. 1 – No. 1 in our sense of personal dedication, No. 1 in our cooperation with each other, No. 1 in our understanding of the issues, No. 1 in our responsiveness to human need, No. 1 in our high calling to public service, and No. 1 in the doing of your will on earth. In the name of the one and only. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kennedy and Lewis who were excused and Mr. Chambers who was absent.

CORRECTIONS FOR JOURNAL

Page 121, line 27, delete Rule 2 and insert "Rule 4".
Page 130, line 27, delete Wednesday and insert "Thursday".
The Journal for the Second Day was approved.

MEMBER EXCUSED

Mr. Simpson asked unanimous consent to be excused Friday, January 7, for a meeting in Kansas City. No objections. So ordered.

ANNOUNCEMENTS

Mr. Swanson, Chairman of Executive Board, announced the correct seating arrangement according to the Rules regarding visitors and lobbyists in the Chambers.

Speaker Hasebroock announced that the Interim Study Committee Reports would be heard at 2:00 p.m. today.

VISITORS

Mr. Barnett introduced 85 Fourth Grade students and their teacher, Mrs. Horinek, from Meadow Lane School, Lincoln, Nebraska.

REFERENCE COMMITTEE REPORT

LB	Committee
1126	Public Health and Welfare
1127	Constitutional Revision
1128	Appropriations
1129	Government and Military Affairs
1130	Education
1131	Appropriations
1132	Judiciary
1133	Revenue
1134	Revenue
1135	Revenue
1136	Revenue
1137	Agriculture and Recreation
1138	Revenue
1139	Urban Affairs
1140	Public Works
1141	Public Works
1142	Appropriations
1143	Urban Affairs
1144	Labor
1145	Urban Affairs
1146	Urban Affairs
1147	Urban Affairs
1148	Constitutional Revision
1149	Public Works
1150	Government and Military Affairs
1151	Banking, Commerce and Insurance
1152	Banking, Commerce and Insurance
1153	Revenue
1154	Judiciary
1155	Government and Military Affairs
1156	Public Health and Welfare

1157	Government and Military Affairs
LR 2	Miscellaneous Subjects
LR 5	Miscellaneous Subjects

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARING

Government and Military Affairs

LB 1079	Thursday, January 20, 1972	2:00 p.m.
LB 1081	Thursday, January 20, 1972	2:00 p.m.
LB 1083	Thursday, January 20, 1972	2:00 p.m.
LB 1092	Thursday, January 20, 1972	2:00 p.m.
LB 1093	Thursday, January 20, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

MOTION–Amend Rules

Mr. Carpenter moved to amend Rule 3, Sec. 7 by striking all of Sec. 7 and inserting the following:

"Executive Sessions, Press Members and Reporters of regularly accredited newspapers, press associations and radio and television stations shall be admitted to all executive sessions of all of the standing committees and such reporters may report the votes of the individual members and all of the discussions of such executive sessions."

Referred to the Rules Committee.

SELECT COMMITTEE REPORT

Enrollment and Review

LEGISLATIVE BILL 556. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 556.

UNANIMOUS CONSENT–Bracket LB 76

Mr. Carpenter asked unanimous consent to bracket LB 76 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 518A

Mr. Waldron renewed his request to withdraw LB 518A found on page 118 of the Legislative Journal for the Second Day. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 6.

LR 6 was adopted by a vote of 38 ayes, 2 nays and 9 not voting.

LEGISLATIVE RESOLUTION 7.

Introduced by Sam Klaver, 9th District; Eugene Mahoney, 5th District; Terry Carpenter, 48th District.

WHEREAS, in the Soviet Union men and women are denied freedoms recognized as basic by all civilized countries of the world and indeed by the Soviet Constitution; and

WHEREAS, Jews and other religious minorities in the Soviet Union are being denied the means to exercise their religion and sustain their identity; and

WHEREAS, the Government of the Soviet Union is persecuting Jewish citizens by denying them the same rights and privileges accorded other recognized religions in the Soviet Union and by discriminating against Jews in cultural activities and access to higher education; and

WHEREAS, the right freely to emigrate, which is denied Soviet Jews who seek to maintain their identity by moving elsewhere, is a right affirmed by the United Nations Declaration of Human Rights, adopted unanimously by the General Assembly of the United Nations; and

WHEREAS, these infringements of human rights are an obstacle to the development of better understanding and better relations between the people of the United States and the people of the Soviet Union.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the President of the United States of America be memorialized to call upon the Soviet Government to permit the free exercise of religion by all its citizens in accordance with the Soviet Constitution, to end discrimination against religious minorities; permit its citizens to emigrate from the Soviet Union to the countries of their choice as affirmed by the United Nations Declaration of Human Rights.

2. That a copy of this resolution suitably engrossed be sent to the President of the United States.

Laid over.

COMMITTEE MEETING--Executive Session

Mr. Swanson announced there would be an Executive Session of the Reference Committee in the Speaker's Office at 1:30 p.m., today.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1158. By Glenn Goodrich, 20th District.

A BILL FOR AN ACT to amend section 71-3302, Revised Statutes Supplement, 1969, relating to fluoridation; to provide when the provisions of this section shall not apply as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1159. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 79-1332, 79-1334, 79-1335, 79-1336, 79-1339, 79-1340, 79-1342, and 79-1343, Revised Statutes Supplement, 1969, relating to the School Foundation and Equalization Fund; to rename the fund and change its source and disposition; and to repeal the original sections.

LEGISLATIVE BILL 1160. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to taxation; to provide an admission tax for certain movies; to provide for rules and regulations; and to provide penalties.

LEGISLATIVE BILL 1161. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1971, relating to taxation; to change homestead tax exemptions; and to repeal the original section.

LEGISLATIVE BILL 1162. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 26-1,203, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide additional provisions relating to the acting municipal judge as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1163. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 25-530, Revised Statutes Supplement, 1971, relating to process for commencing actions; to enact

and clarify procedures for serving process upon nonresident owners of specified vehicles leased for operation within this state; and to repeal the original section.

LEGISLATIVE BILL 1164. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 39-773.01, Reissue Revised Statutes of Nebraska, 1943, relating to regulations governing the use of public roads; to require trailer brakes, as specified; to require safety chains on trailers, as specified; and to repeal the original section.

LEGISLATIVE BILL 1165. By Maurice Kremer, 34th District.

A BILL FOR AN ACT to amend section 79-2210.01, Revised Statutes Supplement, 1969, relating to educational service units; to clarify budgeting limitations on educational service units; and to repeal the original section.

LEGISLATIVE BILL 1166. By John DeCamp, 40th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 7 and 10, of the Constitution of Nebraska, relating to the Legislature; to provide for salaries of members of the Legislature; to remove the limit on length of sessions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1167. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 79-1333.01, Revised Statutes Supplement, 1971, relating to school funds; to increase financial support to schools in proportion to increase of student membership as specified; and to repeal the original section.

LEGISLATIVE BILL 1168. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 23-343.25, 23-343.27 and 23-343.49, Reissue Revised Statutes of Nebraska, 1943, relating to county government and officers; to provide for election of members to the board of a hospital district; to provide additional authority for issuance of bonds by hospital districts; and to repeal the original sections.

LEGISLATIVE BILL 1169. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 81-815.37 and 81-815.38, Reissue Revised Statutes of Nebraska, 1943, sections 81-815.39 and

81-1204, Revised Statutes Supplement, 1969, and section 81-805, Revised Statutes Supplement, 1971, relating to tourism; to transfer the powers, duties and functions regarding tourism to the Department of Economic Development from the Game and Parks Commission as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1170. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to civil procedure; to define terms; to provide for limitation of actions for recovery of damages for deficiency in design, planning, supervision or observation of an improvement to real property, injury to property arising out of such deficiency, or injury to the person or for wrongful death arising out of such deficiency.

LEGISLATIVE BILL 1171. By Duke Snyder, 14th District.

A BILL FOR AN ACT relating to education; to provide tuition grants, based upon financial need, to full-time resident students attending accredited independent institutions of higher education in Nebraska; to provide for the eligibility of such students; to provide for a State Commission for Higher Education Aid; to provide for the appointment and qualifications of members thereto; to provide for powers and duties as prescribed; and to provide an operative date.

LEGISLATIVE BILL 1172. By the Appropriations Committee: Richard Marvel, 33rd District; Fern Hubbard Orme, 29th District; John Savage, 10th District; Robert Clark, 47th District; Herbert Nore, 22nd District; Ramey C. Whitney, 44th District; Wayne Ziebarth, 37th District; David Stahmer, 8th District.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the year ending June 30, 1973; to provide for the payment thereof; and to declare an emergency.

LEGISLATIVE BILL 1173. By the Judiciary Committee: Roland Luedtke, Chairman, 28th District; Harold Simpson, 46th District; John DeCamp, 40th District; Walter Epke, 24th District; Terry Carpenter, 48th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 83-1,105, Revised Statutes Supplement, 1969, relating to indeterminate sentence; to provide for payment of costs when defendant is held in custody in a state institution; and to repeal the original section.

LEGISLATIVE BILL 1174. By the Judiciary Committee: Roland Luedtke, Chairman, 28th District; Harold Simpson, 46th District; John DeCamp, 40th District; Walter Epke, 24th District; Terry Carpenter, 48th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 49-617, Revised Statutes Supplement, 1971, relating to distribution of statutes; to provide for distribution of statutes of the inmate library at all state penal and correctional institutions; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1175. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to establish a Nebraska Bird Day as prescribed.

LEGISLATIVE BILL 1176. By Clarie W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 85-106 and 85-191, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to provide for equalization and uniformity of benefits within the University of Nebraska for all present and future employees; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1177. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to provide that the governing board of any school distirct, educational service unit, or technical community college may provide their members with insurance as prescribed.

SELECT FILE

LEGISLATIVE BILL 490. Mr. Johnson moved the adoption of the amendments found in the Journal on pages 124, 125, 126 and 127 for the Second Day.

The amendments were adopted with 32 ayes, 2 nays and 15 not voting.

Advanced to E and R for engrossment.

MEMBER EXCUSED

Mr. Kime asked unanimous consent to be excused until Monday morning, January 10, 1972. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 141. Title read. Considered.

Advanced to Enrollment and Review with 25 ayes, 17 nays and 7 not voting.

UNANIMOUS CONSENT–Change of Order

Speaker Hasebroock asked unanimous consent to consider the revisor bills on General File at this time. No objections. So ordered.

Mr. Swanson asked unanimous consent to start General File with LB 1043, even though they aren't in the Bill Books.

Mr. Barnett objected.

GENERAL FILE

LEGISLATIVE BILL 1055. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1056. Title read. Considered.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1057. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1060. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1061. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1062. Title read. Considered.

Advanced to Enrollment and Review with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT–Withdraw Objection

Mr. Barnett asked unanimous consent to withdraw his previous objection to taking up the revisor bills not in the Bill Books. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1043. Title read. Considered.

Advanced to Enrollment and Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1044. Title read. Considered.

Advanced to Enrollment and Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1045. Title read. Considered.

Advanced to Enrollment and Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1046. Title read. Considered.

Advanced to Enrollment and Review with 31 ayes, 0 nays and 18 not voting.

ANNOUNCEMENT

Mr. Proud announced a meeting of the Committee on Committees immediately upon adjournment this morning in the Executive Council Hearing Room.

GENERAL FILE

LEGISLATIVE BILL 1047. Title read. Considered.

Advanced to Enrollment and Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1048. Title read. Considered.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1049. Title read. Considered.

Advanced to Enrollment and Review with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE BILL 1050. Title read. Considered.

Advanced to Enrollment and Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1051. Title read. Considered.

Advanced to Enrollment and Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1052. Title read. Considered.

Advanced to Enrollment and Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1053. Title read. Considered.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1054. Title read. Considered.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1058. Title read. Considered.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1059. Title read. Considered.

Advanced to Enrollment and Review with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT–Bracket Bills

Mr. Snyder asked unanimous consent to bracket LB 786, LB 786A and LB 787 on General File. No objections. So ordered.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of all lobbyists who has registered as of January 6, 1972. Further lists will be submitted on the last legislative day of each calendar week, listing additional lobbyists who have registered during that week, until all registrations are completed.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of January 6, 1972

Anderson, Lester H. - Lincoln, Veterans of Foreign Wars - Department of Nebraska
Anderson, Robert L. - Omaha, Nebraska Rural Electric Association
Bahensky, LeRoy - Lincoln, Loup River Public Power District
Barnhart, Harold M - Brock, Nebraska Rural Letter Carriers Assn.
Barry, LeRoy F. - Omaha, Mid-west Retail Farm Equipment Assn.
Beam, C. Arlen - Lincoln, Nebraska Pest Control Assn.
Beam, C. Arlen - Lincoln, Nebraska State Bar Assn.
Beam, C. Arlen - Lincoln, Nebraska State Home Builders Assn.
Berck, Elton L. - Lincoln, Farmers Union of Nebraska
Bish, Milan D. - Grand Island, Republican State Central Committee
Blume, David A. - Lincoln, Capitol Assn. for Retarded Children, Inc.
Bokemper, Duane - Lincoln, The American Legion Department of Nebraska
Bonebright, John A. - Lincoln, Nebraska Telephone Assn.
Bradley, Ralph H. - Omaha, U of N at Omaha
Brakenhoff, Loren - Lincoln, Nebraska Council of School Administrators
Brandt, William B. - Unadilla, Nebraska Bankers Assn. Inc.
Brazeel, William H. - Millard, Local Union 1974, I.B.E.W.
Brower, Sam - Lincoln, Legislative Liaison Committee, ASUN
Brugh, George E. - Lincoln, Nebraska Assn. of Housing and Renewal Authorities
Budig, Gene A. - Lincoln, U of N at Lincoln
Campbell, Dr. Anne - Lincoln, School District, City of Lincoln
Campbell, Erwin R. - Lincoln, Nebraska State Townsend Foundation
Carlin, B. L. - Omaha, Nebraska Chapter, National Electrical Contractors Assn. Inc.
Carlson, Merlyn E. - Lodgepole, Nebraska Stock Growers Assn.
Cash, Virgil E. - Lincoln, Nebraska State Council of Electrical Workers
Chace, Charles E. - Lincoln, Nebraska Petroleum Council
Chambers, David L. - Lincoln, League of Nebraska Municipalities
Chestem, Abner K. - Lincoln, Edgar Burroughs, President Veterans Council
Chestem, Abner K. - Lincoln, Veterans WWI Organization Department Nebraska
Collins, Richard E. - Omaha, Pro-Law Assn. of Nebraska

Critchfield, James - Lincoln, Nebraska Chapter Associated General Contractors of America

Cromer, Chalmers A. Dr. - Lincoln, State Advisory Council for Vocational Education

Crosby, Pansing, Guenzel & Binning, Attys. - Lincoln

Crosby, Robert B. - Lincoln, Better Nebraska Association; First Federal Savings & Loan Assn. of Lincoln; Nebraska Assn. of Industrial Loan & Investment Companies; Nebraska Assn. of Soil & Water Conservation Districts; Railroad Transportation Safety District; Salt Valley Watershed District

Guenzel, Robert C. - Lincoln, Railroad Transportation Safety District

Kuester, William D. - Lincoln, Lincoln Heating and Air Conditioning Assn.

Moon, Charles N. - Lincoln, Crosby, Pansing, Guenzel & Binning

Pansing, Thomas R. - Lincoln, Police Officers Assn. of Nebraska

Seglin, Steven G. - Lincoln, Better Nebraska Assn.

Crosier, Donald A. - Lincoln, Nebraska Petroleum Council

Danielson, J. Arthur - Lincoln, Christian Science Committee on Publication—Finance Committee

Diesing, James J. - Omaha, Wine Institute

Dirrim, Delbert E. - Omaha, Omaha Public Power District

Douce, Wayne R. - Omaha, Guarantee Mutual Life Company

Dyas, Hess - Lincoln, Nebraska Democratic Party

Egner, Ruth - Lincoln, Lincoln Action Program-Board

Eide, Robert A. - Omaha, Northern Natural Gas Company

Elm, Howard W. - Lincoln, Association Services, Inc.

Feistner, Ely C. - Lincoln, Lincoln Education Association

Foley, John W. - Lincoln, Nebraska Association for Retarded Children

Frazier, Lawrence A. - Lincoln, Farmers Mutual Insurance Company of Nebraska

Fraizer, Ted J. - Lincoln, Mutual of Omaha Insurance Company; United Benefit life Insurance Company

Gagne, Michele - Lincoln, Legislative Liaison Comm. of ASUN

Garey, Robert W. - Hastings, Nebraska Funeral Directors Assn.; Nebraska Optometric Assn.; Nebraska Veterinary Medical Assn.

Given, Jerome - Omaha, Nebraska Railroad Assn. (UPRRCo., Burl.No.Inc., C&NWRyCo., CRI&PRRCo., MoPacRRCo.)

GoBell, Harold R. - Lincoln, Nebraska State Council No. 32 AFSCME—AFL-CIO

Goodding, Richard D. - Lincoln, Nebraska Farm Bureau Federation

Gottschalk, Frederic - Lincoln, Woodmen Accident and Life Company

Gove, Charles F. - Denton, National Farmers Organization; Nebraskans for Nebr. Soil & Water, Inc.; Riparian Assn., Inc.

Graham, M. J. - Lincoln, Retail Merchants Assn. of Nebraska

Greene, William R. - Omaha, Northern Natural Gas Company

Gyger, Bernard R. - Omaha, Omaha Board of Education

Hall, Meg - Lincoln, Legislative Liaison Comm., ASUN

Hansen, Wesley F. - North Platte, Nebraska Stock Growers Assn.
Harm, Paul F. - Norfolk, City of Norfolk
Harris, Robert - Hastings, Kansas-Nebr. Natural Gas Co., Inc.
Hazard, Ronald A. - Nebraska City, City of Nebraska City
Henningsen, Ron - Omaha, Nebraska Press Assn.
Herman, Dale G. - Omaha, Nebraska Motor Carriers Assn., Inc.
Hickman, Thomas J. - Omaha, International Brotherhood of Electrical Workers
Hodge, William Holly - Holdrege, Nebraska Wheat Growers Assn.
Hoeger, Mark - Lincoln, Legislative Liaison Comm., ASUN
Hopkins, Julian H. - Lincoln, Bankers Life Ins. Co. of Nebraska
Huff, Charles P. - Lincoln, Nebraska Cable Communications Assn.; Nebraska Motel Assn.; Nebraska State Assn. of Life Underwriters.
Humpal, John E. - Omaha, Nebraska Blue Cross; Nebraska Medical Assn.
Huston, Robert - Lincoln, Lancaster County
Jacobsen, Ford K. - Omaha, Metropolitan Utilities District
Jensen, Martin - Omaha, Legislative Committee–Brotherhood of Railway Clerks
Johnson, Elmer R. - Millard, Local Union No. 1974, I.B.E.W.
Johnson, Forrest A. - Lincoln, Nebraska Tax Research Council, Inc.
Kenny, Philip T. - Omaha, Nebraska Railroad Assn. (UPRRCo., Burl.No.Inc., C&NWRyCo., CRI&PRRCo., MoPacRRco.)
Kratz, Dean G. - Omaha, Nebraska Building Chapter, Associated General Contractors of America; Nebraska League of Savings & Loan Associations
Kruger, E.C. - Fairbury, Nebraska Consumer Credit Assn.
Langley, Edwin A. - Lincoln, Assn. of Nebraska Trust Departments; Nebraska League of Savings & Loan Assn.
Livingston, Vern - Nebraska City, Nebraska City Utilities
Long, Don P. - Holdrege, The Central Nebraska Public Power & Irrigation District
Lynch, Daniel C. - Denver, Colorado, United Air Lines & Air Transport Association of America
Lynch, John E. - Lincoln, Nebraska State Education Association
MacDowell, Lloyd J. - Lincoln, Nebraska State School Boards Association
Martens, Laverne H. - Wahoo, City of Wahoo
Matt, P. G. III - Lincoln, James E. Ryan
Matulka, Erwin - Valparaiso, Nebraskans for Nebr. Soil & Water, Inc.; Riparian Association, Inc.
McCoy, Dale E. - Omaha, United Transportation Union
McDowell, Robert O. - Lincoln, Nebraska New Car Dealers Association
McEniry, Glenn J. - Lincoln, Nebraska Association of Commerce & Industry
Metzger, Wm. Ellis - Omaha, Educational Service Unit No. 3
Miller, Charles A. - Omaha, Omaha Public Power District
Miller, Edwin R. - Omaha, Nebraska Railroad Association (UPRRCo., Burl.No.Inc., C&NWRyCo., CRI&PRRCo., MoPacRRCo.)

Moulton, William S. - Omaha, Nebraska Consulting Engineers Assn.
Moylan, James H. - Omaha, Douglas County, Nebraska; Nebraskans for Independent Banking
Mullin, Robert W. - Lincoln, Insurance Federation of Nebraska
Mundorf, Russell Z. - Lincoln, Nebr. State Council of Elec. Wks., I.B.E.W.
Muscheites, B.F. - Lincoln, Nebraska Building Material Dealers Assn.
Neff, Kenneth E. - Lincoln, Nebraska Medical Assn.
Nelson, Ralph D. - Lincoln, City of Lincoln
Nelson, Richard P. - Lincoln, Nebraska Natural Gas Irrigators Assn.; Republican State Central Committee
Nelson, Roland G. - Lincoln, Nebraska Farm Bureau Federation
Nisley, Richard W. - Omaha, Nebraska State AFL-CIO
O'Hara, Paul V. - Lincoln, Nebraska Catholic Conference
O'Kief, Jerry - Valentine, Nebraska Stock Growers Association
Oltman, Ray - Lincoln, The American Legion Department of Nebraska
Osterberg, William H. - Omaha, Nebraska Bankers Association, Inc.
Pace, Jack M. - Lincoln, Farmers Mutual Insurance Company of Nebraska
Payne, Dale L. - Papillion, Sarpy County Board of Commissioners
Perkins, Dwight C. - Lincoln, Farmers Mutual Ins. Co. of Nebraska
Perske, Robert - Omaha, Greater Omaha Assn. for Retarded Children
Petersen, Ernest A. - Omaha, Nebraska Food Retailers Assn., Inc.
Petersen, Nels - Omaha, Nebraska State AFL-CIO
Pettett, Deane H. - Lincoln, Farmers Mutual Ins. Co. of Nebraska
Phares, Robert A. - North Platte, City of North Platte
Pierson, C. M. - Lincoln, Insurance Federation of Nebraska
Pierson, David C. - Lincoln, Insurance Federation of Nebraska; Nebraska Dental Association
Prall, Linville I. - Lincoln, Nebraska Dept. of Roads Employees Assn.
Preston, James N. - Lincoln, Nebraska Motor Carriers' Assn., Inc.
Rader, Glenn P. - Lincoln, Nebraska Farm Bureau Federation
Rall, Frank - Lincoln, Nebraska Public Power District
Raphael, Rick - Minneapolis, Minn., J. C. Penney Co., Inc.
Rasmussen, Delmar L. - Lincoln, League of Nebraska Municipalities
Rasmussen, Ross H. - Lincoln, Nebraska State School Boards Assn.
Ruhnke, Arnold - Lincoln, Nebraska Assn. of County Officials
Ryan, James E. - Lincoln, Nebr. Beer Wholesalers Assn.; Nebr. Liquor Wholesalers Assn.; Nebr. Motor Carriers Assn.
Saddler, Owen L. - Omaha, May Broadcasting Company
Samuelson, Donald L. - Lincoln, Cornhusker Food Retailers Assn., Inc.
Sayre, Charles D. - Lincoln, Nebraska Public Power District
Schlaphoff, Elmer C. - Waverly, The Nebraska Stock Growers Assn.
Schlitt, Dan W. - Lincoln, Dan W. Schlitt
Shipley, Parker L. - Omaha, Guarantee Mutual Life Company
Smith, Leo C. - Fairbury, Nebraska State Legislative Board – Brotherhood of Locomotive Engineers
Snodgrass, Del - Lincoln, Nebraska Assn. of Commerce & Industry
Stevens, David F. Jr. - Lincoln, Nebraska Consolidated Communications Corporation

Stewart, E. Mickey - Alliance, Nebraska Stock growers Assn.
Stewart, Earl - Lincoln, Nebraska Motor Carriers' Assn.
Strattan, Byron D. - Omaha, Nebraska Railroad Assn. (UPRRCo., Burl.No.Inc., C&NWRyCo., CRI&PRRCo., MoPacRRCo.)
Studnicka, James H. - Lincoln, James H. Studnicka
Stuve, Gregory K. - Omaha, City of Omaha
Sutej, John M. - Millard, Local Union 1974, I.B.E.W.
Tews and Noren
    Noren, Charles F. - Lincoln, Friends of Higher Education; Lancaster County Beverage Assn.; Lincoln Telephone & Telegraph Co.; Nebraska Assn. of Insurance Agents; Nebraska Assn. of Technical Community Colleges; Nebraska Assn. of Trial Attorneys; Nebraska County Judges Assn.; Nebraskans for the Coliseum; Nebraska Investment Bankers Assn.; Nebraska Motorcycle Dealers Assn.; Nebraska Society of Certified Public Accountants; Nebraska State Assn. of Fire Fighters; Nebraska State Education Assn.; Omaha Public Power District
    Tews, David D. - Lincoln, Friends of Higher Education; Lancaster County Beverage Assn.; Lincoln Telephone & Telegraph Co.; Nebraska Assn. of Insurance Agents; Nebraska Assn. of Technical Community Colleges; Nebraska Assn. of Trial Attorneys; Nebraska County Judges Assn.; Nebraskans for the Coliseum; Nebraska Investment Bankers Assn.; Nebraska Society of Certified Public Accountants; Nebraska State Assn. of Fire Fighters; Nebraska State Education Assn.; Omaha Public Power District
Thies, John C. - Omaha, Omaha Education Association
Thompson, Clifford E. - Lincoln, Nebraska Consolidated Communications Corporation
Van Valkenburg, Robert J. - Lincoln, ASKOM
Watters, George L. - Lincoln, Nebraska Petroleum Marketers, Inc.
Weber, Audrey K. - Lincoln, League of Women Voters of Nebraska
Wells, L. M. - Lincoln, Northwestern Bell Telephone Company
White, Richard - Lincoln, Nebraska Democratic Party
Whitworth, Arthur A. - Lincoln, United States Brewers Assn., Inc.
Wilkerson, Dick - Lincoln, Nebraska Rural Electric Assn.
Williams, Franklin J. - Omaha, Omaha Education Assn.
Williams, Harry W. - Omaha, Motor Club Insurance Assn.
Wilson, Glenn R. - Lincoln, Republican State Central Committee
Wilson, Richard D. - Lincoln, Nebraska Public Power District.
Wilson, William A. - Lincoln, The Midwest Life Insurance Co. of Lincoln, Nebraska
Wisnieski, Hubert - Lincoln, National Farmers Organization
Witthoff, Earl J. - Lincoln, Arthur A. Whitworth
Wruck, George T. - Omaha, Retail Merchants of Greater Omaha, Inc.
Wylie, William M. - Lincoln, Nebraska Insurance Information Service
Young, Harry D. - Beatrice, Norris Public Power District
Young, Lyle A. - Lincoln, Nebraska Press Assn.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1178. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 75-303, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide exemption from the State Railway Commission regulation of certain motor carriers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1179. By Duke Snyder, 14th District.

A BILL FOR AN ACT to confer a conditional privilege to reporters owning or employed in connection with news media from compulsory disclosure of the identity of any informant or source of any information in any judicial, administrative or legislative proceeding or anywhere else; to provide the circumstances and procedure under which this privilege may be revoked; and to provide that notes or transcriptions not published may not be subject to subpoena or other judicial process.

LEGISLATIVE BILL 1180. By Richard Maresh, 32nd District.

A BILL FOR AN ACT relating to the Nebraska Educational Television Commission; to provide for a documentary film on state government as prescribed.

LEGISLATIVE BILL 1181. By the Legislative Council Committee on the Control of Outdoor Advertising: William H. Hasebroock, Chairman, 18th District; Sam Klaver, 9th District; E. Thome Johnson, 15th District; Richard Maresh, 32nd District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 39-1311, 39-1320.01, 39-1320.02, and 39-1320.03, Reissue Revised Statutes of Nebraska, 1943, and sections 39-1302 and 39-1320, Revised Statutes Supplement, 1969, relating to highways; to redefine terms; to provide for the control of advertising along the right-of-way of the National System of Interstate and Defense Highways and all federal-aid primary highways as prescribed; to repeal the original sections; and to declare an emergency.

RESOLUTIONS

LEGISLATIVE RESOLUTION 8.

Introduced by Harold D. Simpson, 46th District.

WHEREAS, there exists in urban and rural areas in this state insanitary, unsafe and over-crowded dwelling accomodations, and in such

urban and rural areas in the state there is a shortage of safe or sanitary dwelling accomodations available at rents or prices which persons of low income can afford and such persons are forced to occupy insanitary, unsafe, and over-crowded dwelling accomodations; and

WHEREAS, these conditions cause an increase in and spread of disease and crime and constitute a menace to the health, safety, morals and welfare of the residents of the state and that these conditions necessitate an excessive and disproportionate expenditure of public funds for crime prevention and punishment, public health and safety, fire and accident protection, and other public services and facilities; and

WHEREAS, these areas cannot be cleared nor can the shortage of safe and sanitary dwellings for persons of low income be relieved by the operation of random decisions unrelated to any larger plan and that an interim study committee on housing to review housing conditions across the state, studying and establishing a statewide policy for eradicating substandard and insanitary, unsafe and over-crowded dwelling accomodations across the state and implementing policies through existing planning agencies authorized by the Legislature of Nebraska would provide the necessary organizing and planning; and

WHEREAS, the property-tax base in Nebraska communities constantly declines in value creating an inequitable distribution of tax payments and tax assessments in local communities; and

WHEREAS, there is a shortage of mortgage loan funds and other financial resources required to spur investments for housing in rural and urban areas in Nebraska or to stimulate the education and retention of persons skilled in construction, including contractors, arhitects, engineers, skilled craftsmen of all kinds; and

WHEREAS, the state technical vocational schools across the State of Nebraska are, and will be in the future, graduating persons having special skills but that failing employment opportunities across the State of Nebraska such expertise will be lost to the state; and

WHEREAS, existing landlord-tenant law in the State of Nebraska is a product of English Common law developed within a predominantly agricultural society at a time when doctrines of contract were unrecognized and are generaly inappropriate to modern urban and rural conditions and inexpressive of the vital interests of the citizens of the state and the larger public which the law must protect; and

WHEREAS, low income tenants in urban and rural communities across the State of Nebraska have needs which are virtually unrecognized by the existing statutes and ordinances across the State of Nebraska and under modern conditions said laws require updating and redefining to improve tenants' and landlords; rights, duties and responsibilities; and

WHEREAS, state agencies, educational institutions, federal and private nonprofit institutions and foundations have amassed large amounts of informative material on housing conditions across the State of Nebraska which represents a large investment of manpower, time and taxpayers' funds which, unused effectively could result in a total waste of all the information through the passage of time; and

WHEREAS, the establishment of an interm study committee on housing would be the most appropriate way to most effectively utilize all of the information on an ongoing basis, spanning any one particular legislative session to study, promote, propose, and recommend legislation to the Legislature of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature of the State of Nebraska establish an interim study committee on housing for the reasons and the purposes set out above, and that this committee utilize the resources of the Governor's Advisory Council on Housing.

2. That the committee make its report to the next session of the Legislature with its recommendations.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 9.

Introduced by Loran Schmit, 23rd District; Richard Maresh, 32nd District; Walter Epke, 24th District.

WHEREAS, the total economy of Nebraska and its future growth is closely related to agricultural income; and

WHEREAS, the chronic disparity between agricultural income and the income of other segments of our economy has now assumed even greater proportions due to bountiful harvests, increased farm productive efficiency, and the resultant disaster level prices for farm crops; and

WHEREAS, a measure now pending action in the Senate of the United States which has already been approved by the House of Representatives would if adopted increase federal price supports for wheat and feed grains by 25%; and

WHEREAS, this measure had the support of all the Nebraska members of the House of Representatives.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature fully supports the proposed increases in federal price supports for wheat and feed grains.

2. Be it further resolved that copies of this resolution be forwarded to the office of the President, to the Secretary of the U.S.D.A., to the members of the House and Senate Committees for Agriculture and the members of the Nebraska Congressional delegation.

Laid over.

RECESS

At 11:54 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Kennedy and Kime who were excused and Mr. Chambers who was absent.

BILLS ON FIRST READING

The following bills were read by title for the first time:

LEGISLATIVE BILL 1182. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 21-2002 to 21-2004, 21-2006, 21-2007, 21-2017 to 21-2019, 21-2022, 21-2023, 21-2027, 21-2031, 21-2034, 21-2039, 21-2040, 21-2042 to 21-2044, 21-2046, 21-2047, 21-2050, 21-2052, 21-2064, 21-2065, 21-2067, 21-2074, 21-2077, 21-2078, 21-2081, 21-2098, 21-20,107, and 21-20,113, Reissue Revised Statutes of Nebraska, 1943, and sections 21-2012, 21-2015, 21-2036, 21-2070, 21-2071, 21-2079, 21-2097, and 21-20,114, Revised Statutes Supplement, 1971, relating to corporations; to redefine terms; to provide for corporate organization, purposes and powers; to provide for shareholder suits; to provide for selection of corporate names; to provide for changes in the registered office of corporations; to provide for conditions of special classes of stockholders; to provide for conversion of shares and payment therefor; to provide for voting rights; to provide for signing of stock certificates; to provide for treatment of fractional shares; to provide for shareholder meetings, voting lists and voting trusts; to provide for election and removal of directors; to provide for board of directors' meetings as prescribed; to provide for declaration of dividends and distribution from surplus; to provide for director's liability; to provide for inspection of books and records; to provide for reorganization and mergers as prescribed; to provide for use of assets; to provide for disolution; to provide for foreign corporations; and to repeal the original sections.

LEGISLATIVE BILL 1183. By the Interim Study Committee, Rules and Regulations: Herbert Duis, Chairman, 39th District; Glenn Goodrich, Vice Chairman, 20th District; Wally Barnett, 26th District; J. James Waldron, 42nd District; William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 71-219, Revised Statutes Supplement, 1971, relating to the practice of barbering; to provide for the

fee for renewal of a certificate of registration to practice barbering for the year 1972 as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1184. By the Interim Study Committee, Rules and Regulations: Herbert Duis, Chairman, 39th District; Glenn Goodrich, Vice-Chairman, 20th District; Wally Barnett, 26th District; J. James Waldron, 42nd District; William Hasebroock, 18th District.

A BILL FOR AN ACT to amend sections 81-559, 81-562, 81-566, 81-567, and 81-569, Revised Statutes Supplement, 1969, and section 81-563, Revised Statutes Supplement, 1971, relating to state administrative departments; to clarify procedures with regard to licensing of electricians and enforcement of electrical codes; and to repeal the original sections.

RESOLUTIONS

LEGISLATIVE RESOLUTION 10.

Introduced by the Interim Study Committee, Rules and Regulations.

WHEREAS, the Eighty-Second Legislature, First Session, adopted Legislative Resolution 17; and

WHEREAS, the Interim Study Committee on Agency Rules and Regulations has heard testimony from a portion of state agencies; and

WHEREAS, there are a large number of state agencies left to be heard by the Interim Study Committee; and

WHEREAS, all state agencies which have rules and regulations are required to update and file their rules and regulations with the Clerk of the Legislature; and

WHEREAS, these rules and regulations which are on file may be rejected, changed, altered, amended, or modified in such manner as the Legislature deems advisable; and

WHEREAS, these rules and regulations should be periodically reviewed by the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Interim Study Committee on Rules and Regulations be made a permanent standing committee.

2. That the permanent standing committee meet periodically throughout the year to review agency rules and regulations.

LR 10 was referred to the Executive Board.

LEGISLATIVE RESOLUTION 11.

Introduced by Fern Hubbard Orme, 29th District; William Hasebroock, 18th District; Claire Holmquist, 16th District.

WHEREAS, John G. Neihardt, Epic Poet of the West and Poet Laureate of Nebraska celebrates his ninety first birthday January 8, 1972; and

WHEREAS, John G. Neihardts fans will be joining his friends and fellow Nebraskans on January 8, 1972 in special congratulations to him and in tribute to the works enriching American literature and life.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

The members of the Legislature congratulate this distinguished man for having lived and accomplished so much in his lifetime, and hope for a continued and additional years of livelihood.

Mrs. Orme moved to suspend the rules and take up LR 11 today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

LR 11 was adopted with 38 ayes, 0 nays and 11 not voting.

ANNOUNCEMENT

Mr. Swanson announced that the Interim Study Committee Reports would be presented at this time in the following order:

1. Report No. 190 – Outdoor Advertising, Senator Hasebroock, Chairman
2. Report No. 191 – Trucking, Senator Stull, Chairman
3. Report No. 192 – Health Laws, Senator Goodrich, Vice Chairman
4. Report No. 193 – Taxation, Senator Burbach, Chairman
5. Report No. 194 – Agency Rules and Regulations, Senator Duis, Chairman
6. Report No. 195 – Judiciary, Senator Luedtke, Chairman
7. Education – LR 50 and LR 54, Senator Keyes, Chairman
8. Insurance, Senator Waldron, Chairman
9. Pesticides and Environmental Control, Senator Schmit, Chairman
10. Public Power, Senator Carpenter, Chairman
11. Water Resources, Senator Kremer, Chairman
12. Welfare, Senator Orme, Chairman

MEMBERS EXCUSED

Mr. Carpenter asked unanimous consent to be excused tomorrow. No objections. So ordered.

Messrs. Clark, Duis and Klaver asked unanimous consent to be excused tomorrow afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1063. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1064. Title read. Considered.

Advanced to Enrollment and Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1065. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1066. Title read. Considered.

Advanced to Enrollment and Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1067. Title read. Considered.

Advanced to Enrollment and Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1068. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1069. Title read. Considered.

Advanced to Enrollment and Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1070. Title read. Considered.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1071. Title read. Considered.

Advanced to Enrollment and Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1072. Title read. Considered.

Advanced to Enrollment and Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1073. Title read. Considered.

Advanced to Enrollment and Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1074. Title read. Considered.

Advanced to Enrollment and Review with 37 ayes, 0 nays and 12 not voting.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1158	Public Health and Welfare
1159	Education
1160	Miscellaneous Subjects
1161	Revenue
1162	Judiciary
1163	Judiciary
1164	Public Works
1165	Education
1166	Constitutional Revision
1167	Education
1168	Government and Military Affairs
1169	Agriculture and Recreation
1170	Judiciary
1171	Education
1172	Appropriations
1173	Judiciary
1174	Judiciary
1175	Miscellaneous Subjects
1176	Nebraska Retirement Systems
1177	Banking, Commerce and Insurance
1178	Public Works
1179	Judiciary
1180	Miscellaneous Subjects
1181	Miscellaneous Subjects

(Signed) William F. Swanson, Chairman
Executive Board

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Snyder asked unanimous consent to add the name of Mr. Johnson to LB 1171. No objections. So ordered.

MOTION—Weekly Schedule

Mr. Carpenter moved that starting the week of January 17, that we, the Legislature, establish a weekly schedule of four legislative days a week, Monday through Thursday.

Motion pending.

MOTION—Rule Change

Mr. Holmquist offered the following Rule Change:

Amend Rule 2, Sec. 3(a), Page 7 as follows:

"Sec. 3. Chambers, Guests, Distribution of Material. (a) The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto, *except back of the East double columns,* or any other space designated by the Legislature or the Executive Board thereof."

Referred to the Rules Committee.

STANDING COMMITTEE REPORT

Committee on Committees

January 6, 1972

Mr. President:

The Committee on Committees desires to report that it met on January 6, 1972, at 12:00 P.M. to fill the Appropriations Committee vacancy created by the resignation of Senator Elmer Wallwey. It recommends that Senator E. Thome Johnson be appointed to the Appropriations Committee and that Senator LeRoy Pfister be appointed to the Banking, Commerce and Insurance Committee and the Public Works Committee.

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud moved the adoption of the report. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1185. By Herbert Duis, 39th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII of the Constitution of Nebraska, relating to revenue; to add a new section 12 thereto; to provide for the valuation of all real estate by the State Board of Equalization and Assessment; to provide the maximum rate of tax; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1186. By Don Elrod, 35th District.

A BILL FOR AN ACT to amend section 70-624.03, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to authorize public power and public power and irrigation districts to extend insurance coverage to dependents of employees.

LEGISLATIVE BILL 1187. By Harold Moylan, 6th District.

A BILL FOR AN ACT to amend section 23-122, Reissue Revised Statutes of Nebraska, 1943, and section 23-131, Revised Statutes Supplement, 1971, relating to counties; to provide for publishing claims allowed by the county board; to provide for delivery of warrants after record entries; and to repeal the original sections.

LEGISLATIVE BILL 1188. By Orval Keyes, 3rd District.

A BILL FOR AN ACT relating to metropolitan utilities districts; to provide for the collection of sewer use fees for cities, villages, and sanitary and improvement districts, residents of which are supplied water at retail by such districts.

LEGISLATIVE BILL 1189. By E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 44-1606.01 and 44-1614, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to amend certain limitations on amounts of coverage as prescribed; to repeal the original sections; and to declare an emergency.

ADJOURNMENT

At 3:56 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, January 7, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 7, 1972

Pursuant to adjournment, the Legislsture met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord, put our legislature out into the open. Open the doors. Reveal the secrets. Raise the issues. Ask the questions. Hearten the waivering people. Nerve the intimidated people. Lift up the hopes of the people. Open the downcast eyes. Put politicians into the midst of the people, to be heard and to hear, to speak and to be spoken to. Restore the role of the servant to those in high office. Elect them and appoint them to wash feet and to dry tears. Restore the office of the prophet to those who by phone and advice and print forecast and speak the word of the Lord in this day. Gather your spokesmen at the tables and desks and committee rooms where the word of righteousness can be voted, approved, and enacted. Lord, give good counsel to the citizens. Seek them in the name of your Son. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Kennedy, Kime, Moylan and Simpson who were excused and Mr. F. Carstens who was excused until 9:30 a.m. Mr. Chambers was absent.

CORRECTIONS FOR THE JOURNAL

Page 133, line 23, insert "Referred to the Rules Committee".
The Journal for the Third Day was approved as corrected.

MEMBERS EXCUSED

Messrs. Epke and Morgan asked unanimous consent to be excused at noon for the remainder of the day. No objections. So ordered.

Mr. Snyder asked unanimous consent to be excused Monday, January 10. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 7, 1972, at 9:00 a.m.: LB 556.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT—Bracket LB 600

Mr. Kremer asked unanimous consent to bracket LB 600 on Final Reading until Monday, January 17, 1972. No objections. So ordered.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 6, and LR 11.

RESOLUTIONS

LEGISLATIVE RESOLUTION 7. LR 7 was adopted with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE RESOLUTION 9. LR 9 was adopted with 38 ayes, 0 nays and 11 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1033. Placed on Select File as amended.
Select Committee amendment to LB 1033:
(Note: There is a discrepancy between the bill as introduced and the printed bill. The amendment refers to the bill as introduced.)

1. On page 4, at the end of line 22, insert *"The new member provided for by this section shall be appointed for an initial term of three years."*.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Order of Day

Mr. Syas asked unanimous consent to hold the Constitutional Amendment Bills on General File until next week. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 864. Laid over.

LEGISLATIVE BILL 949. Title read. Considered.

Mr. Keyes offered the following amendments which were adopted:

Amend Sub-Section 6, Sec. 1, Line 3 – Strike seventy-five (75) and insert one-hundred (100).

Amend Sub-Section 7, Sec. 1, Line 6 – Strike Seventy-five (75) and insert one-hundred (100).

Mr. Luedtke asked unanimous consent to bracket LB 949 until LB 1032 catches up. No objections. So ordered.

LEGISLATIVE BILL 710. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 934 for the Forty-Sixth Day, First Session, was adopted by a vote of 28 ayes, 0 nays & 21 not voting.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 920. Title read. Considered.

Standing Committee amendments found in the Legislative Journal on page 935 for the Forty-Sixth Day, First Session, were read.

Laid over at the request of Mr. Skarda.

LEGISLATIVE BILL 964. Laid over.

LEGISLATIVE BILL 849. Title read. Considered.

The motion to advance to Enrollment & Review lost with a vote of 21 ayes, 12 nays and 16 not voting.

LEGISLATIVE BILL 646. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 952 for the Forty-Seventh Day, First Session, was adopted.

Advanced to Enrollment & Review with 32 ayes, 4 nays & 13 not voting.

MOTION—Rule Change

Mr. Syas moved the following Rule Change:
Rule 7, Sec. 2 (b), add new sentence at end of paragraph:
Once having voted aye or nay, Senators may call in a change to not voting prior to the locking of the voting board.

Referred to Rules Committee.

GENERAL FILE

LEGISLATIVE BILL 790. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 10 nays, & 14 not voting.

LEGISLATIVE BILL 693. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 1 nay & 17 not voting.

LEGISLATIVE BILL 817. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 884. Title read. Considered.

Standing Committee amendments found in the Legislative Journal on page 1046 for the Fifty-Third Day, First Session, were read.

Laid over at the request of Mr. Klaver.

LEGISLATIVE BILL 899. Laid over at the request of Mr. DeCamp.

LEGISLATIVE BILL 907. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays & 22 not voting.

LEGISLATIVE BILL 983. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays & 16 not voting.

LEGISLATIVE BILL 876. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 1058 for the Fifty-Third Day, First Session, was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays & 19 not voting.

LEGISLATIVE BILL 893. Title read. Considered.

Standing Committee amendments found in the Legislative Journal on page 1058 for the Fifty-Third Day, First Session, were read.

Placed at the bottom of General File at the request of Mr. Schmit.

LEGISLATIVE BILL 985. Title read. Considered.

Standing Committee amendments found in the Legislative Journal on page 1058 for the Fifty-Third Day, First Session, were adopted.

Mr. Schmit offered the following amendment which was adopted.

1. On page 2, line 22 after "physician" insert a period and strike the rest of the line and all of lines 23 and 24.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 3.

RESOLUTIONS

LEGISLATIVE RESOLUTION 12.

Introduced by Donald Elrod, 35th District; Maurice Kremer, 34th District.

WHEREAS, county boards find that there is confusion arising in many areas in providing valuations and levy of taxes; and

WHEREAS, there are inconsistencies in many areas of building codes, welfare administrative costs; and

WHEREAS, a study committee should be appointed to investigate the improvement of local government.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislative Council appoint a committee to investigate the following:

(1) Changing, repealing or abolishing section 77-202, Revised Statutes Supplement, 1971 and any related statutes that are too broad in allowing tax exempt status for real and personal property, and replacing this legislation which narrowly defines such property to make it reasonable;

(2) Having county boards set all levies including educational service units and vocational school districts, or cause such districts to use current years valuations in setting levies;

(3) Restricting or at least restraining the power of the State Fire Marshal and Director of Health in condemning public buildings for uses where unreasonable;

(4) Where counties have adopted building codes, and comprehensive zoning plans and regulations, having the division of authority for control of subdivisions, zoning and building permits between cities and counties, divided at the city limits to comply with the one man one vote concept;

(5) Reducing the counties share of welfare costs, administrative, or otherwise;

(6) Valuations of real property being assessed at one hundred per cent and not thirty-five per cent as is now done, with consistent reduction in mill levy;

(7) Clarification of state laws on setting up county health boards;

(8) Regulation of courthouse hours by the county board; and

(9) Advisability of salaries of county employees based on a merit system.

2. That the committee make its report of its finds and recommendations to the next Legislature.

Referred to the Executive Board.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Proud asked unanimous consent to add his name as Co-introducer to LB 985. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1190. By William F. Swanson, Chairman, Executive Board.

A BILL FOR AN ACT relating to elections; to authorize the Secretary of State to prescribe the form of ballot for delegates to the National Convention; to repeal section 32-542.01, Revised Statutes Supplement, 1969; and to declare an emergency.

LEGISLATIVE BILL 1191. By John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 32-530, Revised Statutes Supplement, 1969; to provide that a voter registered as an independent may vote the primary ballot of any political party; and to repeal the original section.

LEGISLATIVE BILL 1192. By Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT to amend section 23-1718, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to provide for uniforms of sheriffs and their deputies in all counties at county expense as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1193. By Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend section 60-302.02, Revised Statutes Supplement, 1969, relating to motor vehicles; to provide for registering of leased motor vehicles to the renter or lessee as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1194. By Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend section 8-602, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to increase prescribed payments to the Department of Banking; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1195. By William H. Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 31-411.02, Revised Statutes Supplement, 1971, relating to drainage districts; to increase the permissible mill levy for drainage districts; and to repeal the original section.

LEGISLATIVE BILL 1196. By Wally Barnett, 26th District.

A BILL FOR AN ACT to amend sections 39-741, 60-301, 60-401, 60-501, 60-2102, 60-2103, and 60-2105, Revised Statutes Supplement, 1971, relating to motor vehicles; to redefine terms; to provide for the regulation and licensing of minibikes as prescribed; to provide for violations and penalties; to provide for rules and regulations; and to repeal the original sections, and also section 60-2101, Revised Statutes Supplement, 1971.

MEMBER EXCUSED

Mr. Stromer asked unanimous consent to be excused the balance of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 760. Title read. Considered.

Laid over at the request of Mr. Marvel.

NOTICE OF COMMITTEE HEARING
Education

LB 1111	Monday, January 17, 1972	2:00 p.m.
LB 1130	Monday, January 17, 1972	2:00 p.m.
LB 1165	Tuesday, January 18, 1972	2:00 p.m.
LB 1171	Tuesday, January 18, 1972	2:00 p.m.
LB 1091	Wednesday, January 19, 1972	2:00 p.m.
LB 1159	Wednesday, January 19, 1972	2:00 p.m.
LB 1167	Wednesday, January 19, 1972	2:00 p.m.

(Signed) Donald Elrod, Chairman

ADJOURNMENT

Speaker Hasebroock moved to recess until 2:00 p.m.

Mr. Proud moved to adjourn until Monday, 10:00 a.m. The motion prevailed with 22 ayes, 16 nays & 11 not voting.

At 11:50 a.m., the Legislature adjourned until 10:00 a.m., Monday, January 10, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 10, 1972

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord, show us the headlines and help us to understand them. Transcend geography, span distance, O Lord. Bring the city near to the farm. Bring the west into the east, the white to the black. Transcent the gaps of race and culture and generation. Make the stranger like a brother, the widow like a mother, the convict like a son, and the hero like a neighbor. Show us the headlines. Take us into the world, in the laws we pass, in the rumors we stop, in the risks we take, in the convictions we show, in the issues we face, in the lives we redeem, in the sins we confess, and in the beliefs which we express through our votes. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Snyder who was excused. Mr. DeCamp was excused until 11:00 a.m. Mr. Klaver was excused a short time.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fourth Day was approved.

MEMBER EXCUSED

Mr. Schmit asked unanimous consent to be excused at 11:00 a.m., today. No objections. So ordered.

MOTION—Escort Governor

Speaker Hasebroock moved a committee of five be appointed to escort the Governor to the Chamber.

The President appointed the following to serve on said committee: Senators Luedtke, Pfister, Stull, Kokes and Kennedy.

REFERENCE COMMITTEE REPORT

LB	Committee
1182	Banking, Commerce and Insurance
1183	Public Health and Welfare
1184	Miscellaneous Subjects
1185	Constitutional Revision
1186	Miscellaneous Subjects
1187	Government, Military and Veterans Affairs
1188	Urban Affairs
1189	Banking, Commerce and Insurance
1190	General File
1191	Government, Military and Veterans Affairs
1192	Miscellaneous Subjects
1193	Public Works
1194	Banking, Commerce and Insurance
1195	Agriculture and Recreation
1196	Public Works

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARING
Judiciary

LB 1095	Monday, January 17, 1972	2:00 p.m.
LB 1098	Monday, January 17, 1972	2:00 p.m.
LB 1112	Monday, January 17, 1972	2:00 p.m.
LB 1132	Monday, January 17, 1972	2:00 p.m.
LB 1162	Monday, January 17, 1972	2:00 p.m.
LB 1163	Monday, January 17, 1972	2:00 p.m.
LB 1117	Tuesday, January 18, 1972	2:00 p.m.
LB 1118	Tuesday, January 18, 1972	2:00 p.m.
LB 1122	Tuesday, January 18, 1972	2:00 p.m.

LB 1123	Tuesday, January 18, 1972	2:00 p.m.
LB 1173	Tuesday, January 18, 1972	2:00 p.m.
LB 1174	Tuesday, January 18, 1972	2:00 p.m.
LB 1119	Monday, January 24, 1972	2:00 p.m.
LB 1120	Monday, January 24, 1972	2:00 p.m.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 141. Placed on Select File as amended.
Enrollment and Review amendments to LB 141:

1. On page 2, reinstate the stricken matter beginning with *"before"* in line 11 through line 12.

2. On page 3, line 10, strike "and to reduce" and insert ", reducing"; and at the end of line 12 insert ", and changing the provision for signing of bills and resolutions.".

3. In the title, line 8, insert "to change the provision for signing of bills and resolutions;" after the semicolon.

LEGISLATIVE BILL 1043. Placed on Select File.

LEGISLATIVE BILL 1044. Placed on Select File as amended.
Enrollment and Review amendments to LB 1044:

1. On page 2, insert "71-176.01, 71-176.02," at the end of line 1; and in lines 4 and 5 strike ", 71-176.01, 71-176.02, 77-301.02,".

2. In the title, line 2, insert "71-176.01, 71-176.02," after the second comma; and in lines 5 and 6 strike ", 71-176.01, 71-176.02, 77-301.02".

LEGISLATIVE BILL 1045. Placed on Select File as amended.
Enrollment and Review amendment to LB 1045:

1. On page 2, line 5, strike the comma and show the same as stricken.

LEGISLATIVE BILL 1046. Placed on Select File.

LEGISLATIVE BILL 1047. Placed on Select File.

LEGISLATIVE BILL 1048. Placed on Select File as amended.
Enrollment and Review amendment to LB 1048:

1. In the title, line 2, "23-363" and insert "23-361".

LEGISLATIVE BILL 1049. Placed on Select File.

LEGISLATIVE BILL 1050. Placed on Select File.

LEGISLATIVE BILL 1051. Placed on Select File.

LEGISLATIVE BILL 1052. Placed on Select File as amended.
Enrollment and Review amendments to LB 1052:

1. On page 4, line 20, strike "secured" and insert *"secured"*; and in line 21, strike *"transaction"* and insert *"security agreement"*.

2. On page 5, line 4, strike *"of"* and insert *"covering"*; and in lines 12, 16 and 17, 18, 20, and 27, strike *"secured transaction"* and insert *"security agreement"*.

3. On page 6, lines 4 and 5 and line 8, strike *"secured transaction"* and insert *"security agreement"*.

LEGISLATIVE BILL 1053. Placed on Select File.

LEGISLATIVE BILL 1054. Placed on Select File as amended.
Enrollment and Review amendment to LB 1054:

1. On page 15, line 4, insert an underscored comma after "shall".

LEGISLATIVE BILL 1055. Placed on Select File as amended.
Enrollment and Review amendment to LB 1055:

1. On page 2, line 12, strike *"interest"* and insert *"agreement"*.

LEGISLATIVE BILL 1056. Placed on Select File.

LEGISLATIVE BILL 1057. Placed on Select File.

LEGISLATIVE BILL 1058. Placed on Select File as amended.
Enrollment and Review amendment to LB 1058:

1. On page 4, line 24, strike "the Department of" and show the same as stricken.

LEGISLATIVE BILL 1059. Placed on Select File.

LEGISLATIVE BILL 1060. Placed on Select File as amended.
Enrollment and Review amendment to LB 1060:

1. On page 2, line 21, strike the new matter and insert *"security agreement"*.

LEGISLATIVE BILL 1061. Placed on Select File.

LEGISLATIVE BILL 1062. Placed on Select File.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1197. By Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT to amend section 81-1120.02, Revised Statutes Supplement, 1969, and section 81-1120.04, Revised Statutes Supplement, 1971, relating to state administrative departments; to provide for a statewide teletypewriter communications network; to provide for county and city involvement in such teletypewriter communications; to provide for financing such teletypewriter communications as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1198. By Orval Keyes, 3rd District.

A BILL FOR AN ACT prohibiting the application of certain substances to any highway, road, or street as prescribed.

LEGISLATIVE BILL 1199. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to judiciary; to change the number of laymembers of the judicial nominating commission with certain qualifications; to provide that the Judge of the Supreme Court shall not be entitled to a vote on the commission; to provide for release of names and candidates prior to the meeting of the commission; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1200. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 39-722.01, Reissue Revised Statutes of Nebraska, 1943, and section 60-328, Revised Statutes Supplement, 1969, relating to operation of vehicles; to liberalize procedures in obtaining size and weight permits for harvest vehicles; to allow residents thirty-day permits for agricultural trucking, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1201. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to public utilities companies; to require notice before service to a subscriber is discontinued;to provide exceptions; and to provide for violations, penalties, and damages.

LEGISLATIVE BILL 1202. By David H. Stahmer, 8th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for reduction of sentences when the penalty for the crime the prisoner is serving has been reduced by the Legislature.

LEGISLATIVE BILL 1203. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to public health and welfare; to adopt a birth defects prevention program as prescribed; and to provide duties for the Director of Health.

LEGISLATIVE BILL 1204. William Skarda, 7th District.

A BILL FOR AN ACT to amend section 37-214.03, Reissue Revised Statutes of Nebraska, 1943, relating to game and fish; to exempt certain veterans from payment of fees for hunting and fishing privileges as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1205. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 71-605, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to provide for inclusion of veteran information on death certificates and burial and transit permits; and to repeal the original section.

LEGISLATIVE BILL 1206. By William Skarda, 7th District.

A BILL FOR AN ACT relating to soldiers and sailors; to provide for the fixing of salaries for county veterans' service officers and part-time county veterans' service officers; and to provide for combinations of counties to appoint a veterans' service officer.

LEGISLATIVE BILL 1207. By Ramey C. Whitney, 44th District.

A BILL FOR AN ACT to amend section 2-1549.04, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to provide for disposition of funds of discontinued water conservancy districts as prescribed; and to repeal the original section.

ESCORT GOVERNOR

The Committee escorted Governor J. James Exon to the rostrum where he delivered the following address:

BUDGET MESSAGE OF

GOVERNOR J. JAMES EXON

January 10, 1972

Mr. President, Mr. Speaker, Members of this Honorable Body, Ladies and Gentlemen:

We face a relatively short session of the Legislature this year. I come to you today seeking your assistance to do what we must collectively accomplish for Nebraska. We will meet the legitimate needs of this state. Hopefully we can do this with dispatch and a minimum of differences.

Americans in all walks of life have been called upon to exercise restraint. Government at all levels should follow suit.

The general economic situation in the Nation and in Nebraska has seen brighter days. Our number 1 industry....agriculture...is suffering from depressed prices. Economic restrictions have been imposed by the federal government, including wage and price controls. At the international level, we have witnessed vast restrictions on trade and devaluation of the dollar. Inflation remains and is a continuing menacing factor. The Federal Government, within the last 30 days, has reduced income taxes and consequently the general revenue. Unfortunately, they are apparently heading for substantially more deficit financing.

In the face of these facts, which emphasizes the position I took one year ago from this podium, I again urge caution in spending. With this background, I am making budget and revenue distribution recommendations to you which will allow a "hold-the-line" policy on the state personal sales and income tax rates for next year, while at the same time, meeting the genuine needs of Nebraska including increased appropriations in some vital areas. Some may not agree that preventing a general tax increase is a paramount consideration. I believe that the vast majority of Nebraskans do. I hope you will concur in that belief.

May I respectfully suggest that if our goal is to do what is required but not raise the personal sales and income tax rates, then would it not be a good idea for this body to pass a resolution to that effect in these first days? This would bring your goals in this area into compliance with the desires and wishes of most Nebraska citizens. In view of the dictates and directives from the Federal level, because of the times and conditions that I have cited, can we do otherwise and be consistent? We could then proceed with the important matter of budget considerations and distribution of available tax funds within that framework.

After careful consideration of our budget needs, I am convinced that the necessary expenditures of this state can be met under such limits. Such action on your part would establish the spending ceiling beyond which we would not authorize appropriations. This seems to me to be realistic budgeting and taxation procedures.

In our continuing efforts to fully cooperate with this body and only after intensive effort, we are pleased to be able to present our budget

suggestions at this early date. Previously we made our initial recommendations available to your appropriations committee during their budget hearings in December. Let me salute the committee for their diligence and timely deliberations. While there remain some differences, we do not disagree significantly on total expenditures.

Within the framework I have outlined, we are recognizing, realistically and factually, necessary general fund increases over last year's appropriations in several areas.

Our suggestions to you include:

$3 million more for Public Welfare plus an addional $1 million, which is, in effect, a transfer of additional funds and responsibilities to that department; increased funding for the State Game and Parks Commission to meet the recreational needs of Nebraskans; additional funding for the Department of Economic Development, including plans for the location of Regional Directors in outstate Nebraska to assist those communities to help themselves. This funding also provides for personnel to man tourist information centers at our top flight public rest facilities on our interstate. If we can extend the stay of our 13 million annual automobile tourists in Nebraska just one day, it will provide an additional $150 million of income to citizens of our state.

We are recommending a substantial increase in our Educational Television Programming which will eliminate the necessity of raising local real estate taxes at the school district level for this worthwhile endeavor.

The problem of drugs continues as a major concern of our times. We have provided new funding to assist local communities to fight this menace.

We believe that rehabilitation programs at our Penal and Correctional Complex must be continued and expanded in addition to consideration of capital construction needs. This does not mean that this administration is recommending vast and unrealistic new spending programs this year in this field before we can properly assimilate our advances. Before we can begin a massive building program for our Penal Complex, let us consider possible further modernization of our statutes, and continue our enlightened parole policies. Let's plan for the future's real need as opposed to an oversimplified "Bricks and Mortar" approach to our present Penal population. The Legislature's Judiciary Committee should be encouraged in their study and suggestions in the area.

We are all proud of the quality of our State Patrol, its officers and men. Our increased recommendations in this area will allow more troopers on the road. In addition, we are attacking further the drug problem within the Criminal Investigation Division of the Patrol by suggesting four additional full-time men for drug investigation and apprehension. When this administration took office, there were only four men assigned to the drug problem. Last year we added six men. In our budget for 1972-73, we are recommending four more troopers to this specific area. Again we caution against unrealistic crash programs to add expense and men at a rate that might not prove beneficial. I remind you that an increase of six men last year and four men next year will result in a fourteen man force,

where previously we only had four.

When we consider the needs of law enforcement generally, let me again urge passage of legislation to afford a possible greater degree of protection to all our uniformed officers and guards who daily confront real dangers to their lives in the exercise of their duties as the first protectors of our society. I again recommend action by this body to increase minimum sentences, upon conviction, of ten years for an assault with a deadly weapon on such uniformed personnel, and a mimimum of 50 years for murder. This Legislature could indicate that it is your desire that such minimum sentences should be served without possibility of parole.

The budget recommendation for our Regional Center is basically the same as last year. Due to the declining population in our State Institutions, our suggestions will assure improved quality of care for our less fortunate Nebraskans in such state facilities.

The financing of Education, at a realistic level, again....to meet the legitimate needs....is a paramount consideration for all Nebraskans and certainly for you as Legislators and myself as Governor.

We have provided what we believe are realistic necessities for general fund increases for our University and Colleges. We have recommended raising UNO appropriations towards meeting the quality of instruction at the UNL campus. For the Medical College, we have provided increases which can meet the test of need, which focus on the real problem for rural Nebraska....more general practice physicians and nurses.

While there remain less than significant differences in total appropriations for the University system between your budget committee and my suggestions, the primary concerns for all agencies are the "hand-cuffing" of administrators with "straight jacket" salary schedules and infexible programming.

May I respectfully suggest that the Legislative budget-making function is to review, appropriate, and establish broad guidelines as opposed to the assumption of administrative functions and decisions in both higher education and in the executive branch.

We have insisted again on tight budgets for all agencies of state government. This year, through the influence of the Governor's Office, departments have generally accepted our philosophy. With tight budgeting, it seems to me, we have the obligation to grant some flexibility to our administrators, allowing them discretion in making the best possible use of tax funds if they are, indeed, to be held accountable. Let me further request that all state employees be treated fairly by the establishment of an equitable policy of salaries and fringe benefits, including Life, Accident and Hospitalization Insurance, and Unemployment Insurance.

I am recommending to you and urge your careful consideration of higher funding of our vocational and junior colleges. We must not sell short this important area of education.

Again I am requesting that State Aid to Education be continued at $35 million. With recent court decisions, with the announcement of possible upcoming Federal funding of local educational costs, this would seem to be a period when we should exercise caution on expansive state financing.

You know of my objection to confusing State Aid to Education with Real Estate Property Tax Relief. They are separate issues, both deserving consideration, but the lessons of the past have proven that they are not identical issues and therefore should not be treated as one.

The economic posture of our number 1 industry....agriculture....is one that requires new and innovative programs at the Federal level. We are pressing for such reform. On the state level we can and should provide help also with further funding of our agricultural college and increased appropriations of the agricultural experiment stations.

During the last session we launched this state's attack on pollution and the protection of our environment by creation of a Department of Environmental Control. We need refinement of our worthwhile objectives by strengthening this department. We also took another important first step with the appropriation of $6.6 million to meet Federal matching funds to assist our municipalities in meeting their secondary sewage treatment requirements. The record to date has indicated that the time consuming steps from appropriation of funds to completed construction has resulted in idle state funds. The accumulation of committed but unspent multi-millions of tax dollars in state coffers accomplishes nothing. I recommend that the Legislature institute a program of necessary state funding for this purpose, based on the state guaranteeing its annual portion of payments in cooperation with our municipalities.

I also urge your speedy implementation of a model billboard control law. We have made verbal commitments to Federal authorities in this area to bring Nebraska into full compliance with Federal regulations.

We have alerted all agencies of state government concerned directly or indirectly with highway safety to muster an all-out-attack on highway fatalities and accidents. Budgets in the several departments have been constructed with this thought in mind. We are instituting a "County Action Program" to induce local governments and personalities to become more involved. Individual and personal awareness of dangers and responsibilities remain as our real long-range hope for success. The news media cooperation in awareness programs has been outstanding. We shall continue and expand such efforts.

I request you repeal legislation passed in the last session that increased speed limits on the state highway system from 60 to 65 miles per hour during night time hours. The official records indicate that after the speed limits were raised last year on such highways, we experienced a 46% increase in injury accidents, and a 48% increase in fatal accidents over the same period the previous year.

This body will be presented with the administration's proposal to provide, through credit on the income tax or possibly the sales tax, a fair and phased approach to provide relief from a portion of the personal property tax. I remain steadfastly opposed to a raise in the sales and income tax to accomplish this goal.

In the social area, we have a grossly unfair law in Nebraska that impinges on the most basic individual freedoms. I refer to the commitment statutes which provide for apprehension and placement of citizens in our

Regional Centers without the guarantee of due process. Your careful consideration and new legislation in this area is most worthy of corrective action this session.

We have held a successful conference of law enforcement officials on the increasing problem of pornography and obscenity. With our recommendations, we are providing an additional assistant attorney general to assist that department in further coordinating law enforcement activities against this attack on our society.

We are currently considering the comprehensive health care needs of Nebraska. We may need some legislation in this area to assist in designing an innovative system with a concentration on arresting skyrocketing costs.

The administration will present, hopefully for your review and approval, an election reform measure calling for new and realistic proposals for reporting of campaign contributions and expenditures at the state level and the establishment of ceilings for such expenditures. The Federal Government has thus far failed miserably in this area. It is my desire that we work together to develop such model legislation for Nebraska.

Previously in these remarks, I referred to distribution of available funds, tight but realistic budgets, any my desire not to allow general tax increases. Working together, this can be accomplished, but it will require compromise.

I again seek your cooperation in agreeing to divert a substantial portion of the currently earmarked cigarette tax to the general fund.

In the last session you passed the increase in the cigarette tax which will have accumulated additional revenue of approximately $16 million for the 1972-73 budget period. It was your stated intention to use all of such funds and future collections to build a recreational facility at the Beatrice Home for approximately $695,000, a field house for the University for approximately $12 million and a new State Office Building in excess of $14 million. The architectural drawings are being finished, and we expect to complete construction of the Beatrice facility this year.

The administration further suggests a compromise that allows construction of the field house, beginning this year, as opposed to waiting until necessary earmarked funds have accumulated for this purpose, as is required by law. We can accomplish this with a short term....5 1/2 year installment purchase agreement or again make arrangements similar to those employed to finance the ETV and Game Commission's new facilities. Let me assure you that this proposal has the support of the Board of Regents, the University Administration, the University Athletic Department, and those groups advocating the field house construction.

Therefore, two of the three primary building projects you initiated last year could be accelerated and completed as I have outlined.

It will be the duty of the Legislature to clarify its intent regarding expenditures at the State Fair Grounds. I have been advised that the University and the State Fair Board have encountered difficulties because of unclear interpretation of the law you passed last year for proper compensation to the Board for vacating of certain land and buildings on which to construct the field house. Once you have expressed yourselves,

we stand ready to cooperate on a reasonable appropriation for this purpose.

That leaves us then with consideration of the proposed new State Office Building. There are some in this body who believe, sincerely, that this is a top priority construction requirement. Our review of the project does not indicate an immediate need. I respect your views but suggest we delay construction of the State Office Building until the field house financing can be completed.

I urge your open-minded consideration and action accordingly on the compromise suggestion offered.

Our revenue estimates from customary sources indicate $204.5 million will be available during fiscal 1972-73 without an increase in the tax rates. Herewith we are recommending $195.4 million for the state operating budget, exclusive of any capital construction funds. This then would leave only $9 million for capital construction needs and personal property tax relief.

The question then comes as to whether or not you will concur with my compromise proposals for transferring part of the currently earmarked cigarette tax funds, amounting to approximately $16 million remaining after reappropriating the $695,000 for the Beatrice State Home facility.

If you will consider this approach, we would then realize a balance of $25 million, for personal property tax relief, capital construction, maintenance, planning and acquisition funds, or possible tax reductions. This $25 million dollars represents $9 million from the customary anticipated revenue plus $16 million of additional cigarette tax funds. Out of this amount would come the first year obligation on the field house proposal of $2.4 million.

I intend to subsequently make my detailed capital construction recommendations after you have expressed your desires on these important matters.

The following projects, which I feel are high priority needs, cannot all be financed or recommended without the transfer of the cigarette tax funds as I have outlined:

Personal Property Tax Relief
Unemployment Insurance
Love Library
Home Economics Building at Lincoln
Classroom and Office Building at UNO
Improvements at State Fair Grounds
School of Nursing Building for the Medical Center
Classroom and Office Building at Kearney
Control Care Treatment Center at Home for Children at Lincoln
North Platte Arena Improvements
State Aid to Cities for Development of Parks and Recreation Areas
Applied Arts Building at Wayne
Science Equipment for Chadron State College
Boy's Dormitory at School for Deaf at Omaha
Agricultural and Health Laboratory Equipment at Lincoln

Land Acquisition and/or remodeling projects for the following:
- University of Nebraska-Omaha
- University of Nebraska-Lincoln
- Medical Center at Omaha
- Kearney State College
- Nebraska Technical College at Milford
- Chadron State College
- Western Nebraska Technical College at Sidney
- Hastings Regional Center
- Lincoln Regional Center
- Penal and Correctional Complex at Lincoln
- Veteran's Home at Grand Island
- Girl's Training School at Geneva
- Wayne State College
- Peru State College
- State Capitol
- Military Department Buildings Across State
- State Parks and Recreation Areas
- State Historical Society at Fort Robinson
- Kearney Boy's Training School
- Children's Home at Lincoln

New facilities for:
- Kitchen at Beatrice State Home
- Kitchen at Norfolk Regional Center
- Kitchen and Cottage at Geneva Girl's Training School

Planning funds for:
- Penitentiary and Reformatory Improvements or Replacement
- Administration Building for Boy's Training School
- Lincoln Regional Center
- Humanities Building at Kearney
- Library Addition at Kearney
- Outpatient Clinic at the Medical Center
- Utility Distribution System at UNO
- Physical Education Addition at Chadron

It is my belief that a majority of the members of the Legislature will support the items just enumerated.

The real issues then.... and I submit the choices are yours....first, that you agree with your Governor that we should hold the line on the general sales and income tax; and second, to accomplish the things that are necessary, with this restriction, specifically including the items just cited, we must compromise and agree to; third, divert the remaining cigarette funds to those higher priority items.

If those among you cannot and will not accept the compromises and suggestions I have offered, then, I respectfully submit, you have the duty and obligation to spell out where or how, in detail, and in which programs you would eliminate or alter our suggestions. The only other alternative is for you to endorse, without equivocation, a general tax increase.

Working together we can make this abbreviated session meaningful and constructive. While there will be differences, I remain anxious to be cooperative and helpful. Our "open door" policy at the Governor's Office will remain in full force and effect. We encourage full discussion.

Thank you for your kind attention and may God help and guide us all as we individually and collectively pursue the legitimate goals for the best interest of the great number one people and the great number one State of Nebraska.

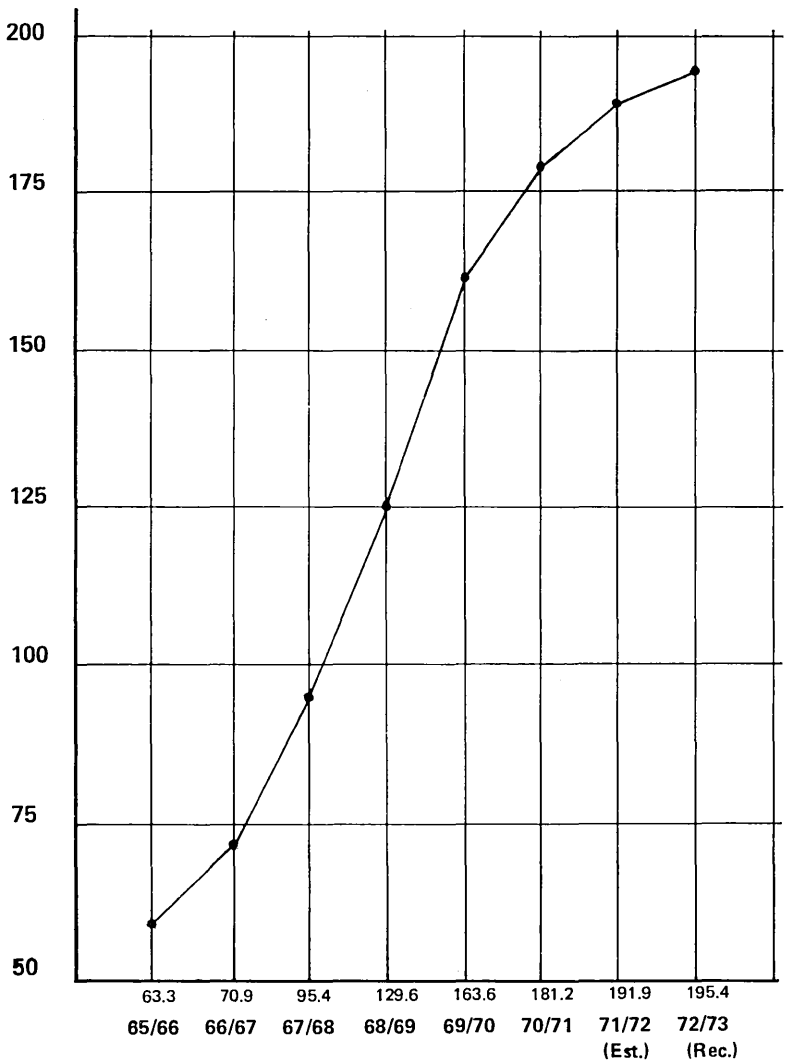
Respectfully,

(Signed) J. James Exon, Governor

	ACTUAL EXPENDITURES				ESTIMATED EXPEND.	GOVERNOR'S RECOMMEND.
	FISCAL YEAR 1967/1968	FISCAL YEAR 1968/1969	FISCAL YEAR 1969/1970	FISCAL YEAR 1970/1971	FISCAL YEAR 1971/1972	FISCAL YEAR 1972/1973
Operating Expenses	$206,791,983	$224,560,256	$247,783,698	$287,838,208	$294,323,917	$312,675,526
State Aid to Individuals and Governments	45,932,770	71,776,207	111,269,721	140,256,990	182,890,414	202,186,559
TOTAL*	$252,724,753	$296,336,463	$359,053,419	$428,095,198	$477,214,331	$514,862,085
General Funds	$ 95,397,404	$129,634,525	$163,600,680	$181,163,207	$191,947,847	$195,431,499
Cash Funds	102,743,911	104,184,099	118,460,364	147,627,642	162,045,644	179,648,873
Federal Funds	54,583,438	62,517,839	76,992,375	99,304,349	123,220,840	139,781,713
TOTAL*	$252,724,753	$296,336,463	$359,053,419	$428,095,198	$477,214,331	$514,862,085

* Does not include capital construction

GENERAL FUND EXPENDITURES
1965/1966 – 1972/1973 (Rec.)
(In Millions)



FUNCTIONAL GROUPS OF NEBRASKA STATE GOVERNMENT

1 GENERAL GOV'T	2 EDUCATION	3 PUBLIC SAFETY	4 HUMAN RESOURCES	5 TRANSPORTATION	6 NATURAL RESOURCES
Legislative Council	State Dept. of Education	Secretary of State	Board of Pardons	Dept. of Aeronautics	Dept. of Agriculture
Supreme Court	Nebraska Public Library Commission	Auditor of Public Accounts	Dept. of Health	Dept. of Motor Vehicles	Dept. of Water Resources
District Courts	Nebraska Educational Television Commission	State Treasurer	Dept. of Labor	Dept. of Roads	Game & Parks Commission
Governor	Board of Trustees of the State Colleges	State Railway Commission	Dept. of Public Institutions	Nebraska Motor Vehicles Dealers' License Board	Nebr. Brand Commission
Lieutenant Governor	State Colleges	Department of Banking	Dept. of Public Welfare		State Board of Agriculture
Department of Justice	University of Nebraska	State Fire Marshal	Dept. of Veterans' Affairs		Agricultural Activities
Department of Revenue	Nebr. State Historical Society	Dept. of Insurance	Nebr. Workmen's Compensation Court		Nebr. Soil & Water Conservation Commission
Board of Educational Lands & Funds	Nebr. Arts Council	Dept. of Labor	Economic Opportunity Commission		Oil & Gas Conservation Commission
State Building Commission		Military Dept.	Advisory Committee on Aging		Dept. of Environmental Control
Joint Merit System		Nebr. Liquor Control Commission			
Department of Administrative Services		State Racing Commission			
Department of Economic Development		State Real Estate Comm.			
Nebraska Investment Council		State Athletic Comm.			
State Personnel Office		Board of Nursing			
State Employees' Retirement Board		Board of Barber Examiners			
Nebraska Hall of Fame Commission		Board of Examiners for Land Surveyors			
		Nebr. State Board of Public Accountancy			
		Nebr. State Patrol			
		Board of Examiners & Abstractors			
		Equal Opportunity Comm.			
		State Board of Landscape Architects			
		Board of examiners for Psychologists			
		Nebr. Commission on Law Enforcement & Criminal Justice			
		State Board of Examiners for Professional Engineers & Architects			

GOVERNOR'S RECOMMENDATION 1972/1973

FUNCTIONAL AREAS	OPERATING EXPENSES	STATE AID TO INDIVIDUALS AND GOVERNMENTS	TOTAL
General Government	$ 14,265,753	$ 9,886,535	$ 24,152,288
Education	119,503,491	72,970,107	192,473,598
Public Safety	12,677,487	7,372,669	20,050,156
Human Resources	48,356,800	105,723,774	154,080,574
Transportation	106,383,911	5,562,410	111,946,321
Natural Resources	11,488,084	671,064	12,159,148
TOTAL	$312,675,526	$202,186,559	$514,862,085

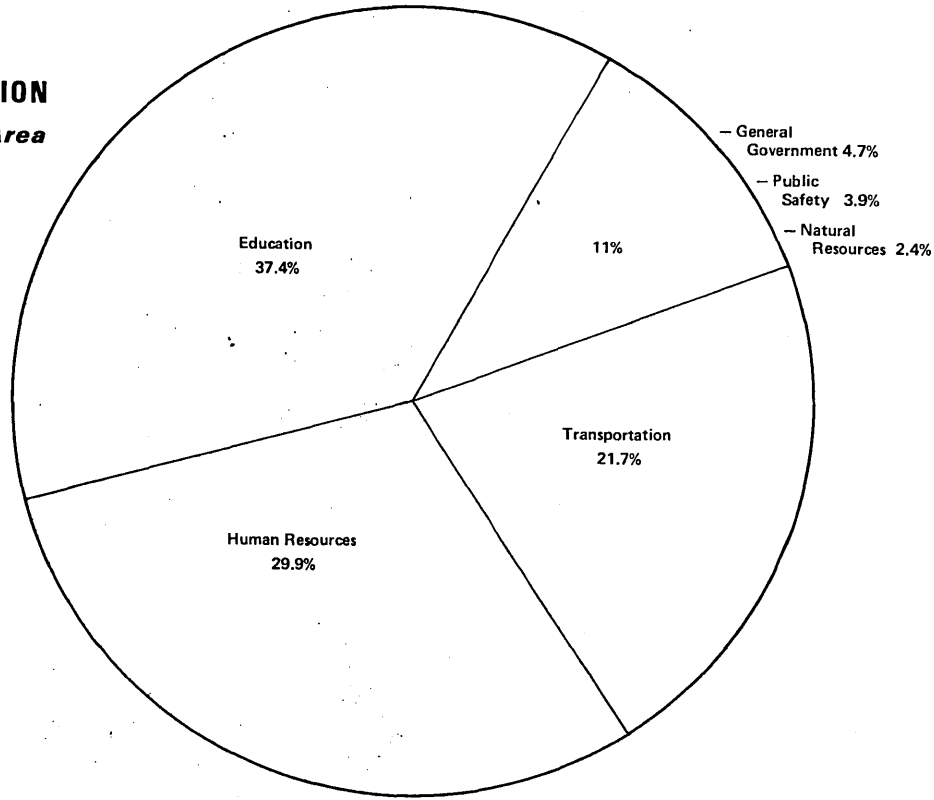
GOVERNOR'S RECOMMENDATION 1972/1973

	OPERATING EXPENSES	STATE AID TO INDIVIDUALS AND GOVERNMENTS	TOTAL
General Fund	$111,293,939	$ 84,137,560	$195,431,499
Cash Fund	164,110,727	15,538,146	179,648,873
Federal Fund	37,270,860	102,510,853	139,781,713
TOTAL	$312,675,526	$202,186,559	$514,862,085

GOVERNOR'S RECOMMENDATION

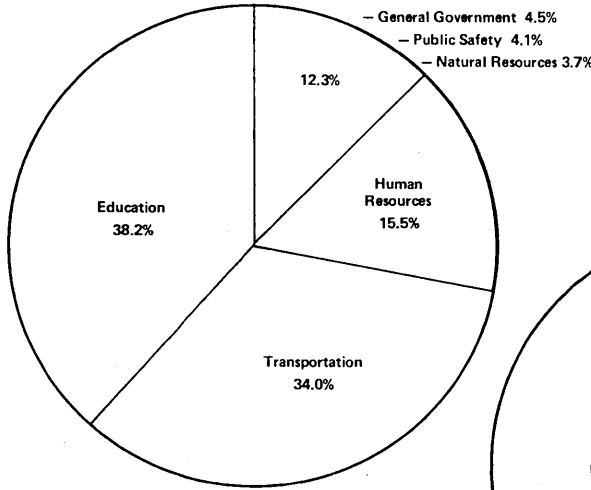
by Functional Area

1972/1973



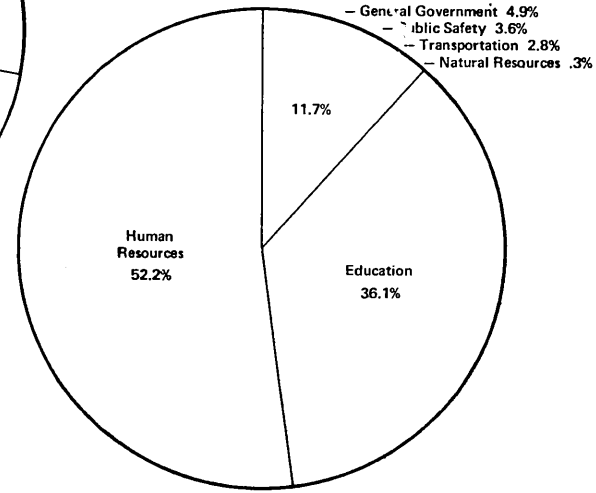
GOVERNOR'S RECOMMENDATION

1972/1973



OPERATING EXPENSES
by Functional Area

STATE AID TO INDIVIDUALS AND GOVERNMENT
by Functional Area



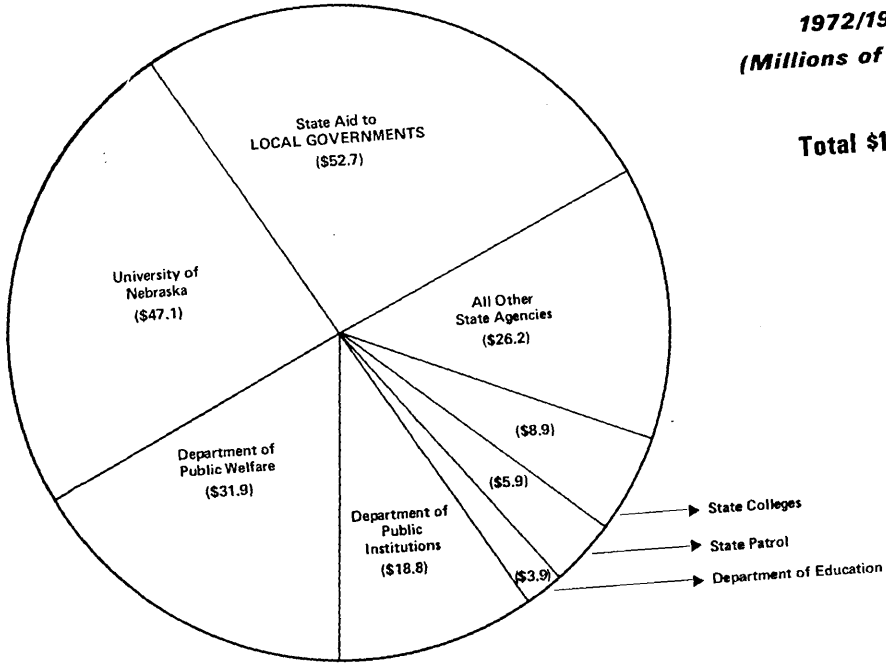
GOVERNOR'S RECOMMENDATION

GENERAL FUND

1972/1973

(Millions of Dollars)

Total $195.4



GENERAL FUND REVENUE

1971/1972 - 1972/1973

(In Millions)

	EST FY 1971/1972	PROJ FY 1972/1973
General Fund Balance	45.0	12.5
Income Tax		
Individual	57.2	76.2
Corporate	9.7	11.9
Sales Tax	85.1	89.4
Other General Fund Revenues	39.8	39.6
Sub-Total	236.8	229.6
Less Aid to Local Sub-divisions which is a Reduction of Revenue and not Appropriated	12.6	12.6
Total	224.2*	217.0
Less Required Reserve		11.0
Less Deficiencies		1.5
Available for Appropriation		204.5

*Includes 5 per cent required reserve.

Speaker Hasebroock escorted Mrs. Exon to the Rostrum. The President introduced Mrs. Exon to the Legislature.

Speaker Hasebroock escorted Mrs. Exon from the Chamber. The Committee escorted Governor Exon from the Chamber.

EASE

The Legislature was at ease from 10:45 a.m. until 10:54 a.m.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1208. By Loran Schmit, 23rd District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend sections 66-463, Revised Statutes Supplement, 1969, and sections 66-410, 66-410.01, 66-428, 66-452, 66-467, and 66-468, Revised Statutes Supplement, 1971, relating to motor vehicle fuels; to revise provisions relating to the use of agricultural alcohol in fuels; to change terms and requirements for the Agricultural Products Industrial Utilization Committee; to change the name of the Grain Alcohol Fuel Tax Fund and provide for deposits in such fund; to make an appropriation; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1209. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend section 16-502, Revised Statutes Supplement, 1971, relating to first-class cities; to increase the amount of contracts that officers of a first-class city may have an interest in before it is prohibited; and to repeal the original section.

LEGISLATIVE BILL 1210. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT relating to blind persons; to authorize the operation of vending businesses in public buildings and controlled property by blind persons; and to enlarge the economic opportunities of the blind.

RESOLUTIONS

LEGISLATIVE RESOLUTION 13.

Introduced by Terry Carpenter, 48th District; Eugene Mahoney, 5th District; William Skarda, 7th District.

WHEREAS, the Citizens of Nebraska are already paying substantial taxes at the state and local level and desire reasonable restraints on government spending.

WHEREAS, the federal government has recently reduced taxes in an effort to stimulate the economy.

WHEREAS, the Nation has had economic restrictions imposed as the President and Congress seek to provide restraints on inflation.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That this Legislature not approve legislation which would have the effect of so increasing budgets or so enlarging distributions of state revenues that the sales tax and/or the personal income tax rates for 1973 would be increased.

Laid over.

NOTICE OF COMMITTEE HEARINGS

Public Works

LB 1082	Wednesday, January 19, 1972	2:00 p.m.
LB 1085	Wednesday, January 19, 1972	2:00 p.m.
LB 1140	Wednesday, January 19, 1972	2:00 p.m.
LB 1141	Wednesday, January 19, 1972	2:00 p.m.
LB 1076	Thursday, January 20, 1972	2:00 p.m.
LB 1107	Thursday, January 20, 1972	2:00 p.m.
LB 1113	Friday, January 21, 1972	2:00 p.m.
LB 1149	Friday, January 21, 1972	2:00 p.m.
LB 1164	Friday, January 21, 1972	2:00 p.m.
LB 1178	Friday, January 21, 1972	2:00 p.m.
LB 1087	Wednesday, January 26, 1972	2:00 p.m.
LB 1088	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Urban Affairs

LB 1125	Wednesday, January 19, 1972	2:00 p.m.
LB 1139	Wednesday, January 19, 1972	2:00 p.m.
LB 1143	Wednesday, January 19, 1972	2:00 p.m.
LB 1145	Wednesday, January 19, 1972	2:00 p.m.
LB 1146	Wednesday, January 19, 1972	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

ANNOUNCEMENT

Mr. Schmit announced that the Agricultural Committee would meet at noon in the East Senate Lounge today.

PERSONAL PRIVILEGE

Mr. Kennedy expressed thanks for the sympathy of the members in behalf of his brother.

SELECT FILE

LEGISLATIVE BILL 1033. Enrollment and Review amendment found in the Legislative Journal on page 159 for the Fourth Day, Second Session, was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Unbracket LB 741 and LB 741A

Mr. Stahmer moved to unbracket LB 741 and LB 741A on Final Reading and return them to the Committee. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

GENERAL FILE

LEGISLATIVE BILL 146. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 328 for the Ninteenth Day, First Session, was adopted.

Mr. Whitney offered the following amendment:

I move to reinstate the striken matter on page 5 lines 1 to 5 of LB 146.

Mr. Syas requested a record vote.

Mr. Syas requested a Call of the House. The Call showed 45 members present.

Speaker Hasebroock moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Voting in the affirmative, 25:

Burbach	Carsten	Carstens	Clark	Craft
Duis	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Kokes	Kremer	Maresh

Marvel	Pfister	Proud	Stromer	Stull
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 16:

Barnett	DeCamp	Goodrich	Keyes	Lewis
Luedtke	Mahoney	Nore	Orme	Savage
Simpson	Skarda	Stahmer	Swanson	Syas
Waldron				

Not voting, 8:

Carpenter	Chambers	Elrod	Klaver	Morgan
Moylan	Schmit	Snyder		

The Whitney amendment was adopted with 25 ayes, 16 nays and 8 not voting.

Mr. Whitney offered the following amendment:

I move to amend LB 146 by reinstating the stricken matter on lines 16 to 19 in Sec. 2 on page 4 and to strike the new matter in lines 19 to 22 inclusive in Sec. 2, page 4.

The Whitney amendment was adopted with 31 ayes, 3 nays and 15 not voting.

MEMBER EXCUSED

Mrs. Orme asked unanimous consent to be excused Thursday and Friday, January 13 and 14, 1972. No objections. So ordered.

VISITORS

Mr. Epke introduced 20 Seventh and Eighth grade students and their teacher, Steve Serff, from Gresham, Nebraska.

RECESS

At 12:07 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Snyder who was excused and Mr. Schmit who was excused until 2:15 p.m.

NOTICE OF COMMITTEE HEARINGS
Constitutional Revision

LB 1102	Thursday, January 20, 1972	2:00 p.m.
LB 1109	Thursday, January 20, 1972	2:00 p.m.
LB 1080	Thursday, January 27, 1972	2:00 p.m.
LB 1106	Thursday, January 27, 1972	2:00 p.m.
LB 1121	Friday, January 28, 1972	2:00 p.m.
LB 1148	Thursday, February 3, 1972	2:00 p.m.
LB 1127	Thursday, February 3, 1972	2:00 p.m.
LB 1166	Friday, January 28, 1972	2:00 p.m.

(Signed) George Syas, Chairman

Banking, Commerce and Insurance

LB 1097	Tuesday, January 18, 1972	2:00 p.m.
LB 1151	Tuesday, January 18, 1972	2:00 p.m.
LB 1177	Tuesday, January 18, 1972	2:00 p.m.

(Signed) Sam Klaver, Chairman

Revenue

LB 1084	Monday, January 17, 1972	2:00 p.m.
LB 1090	Monday, January 17, 1972	2:00 p.m.
LB 1133	Monday, January 17, 1972	2:00 p.m.
LB 1161	Monday, January 17, 1972	2:00 p.m.
LB 1135	Tuesday, January 18, 1972	2:00 p.m.
LB 1138	Tuesday, January 18, 1972	2:00 p.m.
LB 1153	Tuesday, January 18, 1972	2:00 p.m.
LB 1094	Wednesday, January 19, 1972	2:00 p.m.
LB 1108	Wednesday, January 19, 1972	2:00 p.m.
LB 1136	Wednesday, January 19, 1972	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

UNANIMOUS CONSENT–Bracket LB 650

Mr. Carpenter asked unanimous consent to bracket LB 650 on Select File until January 17 for an amendment. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

January 6, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

James L. Higgins – Director of Environmental Control

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1211. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to establish procedures to create, maintain, and terminate conservatorships in district courts for property of absentees; to define absentees; and to declare an emergency.

LEGISLATIVE BILL 1212. By E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 23-343.01 and 23-343.25, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide for larger boards of trustees for certain county health facilities as prescribed; to provide for terms of office for such trustees; and to repeal the original sections.

LEGISLATIVE BILL 1213. By E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 16-691.01, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to provide for investment of surplus funds in certificates of deposits as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1214. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 39-1816, Reissue Revised Statutes of Nebraska, 1943, relating to county roads; to confer power upon the county board to prohibit or restrict traffic on county or township roads; and to repeal the original section.

LEGISLATIVE BILL 1215. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 43-528, Revised Statutes Supplement, 1969, relating to dependent children; to establish a fund to provide a school expense payment to dependent children enrolled in an accredited junior or senior high school within the state; and to repeal the original section.

LEGISLATIVE BILL 1216. By Wally Barnett, 26th District.

A BILL FOR AN ACT relating to hunting; to require persons hunting deer or antelope to wear a minimum amount of hunter orange as defined; and to provide a penalty.

GENERAL FILE

LEGISLATIVE BILL 537. Title read. Considered.

Mr. Burbach moved the Standing Committee amendments found on page 1583 for the Seventy-Fourth Day, First Session, be rejected. The motion prevailed.

Mr. Burbach offered the following amendments which were adopted:

1. On page 2, line 6, strike "The" and insert "To insure the consistency of such plans, the"; in line 7, strike "directors" and insert "supervisors"; in line 9, strike "its" and insert "each"; also in line 9, insert "within which land area of such soil and water conservation district is located." after district"; in lines 9 through 11, strike "to insure the consistency of its plan with the long-range plan of the natural resources district."

2. Add two new sections to read: "Sec. 2. That section 23-922, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-922. As used in this act, unless the context otherwise requires:

(1) Governing body shall mean, in the case of a city, the council; in the case of a village, cemetery district, community hospital for two or more adjoining counties, mosquito abatement district, road improvement district, sanitary and drainage district, or sanitary and improvement district, the board of trustees; in the case of a county, the county board; in the case of a township, the town board; in the case of a school district, the school board; in the case of a rural and suburban fire protection district, reclamation district, *natural resources district*, or hospital district, the board of directors; in the case of a health district, the board of health; in the case of a regional library, the regional library commission; in the case of an educational service unit, the board; in the case of an area vocational technical school, the school district board of education or the governing board of the area vocational technical school; in the case of a junior college district, the board of education of the junior college district; in the case of an airport authority,

the airport authority board; and in the case of a watershed district, watershed conservancy district, or weed eradication and control district, the district supervisors;

(2) Levying board shall mean any governing body which has the power or duty to levy a tax;

(3) Fiscal year shall mean the twelve-month period used by each governing body in determining and carrying on its financial and taxing affairs;

(4) Tax shall mean any general or special tax levied against persons, property, or business, for public purposes, as provided by law, but shall not include any special assessment;

(5) Auditor shall mean the Auditor of Public Accounts:

(6) Cash reserve shall mean funds required for the period before revenue would become available for expenditure;

(7) Public funds shall mean all money, including nontax money, used in the operation and functions of governing bodies;

(8) Adopted budget statement shall mean a proposed budget statement which has been adopted or amended and adopted as provided in section 23-925; and such term shall include additions, if any, to an adopted budget statement made by a supplemental budget which has been adopted as provided in section 23-929.

Sec. 3. That original section 23-922, Reissue Revised Statutes of Nebraska, 1943, is repealed."

3. In the title, line 5, strike "and"; also in line 5, strike "." and insert "; to include natural resources districts within the Nebraska Budget Act; to amend section 23-922, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section."

Advanced to Enrollment & Review with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE BILL 540. Title read. Laid over.

LEGISLATIVE BILL 541. Title read. Considered.

Standing Committee amendments found on page 1585, for the Seventy-Fourth Day, First Session, were adopted by a vote of 30 ayes, 10 nays and 9 not voting.

Mr. Burbach offered the following amendment which was adopted:

In the title, line 2, strike "section" and insert "sections 2-1526 and 2-1549.01"; in line 4, insert "to restrict powers of soil and water conservation districts;" between ";" and "to"; and in line 6, strike "section" and insert "sections".

Advanced to Enrollment & Review with 31 ayes, 10 nays and 8 not voting.

LEGISLATIVE BILL 540. Considered.

Standing Committee amendments found on page 1584 for the Seventy-Fourth Day, First Session, were rejected.

Mr. Johnson offered the following amendment:

1. On page 2, line 15, after "district" insert ", *but no funds may be used for constructing or purchasing a headquarters or administration building except with the approval of a majority of the voters of the district.*"

Mr. Whitney offered the following amendment to the Johnson amendment which was adopted with 22 ayes, 14 nays and 13 not voting.

To delete all words in the Johnson amendment after the word building.

The Johnson amendment, as amended, was adopted with 28 ayes, 6 nays and 15 not voting.

Mr. Carpenter offered the following amendment:

Line 5 after tax–strike everything thru line 7 and on line 8 strike "higher levy shall be" and insert word "if".

Mr. Proud moved the previous question. The question is "Shall the debate now cease?" The motion prevailed with 37 ayes, 1 nay and 11 not voting.

Mr. Carpenter requested a record vote on his amendment.

Voting in the affirmative, 20:

Carpenter	Carstens	Clark	Craft	DeCamp
Duis	Elrod	Holmquist	Klaver	Mahoney
Marvel	Morgan	Moylan	Orme	Savage
Skarda	Stull	Syas	Waldron	Whitney

Voting in the negative, 24:

Barnett	Burbach	Carsten	Epke	Hasebroock
Johnson	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Maresh	Nore	Pfister
Proud	Schmit	Simpson	Stahmer	Stromer
Swanson	Waldo	Warner	Ziebarth	

Not voting, 5:

Chambers	Goodrich	Kennedy	Snyder	Wiltse

The amendment lost with 20 ayes, 24 nays and 5 not voting.

Advanced to Enrollment & Review with 43 ayes, 1 nay and 5 not voting.

LEGISLATIVE BILL 542. Title read. Considered.

Standing Committee amendments found in the Legislative Journal on page 1585 for the Seventy-Fourth Day, First Session, were rejected with 31 ayes, 0 nays and 18 not voting.

Mr. Burbach offered the following amendments:

On page 2, line 16, strike "*~~Commission or~~*" and insert "Commission or"; in line 17, strike "*Board or Board of*"; in line 18 after "*Resources*" insert "*Commission*".

Strike sections 2 through 11 and insert:

"Sec. 2. That section 2-1504, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-1504. (1) There is hereby established, to serve as the official agency of the state in connection with soil and water conservation, flood prevention, watershed protection, and flood control and to perform the functions conferred upon it in sections 2-1502 to 2-1566 and sections 2-3201 to 2-3264, the Nebraska *~~Soil and Water Conservation~~ Natural Resources* Commission.

(2) Until January 1, 1973, the commission shall consist of fourteen members, as follows: The dean or director of the conservation and survey division of the University of Nebraska; the dean of the University of Nebraska College of Agriculture and Home Economics; the director of the state agricultural extension service; the Director of Water Resources; three members to be appointed by the Governor, one of whom shall represent the irrigation interests of the state, one of whom shall represent the chambers of commerce, and one of whom shall represent municipal and industrial users; and one district supervisor or former district supervisor from the state at large and one district supervisor or former district supervisor from each of the following districts: (a) Cedar, Dixon, Dakota, Wayne, Thurston, Stanton, Cuming, Burt, Colfax, Dodge, Washington, Douglas, Butler, Saunders, Sarpy, Seward, Lancaster, Cass, Otoe, Johnson, Namaha,(sic) Pawnee, and Richardson counties; (b) Gage, Saline, Jefferson, Polk, York, Fillmore, Thayer, Hamilton, Clay, Nuckolls, Hall, Adams, Webster, Buffalo, Kearney, Franklin, Dawson, Phelps, Gosper, Harlan, and Furnas counties; (c) Knox, Antelope, Pierce, Wheeler, Boone, Madison, Platte, Greeley, Nance, Sherman, Howard, Merrick, Cherry, Keya Paha, Brown, Rock, Boyd, Holt, Grant, Hooker, Thomas, Blaine, Loup, Garfield, McPherson, Logan, Custer, and Valley counties; and (d) Sioux, Dawes, Sheridan, Box Butte, Scotts Bluff, Morrill, Garden, Banner, Kimball, Cheyenne, Deuel, Arthur, Keith, Lincoln, Perkins, Chase, Hayes, Frontier, Dundy, Hitchcock, and Red Willow counties; one member of the Nebraska state irrigation association to be elected at their convention, and a director or former director of a watershed conservancy district, watershed district or watershed planning board to be elected at the convention of the Nebraska association of soil and water conservation districts. The district supervisors in attendance at the annual state conference of district supervisors shall elect by secret informal written ballot the district supervisorsor former district supervisors to be members of the commission. The district supervisors from each of the four districts provided by this section in attendance at the annual state conference of district supervisors shall caucus and nominate no less than two nominees for each position to be filled on the commission. These nominees shall be presented to the supervisors in attendance at the annual conference for election. The nominee from each of the districts receiving the highest vote shall be declared elected and shall serve on the commission. The term of all elective officers on the commission shall be for two years commencing on January 1 of the year following their election. Succeeding the eleection (sic) of a member of the commission from each of the districts, the supervisors in attendance at the annual conference of supervisors shall nominate and elect one member to the commission at large. The one district supervisor or former district supervisor nominated and elected at large receiving the highest vote shall be declared elected.

(3) Effective January 1, 1973, the commission shall consist of fourteen members, as follows: The dean or director of the Conservation and Survey Division of the University of Nebraska; the dean of the University of the Nebraska College of Agriculture and Home Economics; the director of the state agricultural extension service; the Director of Water Resources; four members to be appointed by the Governor, one of whom shall represent pump irrigation interests of the state, one of whom shall represent the chambers of commerce, and one of whom shall represent municipal industrial users, and one member to

represent gravity irrigation interests of the state; one natural resources district director or former district director from each of the following river basins, with basin delineations being those of the Nebraska river basin map officially adopted by the commission and on file in the commission office: (a) The Niobrara, White River, and Hat Creek basin, (b) the North Platte, South Platte, and middle Platte River basins, (c) the Loup and lower Platte River basins, (d) the Elkhorn and upper Missouri tributaries basins, and (e) the Republican, Little Blue, Big Blue, and Nemaha River basins; and one member to be elected at large. Notwithstanding the terms for which they were elected, the terms of members elected pursuant to subsection (2) of this section shall expire on January 1, 1973. Commission members representing natural resources districts shall be elected at the annual state conference of district directors in 1972 and shall take office on January 1, 1973. District directors from each river basin in attendance at the conference in 1972 shall caucus and nominate no less than two candidates for membership on the commission. All directors in attendance shall then elect the members of the commission. The nominee from each river basin receiving the most votes shall be elected. Of those members elected, the three receiving the most votes shall serve for four years, and the remaining two members for two years. Following election of the five members from each basin, the at-large member shall be elected for a term of four years. As terms of members elected in 1972 expire, their successors shall be elected in the same manner for terms of four years.

(4) Commencing the third Thursday after the first Tuesday in January, 1975, the Nebraska Natural Resources Commission shall consist of fifteen members, as follows: one natural resources district director or former district director from each of the following river basins, with delineations being those on the Nebraska river basin map officially adopted by the commission and on file in the commission office: (a) The Niobrara, White River and Hat Creek basin, (b) the North Platte River basin, (c) the South Platte River basin, (d) the middle Platte River basin, (e) the lower Platte River basin, (f) the Loup River basin, (g) the Elkhorn River basin, (h) the Missouri tributaries basin, (i) the Republican River basin, (j) the Little Blue River basin, (k) the Big Blue River basin, and (l) the Nemaha River basin, and three members to be appointed by the Governor subject to confirmation by the Legislature. Of the members appointed by the Governor, one shall represent municipal users of water, one shall represent surface water irrigators, and one shall represent ground water irrigators. Notwithstanding the terms for which they were elected, the terms of members elected pursuant to subsection (2) of this section shall expire on the third Thursday after the first Tuesday in January, 1975. The members of the commission representing river basins shall be selected at individual caucuses of the natural resources district directors residing in the river basin from which the member is selected. Such caucuses shall be held by each basin on the second Thursday after the first Tuesday of the year the term of office of the commission member from that basin expires. In 1975 a caucus shall be held by each basin to select the river basin representatives to the commission and those members shall at their first meeting on the third Thursday after the first Tuesday in January, 1975, by such method as they may choose, divide themselves into two groups of six each and designate one group to serve for a term of two years and one group to serve for a term of four years. Their successors shall thereafter be selected for a term of four years each. The initial appointive members of the commission shall be appointed by the Governor elect on or before January 1, 1975, subject to removal if not confirmed by the Legislature. The initial appointive members and all subsequent appointive members shall serve at the pleasure of the Governor. All members shall take office on the third Thursday after the first Tuesday in January, 1975. Any vacancy on the commission shall be filled for the unexpired term in the same manner as successors are named. Each member of the commission representing a river basin shall qualify by filing with the other members of the commission an acceptance in writing of his selection.

~~(4) Each elective member of the commission shall qualify by filing with the other members of the commission an acceptance in writing of his election to office. In event of the failure to qualify, death, resignation, or removal from the state of any member elected as provided by this section, the other members of the commission, by a majority vote thereof, shall appoint a representative of the proper organization to fill the unexpired portion of the term of such elected member. The commission may invite the Secretary of Agriculture, Secretary of Defense, and Secretary of Interior of the United State of America, and the Governor, each to appoint one person to serve with the commission as an advisor of the commission. The commission may reimburse the actual expense necessarily incurred by the advisor appointed by the Governor while performing duties in connection with this act.~~

Sec. 3. That section 2-1505, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-1505. The commission shall designate ~~its~~ a chairman , *a vice-chairman, and such other officers as it may desire* and may, from time to time, change such designation. A majority of the commission shall constitute a quorum, and the concurrence of a majority in any matter within their duties shall be required for its determination. Each of the members of the commission shall receive a per diem of twenty dollars per day for each day in the performance of his duties on the commission, but no member shall receive more than seven hundred fifty dollars in any one year, and in addition shall be entitled to expenses, including traveling expenses, necessarily incurred in the discharge of his duties on the commission. The commission shall provide for the execution of surety bonds for all employees and officers who shall be entrusted with funds or property, and shall provide for an annual audit of the accounts of receipts and disbursements.

Sec. 4. *The Natural Resources Commission shall establish a technical advisory committee to assist it in the performance of its duties. The committee shall consist of the dean or director of the conservation and survey division of the University of Nebraska, the dean of the University of Nebraska College of Agriculture, the director of the state agricultural extension service, the Director of Water Resources, a represnetative of the office of the Governor, a representative of the Department of Health, a representative of the Department of Enviornmental Control, a representative of the Department of Economic Development, a representative of the Department of Roads, a representative of the Game and Parks Commission, one representative each from the United States Army Corps of Engineers, Department of Agriculture, and Department of the Interior if named to so serve by their respective secretaries.*

Sec. 5. *The Natural Resources Commission shall encourage the soil and water conservation districts to merge into their natural resources district and shall give such assistance as may be necessary to accomplish such mergers.*

Sec. 6. That section 2-3260, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3260. Whenever the words *Nebraska Soil and Water Conservation Commission* Nebraska soil and water conservation commission, *or* Nebraska soil and water conservation committee, *or commission* appear in chapters hereinafter listed in this section, they shall, after ~~December 25, 1969,~~ *the effective date of this act*, be construed to mean and apply to the ~~Nebraska Soil and Water Conservation Commission~~ *Natural Resources Commission, or commission* created by section 2-1504. The chapters wherein such words appear are Chapters 1, 31, 46, 49, and 85. The Revisor of Statutes shall make appropriate changes in the statutes necessitated by such redisignation.

Sec. 7. That original sections 2-1503, 2-1504, 2-1505 and 2-3260, Reissue Revised Statutes of Nebraska, 1943, and also section 2-1504.01, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Amendments pending.

LEGISLATIVE BILL 543. Title read. Considered.

Standing Committee amendments found on page 1587 for the Seventy-Fourth Day, First Session, were rejected with 35 ayes, 0 nays and 14 not voting.

Mr. Burbach offered the following amendments:

1. Strike section 1 and renumber original sections 2 to 11 as 1 to 10.

2. On page 4, line 12, strike "January" and insert "July"; and in line 27, insert *"soil and water conservation districts,"* after "including".

3. On page 5, insert *"soil and water conservation districts,"* at the end of line 22.

4. On page 6, line 14, strike *"of"*.

5. On page 7, line 13, strike "this act" and insert *"~~this act~~ Legislative Bill 538, Eighty-second Legislature, First Session, 1971,"*; also in line 13 strike "January" and insert "July".

6. On page 8, line 22, strike "January and insert "July".

7. On page 9, line 13, strike *"~~1975~~ 1973"* and insert "1975"; in line 18, strike *"~~1974~~ 1972"* and insert "1974".

8. On page 10, line 4, strike "January" and insert "July"; in line 5, insert *"supervisors of soil and water conservation districts and"* after *"with"*; in lines 14 to 16, strike *"~~prior to January 1, 1972~~ within thirty days of the effective date of this act"* and insert "prior to July 1, 1972"; in lines 16 to 18, strike *"and recommend the number of directors for their individual districts"*; in line 19, strike *"~~1975~~ 1973"* and insert "1975"; and in line 17, strike "January" and insert "July".

9. On page 11, line 2, strike *"~~1975~~ 1973"* and insert "1975"; in lines 3 through 6, strike "Natural resources districts established pursuant to this act shall be given names by the commission based on evidence presented at the hearing." and insert *"~~Natural resources districts established pursuant to this act shall be given names by the commission based on evidence presented at the hearing.~~"*

10. On page 13, lines 24 to 25, strike "whether or not the district has been subvided," and insert *"~~whether or not the district has been subdivided,~~"*.

11. On page 15, lines 23, strike *"~~1974~~ 1972"* and insert "1974".

12. On page 16, line 7, strike *"directors"* and insert *"supervisors"*; in line 8 insert *"and the board of directors of each ground water conservation district"* after *"district"*; in line 10, strike the second *"the"* and insert *"any"*; and in line 11, strike *"it is located"* and insert *"land area of such soil and water conservation district or ground water conservation district is located"*.

13. On page 17, line 18, strike *"~~1975~~ 1973"* and insert "1975"; in lines 19 to 21, strike *"~~, but shall be compensated for their actual and necessary expenses incurred in connection with their duties~~"* and insert ", but shall be compensated for their actual and necessary expenses incurred in connection with their duties"; and in lines 22 and 23, strike *"~~1975~~ 1973"* and insert "1975".

14. On page 18, line 11, strike *"~~1975~~ 1973"* and insert "1975".

15. Add two new sections to read:

"Sec. 11. that section 2-3234, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3234. Each district shall have the power and authority to exercise the power of eminent domain when necessary to carry out the purposes of this act within the limits of the district or outside its boundaries. Exercise of eminent domain shall be governed by the provisions of sections 76-704 to 76-724; *Provided,* that whenever any district seeks to acquire the right to interfere with the use of any water being used for power purposes in accordance with sections 46-204, 70-668, 70-669, and 70-672, and shall be unable to agree with the user of such water upon the compensation to be paid for such interference,

the procedure to condemn property shall be followed in the manner set forth in sections 76-704 to 76-624, and no other property shall be included in such condemnation. No district shall contract for delivery of water to persons within the corporate limits of any village, city, or metropolitan utilities district, *nor in competition therewith outside such corporate limits,* except by consent of and written agreement with the governing body of such political subdivision. A village, city, or metropolitan utilities district may negotiate and, if necessary, exercise the power of eminent domain for the acquisition of water supply facilities of the district which are within its boundaries.

Sec. 12. That section 2-3261, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3261. Whenever the words soil and water conservation district, watershed conservancy district, ~~advisory~~ watershed ~~advisory~~ *improvement* board, or watershed planning board~~, or mosquito abatement district~~ appear in sections hereinafter listed in this section, they shall, after July 1, 1972, be construed to mean and apply to the natural resources districts created pursuant to *this act sections 2-3201 to 2-3261.* The sections wherein existing functions, powers, and duties are transferred and allocated to the natural resources districts are:

(1) Section 2-1529;

(2) Sections 23-320.01, 23-320.06, 23-320.08, 23-320.09, and 23-320.12;

(3) Sections 31-551, 31-552, and 31-553;

(4) Sections 46-604 and 46-629;

(5) Section 60-330;

~~(6) Sections 72-2901 to 71-2918;~~

~~(7)~~ *(6)* Sections 72-222 and 72-1304; and

~~(8)~~ *(7)* Section 85-163.04."

16. On page 21, line 9, strike "12" and insert "13"; also in line 9, strike "2-1526"; in line 11, strike "and 2-3229" and insert "2-3229, 2-3234, and 2-3261"; and in line 12, strike "section" and insert "sections 2-3221 and".

17. In the title, strike "2-1526,"; in line 18, strike "and 2-3229" and insert "2-3229, 2-3234, and 2-3261"; in line 20, strike "section" and insert "sections 2-3221 and".

18. Add a new section to read:

"Sec. 14. Since an emergency exists, this act shall be in full force and effect, from and after its passage and approval, according to law."

Mr. Kokes offered the following amendment:

That section 2-3207, Reissue Revised Statutes, 1943, be amended to read as follows:

2-3207. The ~~commission~~ *Legislature* shall, *until the first Thursday after the first Tuesday in January, 1975,* have the power to change the boundaries of natural resources districts, to adjust territorial limits of two or more districts, to combine two or more such districts into a single district, *and* to divide one district into two or more districts~~, and~~. *The commission shall have the power* to provide for the merger with such districts of other special purpose districts as enumerated in section 2-3201. *and on the first Thursday after the first Tuesday in January, 1975, the commission shall assume all other powers enumerated in this section.* In exercising such powers, the commission shall be bound by the criteria and procedures provided by this act for the initial establishment of natural resources districts and shall follow the procedure set forth in sections 2-3208 to 2-3212.

Motion pending.

Mr. Johnson offered the following amendments:

1. On page 10, after line 5, insert *"and also one municipal representative from each second class city, one representative from each five thousand, to the nearest five thousand, of population for each first class city, seven representatives from each primary class city, such represenatatives to be*

designated by the mayor; and the mayor and members of the city council shall be eligible for such designation."; in line 11 strike "and" and insert ","; in line 12, strike "." after "boards" and insert "*and also ten representatives from each metropolitan class city within the district designated in the same manner as provided for other municipal representatives in this section.*"; in line 26 strike "." and insert ", *such rules and regulations shall require that in the creation of subdistricts for nomination of candidates for directors this first board shall give due regard to all factors including but not limited to the extent that works of improvement are located in rural areas and the extent to which population and taxable values are located in urban areas and the wishes of the people in the district.*"

2. On page 11, strike lines 12 through 25, inclusive and insert, "*members, it is hereby provided that an executive committee of not more than twenty-one members shall be selected by majority vote of the board. Municipal representation on such executive committee shall be provided for giving due regard to all factors including but not limited to the extent that works of improvement are located in rural areas and the extent to which population and taxable values are located in urban areas. Executive*".

3. On page 12, line 1, strike "." and insert "*provided, that the executive committee shall be assigned the responsibility of creating subdistricts for nomination of candidates for directors.*"

4. On page 13, line 11, after "*commission*" *insert* "*and such subdistricts shall be established with due regard to all factors including but not limited to the extent that works of improvement are located in rural areas and the extent to which population and taxable values are located in urban areas and the wishes of the people in the district.*"

5. That section 2-3254, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

2-3254. (1) Within thirty days after such a petition has been filed with the natural resources district, the board shall cause due notice to be given of a hearing upon the question of the desirability and necessity, in the interest of the public health, safety and welfare, of the undertaking of such a project, upon the question of the appropriate boundaries describing affected land, upon the propriety of the petition and upon all relevant questions regarding such inquiries. Notice of such hearing shall be published prior thereto once each week for three consecutive weeks in a legal newspaper published or of general circulation in the district. Landowners within the limits of the territory described in the petition and all other interested parties shall have the right to be heard. If the board finds after the hearing that the project conforms to the purposes and requirements of this act, it shall enter its findings in the board's official records and proceed to make detailed plans, apportion the benefits and carry out the project. If the board finds that the project does not conform with this act, the findings shall be entered in the board's records, and copies of such findings shall be furnished to the petitioners and the commission.

(2) The Board of directors having first, with the aid of such engineer, surveyor and other assistants as it may have chosen, made detailed plans of the public work to be done, shall apportion the benefits thereof accruing to the several tracts of land within the district which will be benefited thereby, on a system of units. The land least benefited shall be apportioned one unit of assessment, and each tract receiving a greater benefit shall be apportioned a greater number of units or fraction thereof, according to the benefits received. Nothing contained herein shall prevent the district from establishing separate areas within the project improvement area so as to permit future allocation of costs for particular portions of the work to specific subareas. This subarea method of allocation shall not be used in any project improvement area which has heretofore made a final apportionment of units of benefits and shall not thereafter be changed except by compliance with the procedure prescribed in this section.

(3) A notice shall be inserted for at least one week in a newspaper published or of general circulation in the project improvement area, stating the time when and the place where the directors shall meet for the purpose of hearing all parties interested in the apportionment of benefits by reason of the improvement, at which time and place such parties may appear in person, or by counsel, or may file written objections thereto. The directors shall then proceed to hear and consider the same, and shall make the apportionments fair and just according to benefits received from the improvement. The directors, having completed the apportionment of benefits, shall make a detailed report of same and file such report with the county clerk. Thereupon the board of directors shall cause to be published, once each week for three consecutive weeks in a newspaper published or of general circulation in the project improvement area, a copy of the apportionment so far as the lands or lots are concerned, and a statement of the total number of units of benefit in the district, and notice shall also be sent to parties appearing to have a direct legal interest in such apportionment as provided by sections 25-520.01 to 25-520.03. *If the owners of record title representing more than fifty percent of the estimated total assessments shall file with the Board within thirty days of the final publication of the apportionment written objections to the project proposed, said project and work in connection therewith shall be suspended and said project shall not be done in said project area.*

Motion pending.

Mr. Mahoney offered the following amendment:

1. On page 4, line 3, and on page 5, line 17, insert ", but no such district shall include the territory of an advisory watershed improvement board in which is located a city of the metropolitan class" after "act".

Motion pending.

NOTICE OF COMMITTEE HEARING
Public Health and Welfare

LB 1096	Monday, January 17, 1972	2:00 p.m.
LB 1114	Monday, January 17, 1972	2:00 p.m.
LB 1158	Monday, January 17, 1972	2:00 p.m.
LB 1124	Tuesday, January 18, 1972	2:00 p.m.
LB 1126	Tuesday, January 18, 1972	2:00 p.m.
LB 1156	Tuesday, January 18, 1972	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

REFERENCE COMMITTEE REPORT

LB	Committee
1197	Miscellaneous Subjects
1198	Public Works
1199	Constitutional Revision
1200	Public Works

1201	Public Works
1202	Judiciary
1203	Public Health and Welfare
1204	Government, Military and Veterans Affairs
1205	Government, Military and Veterans Affairs
1206	Government, Military and Veterans Affairs
1207	Agriculture and Recreation
1208	Agriculture and Recreation
1209	Urban Affairs
1210	Miscellaneous Subjects
1211	Judiciary
1212	Government, Military and Veterans Affairs
1213	Banking, Commerce and Insurance
1214	Public Works
1215	Education
1216	Agriculture and Recreation
1217	Public Works
1218	General File
1219	Education

(Signed) William F. Swanson, Chairman
Executive Board

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1217. By John DeCamp, 40th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to highways; to provide for footpaths and bicycle trails as prescribed; to define terms; to provide for allocation of funds; and to provide duties.

LEGISLATIVE BILL 1218. By William F. Swanson, Chairman, Executive Board.

A BILL FOR AN ACT to amend section 50-313, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to increase the application fee for registration of lobbyists; to provide the period the certificate shall be valid; and to repeal the original section.

LEGISLATIVE BILL 1219. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 79-4,119, Revised Statutes Supplement, 1971, relating to schools; to extend the time school districts shall receive financial support from the School Foundation and Equalization Fund; and to repeal the original section.

LEGISLATIVE BILL 1220. By Public Health and Welfare Committee; Thomas C. Kennedy, 21st District; Glenn A. Goodrich, 20th District; Richard Lewis, 38th District; Richard Maresh, 32nd District; Leslie A. Stull, 49th District; Harold T. Moylan, 6th District; Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend sections 71-313 and 71-333, Revised Statutes Supplement, 1971, relating to cosmetology; to redefine terms; to permit the sale or transfer of ownership to a licensed relative as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1221. By Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 48-144.01, Revised Statutes Supplement, 1971, relating to workmen's compensation; to change the time and manner of reporting injuries as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1222. By Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend section 52-101, Reissue Revised Statutes of Nebraska, 1943, relating to contractor's lien; to provide for inclusion of open running accounts in contractor's lien; and to repeal the original section.

LEGISLATIVE BILL 1223. By Drug Committee; Eugene Mahoney, 5th District; William H. Hasebroock, 18th District; John Savage, 10th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District; John DeCamp, 40th District.

A BILL FOR AN ACT to provide for the development of a comprehensive program for the transient youth population, for the establishment, maintenance and operation of temporary housing and psychiatric, medical, and other counseling services for transient youth; to provide for the utilization of federal funds; to define terms; and to declare an emergency.

LEGISLATIVE BILL 1224. By Drug Committee; John DeCamp, 40th District; Eugene Mahoney, 5th District; William H. Hasebroock, 18th District; John Savage, 10th District; Terry Carpenter, 48th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to create a critical health problems and comprehensive health education program in the schools; to broaden the powers of the Commissioner of Education, as prescribed; to provide for an advisory committee; and to repeal sections 79-1270, 79-1270.01, and 79-1270.02, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1225. By State Water Plan Committee; Maurice A. Kremer, Chairman, 34th District; Rudolf C. Kokes, 41st District; Otho Kime, 43rd District; Irving Wiltse, 1st District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 2-1507, Revised Statutes Supplement, 1971, relating to special power and duties of the Nebraska Soil and Water Conservation Commission; to provide for the powers and duties to include land-use planning activity; and to repeal the original section.

ADJOURNMENT

At 4:00 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, January 11, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 11, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord, we who have been indentified nationally by our love for football, give us the victory. Give those who compete a victory in their lifetime. Give those who are often defeated a victory they can count. Give those who repeatedly win a defeat they can remember. Give those who lose a victory they cannot forget. Give those who play the excitement of encounter. Give all who are bored the thrill of involvement. Lord, call off our names; tell us the score; put us into the game; take us off the bench; give us victory. Lord, when we win, be near. Lord, when we lose, be near. Amen.

ROLL CALL

The roll was called and all members were present except Mrs. Craft who was excused until 9:30 a.m. and Mr. Elrod who was absent until 9:30 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fifth Day was approved.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1218	Re-referred to Miscellaneous Subjects

(Signed) William F. Swanson, Chairman
Executive Board

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 490. Replaced on Select File as amended.
Enrollment and Review amendments to LB 490:

1. In new section 23, line 2, strike "hereof,"
and insert "of this act".

2. In new section 24, line 2, strike "hereof,"
and insert "of this act".

3. In new section 25, line 7, insert "of this act"
after "24".

4. In the title, line 13, strike "and"; and in
line 15 insert "; and to adopt the Capital Stock Savings
and Loan Association Holding Company Act" after "associations".

LEGISLATIVE BILL 1063. Placed on Select File as amended.
Enrollment and Review amendments to LB 1063:

1. On page 3, strike "Legislature" in line 6
and all of line 7 and insert "section 54-134, Revised
Statutes Supplement, 1971,".

2. In the title, strike lines 6 and 7 and insert
"section, and also section 53-134, Revised Statutes Supplement,".

LEGISLATIVE BILL 1064. Placed on Select File.

LEGISLATIVE BILL 1065. Placed on Select File

LEGISLATIVE BILL 1066. Placed on Select File.

LEGISLATIVE BILL 1067. Placed on Select File as amended.
Enrollment and Review amendment to LB 1067:

1. On page 5, line 25, strike the first "the"
and insert "~~the~~ *each*".

LEGISLATIVE BILL 1068. Placed on Select File.

LEGISLATIVE BILL 1069. Placed on Select File.

LEGISLATIVE BILL 1070. Placed on Select File.

LEGISLATIVE BILL 1071. Placed on Select File.

LEGISLATIVE BILL 1072. Placed on Select File.

LEGISLATIVE BILL 1073. Placed on Select File.

LEGISLATIVE BILL 1074. Placed on Select File.

LEGISLATIVE BILL 710. Placed on Select File as amended.
Enrollment and Review amendments to LB 710:

1. In new section 1, line 1, insert "Section 1." before "It"; in line 2, strike "candidate's" and insert "candidate for public office's"; and in line 15, strike "civil proceeding on" and insert "institute civil proceedings concerning".

2. In the title, strike lines 2 to 4 and insert:
"FOR AN ACT relating to elections; to prohibit certain campaign statements; to provide a burden of proof; to provide a penalty; and to provide for civil proceedings.".

LEGISLATIVE BILL 646. Placed on Select File as amended.
Enrollment and Review amendments to LB 646:

1. In standing committee amendment 1, insert an underscored period at the end of line 2; and in line 4 insert a period after "annum".

2. On page 2, lines 2 and 22, strike "1969" and insert "1971"; and strike the sentence beginning in line 10; and in line 14, strike ", primary, of first" and insert "or primary"; and strike beginning with "having" in line 14 through line 17.

3. In the title, line 3, strike "1969" and insert "1971"; and strike lines 4 and 5 and insert "courts; to provide that the salary of the clerk shall be set by the city council; to repeal the original".

LEGISLATIVE BILL 790. Placed on Select File.

LEGISLATIVE BILL 693. Placed on Select File as amended.
Enrollment and Review amendment to LB 693:

1. In the title, line 6, strike "warrants" and insert "a warrant".

LEGISLATIVE BILL 907. Placed on Select File as amended.
Enrollment and Review amendments to LB 907:

1. On page 2, line 2, page 4, line 27, and in the title, line 3, strike "1969" and insert "1971".

2. On page 2, line 4, strike "municipality" and insert "city of the metropolitan, primary, or first class"; in line 12 insert ", and each city of the second

class or village shall be entitled to one half of its annual allocation with no requirement of matching, but shall be required to match the second one half on the basis of one dollar for each two dollars it receives, with any available funds" after "provided"; and in line 23, strike "*and*".

3. On page 4, line 18, insert "off-street public parking owned by the municipality," after the comma; in line 22, insert "and off-street public parking owned by the municipality" after "districts"; in line 22, strike "and"; in line 25 strike the period and insert "; and"; and after line 25 insert:

"(e) Any other funds provided solely for street purposes.".

LEGISLATIVE BILL 983. Placed on Select File as amended.
Enrollment and Review amendments to LB 983:

1. On page 2, line 5, strike "*on*" and insert "*or*".

2. In the title, line 4, insert "to revise provisions for registration of bonds and coupons;" after the semicolon.

LEGISLATIVE BILL 876. Placed on Select File as amended.
Enrollment and Review amendments to LB 876:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 985. Placed on Select File as amended.
Enrollment and Review amendments to LB 985:

1. In lieu of the standing committee amendment thereto, on page 2, line 21, strike "physician's assistant" and insert "physicians' assistant or physicians' associate".

2. In line 1 of the Schmit amendment, strike "line 22" and insert "line 24" and in lines 2 and 3, strike "23 and 24" and insert "25 and 26".

3. In the title, lines 5 and 6, strike "physician's assistants" and insert "physicians' assistants or associates".

(Signed) Duke Snyder, Chairman

COMMUNICATION

January 5, 1972

Vincent D. Brown
Clerk of the Legislature
Room 2018, State House
Lincoln, Nebraska 68509

Dear Vince:

We have acknowledged the transfer to the Public Employees' Retirement Board from the State Employees' Retirement Board and from the Board of Educational Lands and Funds all inventory items as listed on the enclosed inventory list.

Yours very truly,

(Signed) Ray A. C. Johnson
Chairman, Public Employees'
Retirement Board

RACJ:lml
Encl.

RESOLUTIONS

LEGISLATIVE RESOLUTION 14.

Introduced by Calvin F. Carsten, 2nd District.

WHEREAS, a commemorative stamp should be issued in honor of J. Sterling Morton founder of Arbor Day.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Commemorative Stamp Committee of the United States Postal Service is requested to issue a commemorative stamp in honor of J. Sterling Morton, founder of Arbor Day.

2. That a copy of this resolution be sent to the United States Postal Service.

Laid over.

LEGISLATIVE RESOLUTION 13.

Mr. DeCamp moved to indefinitely postpone LR 13.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 29;

Barnett	Burbach	Carsten	Chambers	Craft
Elrod	Epke	Hasebroock	Holmquist	Johnson

Keyes	Kremer	Lewis	Luedtke	Maresh
Nore	Proud	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Waldo	Waldron	Warner	Ziebarth	

Voting in the negative, 15;

Carpenter	Clark	DeCamp	Duis	Goodrich
Kennedy	Klaver	Kokes	Mahoney	Marvel
Morgan	Moylan	Pfister	Skarda	Syas

Not voting, 5;

Carstens	Kime	Orme	Whitney	Wiltse

The motion prevailed with 29 ayes, 15 nays and 5 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1226. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT to amend section 8-152, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to provide additional authority to make loans on real estate; and to repeal the original section.

LEGISLATIVE BILL 1227. By John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-754.08, Revised Statutes Supplement, 1971, relating to use of public roads; to provide for hitchhiking with a permit; to establish that such permits and fees be administered by the Department of Motor Vehicles for revenue; and to repeal the original section.

LEGISLATIVE BILL 1228. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 48-813, Reissue Revised Statutes of Nebraska, 1943, and sections 48-801 and 48-816, Revised Statutes Supplement, 1969, relating to the Court of Industrial Relations; to enact procedures governing employee election of collective bargaining agents; to provide for certification of exclusive collective bargaining agents; to revise definitions and the powers and duties of such court; to clarify service of summons upon the state and its departments; and to repeal the original sections.

LEGISLATIVE BILL 1229. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-202, Revised Statutes Supplement, 1971, relating to taxation; to provide a tax on household goods and personal effects as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1230. By Willard H. Waldo, 31st District.

A BILL FOR AN ACT relating to taxation; to provide for an intangible tax as prescribed; to provide for administration; to provide collection and disbursement of the proceeds of such tax; and to provide for violations and penalties.

LEGISLATIVE BILL 1231. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend sections 48-121 and 48-122, Revised Statutes Supplement, 1971, relating to workmen's compensation; to provide for increases in minimum and maximum compensation; and to repeal the original sections.

LEGISLATIVE BILL 1232. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to metropolitan cities; to grant to metropolitan utilities districts power and authority to acquire, own, maintain and operate a public passenger transportation system as prescribed.

LEGISLATIVE BILL 1233. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to authorize the Committee on Judiciary to expend five thousand dollars to conduct a feasibility study of city-county consolidated government in Douglas County; and to appropriate funds for such study from the General Fund.

SELECT FILE

LEGISLATIVE BILL 141. Enrollment and Review amendments found in the Legislative Journal on page 167 for the Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1043. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1044. Enrollment and Review amendments found in the Legislative Journal on page 167 for the Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1045. Enrollment and Review amendment found in the Legislative Journal on page 167 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1046. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1047. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1048. Enrollment and Review amendment found in the Legislative Journal on page 167 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1049. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1050. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1051. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1052. Enrollment and Review amendments found in the Legislative Journal on page 168 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1053. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1054. Enrollment and Review amendment found in the Legislative Journal on page 168 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1055. Enrollment and Review amendment found in the Legislative Journal on page 168 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1056. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1057. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1058. Enrollment and Review amendment found in the Legislative Journal on page 168 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1059. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1060. Enrollment and Review amendment found in the Legislative Journal on page 168 for the Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1061. Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1062. Advanced to Enrollment and Review for engrossment.

MOTION—Weekly Schedule

Mr. Carpenter renewed his pending motion to meet four legislative days a week, Monday through Thursday, starting January 17.

Mr. Carpenter moved to amend his motion to read "Monday through Thursday, 9:00 a.m. until 5:00 p.m."

Mr. Whitney moved the previous question. The question is "Shall the debate now cease?" The motion prevailed with 40 ayes, 2 nays and 7 not voting.

The Carpenter amendment lost with 14 ayes, 32 nays and 3 not voting.

Mr. Holmquist requested a record vote on the Carpenter motion.

Voting in the affirmative, 18;

Carpenter	Chambers	Clark	DeCamp	Duis
Epke	Goodrich	Keyes	Klaver	Marvel
Morgan	Moylan	Orme	Pfister	Proud
Snyder	Swanson	Waldo		

Voting in the negative, 28;

Barnett	Burbach	Carsten	Craft	Elrod
Hasebroock	Holmquist	Kennedy	Kime	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Nore	Savage	Schmit	Skarda	Stahmer

Stromer	Stull	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Not voting, 3;

Carstens	Johnson	Simpson

The motion lost with 18 ayes, 28 nays and 3 not voting.

VISITORS

Mr. Holmquist introduced 60 Senior Students and their teachers, Bud Kirby and Bill Kellogg, from Arlington High School, Arlington, Nebraska.

UNANIMOUS CONSENT–Print In Journal

Mr. Holmquist asked unanimous consent to print the following communication from the Attorney General in the Journal. No objections. So ordered.

December 28, 1971

Senator C. W. Holmquist, Chairman
Retirement Systems Committee
115 East Second Street
Oakland, Nebraska 68045

Dear Senator:

In your letter of December 22, 1971, you asked whether there are constitutional difficulties with respect to the establishment of a new retirement system for state senators, and also whether the same difficulties are applicable to the participation by state senators in the present State Employees Retirement System. It is our conclusion that there are serious constitutional problems in establishing such a retirement system, and that there is also a very serious constitutional question as to the propriety of state senators participating in the present retirement system.

Article III, Section 7 of the Nebraska Constitution provides in part:

> "* * *. Each member of the Legislature shall receive a salary of not to exceed four hundred dollars per month during the term of his office. In addition to his salary, each member shall receive an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive no pay nor perquisites other than said salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

The Nebraska Supreme Court, in Wilson v. Marsh, 162 Neb. 237, 75 N. W. 2d 723, laid down certain principles with respect to retirement systems, in determining whether such a system involved an increase or diminution of the compensation of an officer during his term of office, in violation of Article III. Section 19 of the Constitution. The Court in that case said that the contributions by an employee to a retirement system were a diminution of his salary. Since Article III, Section 7 of the Constitution sets a maximum limit on salary, and does not attempt to fix the salary itself, which is set by legislation, a provision for withholding part of the salary as a contribution to a retirement system would not be in violation of this section of the Constitution. However, in that case we also find this language:

> " The benefit of a retirement system is a form of compensation additional to the regular salary of a member of the system with payment deferred to a later time. The increase in the compensation results when the grant is made and when the recipient of the benefits of the act begins his service and commences to earn the additional remuneration. * * * ."

Under the holding of Wilson v. Marsh, we can reach no other conclusion than that the benefits of a retirement system would be pay or perquisite other than the salary limited by the Constitution and fixed by statute, and hence in violation of Article III, Section 7. This is particularly apparent in view of the fact that Section 50-123.01, R. S. Supp., 1969 fixes the actual salary of the members of the Legislature at the maximum authorized by the Constitution.

You also asked whether there would be any problem with respect to the prohibition by Article III, Section 19 of the Constitution against granting any extra compensation after the services have been rendered. In view of our answer to your previous question, the answer to this one, of course, becomes somewhat academic. However, we believe that this provision would cause no difficulties with respect to persons beginning terms after the effective date of a retirement system. In all of the retirement systems with which we are familiar, benefits are provided for service rendered before the effective date of the retirement system, if the employee also rendered service after the effective date of the system. There is no question as to the propriety of such a provision.

Yours very truly,

Clarence A. H. Meyer
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

UNANIMOUS CONSENT–Change of Order

Mr. Barnett asked unanimous consent to have LB 656 placed at the top of General File after LB 543. No objections. So ordered.

UNANIMOUS CONSENT–Committee Meeting

Mr. Marvel asked unanimous consent to hold an Appropriations Committee Hearing Tuesday, January 11, 1972, in the Supreme Court Hearing Room at 1:30 p.m. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1077	Thursday, January 20, 1972	2:00 p.m.
LB 1105	Thursday, January 20, 1972	2:00 p.m.
LB 1110	Thursday, January 20, 1972	2:00 p.m.
LB 1169	Thursday, January 20, 1972	2:00 p.m.
LB 1208	Thursday, January 20, 1972	2:00 p.m.
LB 1216	Thursday, January 20, 1972	2:00 p.m.

(Signed) Loran Schmit, Chairman

Public Works

LB 1201	Wednesday, January 19, 1972	2:00 p.m.
LB 1193	Thursday, January 20, 1972	2:00 p.m.
LB 1198	Thursday, January 20, 1972	2:00 p.m.
LB 1196	Wednesday, January 26, 1972	2:00 p.m.
LB 1200	Wednesday, January 26, 1972	2:00 p.m.
LB 1214	Thursday, January 27, 1972	2:00 p.m.
LB 1217	Thursday, January 27, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1234. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to insurance; to provide security for insurance agents with insurance companies as prescribed.

LEGISLATIVE BILL 1235. By E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first and second class, and villages; to change the procedure for enactment of ordinances as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1236. By John S. Savage, 10th District.

A BILL FOR AN ACT relating to taxation; to impose a tax on the sale at retail of studded snow tires; to provide for the collection and distribution of such tax; to provide for inforcement; (sic) and to provide for rules and regulations.

LEGISLATIVE BILL 1237. By John S. Savage, 10th District.

A BILL FOR AN ACT to amend section 85-107, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to provide for the creation of a College of Nursing; and to repeal the original section.

LEGISLATIVE BILL 1238. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 46-609, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide for spacing of replacement wells as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1239. By Calvin F. Carsten, 2nd District.

A BILL FOR AN ACT to amend section 46-1002, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide for incorporation of rural water districts within prescribed distances of cities and villages; and to repeal the original section.

LEGISLATIVE BILL 1240. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to appropriate fifteen million dollars from the General Fund, seventy per cent thereof to the School Aid Fund and thirty per cent thereof to the County and City Aid Fund for the period July 1, 1972 to June 30, 1973; and to declare an emergency.

LEGISLATIVE BILL 1241. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend sections 77-1251 to 77-1253, 77-1255, 77-1258, and 77-1260, Reissue Revised Statutes of Nebraska, 1943, sections 77-1201 and 77-1254, Revised Statutes Supplement, 1969, and section 77-202, Revised Statutes Supplement, 1971, relating to taxation; to exempt livestock and grain from personal property taxes; to provide for a credit of three hundred dollars of personal property taxes toward a

person's income tax liability; to provide for a refund of personal property tax, as prescribed; to provide an operative date; and to repeal the original sections and also sections 77-1262 to 77-1268, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1242. Wally Barnett, 26th District.

A BILL FOR AN ACT to amend section 74-1305, Revised Statutes Supplement, 1971, relating to Railroad Transportation Safety Districts; to give such districts power of eminent domain; to provide procedures, powers, duties, and compensation; to establish the criteria in arriving at the damages to any condemnee; and to repeal the original section.

LEGISLATIVE BILL 1243. By Duke Snyder, 14th District.

A BILL FOR AN ACT relating to counties; to prohibit interference by community antenna television installations with existing sewer, gas, water or other public works, or private utilities lawfully occupying streets, alleys and public ways.

LEGISLATIVE BILL 1244. By William F. Swanson, 27th District.

A BILL FOR AN ACT to make unlawful the sale of tickets for sporting events and other amusements as specified; and to provide penalties.

UNANIMOUS CONSENT–Add Co-introducer

Mr. Kennedy asked unanimous consent to add his name to LB 1183 and LB 1184. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 542. Considered.

Mr. Burbach offered the following amendment to amend the amendments found in the Journal on Page 196 for the Fifth Day, which was adopted.

(2), line 4, by deleting "and Home Economics". Also page 3, (3) line four, strike "and Home Economics".

The pending amendments, as amended, were adopted with 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment & Review with 35 ayes, 1 nay and 13 not voting.

LEGISLATIVE BILL 543. Considered.

The Burbach amendments found in the Legislative Journal on page 199 for the Fifth Day were adopted with 33 ayes, 0 nays and 16 not voting.

The Kokes amendment found in the Legislative Journal on page 200 for the Fifth Day was adopted.

Mr. Barnett offered the following amendment to the Johnson amendments found in the Journal on Page 200 for the Fifth Day which were adopted.

Amend the Johnson amendment, paragraph 1, line 5 after "designated by the mayor", insert "with approval of the City Council".

The Johnson amendments, as amended, were adopted with 32 ayes, 9 nays and 8 not voting.

Mr. Mahoney asked unanimous consent to withdraw the amendment found in the Legislative Journal on page 202 for the Fifth Day. No objections. So ordered.

Mr. Kremer offered the following amendment which was adopted:

That section 2-3241, Reissue Revised Statutes, 1943, be amended to read as follows:

2-3241. ~~*(1) Each district shall have the power and authority to establish and maintain facilities or land sites for solid waste disposal wholly or in part inside or outside the boundaries of the district and may contract with any person for disposal of solid waste and other use of such areas. Facilities and sites for solid waste disposal shall comply with standards as adopted by the Department of Health.*~~

~~*(2)*~~ Each district shall have the power and authority to provide technical and other assistance as may be necessary or desirable in rural areas to abate the lowering of water quality in the state caused by sedimentation, effluent from feedlots, and runoff from cropland areas containing agricultural chemicals. Such assistance shall be coordinated with the programs and the stream quality standards as established by the state water pollution control council.

Mr. Kremer offered the following amendments which were adopted by a vote of 28 ayes, 13 nays and 8 not voting.

1. On page 4, lines 4 and 5, strike "~~*soil and water conservation districts*~~" and insert "soil and water conservation districts".

2. On page 7, lines 14 and 15, strike "~~*soil and water conservation district,*~~" and insert "soil and water conservation district,"; and in lines 20 and 21, strike "~~*soil and water conservation district,*~~" and insert "soil and water conservation district,".

3. On page 9, lines 25 and 26, strike "~~*soil and water conservation districts,*~~" and insert "soil and water conservation districts,".

4. On page 16, strike all of lines 6 to 11; and in line 12, strike "(8)" and insert "(7)".

5. In the title, in lines 3 to 6, strike "to eliminate mandatory merger of soil and water conservation districts with natural resources districts;".

Mr. Carpenter asked unanimous consent to have LB 542 and LB 543 be considered on Select File according to the same rules as on General File. No objections So ordered.

Mr. Carpenter offered the following amendment which was adopted by a vote of 35 ayes, 0 nays and 14 not voting.

Amend LB 543 to provide that every district or commission covered by the provisions of this act shall report to the Legislature by January 1 of each year starting in 1973 a summary of all fees paid to attorneys, lobbyists, public relations people, and to whom paid.

Mr. Carpenter offered the following amendment which was adopted.

Add the Savings Clause to LB 543.

Advanced to Enrollment & Review with 38 ayes, 5 nays and 6 not voting.

COMMITTEE MEETING

Mr. Warner announced the Rules Committee would meet today in the Legislative Council Hearing Room at 4:00 p.m. Any member who has a rule change introduced is requested to present his suggestion.

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1032	Tuesday, January 25, 1972	2:00 p.m.
LB 1086	Monday, January 31, 1972	2:00 p.m.
Lb 1154	Monday, January 31, 1972	2:00 p.m.
LB 1170	Monday, January 31, 1972	2:00 p.m.
LB 1179	Monday, January 31, 1972	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Miscellaneous Subjects

LB 1078	Thursday, January 20, 1972	2:00 p.m.
LB 1089	Thursday, January 20, 1972	2:00 p.m.
LB 1160	Thursday, January 20, 1972	2:00 p.m.
LB 1175	Thursday, January 20, 1972	2:00 p.m.
LB 1181	Thursday, January 20, 1972	2:00 p.m.
LR 2	Thursday, January 20, 1972	2:00 p.m.

(Signed) J. James Waldron, Chairman

Government, Military & Veterans Affairs

LB 1168	Thrusday, January 20, 1972	2:00 p.m.
LB 1129	Friday, January 21, 1972	2:00 p.m.
LB 1150	Friday, January 21, 1972	2:00 p.m.
LB 1155	Friday, January 21, 1972	2:00 p.m.
LB 1157	Friday, January 21, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

RECESS

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Johnson, Nore, Savage, Whitney, Ziebarth and Mrs. Orme who were excused.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 7 and LR 9.

MEMBERS EXCUSED

Mrs. Craft and Messrs. Waldron and Carstens asked unanimous consent to be excused at 3:00 p.m., for the remainder of the day. No objections. So ordered.

RESOLUTION

LEGISLATIVE RESOLUTION 15.

Introduced by Terry Carpenter, 48th District.

WHEREAS, the Legislative Council Committee on Public Power has conducted hearings in connection with its study of costs of construction of nuclear plants in Nebraska, and

WHEREAS, such investigation has disclosed apparent irregularities on the part of Peter Kiewit Sons' Co., one of the major contractors, in its claims against Omaha Public Power District for additional compensation, and

WHEREAS, on June 12, 1970 the Board of Directors of Omaha Public Power District attempted to pass a Resolution which in effect would have amended its fixed price contract No. 759 to provide for payment to Peter Kiewit Sons' Co. on a cost plus basis of additional compensation of approximately seven million dollars, contrary to the laws of the State of Nebraska, and

WHEREAS, on August 21, 1970, the District Court of Douglas County issued a temporary injunction enjoining Omaha Public Power District from making any such additional payments and enjoining Peter Kiewit Sons' Co. from refusing to continue to perform its work under said contract.

BE IT THEREFORE RESOLVED by the Legislature that the Auditor of Public Accounts be directed to audit or procure an audit in accordance with section 70-623 of all claims for additional compensation for

construction of the nuclear plant at Fort Calhoun and the Attorney General, on behalf of the State of Nebraska, be directed to intervene in the pending litigation in the Douglas County District Court in order that the public interest shall be fully protected.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 127. Bracketed until January 18, at the request of Mr. Stromer.

LEGISLATIVE BILL 656. Title read. Considered.

Standing Committee amendment found in the Journal on page 1450 for the Sixty-Ninth Day, First Session, was adopted with 36 ayes, 0 nays and 13 not voting.

Mr. Barnett offered the following amendment which was adopted with 32 ayes, 0 nays and 17 not voting:

Amend LB 656 Line 3, "primary" instead of "general", and line 4, "May" instead of "November".

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 nays.

UNANIMOUS CONSENT–Change Of Order

Mr. Carpenter asked unanimous consent to revert to Select File to take up LB 490. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 490. Enrollment and Review amendments found in todays' Journal were adopted.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 920. Bracketed at the request of Mr. Skarda.

LEGISLATIVE BILL 964. Placed at the bottom of General File at the request of Mr. Simpson.

LEGISLATIVE BILL 928. Bracketed at the request of Mr. Simpson.

VISITORS

Mr. Duis introduced Mr. Gerald Weber and his daughter, Linda, from Holdrege, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 70. Title read. Considered.

Standing Committee amendment found in the Journal on page 1041 for the Fifty-Second Day, First Session, was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Carpenter offered the following amendment:

1. Amend the bill by adding a new section 2 as follows:

"Sec. 2. *The Chancellor of the University of Nebraska shall each September, commencing with September 1971, appoint a student who is a senior, either at the University of Nebraska or University of Nebraska at Omaha, to sit at all meetings of the Board of Regents as an observer without authority to vote or to participate in the discussions or debates. The student shall serve without compensation or expenses. The term of such appointee shall continue from the time of his appointment until the end of the school year or until he graduates whichever event happens first.*".

2. Renumber original section 2 as section 3.

Mr. Barnett offered the following amendment to the Carpenter amendment:

Amend the amendment to "2" students, one of each sex.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 7:

Barnett	Carpenter	Chambers	DeCamp	Mahoney
Simpson	Waldron			

Voting in the negative, 26:

Burbach	Carsten	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Keyes	Kime	Klaver
Kokes	Luedtke	Maresh	Moylan	Pfister
Proud	Schmit	Skarda	Snyder	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse				

Not voting, 16:

Carstens	Clark	Craft	Duis	Johnson
Kennedy	Kremer	Lewis	Marvel	Morgan
Nore	Orme	Savage	Stahmer	Whitney
Ziebarth				

The amendment lost with 7 ayes, 26 nays and 16 not voting.

The Carpenter amendment was adopted with 26 ayes, 3 nays and 20 not voting.

Mr. Carpenter moved to reconsider the action taken on the adoption of the Standing Committee amendment to LB 70. The motion prevailed with 25 ayes, 7 nays and 17 not voting.

The Standing Committee amendment was rejected with 25 ayes, 6 nays and 18 not voting.

Mr. DeCamp moved to indefinitely postpone LB 70.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 1 nay and 19 not voting.

Mr. DeCamp requested a record vote.

Mr. Keyes requested a Call of the House. The Call showed 48 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 46 ayes, 0 nays and 3 not voting.

Voting in the affirmative, 21:

Barnett	Chambers	DeCamp	Duis	Elrod
Epke	Kennedy	Keyes	Kime	Klaver
Luedtke	Morgan	Moylan	Proud	Savage
Simpson	Stahmer	Swanson	Waldron	Warner
Ziebarth				

Voting in the negative, 27:

Burbach	Carpenter	Carsten	Clark	Craft
Goodrich	Hasebroock	Holmquist	Johnson	Kokes
Kremer	Lewis	Mahoney	Maresh	Marvel
Nore	Orme	Pfister	Schmit	Skarda
Snyder	Stromer	Stull	Syas	Waldo
Whitney	Wiltse			

Not voting, 1:

Carstens

The DeCamp motion lost with 21 ayes, 27 nays and 1 not voting.

Advanced to Enrollment & Review with 27 ayes, 18 nays and 4 not voting.

LEGISLATIVE BILL 817. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 884. Considered. Bracketed at the request of Mr. Carpenter until January 18, 1972.

LEGISLATIVE BILL 899. Title read. Considered.

Mr. Carpenter moved to indefinitely postpone LB 899. The motion lost with 13 ayes, 19 nays and 17 not voting.

Bracketed at the request of Mr. DeCamp.

LEGISLATIVE BILL 772. Title read considered.

Mr. Carpenter moved the adoption of the Stahmer amendment. Pending.

Laid over at the request of Mr. Carpenter.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1245. By Walter H. Epke, 24th District.

A BILL FOR AN ACT relating to crimes and punishments; to provide a penalty for the stealing of natural gas as prescribed.

LEGISLATIVE BILL 1246. By Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 80-309, Reissue Revised Statutes of Nebraska, 1943, relating to public institutions; to transfer an additional building at the Norfolk Regional Center to the Nebraska Veterans' Home Annex; to harmonize the provisions thereof with previous legislation; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1247. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 81-1504, Revised Statutes Supplement, 1971, relating to the Environmental Protection Act, and to add another section thereto; to provide for submission of petitions by citizens; and to repeal the original section.

LEGISLATIVE BILL 1248. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 29-903, Revised Statutes Supplement, 1971, relating to criminal procedure; to provide for discretionary use of a report and recommendation of a pretrail (sic) release agency and release of a prisoner by the district court; and to repeal the original section.

LEGISLATIVE BILL 1249. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend sections 29-909 and 22-910, Revised Statutes Supplement, 1971, relating to criminal procedure; to provide for discretionary use of a pretrial release agency by district and municipal courts; to provide for the regulation of such agency; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1250. By Richard F. Proud, 12th District.

A BILL FOR AN ACT relating to metropolitan utilities districts; to provide for the disposition of surplus property and the proceeds of sale of surplus property.

LEGISLATIVE BILL 1251. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 77-202.13, Revised Statutes Supplement, 1971, relating to taxation; to change exemptions of homesteads as prescribed; and to repeal the original section.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1220	Public Health and Welfare
1221	Labor
1222	Judiciary
1223	Judiciary
1224	Education
1225	Agriculture and Recreation
1226	Banking, Commerce and Insurance
1227	Public Works
1228	Labor
1229	Revenue
1230	Revenue
1231	Labor
1232	Public Works
1233	Judiciary
1234	Banking, Commerce and Insurance
1235	Urban Affairs
1236	Public Works

1237	Education
1238	Agriculture and Recreation
1239	Agriculture and Recreation
1240	Appropriations
1241	Revenue
1242	Public Works
1243	Public Works
1244	Judiciary
1115	Re-referred from Public Health to Judiciary

(Signed) William F. Swanson, Chairman
Executive Board

ADJOURNMENT

At 3:57 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, January 12, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 12, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, we pray that you will bless these men and women, chosen by the people of every district of this great State, for you know each one of them, their needs, their motives, their hopes, and their fears. Put your arm around them to give them strength, and speak to them to give them wisdom greater than their own. May they hear your voice and seek your guidance.
>
> May they remember that you are concerned about what is said and done here, and may they have a clear conscience before you, that they need fear no one. So bless each of us according to our deepest need, and use us for thy greatest glory; we ask it in our Master's name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Waldron and Mrs. Craft who were excused.

CORRECTIONS FOR JOURNAL

Page 209, line 42, insert "(Signed) Duke Snyder, Chairman".
The Journal for the Sixth Day was approved as corrected.

UNANIMOUS CONSENT—Print in Journal

Mr. Swanson asked unanimous consent to have the following amendments to LB 661 printed in the Journal. No objections. So ordered.

1. In Section 1, page 6, line 10, after the semicolon, insert the following language:
"Provided, those airport authority boards which have two members with terms expiring in 1972 shall, at the general city election in 1972 elect two members for terms of six years; the members whose terms expire in 1973 shall have their terms extended to the first Tuesday in June, 1974, and at the general city election in 1974 two members shall be elected for terms of six years; and that member whose term expires in 1975 shall have his term extended to the first Tuesday in June, 1976, and at the general city election in 1976 one member shall be elected for a term os six years;"

2. Delete original Sec. 2 of the bill, and insert the following:
Sec. 2. That section 17-307, Revised Statutes Supplement, 1971, be amended to read as follows:

17-307. *(1)* Whenever any village shall attain a population exceeding eight hundred inhabitants and one-fourth of the legal voters, but not less than one hundred registered legal voters, therein shall petition the board of trustees of such village, the board of trustees shall cause to be published for at least thirty days a notice stating that the question of retaining a village form of government will be submitted at the next ~~annual~~ *regularly scheduled* election *or at a special election announced in such notice.* Thereupon there shall be submitted by the board of trustees at such ~~next annual~~ election the question of retaining a village form of government. *Such election shall be conducted in the manner provided for cities of the second class.* The form of the ballot at such election shall be For retention of village government, and Against retention of village government. If the majority of the votes cast are for retention of village government, then such village shall remain a village and be governed under the provisions of law relating to villages, unless it shall, at some future ~~annual~~ election, adopt a city government in the manner provided herein for the adoption of a village government.

(2) If the question is submitted at a special election, such election shall be held not later than October 15 of an odd-numbered year; if the question is rejected, city officials shall be elected at the next regularly scheduled election.

(3) If the question is submitted at a regularly scheduled election, no village trustees shall be elected at such election, but trustees whose terms are to expire following such election shall hold office until either their successors or city officials take office as provided below:

(a) If the question is rejected, the village board shall call a special election, to be held nor (sic) more than eight months after the election at which the question was rejected, for the purpose of electing city officials under the provisions of law relating to cities of the second class. The terms of office for such officials shall be established by the board of trustees so as to conform with the intent and purpose of section 17-107.01. The members of the board of trustees shall hold office only until the newly-elected city officials assume office.

(b) If the question is approved, the village board shall call a special election, to be held not more than eight months

after the election at which the question was approved, for the purpose of electing successors to those members of the village board who held office beyond the normal expiration of their terms. Such special election shall be conducted under the provisions of law relating to villages. Persons so elected shall take office as soon after the completion of the canvass of the votes as is practicable, and their terms of office shall be as if the hold-overs had not occurred.

3. In Sec. 4, page 12, lines 14-15, 17, and 20, delete "*elective officers*" and insert "*councilmen.*"

4. In Sec. 30, page 38, line 22, after "convention," add "*Area Board of a Technical Community College,*"

5. In Sec. 30, page 38, line 27, after "*districts,*" add "*Area Board of a Technical Community College,*"

6. In Sec. 32, page 41, line 15, after "*districts,*" add "*Area Boards of Technical Community Colleges,*"

7. In Sec. 32, page 41, line 18, after "*authorities,*" add "*Area Boards of Technical Community Colleges,*"

8. In Sec. 33, page 42, line 19, delete "*books*" and substitute "*book*"

9. Delete Sec. 52 of the bill, and insert the following:

Sec. 52. That Section 32-542, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-542. ~~*In the years that a president and Vice President are to be elected there shall be elected, at the primary election, delegates and alternates to the national convention. The number of delegates shall be governed by the rules of the national political party holding such convention. Two of such delegates for each political party shall be elected from each congressional district.*~~ *In each presidential election year, delegates to the national conventions of the political parties shall be elected in the following manner:*

(1) The total number of delegates representing this state at each convention shall be determined by the rules of the national political party holding the convention.

(2) The total number of delegates thus authorized shall be allocated among the congressional districts so that each congressional district elects the same percentage, or as nearly the same percentage as is possible, of total delegates as was its percentage of the total vote for that party's presidential candidate in the last preceding presidential election.

(3) Delegates to the national conventions shall be elected by the congressional districts in the manner provided in sections 32-504.01, 32-512, 32-513, 32-514, and section 85 of this act.

(4) Every person who, prior to the effective date of this act, shall have filed nomination papers for the office of delegate at large to a 1972 national political convention, is hereby deemed to have filed for the office of delegate from the congressional district in which he resides. There shall be no rebate of filing fees as a result of this subsection.

10. Delete original Sec. 55 of the bill, and insert the following:

Sec. 55. *Alternate delegates to the national political convention of a political party shall be selected in accordance with procedures adopted by the state central committee of each party. A statement setting forth such procedure and certifying its adoption shall be filed in the office of the Secretary of State by the state chairman of the party, not later than March 1 of each presidential election year. The names of those selected as alternate delegates shall be certified to the Secretary of State by the state chairman immediately following their selection.*

All nomination papers for the office of alternate delegate to a 1972 national political convention which have been filed with the Secretary of State prior to the effective date of this act, are hereby deemed to be void. The filing fee may be rebated upon proper claim made with the appropriate governing authority.

11. In Sec. 76, page 92, line 17, strike the words "or as otherwise provided in this act," and show the same as stricken.

12. In Sec. 76, page 92, line 27, strike the words, "or as otherwise provided in this act," and show the same as stricken.

13. In Sec. 76, page 93, line 3, strike "*or as otherwise provided in the act.*"

14. In Sec. 76, page 93, lines 6-7, strike "*or as otherwise provided in this act.*"

15. In Sec. 76, page 93, line 8, strike "*for terms of four years*"

16. In Sec. 76, page 93, lines 14-21 strike new language.

17. In Sec. 76, page 94, line 4, strike "or as otherwise provided in this act" and show the same as stricken.

18. In Sec. 76, page 94, line 6, strike the word "three" and show as stricken, and insert "*two*" thereafter.

19. In Sec. 76, page 94, line 7, strike the word "six" and show the same as stricken, and insert "*four*" thereafter; and strike the word "three" and show as stricken, and insert "*four*" thereafter.

20. In Sec. 76, page 94, lines 10-11, strike "or as otherwise provided in this act" and show the same as stricken;

21. In Sec. 76, page 94, line 15, strike the word "six" and show as stricken, and insert the word "*four*" thereafter.

22. Add a new section, to be numbered Sec. 78, to read as follows:

Sec. 78. That section 17-306, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-306. Whenever any city of the second class desires to discontinue its organization as a city and organize as a village, and one-fourth of the legal voters of such city shall petition the city council, the council shall cause to be published, for at least thirty days, a notice stating that the question of adopting village government will be submitted at the next ~~annual~~ city election, *or at a special election announced in such notice.* The form of ballot shall be For organization as a village, and Against organization as a village, and at the same election the qualified voters shall vote for five trustees for the village. If a majority of the votes cast are For organization as a village, then such city shall within sixty days after such election become a village and be governed under the provisions of the law relating to a village unless it shall at some future *annual* election adopt a city government in the manner provided herein for the adoption of a village government.

23. Add a new section, to be numbered Sec. 79, to read as follows:

Sec. 79. That section 32-420.01, Revised Statutes Supplement, 1971, be amended to read as follows:

32-420.01. The form of the official ballot at the primary election shall be prescribed by the Secretary of State. Each division containing the names of the office and list of the candidates for such office shall be separated from other groups by a district and heavy line. At the top of the ballot and over all else shall be printed in black face type one half inch high the name of the political party, ...Official Ballot, Primary Election 19..... All proposals submitted by initiative or referendum, proposals for constitutional amendments, *candidates for delegates to the national political conventions,* and candidates on the nonpolitical ballot shall each be submitted

on a separate ballot similar to the ballots described in Sections 32-421.01, 32-422.01, ~~and~~ 32-423.01~~.~~, *and section 85 of this act.* At the primary elections wherein any office is not subject to election, that office shall be omitted from the ballot, and the office listed immediately below it shall be moved into its place, so that the same relative order may be preserved.

24. Add a new section to be numbered Sec. 81, to read as follows:

Sec. 81. That section 32-4,147, Revised Statutes Supplement, 1969, be amended to read as follows:

32-4,147. All municipal elections shall be held in accordance with the municipal election laws of this state as provided in Chapters 16, 17, 18, 19, and 32 as may be applicable; Provided, that the governing board of any city of the first or second class or village may by ordinance duly adopted, hold such election in accordance with the provisions of Chapter 32 if the county board consents in writing to permit joint elections. If the governing board of any city or village duly adopts an ordinance to hold its election on the day of the statewide primary in accordance with Chapter 32 after having obtained the consent of the county board, such ordinance shall be effective no later than February 1 of ~~each election~~ *year the year in which the first such joint election will be conducted* and shall be in substantially the following form:

TITLE

Date of Municipal Election and Provisions therefor.

Be it ordained by the mayor and council of the city of ..... (or the chairman and board of trustees of the village of .....)

The city (or village) of ..... shall hold its municipal election for the year ..... *and all succeeding municipal elections* on the date of the statewide primary election for the State of Nebraska. Such election shall be held in accordance with the provisions of Chapter 32. All ordinances or portions thereof inconsistent with this ordinance are hereby repealed. This ordinance shall be in force and effect from and after its passage and publication according to law.

Passed and approved this ..... day of ..... 19...., in ....., Nebraska.

Signed,

.....

.....

Mayor or village Board Chairman

Attest: .....

City Clerk

SEAL

If the governing board of any city of the first or second class or village adopts an ordinance to hold the municipal election on the date of the statewide primary in accordance with Chapter 32, the county clerk shall have the authority to deputize the city or village clerk for municipal election purposes, or the secretary of the board of education for school election purposes. ~~*Class II or Class III school elections shall be held in conjunction with city of the first or second class or village elections, which ever the case may be.*~~

25. Add a new section to be numbered Sec. 82, to read as follows:

Sec. 82. That section 32-526, Revised Statutes Supplement, 1969, be amended to read as follows:

32-526. In order to form a new political party there shall be presented to the Secretary of State petitions containing signatures totaling not less than one per cent of the total

votes cast for the office of Governor at the most recent general election for such office. The signatures of registered electors on such petitions must be so distributed as to include qualified registered electors totaling at least one per cent of the votes cast for Governor in the most recent gubernatorial election in each of at least one-fifth of the counties in this state. The petitions must be filed with the Secretary of State at least ninety days before any state primary election held under the laws of this state. Prior to the circulation of such petitions to form a new political party, a sample copy of such petitions must be filed with the Secretary of State by the individual, group or association seeking to establish the new party. In addition, the sample-petition shall be accompanied by a verified list of the names and addresses of the individual, or the members of the group or association sponsoring the petition to form a new political party. The form of the petition for the formation of a new party shall be substantially as follows:

FORMATION OF NEW POLITICAL PARTY

The object of this petition is to form a new political party in the State of Nebraska to be known as ..... .

To the Honorable ....., Secretary of State for the State of Nebraska:

We, the undersigned qualified and registered voters of the State of Nebraska, and the county of ....., being severally qualified to sign this petition, respectfully request that the above named new political party be formed in the State of Nebraska, and each for himself says: I have personally signed this petition on the date opposite my name; I am a qualified voter of the State of Nebraska, and county of ...., and am qualified to sign this petition; my city, village or post-office address, and my street and street number or voting precinct, are correctly written after my name.

Further, we the undersigned hereby pledge to support the new party, support its candidates and to change our registration to affiliate with such new party.

Date	Name	Street and Number or Voting Precinct	City, Village or Post Office Box

(Here follow twenty numbered lines for signatures)

Every sheet of the petition mentioned in sections 32-526 and 32-526.01 containing signatures shall have upon it and below the signatures an affidavit in substantially the following form:

STATE OF NEBRASKA,)
) ss.
COUNTY OF .....)

....., being first duly sworn, deposes
Name of Circulator
and says that he is the circulator of the foregoing petition containing ..... signatures; that he is a legal and qualified voter of the State of Nebraska and county wherein the signatures were obtained; that each person whose name appears on the petition sheet personally signed the petition in the presence of affiant, that the date to the left of each signature was personally affixed and is the date on which the signature was affixed to the petition; that he believes that each signer has stated his name, street and street number or voting precinct and his city, village or post-office address correctly; that each petitioner

when he signed this petition was a legal and qualified voter of the state and county and qualified to sign same, and that affiant stated to each petitioner before he affixed his signature the legal effect and nature of such petition.

.....
Circulator

.....
Address

Subscribed in my presence and sworn to before me by the said .....this .....day of .....19,.....

.....
Notary Public

My commission expires .....

(2) For the purpose of preventing fraud, deception, and misrepresentation, every sheet of every petition mentioned in sections 32-526 and 32-526.01 containing signatures shall have upon it and above the signatures a statement, printed in bold face type, in substantially the following form:

WARNING: Any person signing any name other than his own to any petition or knowingly signing his name more than once, or who is not, at the time of signing or circulating the same, a legal voter and qualified to sign or circulate the same, or any person who shall falsely swear to any signature upon any such petition, or any officer or person willfully violating any provision of section 32-526, shall be guilty of a felony and shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars, or by imprisonment in the Nebraska Penal and Correctional Complex not exceeding two years, or by both such fine and imprisonment.

(3) Every circulator of a petition shall be not less than ~~twenty one years of age~~ *the constitutionally-prescribed age of an elector*, and a resident and ~~legal and qualified~~ *registered* voter of the State of Nebraska and of the county wherein the petitioners reside.

(4) Clerical and technical errors in a petition shall be disregarded if the forms herein prescribed are substantially followed.

(5) Within ten days after all petitions containing signatures are filed with the Secretary of State, he shall determine the validity and sufficiency of such petitions and signatures. If the petitions to form the new political party are determined to be sufficient and valid, the Secretary of State shall issue a certification establishing the new political party. Copies of such certification shall be issued to the person, group or association forming the new political party. Within twenty days after the certification of establishment of the new political party by the Secretary of State, the person, group or association forming the party or its new officers shall file with the Secretary of State the constitution and by-laws of such party along with a certified list of the names and addresses of the officers of the new political party.

(6) The petitions to form a new political party shall state the name of the party to be formed, but the name of any then existing political party or any word forming any part of the name of any party then existing shall not be adopted.

(7) A new political party shall be entitled to have a separate party ballot at the next primary election held thereafter. Such party and its candidates shall be subject to and governed by the statutes governing existing political parties. Notwithstanding the provisions of section 32-515, candidates

for political office may register as members of the new political party and file for office as candidates under the party lable of the new political party in accordance with the filing deadlines as established by law.

(8) Any person signing any name other than his own to any petition or knowingly signing his name more than once, or who is not, at the time of signing or circulating the same, a legal voter and qualified to sign or circulate the same, or any person who shall falsely swear to any signature upon any such petition, or any officer or person willfully violating any provision of this section, shall be guilty of a felony and shall, upon conviction thereof, be punished by a fine not exceeding five hundred dollars, or by imprisonment in the Nebraska Penal and Correctional Complex not exceeding two years, or by both such fine and imprisonment.

26. Add a new section, to be numbered Sec. 83, to read as follows:

Section 83. That section 79-701, Revised Statutes Supplement, 1969, be amended to read as follows:

79-701. (1) A Class II district shall be created whenever a Class I district determines by a majority vote of the electors to establish a high school.

(2) The members of the school baord serving when it is decided to establish a high school shall continue in office until the first Tuesday in June following the next statewide primary election, ~~or if the high school is partially or wholly within the limits of an incorporated village, an election as otherwise provided in this act,~~ at which election a six member board shall be elected for a term of four years and the three receiving the highest number of votes shall be elected for a term of four years and the three receiving the next highest number of votes shall be elected for a term of two years. Thereafter members shall be elected as provided in section 79-516.05.

(3) If a Class II district, by a vote of fifty-five per cent of the legal voters voting at an annual or special meeting, shall decide to discontinue the high school and close the same, the district shall thereupon become a Class I district. At such meeting, a treasurer shall be elected for a term of one year, a secretary for a term of two years, and a president for a term of three years, and regularly thereafter, their successors shall be elected for the term of three years each, and all officers so elected shall hold their offices until their successors are elected and qualified. After such change becomes effective, the district and its officers shall have the powers and be governed by the provisions of law applicable to Class I school districts.

(4) No district may change from Class I to Class II unless that district has an enrollment of not less than one hundred pupils in grades nine to twelve.

(5) If for three consecutive years the enrollment of an existing Class II district shall be elss than twenty-five pupils in the case of a district maintaining a four-year high school, or less than ten pupils in the case of a district maintaining a two-year high school, such district shall not continue to operate if such four-year high school shall be within fifteen miles on a reasonably improved highway of another four-year high school, or if such two-year high school shall be within fifteen miles on a reasonably improved highway of any high school.

27. Add a new section, to be numbered Sec. 84, to read as follows:

Sec. 84. That section 79-1103, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1103, *(1)* The governing body of each school district of the sixth class ~~*which formerly was organized as a rural high school*~~ shall be a board consisting of a president, secretary, treasurer, and three other members, to be chosen in the manner herein prescribed. ~~*in section 79-701 at the annual meeting of such district, which shall be held on the first Monday in*~~ *June.* Such board ~~*shall be elected for the same terms,*~~ shall have the same powers and duties as, and shall be governed by the provisions of law governing the school boards in districts of the first and second class *for purposes authorized by law other than the election of board members as herein provided.*

(2) Members of such board shall be elected at the statewide primary election held each even-numbered year, in accordance with the provisions of Sec. 86 of this act.

(3) Boards of education of districts of the sixth class which heretofore consisted of five members are hereby expanded to six members. At the statewide primary election in 1972, two members shall be elected; the person receiving the highest number of votes shall be elected for a term of four years, and the person reveiving the second highest number of votes shall be elected for a term of two years. The two members whose terms expire in 1973 shall have their terms extended to the second Monday in June, 1974. At the primary election in 1974, three members shall be elected for terms of four years; thereafter, their successors shall be elected for terms of four years. The two members of the board whose terms are to expire in 1975 shall have their terms extended to the second Monday in June, 1976. At the primary election in 1976, three members shall be elected for terms of four years; thereafter their successors shall be elected for terms of four years.

(4) Boards of education of Class VI school districts which heretofore consisted of three members are hereby expanded to six members. At the primary election in May, 1972, four members shall be elected; the three receiving the highest numbers of votes shall be elected for terms of four years; the person receiving the fourth-highest number of votes shall be elected for a term of two years. The member whose term is to expire in 1973 shall have his term extended to the second Monday in June, 1974. At the statewide primary election of 1974, three members shall be elected for terms of four years. Thereafter, their successors shall be elected for terms of four years.

(5) Boards of education of Class VI districts which heretofore consisted of six members shall continue as six-member boards, with the members elected at the statewide primary election. Two members shall be elected at the primary election in May, 1972, for terms of four years. Those members whose terms expire in 1973 shall have their terms extended to the second Monday in June, 1974. At the primary election in 1974, four members of the board shall be elected; the three persons receiving the three highest numbers of votes shall be elected for terms of four years, and the person receiving the fourth-highest number of votes shall be elected for a term of two years. Thereafter, their successors shall be elected for terms of four years.

(6) The term of office for members of boards of education of Class VI school districts shall begin on the second Monday in June following their election, and shall continue for four years and until the members' successors are duly elected and qualified, except as herein provided.

(7) Persons may be nominated for the board of education of Class VI districts either by petition or by direct filing. If by petition, the procedure shall be governed by the provi-

sions relating to Class II school districts in sections 32-504(1)(a) and 32-512(4); if by direct filing, the procedure shall be governed by sections 32-535 and 32-512 (4). The election shall be conducted by the county clerk according to the election laws in Chapter 32. The deadline for direct filing and for filing petitions shall be sixty days prior to the primary election. There shall be no filing fee.

(8) Upon completion of the canvass of the votes, the Secretary of the board shall declare the proper canidates (sic) elected, and shall issue election certificates to the same.

(9) The board shall elect from its members a President, a Secretary, and a Treasurer, at each annual meeting, prior to conducting any other business.

(10) Any vacancy on the board occurring by reason other than expiration of a term shall be filled by the board at its next regular meeting after the vacancy occurs, until the next statewide primary election, at which a successor shall be elected to serve for the unexpired term.

28. Add a new section, to be numbered Sec. 85, to read as follows:

Sec. 85. *Ballots for delegates to national political conventions shall be printed on separate ballots of different color from ballots for the primary election as determined by the Secretary of State. The form of the official ballot to be used at such primary shall be prescribed by the Secretary of State in accordance with the provisions of Section 32-420.01. The names of the candidates shall be rotated in the same manner as names are rotated on the primary ballot; Provided, if the number of candidates is large, the county clerk or election commissioner may, in his discretion, rotate the names by group so as to carry out the intent and purpose of ballot name rotation.*

29. Add a new section, to be numbered Sec. 86, to read as follows:

Sec. 86. *Class II, Class III, and Class VI school elections shall be held in conjunction with the statewide primary election, and shall be conducted by the county clerk or election commissioner under the provisions of Chapter 32.*

30. Add a new section, to be numbered Sec. 87, to read as follows:

Sec. 87. That Section 32-425, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-425. (1) Every ballot shall contain the name of every candidate whose nomination for any office specified in the ballot has been certified or filed according to the provisions of sections 32-423, 32-424, 32-504, 32-524, 32-533, 32-537, and 32-538, and no other names. The name of a candidate shall not appear on the ballot *or any series of ballots at any one election* more than once except for the office of delegate to a national or county convention, *and no person shall be eligible to serve in more than one elected office concurrently.* (2) When, at the primary election, two or more of the surnames of candidates for the same office are the same in spelling or sound, the Secretary of State, county clerk, city clerk, election commissioner, or any other public officer upon whom is enjoined the duty of preparing and publishing official ballots, may on the request of any such candidate, print on the ballot immediately below his or her name in not to exceed five words the post-office address and occupation of such candidate. The designation thus made shall be set in light face type, cap and lower case letters, of the same size as the name of the candidate is printed.

31. Add a new section to be numbered Sec. 88, to read as follows:

Sec. 88. That Section 32-503.01, Revised Statutes Supplement, 1969, be amended to read as follows:

32-503.01. All partisan and nonpartisan candidates for elective offices shall be nominated: (1) By a primary held in accordance with

Chapter 32, article 5, or (2) by nomination papers signed and filed as provided by section 32-504. If a candidate for an elective office is the incumbent of another partisan or nonpartisan elective office, the filing of the requisite nomination papers of such incumbent for any other partisan or nonpartisan elective office shall be perfected at least seventy days prior to the date of the primary, notwithstanding the provisions of sections 32-504, 32-514, and 32-515. ~~*Except as provided in section 70-619, the filing of the requisite nomination papers shall create a vacancy in any elective office created by an act of the legislature which such candidate then holds, as of the date of the commencement of the term of the other office for which such candidate has filed. Candidates may file for the unexpired term of the office which becomes vacant as provided in this section.*~~

32. Add a new section, to be numbered Sec. 89, to read as follows:

Sec. 89. That Section 10-703.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

10-703.01. In all elections where Class I, II, III, or VI districts are voting on the question of issuing bonds of the district, the ~~*school board or board of education*~~ *county clerk of election commissioner* shall designate the polling places, prepare the form of ballot, and appoint the election officials. The ballots shall be counted by the county clerk or election commissioner, as the case may be, where the election is held in a district or districts located in a single county, or by the county clerk or election commissioner, as the case may be, in the county having the greatest number of electors entitled to vote on the question of issuing bonds when the district or districts are located in more than one county, and two disinterested persons appointed by him, shall proceed to count the ballots. Absent and disabled voters ballots shall be issued by the ~~*secretary of the board*~~ *county clerk or election commissioner* in the same manner as provided in Chapter 32, article 8, and returned to ~~*the secretary*~~ *him* as provided therein. Absent and disabled voters ballots cast at the election shall be counted by the same board as counted the ballots at the election and in the same manner as absent and disabled voters ballots are counted. When all the ballots have been counted, the returns of such election shall be turned over to school board or board of education of the district in which the election was held, for the purpose of making a canvass thereof. The two disinterested persons appointed on the counting board shall receive the same fees as members of counting boards as provided in section 33-137.

33. Add a new section, to be numbered Sec. 90, to read as follows:

Sec. 90. That Section 32-812, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

32-812. All ballots of absent, sick, or disabled voters, in order to be counted, must be voted not later than midnight of the day preceding election day. When the ballot is delivered in person of by agent, such ballot must be delivered to the county clerk or election commissioner, as issuing officer, on or before election day. If the United States mails be the means employed by absent, sick, or disabled voters to deliver their ballots to the county clerk or election commissioner, as issuing officer, the return envelope must bear a postmark not later than midnight of the day preceding election day. Where the ballot is mailed outside of the continental United States and no postmark is applied until the envelope reaches the United States, such ballot shall be deemed to have been mailed on the day voted as certified by the officer who witnessed

the absent voter's signature. When the United States mail is the means employed for the delivery of the voted ballot, it must be in the physical possession of the county clerk or election commissioner not later than ten a.m. on the ~~first Thursday~~ *second day* following election day.

34. Add a new section, to be numbered Sec. 91, to read as follows:

Sec. 91. That Section 79-426.15, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-426.15. (1) Not less than thirty nor more than sixty days after the designation of the plan as final approved plan, the proposition of the adoption or rejection of the proposed plan of reorganization shall be submitted at a special election to all the electors of districts within the county whose boundaries are in any manner changed by the plan of reorganization, including the boundaries of school districts of the sixth class if such plan includes a Class I school district which is entirely within a school district of the sixth class.

(2) Notice of the election, provided for by subsection (1) of this section, shall be given by the county ~~committee~~ *clerk or election commissioner* and shall be published in a legal newspaper of general circulation in the county at least ten days prior to the election. The election notice shall (a) state that the election has been called for the purpose of affording the electors an opportunity to approve or reject the plan of reorganization, (b) contain a description of the boundaries of the proposed district, and (c) a statement of the terms of the adjustment of property, debts, and liabilities applicable thereto.

(3) All ballots shall be prepared and the special election, referred to in subsection (1) of this section, shall be held and conducted by the county ~~committee~~ *clerk or election commissioner* and the expense of such election is to be paid by the county board or boards, if more than one county is involved as provided in subsection (4) of this section. The county *committee clerk or election commissioner* shall *use the duly appointed election board, or* appoint ~~the~~ *two* judges ~~of such election and such judges~~ *and two clerks who* shall be qualified electors of the territory of the proposed school district. The election shall be held at a place or places within the proposed district which shall have been determined by the county ~~committee~~ *clerk or election commissioner* to be convenient for the voters.

(4) Where the proposed plan of reorganization, referred to in subsection (1) of this section, involves a district under the jurisdiction of another county committee, the county ~~committee~~ *clerk or election commissioner* of the county which has the largest number of pupils residing in the proposed joint district shall give the notice, required by the provisions of subsection (2) of this section, in a newspaper of general circulation in the territory of the proposed district *and* prepare the ballots, and such election shall be held and conducted by ~~that~~ *the* county ~~committee~~ *clerk or election commissioner of each county involved in the proposed reorganization, in accordance with the provisions of Chapter 32.* Each county board shall bear a share of the total election expense in the same proportion that the number of electors residing in the proposed district in one county stands to the whole number of electors in the proposed district.

(5) In any election held, as is provided for in subsections (1) to (4) of this section, all districts of like class

shall vote as a unit; Provided, that school districts of the first class within the boundaries of which are located an incorporated village or city shall constitute a separate voting unit; and school districts of the first class which do not have within their boundaries an incorporated village or city shall constitute a separate voting unit.

(6) Approval of the plan, referred to in subsection(1) of this section, at the special election, required by subsection (1) of this section, shall require a majority of all electors voting within each voting unit included in the proposed plan.

35. Add a new section, to be numbered Sec. 92, to read as follows:

Sec. 92. That Section 79-426.25, Revised Statutes Supplement, 1969, be amended to read as follows:

79-426.25. If the proposal provided for in section 79-426.23 has been approved by the county committee or the state committee, or both, the county superintendent shall, within ten days after receipt of the petition from the county committee, so notify the school board of the Class I or II district and the school board shall, within fifteen days, set a date for a special election for the purpose of submitting the proposal to the legal voters of the district. At least twenty days' notice of such election shall be given by publication twice in a newspaper of general circulation in the district, the latest publication to be not more than one week before the election. If there be no such newspaper, notice shall be given by posting it on the door of the schoolhouse and at least four other public places throughout the district. The proposal shall not be submitted to a special election more than once in any calendar year. Legal voters may cast their ballots, written or printed, between the hours of twelve noon and eight p.m. on the date of such election. The ~~*school board*~~ *county clerk or election commissioner of the county which has the largest number of pupils residing in the district* shall conduct ~~*or cause to be conducted*~~ such special election *in accordance with the provisions of Chapter 32,* and shall record the names and residence of persons voting thereat. The ballots shall be canvassed ~~*by the school board immediately after the closing of the polls*~~ *as provided in section 79-426.15.*

36. Add a new section, to be numbered Sec. 93, to read as follows:

Sec. 93. That Section 79-1109, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1109. The electors of any Class VI school district may, by a fifty-five per cent majority affirmative vote of those present and voting on the issue at an annual or special meeting or special election of the district, extend the grade offerings of that district to include grades seven and eight. *If by special election, such election shall be conducted by the county clerk or election commissioner in accordance with the provisions of Chapter 32.* Such a school district would thence-forth be known as a Class VI junior-senior high school district and would be supported in the same manner as was provided for the support of the district previous to the extension of its grade offerings; Provided, that in such an election, the electors of all Class I school districts in which there is located an incorporated city or village shall vote separately and the remaining Class I school district shall vote separately as a unit either for a plan for the individual district or with more districts as determined by the vote by the election; and provided further, that fifty-five per cent of the votes cast in each voting unit shall be in favor of the proposition to put such a plan into operation.

37. Renumber Sec. 78 as Sec. 94.
38. Renumber Sec. 79 as Sec. 95.
39. Renumber Sec. 80 to become Sec. 96, and amend same to conform to the above amendments, and to repeal sections 32-538, 32-542.01, and 79-1103.01, Revised Statutes Supplement, 1969.
40. Renumber Sec. 81 as Sec. 97.

*All references to section numbers in the bill refer to section numbers in the final reading of the bill.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 141. Replaced on Select File as amended.
Enrollment and Review amendments to LB 141:
1. On page 2, line 4, insert a comma after "III"; and in line 25, strike the first comma and show the same as stricken.
2. In the title, line 10, strike the second comma and insert a semicolon.

LEGISLATIVE BILL 1049. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1049:
1. On page 3, line 19, strike "Dealers" and show the same as stricken; in line 21, strike "sections" and show the same as stricken; and in line 22, strike the new matter and insert *"Chapter 60, article 14"*.
2. On page 4, lines 11 and 24, strike "sections" and show the same as stricken; and strike the new matter in lines 12 and 13 and in line 25 and in each case insert *"Chapter 60, article 14"*.

LEGISLATIVE BILL 1058. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1058:
1. On page 5, line 18, page 6, line 9, and page 7, line 19, strike "of the Department" and show the same as stricken.

LEGISLATIVE BILL 537. Placed on Select File as amended.
Enrollment and Review amendment to LB 537:
1. In new section 2, strike the colon at the end of subdivision (5) and insert a semicolon as in the statutes; and at the end of subdivision (7) insert *"and"*.

LEGISLATIVE BILL 540. Placed on Select File as amended.
Enrollment and Review amendments to LB 540:
1. On page 3, lines 25 and 26, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971".

2. On page 4, lines 7 and 8, strike "*sixty per cent*" and insert "*a majority*"; and amend lines 22 to 24 to read:

"Sec. 3. That original section 2-3225, Reissue Revised Statutes of Nebraska, 1943, and section 2-3226, Revised Statutes Supplement, 1971, are repealed.".

3. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT to amend section 2-3225, Reissue Revised Statutes of Nebraska, 1943, and section 2-3226, Revised Statutes Supplement, 1971, relating"; and in line 7 insert "to restrict powers; to eliminate reference to public power and irrigation districts;" after the semicolon.

LEGISLATIVE BILL 541. Placed on Select File as amended.
Enrollment and Review amendments to LB 541:

1. In new section 1, line 12, insert an underscored comma after "*business*".

2. In the Burbach General File amendment, line 2, strike "2-1549.01".

3. In the title, line 4, strike "provide" and insert "change provisions".

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 14. LR 14 was adopted with 39 ayes, 0 nays and 10 not voting.

SELECT FILE

LEGISLATIVE BILL 1063. Enrollment and Review amendments found in the Journal on page 207 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1064. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1065. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1066. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1067. Enrollment and Review amendment found in the Journal on page 207 for the Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1068. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1069. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1070. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1071. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1072. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1073. Advanced to E and R for engrossment.

LEGISLATIVE BILL 1074. Advanced to E and R for engrossment.

LEGISLATIVE BILL 710. Enrollment and Review amendments found in the Journal on page 208 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 646. Enrollment and Review amendments found in the Journal on page 208 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 790. Advanced to E and R for engrossment.

LEGISLATIVE BILL 693. Enrollment and Review amendment found in the Journal on page 208 for the Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 907. Enrollment and Review amendments found in the Journal on page 208 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 983. Enrollment and Review amendments found in the Journal on page 209 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 876. Enrollment and Review amendments found in the Journal on page 209 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 985. Enrollment and Review amendments found in the Journal on page 209 for the Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 16.

Introduced by Fred W. Carstens, 30th District.

WHEREAS, recent press reports indicate that the Department of Public Institutions plan to phase out state mental institutions by 1975; and

WHEREAS, the public has no general knowledge of the facts or plans of the department.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislative Council appoint a committee to investigate the Department of Public Institutions to determine what plans, if any, exist for phasing out state hospitals and what place state hospitals are to occupy in the future and whether the Department of Public Institutions has plans for closing any or all state hospitals by 1975 or any other date.

The committee shall investigate and determine:

1. Who is responsible for making the decision to phase out the state mental institutions;
2. Allow medical and psychiatric personnel to express their views;
3. Determine the future status of state mental institutions;
4. To appoint an advisory committee of qualified laymen; and
5. To hold public hearings.

2. The committee shall make a report of its findings and make its recommendations to the next session of the Legislature.

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 146. Considered.

Mr. Warner offered the following amendment which was adopted by a vote of 33 ayes, 0 nays and 16 not voting.

Amend LB 146, Sec. 4, reinstate stricken language in lines 12, 13, 14.

Mr. Whitney offered the following amendment which was adopted by a vote of 18 ayes, 8 nays and 23 not voting.

To reinstate the stricken matter in Sec. 3, lines 20 to 25 and to strike the new matter in lines 25 to 27 on page 5 and to strike the new matter in line 1 of page 6.

Mr. Syas moved to indefinitely postpone LB 146.

Mr. Syas requested a Call of the house. The Call showed 46 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 44 ayes, 0 nays and 5 not voting.

Voting in the affirmative, 25:

Barnett	Carpenter	Carsten	Carstens	Chambers
Elrod	Goodrich	Kennedy	Keyes	Kime
Klaver	Luedtke	Mahoney	Morgan	Moylan
Orme	Pfister	Savage	Simpson	Skarda
Snyder	Stahmer	Swanson	Syas	Ziebarth

Voting in the negative, 21:

Burbach	Clark	DeCamp	Duis	Epke
Hasebroock	Holmquist	Johnson	Kokes	Kremer
Maresh	Marvel	Nore	Proud	Schmit
Stromer	Stull	Waldo	Warner	Whitney
Wiltse				

Not voting, 3:

Craft	Lewis	Waldron

The motion to indefinitely postpone prevailed with 25 ayes, 21 nays and 3 not voting.

LEGISLATIVE BILL 196. Title read. Considered.

Advanced to Enrollment & Review with 39 ayes, 1 nay and 9 not voting.

LEGISLATIVE BILL 247. Title read. Considered.

Mr. Carpenter moved to substitute the following amendment for the Standing Committee amendment found in the Journal on page 1188 for the Fifty-Ninth Day, First Session:

To strike the Committee amendment and insert the following amendment:

Page 2, line 10, strike "reasonable" insert "effective".

Mr. Carpenter requested a record vote.

Mr. Syas requested a Call of the House. The Call showed 47 members present.

Mr. Proud moved to raise the Call. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

Voting in the affirmative, 20:

Burbach	Carpenter	Carsten	Carstens	Chambers
Elrod	Keyes	Klaver	Kokes	Mahoney
Marvel	Morgan	Moylan	Pfister	Savage
Schmit	Skarda	Stahmer	Syas	Waldron

Voting in the negative, 22:

Barnett	Clark	DeCamp	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kremer
Lewis	Luedtke	Maresh	Nore	Orme
Proud	Snyder	Stromer	Stull	Warner
Whitney	Ziebarth			

Not voting, 7:

Craft	Duis	Kime	Simpson	Swanson
Waldo	Wiltse			

The Carpenter motion lost with 20 ayes, 22 nays and 7 not voting.

The motion to adopt the Standing Committee amendment failed with 10 ayes, 29 nays and 10 not voting.

Mr. Proud moved to indefinitely postpone.

Mr. Syas requested a record vote.

Voting in the affirmative, 32:

Burbach	Carsten	Chambers	Clark	Craft
DeCamp	Duis	Epke	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Maresh	Morgan
Nore	Orme	Proud	Simpson	Snyder
Stromer	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 15:

Carpenter	Carstens	Elrod	Goodrich	Hasebroock
Mahoney	Marvel	Moylan	Pfister	Savage
Schmit	Skarda	Stahmer	Swanson	Syas

Not voting, 2:

Barnett Stull

The Proud motion to indefinitely postpone prevailed with 32 ayes, 15 nays and 2 not voting.

VISITORS

Mr. Luedtke introduced 23-7th grade students and their teacher, Doug Watkins, from St. Mary's School, Lincoln, Nebraska.

SPEAKER HASEBROOCK PRESIDING

UNANIMOUS CONSENT—Members Excused

Mr. Holmquist asked unanimous consent for the members of the Retirement Committee to be excused today at 11:00 a.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 302. Title read. Considered.

Mr. Whitney offered the following amendments to the Standing Committee amendments found in the Journal on page 1486 for the Seventieth Day, First Session:

1. I move to delete in standing committee amendment lines 1 to 21 page 1 and lines 22-24
and lines 1 to 11 of page 2
and lines 16 to 22 inclusive of page 2 of the committee amendment.

2. I move to add the committee amendment on page 2 the following words at end of line 15: "and" on page 6 line 6 strike "20".

3. I move to add on page 2 of the committee amendment in line 9 after the word ceases "as provided by law".

No. 1. was adopted with 18 ayes, 17 nays and 14 not voting.
No. 2. was adopted with 32 ayes, 0 nays and 17 not voting.
No. 3. was adopted with 28 ayes, 0 nays and 21 not voting.

The Standing Committee amendments, as amended, were adopted with 26 ayes, 4 nays and 19 not voting.

Mr. Carpenter offered the following amendment:
Page one, line 17, strike "for cause and after a public hearing".

Amendment pending. Laid over at the request of Mr. Carpenter.

MOTION–Suspend Rules

Mr. F. Carstens moved to suspend the Rules to withdraw LB 1130 and cancel the hearing set for January 17. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Stull moved to suspend the Rules to withdraw LB 1111 and cancel the hearing set for January 17. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

NOTICE OF COMMITTEE HEARING
Public Works

LB 1227	Thursday, January 27, 1972	2:00 p.m.
LB 1236	Thursday, January 27, 1972	2:00 p.m.
LB 1232	Friday, January 28, 1972	2:00 p.m.
LB 1243	Friday, January 28, 1972	2:00 p.m.
LB 1242	Wednesday, February 2, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

UNANIMOUS CONSENT–Members Excused

Mr. Marvel asked unanimous consent for the Appropriations Committee to be excused for an executive session in the Supreme Court Hearing Room today at 1:30 p.m. No objections. So ordered.

PRESIDENT MARSH PRESIDING

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1252. By Eugene Mahoney, 5 th District.

A BILL FOR AN ACT to amend sections 39-782, 39-783, and 39-7,104, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide a method of approving light equipment and safety glass by the Department of Motor Vehicles as prescribed; and to repeal the original sections, and also sections 39-784, 39-784.01, and 39-785, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1253. By the Judiciary Committee: By Roland Luedtke, Chairman, 28th District; Harold D. Simpson, 46th District; John DeCamp, 40th District; P. J. Morgan, 4th District; Fred W. Carstens, 30th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District; Walter H. Epke, 24th District;

A BILL FOR AN ACT to amend section 83-107.01, Revised Statutes Supplement, 1969, relating to public institutions; to change the names of the Boys' Training School and the Girls' Training School as prescribed; to provide duties for the Revisor of Statutes; and to repeal the original section and also section 83-107.02, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1254. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 32-420.01, Revised Statutes Supplement, 1971, relating to elections; to provide primary ballots of more than one party as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1255. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 79-548, Revised Statutes Supplement, 1971, relating to schools; to provide for publication of budgets by certain classes of school districts as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1256. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 71-1002, Revised Statutes Supplement, 1971, relating to public health; to provide for release of a body to an attorney of the parent or last surviving relative of a deceased person; and to repeal the original section.

LEGISLATIVE BILL 1257. By Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend section 18-1910, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to require compliance with plumbing codes and licensing as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1258. By John Savage, 10th District.

A BILL FOR AN ACT relating to contractors; to provide that it shall be unlawful not to make certain payments; to provide for damages; and to provide penalties.

LEGISLATIVE BILL 1259. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 77-201, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for decreasing assessed valuations and substitution of sales and income taxes for lower property tax receipts; and to repeal the original section.

LEGISLATIVE BILL 1260. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to crimes; to define terms; to create the Criminal Injuries Compensation Board; to establish the powers and duties of such board; to provide standards of eligibility for compensation by such board; to provide procedure for the filing, processing and payment of claims for criminal injuries; to provide for judicial review of awards of such board; to provide for emergency awards; to establish the Criminal Claims Fund; to provide for funding of such fund; to provide for funding of such fund; to provide for use of federal funds; and to provide penalties.

LEGISLATIVE BILL 1261. By Irving F. Wiltse, 1st District.

A BILL FOR AN ACT to amend sections 18-1401 and 18-1615, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to increase the powers of the city council of any city or board of trustees of any village in acquiring real estate as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1262. By Irving F. Wiltse, 1st District.

A BILL FOR AN ACT relating to identification; to require personal identification to set forth the holder's social security number.

LEGISLATIVE BILL 1263. By Irving F. Wiltse, 1st District.

A BILL FOR AN ACT relating to public and private utilities; to provide for basic rates for electricity used for heating purposes; and to provide for violations and penalties.

LEGISLATIVE BILL 1264. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 33-109, Revised Statutes Supplement, 1971, relating to fees and salaries; to provide a fee for the register of deeds and county clerk for attaching a certificate and seal of office; and to repeal the original section.

LEGISLATIVE BILL 1265. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend section 48-123, Reissue Revised Statutes of Nebraska, 1943, and sections 48-122 and 48-124, Revised Statutes Supplement, 1971, and to enact further laws relating to workmen's compensation; to provide certain definitions; to increase certain benefits; to clarify, revise and enact the laws of workmen's compensation, as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1266. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 23-104.03, Revised Statutes Supplement, 1971, relating to county government; to authorize purchase

by installment contract or mortgage with the power to borrow funds necessary for the use of the county to provide facilities for services or programs as prescribed for dependent, aged, blind, disabled, infirm, mentally ill, and mentally retarded persons; and to repeal the original section.

LEGISLATIVE BILL 1267. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 77-2602, Revised Statutes Supplement, 1971, relating to the cigarette tax; to change the allocation of the share of the cigarette tax for the Lincoln Field House Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1268. By Ernest Chambers, 11th District.

A BILL FOR AN ACT to amend section 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that all regular and special meetings of the board of education of Class V school districts shall be subject to the provisions of Chapter 84, article 14, Revised Statutes Supplement, 1969; and to repeal the original section.

LEGISLATIVE BILL 1269. By Labor Committee: Harold T. Moylan, 6th District; Thomas C. Kennedy, 21st District, Richard Maresh, 32nd District; Glenn A. Goodrich, 20th District; Sam Klaver, 9th District; Otho Kime, 43rd District; John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 48-144.03, Revised Statutes Supplement, 1971, relating to workmen's compensation; to provide for notice to the Nebraska Workmen's Compensation Court when employer gives notice to the insurer that he intends to cancel a contract or policy of insurance issued by the insurer as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1270. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT relating to public health; to establish in the Department of Health a program for the care of persons suffering from chronic renal diseases; to establish a renal disease advisory committee; to designate the powers and duties in relation thereto; to make appropriations to the Department of Health for the biennium ending June 30, 1973; and to declare an emergency.

LEGISLATIVE BILL 1271. By Gerald A. Stromer, 36th District; Ellen Craft, 45th District.

A BILL FOR AN ACT relating to colleges and universities; to place a restriction upon the use of student activities fees or charges of colleges and universities supported by state appropriations as prescribed; to define a term; to provide duties; and to provide penalties.

UNANIMOUS CONSENT–Members Excused

Mr. Morgan asked unanimous consent to be excused January 19, 21 and 24th. No objections. So ordered.

Mr. Elrod asked unanimous consent to be excused Friday morning, January 14, until he arrives. No objections. So ordered.

RULES COMMITTEE REPORT

January 11, 1972

I. Amend Rule 3, Section 2, page 10 as follows:
Government *and*, Military *and Veterans* Affairs.

II. Amend Rule 3, Section 7 by striking all of Section 7 and inserting the following:
"Executive Sessions, Press Members and Reporters of regularly accredited newspapers, press associations and radio and television stations shall be admitted to all executive sessions of all of the standing committees and such reporters may report the votes of the individual members and all of the discussions of such executive sessions."

III. Amend Rule 7, Section 2(b) by adding:
Once having voted aye or nay, Senators may call in a change to not voting prior to the locking of the voting board.

(Signed) Jerome Warner, Chairman

No. I was adopted with 30 ayes, 0 nays and 19 not voting.

GENERAL FILE

LEGISLATIVE BILL 302. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 304. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 311. Laid over at the request of Mr. Stahmer.

LEGISLATIVE BILL 347. Title read. Considered.

Laid over at the request of Mr. Carpenter.

RECESS

At 11:49 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Marsh presiding.

The roll was called and all members were present except Mrs. Craft and Mr. Waldron who were excused and members of the Appropriations Committee who were excused.

MEMBER EXCUSED

Mr. C. Carsten asked unanimous consent to be excused at 3:00 p.m. No objections. So ordered.

VISITORS

Mr. Barnett introduced eighth and ninth grade students and their instructors, from Robin Mickle School, Lincoln, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 899. Considered.

Advanced to Enrollment and Review with 25 ayes, 2 nays and 22 not voting.

LEGISLATIVE BILL 998. Title read. Considered.

Standing Committee amendments found in the Journal on page 1067, Fifty-Third Day, First Session, were adopted.

Mr. Wiltse moved to indefinitely postpone LB 998.

Mr. Wiltse moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Keyes requested a record vote.

Voting in the affirmative, 10:

Carpenter	Hasebroock	Holmquist	Kennedy	Kime
Lewis	Stromer	Stull	Waldo	Wiltse

Voting in the negative, 24:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Elrod	Epke	Goodrich	Keyes
Klaver	Kokes	Kremer	Luedtke	Morgan
Moylan	Pfister	Schmit	Simpson	Skarda
Snyder	Swanson	Syas	Warner	

Not voting, 15:

Chambers	Clark	Duis	Johnson	Mahoney
Maresh	Marvel	Nore	Orme	Proud
Savage	Stahmer	Waldron	Whitney	Ziebarth

The motion to indefinitely postpone failed with 10 ayes, 24 nays and 15 not voting.

Mr. Warner offered the following amendment which was adopted with 25 ayes, 0 nays and 24 not voting.

The committee amendment 1 line 5 following the word upon, add the words "a joint". In line 6 following the word "district" and from the board of the educational service unit.

SPEAKER HASEBROOCK PRESIDING

Advanced to Enrollment & Review with 27 ayes, 5 nays and 17 not voting.

UNANIMOUS CONSENT–Withdraw LB 892

Mr. Schmit asked unanimous consent to withdraw LB 892. Laid over.

UNANIMOUS CONSENT–Add Co-Introducer

Mr. Carpenter asked unanimous consent to add his name to LB 511. No objections. So ordered.

UNANIMOUS CONSENT–Delete Co-Introducer

Mr. Carpenter asked unanimous consent to withdraw the name of Snyder from LB 511. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 716. Title read. Considered.

Standing Committee amendment found in the Journal on page 1088 for the Fifty-Fourth Day, First Session, was read.

Mr. Simpson offered the following amendment to the Standing Committee amendment, which was adopted.

To amend LB 716 by striking Sec. 6 of the standing committee amendments. Renumber 7 as 6 and 8 as 7.

Standing Committee amendment, as amended, was adopted with 21 ayes, 1 nay and 27 not voting.

Mr. Carpenter moved to indefinitely postpone LB 716. The motion failed with 17 ayes, 17 nays and 15 not voting.

PRESIDENT MARSH PRESIDING

Advanced to Enrollment & Review with 28 ayes, 1 nay and 20 not voting.

LEGISLATIVE BILL 719. Title read. Considered.

Mr. Warner offered the following amendment to the Standing Committee amendment found on page 1090 for the Fifty-Fourth Day, First Session, which was adopted.

Strike Section 6 of Committee amendment.

The Standing Committee amendment, as amended, was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Carpenter moved to indefinitely postpone LB 719. The motion failed with 18 ayes, 19 nays and 12 not voting.

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

LEGISLATIVE BILL 1015. Laid over.

NOTICE OF COMMITTEE HEARINGS

Education

LB 1215	Monday, January 24, 1972	2:00 p.m.
LB 741	Monday, January 24, 1972	2:00 p.m.
LB 1219	Tuesday, January 25, 1972	2:00 p.m.
LB 1224	Tuesday, January 25, 1972	2:00 p.m.
LB 1237	Tuesday, January 25, 1972	2:00 p.m.

(Signed) Donald Elrod, Chairman

Constitutional Revision

LB 1199	Thursday, February 10, 1972	2:00 p.m.

(Signed) George Syas, Chairman

Labor

LB 1144	Wednesday, January 19, 1972	2:00 p.m.
LB 1221	Wednesday, January 19, 1972	2:00 p.m.
LB 1231	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1245	Judiciary
1246	Miscellaneous Subjects
1247	Government, Military and Veterans Affairs
1248	Judiciary
1249	Judiciary
1250	Public Works
1251	Revenue
1252	Public Works
1253	Judiciary
1254	Government, Military and Veterans Affairs
1255	Education
1256	Judiciary
1257	Labor
1258	Judiciary
1259	Revenue
1260	Judiciary
1261	Urban Affairs
1262	Miscellaneous Subjects
1263	Public Works
1264	Judiciary
1265	Labor
1266	Government, Military and Veterans Affairs
1267	Revenue
1268	Education
1269	Labor
1270	Health
1271	Education

(Signed) William F. Swanson, Chairman
Executive Board

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

1033	1043	1044	1045	1046
1047	1048	1050	1051	1052
1053	1054	1055	1056	1057
1059	1060	1061		

(Signed) Duke Snyder, Chairman

ANNOUNCEMENTS

Mr. Swanson announced that the Executive Board would meet at 8:15 a.m. in the Speaker's Office on Thursday, January 13, 1972.

Mr. Duis announced that the Interim Study Committee on Rules and Regulations would meet in the Legislative Council Hearing Room at 1:30 p.m., Thursday, January 13, 1972.

ADJOURNMENT

At 3:51 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, January 13, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 13, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Stop us, O God, for a minute of prayer. Stop our anxious minds from wandering, and our wearied hearts from desiring anything but to know Thy will. Let us stand at attention before Thee and hear what Thou hast to say to us. We believe that Thou canst tell us not only what to do, but also how to do it. If it needs making up our minds, Thou who didst make our minds can show us how to make them up. If it needs changing our minds, Thou canst work that miracle, too. Speak, O Lord, and make us hear, for Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR JOURNAL

The Journal for the Seventh Day was approved as corrected.

ANNOUNCEMENTS

Speaker Hasebroock announced that at 9:00 a.m. tomorrow there will be a program presented by the Omaha Can Do Ambassadors.

Speaker Hasebroock requested Senators to have their bill requests into the Bill Drafter by Friday noon.

UNANIMOUS CONSENT—Withdraw Name

Mr. Waldron asked unanimous consent to withdraw his name from LB 1168 and substitute Mr. Syas' name. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Laid over at the request of Mr. Carpenter.

LEGISLATIVE RESOLUTION 17.

Introduced by Terry Carpenter, 48th District; William Skarda, 7th District; Eugene Mahoney, 5th District.

WHEREAS, there was proposed in the House of Representatives of the United States an amendment to the United States Constitution, which after amendment reads as follows:

> "Nothing contained in this Constitution shall abridge the right of persons lawfully assembled, in any public building which is supported in whole or in part through the expenditure of public funds, to participate in voluntary prayer or meditation."

; and

WHEREAS, the amended amendment failed to obtain the necessary two-thirds majority needed for its passage.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. This Legislature urges that the House of Representatives reintroduce the said amended amendment to the United States Constitution and that there be a favorable vote of at least two-thirds majority.

2. That the Clerk of the Legislature send a copy to the Speaker of the House and to each member of the House of Representatives from Nebraska.

Referred to the Reference Committee.

UNANIMOUS CONSENT—Members Excused

Mr. Klaver asked unanimous consent to be excused Friday, January 14, 1972. No objections. So ordered.

Mr. Morgan asked unanimous consent to be excused at 12:00 noon today. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1182	Re-referred to Judiciary from Banking, Commerce and Insurance

(Signed) William F. Swanson, Chairman
Executive Board

MOTION–Return LB 70

Mr. DeCamp moved to return LB 70 to General File for an amendment.

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?". The motion prevailed with 41 ayes, 2 nays and 6 not voting.

The DeCamp motion prevailed with 32 ayes, 12 nays and 5 not voting.

GENERAL FILE

LEGISLATIVE BILL 70.

Mr. DeCamp moved to indefinitely postpone LB 70.

Mr. DeCamp asked to withdraw the motion. The Chair ruled the motion was withdrawn. Mr. Simpson objected. Mr. Barnett appealed the decision of the Chair. The question is, "Shall the Chair be sustained?". The Chair was sustained with 24 ayes, 18 nays and 7 not voting.

Mr. DeCamp offered the following amendment which was adopted with 25 ayes, 15 nays and 9 not voting.

Reconsider action on adoption of the Standing Committee amendments.

Mr. Chambers moved to indefinitely postpone. The motion prevailed with 24 ayes, 21 nays and 4 not voting.

VISITORS

Mr. Warner introduced 10 Business Law Students and their sponsors.

Mr. Epke introduced three Willard students and their sponsor, Mrs. Robert Harry, from York, Nebraska.

Mr. Luedtke and Mrs. Orme introduced 11 Fourth, Fifth and Sixth grade students, and their teacher, William Schernikaw, from Randolph School, Lincoln, Nebraska.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1272. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 14-1026, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan water district; to change the dollar amount chargeable for each water hydrant for tax purposes; and to repeal the original section.

LEGISLATIVE BILL 1273. By Sam Klaver, 9th District.

A BILL FOR AN ACT to authorize and direct the Governor to convey certain real estate to the city of Scottsbluff, Nebraska, as prescribed; and to provide conditions.

LEGISLATIVE BILL 1274. By P. J. Morgan, 4th District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend section 14-102, Revised Statutes Supplement, 1971, relating to cities of the metropolitan class; to extend the powers of cities of the metropolitan class as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1275. By P. J. Morgan, 4th District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 14-1801 to 14-1814, 14-1818, 14-1820 to 14-1823 and 14-1826, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to redefine policy and terms; to provide for transit authorities in cities of the metropolitan class; and to repeal the original sections and also section 14-1824, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1276. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 60-335, Revised Statutes Supplement, 1971, relating to taxation of motor vehicles; to exempt vehicles used for library purposes; and to repeal the original section.

LEGISLATIVE BILL 1277. By Rudolf Kokes, 41st District.

A BILL FOR AN ACT to amend section 39-1725, Revised Statutes Supplement, 1971, relating to highways; to provide for vacation,

abandonment or relocation of county roads by a two-thirds vote of county commissioners; and to repeal the original section.

LEGISLATIVE BILL 1278. By William Skarda, 7th District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to make municipalities or counties liable for judgments obtained against police officers, constables, sheriffs or deputy sheriffs based on conduct during apparent performance of law enforcement duties; to permit municipalities and counties to purchase indemnification insurance therefor; and to repeal section 23-1716, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1279. By Appropriations Committee: Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend section 72-1249, Revised Statutes Supplement, 1969, relating to the state investment officer; to provide a cash fund, its source and use; to provide an operative date; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1280. By Appropriations Committee: Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, for the period of July 1, 1972 to June 30, 1973; to appropriate the sum of two hundred fifty-four thousand four hundred ten dollars therefor; and to declare an emergency.

LEGISLATIVE BILL 1281. By Appropriations Committee: Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the year ending June 30, 1973; to provide for the payment thereof; and to declare an emergency.

LEGISLATIVE BILL 1282. By Appropriations Committee: Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT to amend sections 71-1,132.44 and 79-1445.34, Revised Statutes Supplement, 1969, relating to professionsal and practical nurses; to eliminate assistance for instruction of professional and practical nursing from the state aid for area vocational technical schools; to increase the grant in aid for student nurses as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1283. By Appropriations Committee: Richard Marvel, 33rd District; John Savage, 10th District; Robert Clark, 47th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to the Auditor of Public Accounts; to create a cash fund in the office of the Auditor of Public Accounts; and to prescribe its name and purpose.

LEGISLATIVE BILL 1284. By Appropriations Committee: Richard Marvel, 33rd District; Robert Clark, 47th District; John Savage, 10th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; E. Thome Johnson, 15th District;

A BILL FOR AN ACT to amend sections 2-105, 2-1558, 14-1820, 24-209, 37-301, 48-608, 79-329, and 79-4,123, Reissue Revised Statutes of Nebraska, 1943, sections 39-7,134 and 49-506, Revised Statutes Supplement, 1969, and sections 2-2707, 49-617, 54-110, and 84-904, Revised Statutes Supplement, 1971, relating to publications; to define terms; to create the Nebraska Publications Clearinghouse as a division of the Nebraska Library Commission; to provide for depositing of state agency publications as prescribed; to provide duties and authority; to repeal the original sections, and also sections 51-110, 51-111, and 51-112, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1285. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT authorizing and directing the Game and Parks Commission to convey certain real estate to the city of Grand Island, Nebraska, as prescribed; to prescribe conditions; and to prescribe the time for making the transfer.

LEGISLATIVE BILL 1286. By Roland Luedtke, 28th District.

A BILL FOR AN ACT relating to public health and safety; to provide for the creation of a cancer advisory council; to provide for powers and duties of such council; to provide for the qualifications, appointment and terms of the members of such council; to declare policy; and to define terms.

LEGISLATIVE BILL 1287. By William F. Swanson, 27th District.

A BILL FOR AN ACT to create a Nebraska Recreation Board; to provide for the members of the board, their appointments, qualifications, and term of office; to provide for the powers and duties of the board; to provide for an advisory council for the board; to provide an executive director; to provide for the powers and duties of the advisory council and the executive director; and to define terms.

LEGISLATIVE BILL 1288. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 8-355, Revised Statutes Supplement, 1971, relating to building and loan associations; to change the date as of which certain rights, powers, privileges, benefits, and immunities exist; and to repeal the original section.

LEGISLATIVE BILL 1289. By J. James Waldron, 42nd District.

A BILL FOR AN ACT relating to liquor; to state policy; to define terms; to provide for uniform pricing of alcoholic beverages; to provide for nondiscriminatory distribution of brands of alcoholic beverages; to provide for adoption of rules and regulations; and to provde penalties.

LEGISLATIVE BILL 1290. By Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend section 81-2,147.02, Revised Statutes Supplement, 1969, relating to agricultural seeds; to change the labeling requirements; and to repeal the original section.

LEGISLATIVE BILL 1291. By the Agriculture and Recreation Committee: Loran Schmit, 23rd District; Orval Keyes, 3rd District; Calvin F. Carsten, 2nd District; Maurice A. Kremer, 34th District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Walter H. Epke, 24th District; Willard H. Waldo, 31st District.

A BILL FOR AN ACT to amend section 37-603, Revised Statutes Supplement, 1971, relating to game and fish; to redesignate conservation peace officers as peace officers; and to repeal the original section.

LEGISLATIVE BILL 1292. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to public power; to prohibit certain contracts or agreements as prescribed; and to declare an emergency.

LEGISLATIVE BILL 1293. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT to amend sections 24-201.01 and 24-301.01, Revised Statutes Supplement, 1969, and section 26-106, Revised Statutes Supplement, 1971, relating to courts; to increase the salary of the Chief Justice and Judges of the Supreme Court, each judge of the district court, each judge of the separate juvenile court and each judge of the municipal court as prescribed; to provide when such increase shall become operative; and to repeal the original sections.

LEGISLATIVE BILL 1294. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 48-661, Revised Statutes Supplement, 1971, relating to employment security; to make it mandatory for state administrative departments, commissions, or board and political subdivisions or any instrumentality thereof to file with the commission an election to become an employer as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1295. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 60-1001, Revised Statutes Supplement, 1969, relating to motor vehicles; to exclude required markings on Department of Public Institutions vehicles used to transport patients and personnel of the Division of Medical Services who are engaged in off-campus program activities; to repeal the original section; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 141. Enrollment and Review amendments found in the Journal on page 242 for the Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1049. Enrollment and Review amendments found in the Journal on page 242 for the Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1058. Enrollment and Review amendment found in the Journal on page 242 for the Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 537. Enrollment and Review amendment found in the Journal on page 242 for the Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 540. Enrollment and Review amendments found in the Journal on page 242 for the Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 541. Enrollment and Review amendments found in the Journal on page 243 for the Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 661.
Mr. Snyder moved to unbracket LB 661 on Select File. The motion prevailed.

Mr. Warner moved to reconsider action on his amendment from the First Session. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Warner asked unanimous consent to withdraw his amendment. No objections. So ordered.

Mr. Swanson moved the adoption of his amendments on page 230 through page 242 of the Journal.

Amendments 1 through 8 were adopted. Amendment 9 was adopted with 29 ayes, 7 nays and 13 not voting.

Mr. Holmquist asked for a ruling from the Chair on the adoption of these amendments, at this time.

Mr. Swanson asked unanimous consent to strike the adoption of his amendments 1 through 9 on LB 661. No objections. So ordered.

Advanced to Enrollment and Review for engrossment with 36 ayes, 0 nays and 13 not voting

MOTION–Return LB 661 to Select File

Mr. Swanson moved to return LB 661 to Select File for the specific amendments on pages 230 through 242. The motion prevailed with 34 ayes, 1 nay and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 661.

Mr. Swanson moved the adoption of the following amendments: Amendments 1 thru 8 were adopted with 35 ayes, 0 nays and 14 not voting. Amendments 9 and 10 were adopted with 32 ayes, 2 nays and 15 not voting. Amendments 11 thru 21 were adopted with 33 ayes, 0 nays & 16 not voting. Amendments 22 thru 26 were adopted. Amendment 27 was adopted with 35 ayes, 0 nays & 14 not voting. Amendments 28 & 29 were adopted. Amendments 30 & 31 were adopted with 33 ayes, 0 nays & 16 not voting. Amendments 32 thru 40 were adopted with 31 ayes, 0 nays & 18 not voting.

Advanced to Enrollment and Review for engrossment with 32 ayes, 4 nays and 13 not voting.

MOTION—Return LB 661 to Select File

Mr. Mahoney moved to return LB 661 to Select File for the following specific amendment:

Amend Sec. 32-210 and 32-211 in Sec. 20 and Sec. 22.

Strike "registered voters" and insert "eligible to qualify as electors".

The motion to return prevailed with 33 ayes, 1 nay and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 661. Mr. Mahoney moved the adoption of his specific amendment found in today's Journal.

Mr. Keyes moved the previous question. The question is, "Shall the debate now cease?". The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The Mahoney amendment was adopted with 34 ayes, 1 nay and 14 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 661. No objections. So ordered.

Advanced to Enrollment and Review for engrossment with 36 ayes, 1 nay and 12 not voting.

VISITORS

Mr. Barnett introduced Rachael Halterman, originally from Pennsylvania.

UNANIMOUS CONSENT—Print in Journal

Mr. Stahmer asked unanimous consent to have the following amendments to LB 311 printed in the Journal. No objections. So ordered.

Strike the entire bill and insert the following amendments to LB 311:

Section 1. That at the general election in

November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature; *Provided,* that when the Legislature is redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive a salary of not to exceed four hundred dollars per month during the term of his office *for services while attending sessions of the Legislature.* In addition to his salary, each member shall recieve an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive ~~*no pay nor perquisites other than said salary*~~ *a per diem compensation as provided by law for such services when he is on legislative business when the Legislature is not in session* and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for a per diem compensation as provided by law for services when the Legislature is not in session.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1063. Replaced on Select File as amended. Enrollment and Review amendment to LB 1063.

1. In line 2 of E & R amendment 2, adopted 1/12/72, strike "53-134" and insert "54-134".

LEGISLATIVE BILL 710. Replaced on Select File as amended. Enrollment and Review amendment to LB 710:

1. In new section 1, line 7, strike the second "lack of".

LEGISLATIVE BILL 656. Placed on Select File as amended. Enrollment and Review amendments to LB 656:

1. In standing committee amendments, page 2, line 16, insert "*any*" after "*of*".

2. In the title, line 3, insert "section 11," after the comma; strike lines 4 to 7 and insert "of Nebraska, relating to education; to provide that public funds shall not be appropriated to any school not owned or exclusively controlled by the state or a political subdivision; to permit the state to receive money from the federal government and distribute it in accordance with the terms of the grant, but to prohibit adding any state or local funds to such money; to provide for"; in line 9, strike "general" and insert "primary"; and in line 10, strike "November" and insert "May".

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARINGS
Banking, Commerce and Insurance

LB 1075	Monday, January 24, 1972	2:00 p.m.
LB 1152	Monday, January 24, 1972	2:00 p.m.
LB 1194	Monday, January 24, 1972	2:00 p.m.

(Signed) Sam Klaver, Chairman

Public Health and Welfare

LB 1183	Tuesday, January 25, 1972	2:00 p.m.
LB 1220	Tuesday, January 25, 1972	2:00 p.m.
LB 1203	Monday, February 7, 1972	2:00 p.m.
LB 1270	Monday, February 7, 1972	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

COMMITTEE MEETING–Executive Session

Mr. Marvel announced that the Appropriations Committee would meet at 2:00 p.m., January 13, 1972 in the Supreme Court Hearing Room.

MEMBERS EXCUSED

Messrs. Moylan and Chambers asked unanimous consent to be excused January 14. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused a short time tomorrow. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused the afternoon of January 14. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1296. By William Hasebroock, 18th District.

A BILL FOR AN ACT to amend section 60-415, Revised Statutes Supplement, 1971, relating to motor vehicles; to restrict the number of duplicates of a license to be issued; to provide the effect of the license replaced; and to repeal the original section.

LEGISLATIVE BILL 1297. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend sections 81-842, 81-846, 81-847, 81-848, 81-849, 81-850, and 81-853, Reissue Revised Statutes of Nebraska, 1943, relating to engineers and architects; to increase the compensation of members of the Board of Examiners for Professional Engineers and Architects; to provide for expenses to attend meetings as prescribed; to change the requirements of the roster of registered professional engineers and architects; to change the provisions of eligibility for a certificate of registration; to change requirements for minimum evidence of competence; to increase fees as prescribed; to provide a change in exemption from registration; and to repeal the original sections.

MEMBER EXCUSED

Mr. Wiltse asked unanimous consent to be excused at 2:30 p.m. today. No objections. So ordered.

MOTION–Order of the Day

Mr. Syas moved to take up the Constitutional amendments on General File Monday morning. The motion prevailed.

RECESS

At 11:52 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:03 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Morgan and members of the Appropriations Committee. Mr. Klaver was absent.

MESSAGES FROM THE GOVERNOR

January 12, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 556. This bill was signed by me on January 12, 1972 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

January 3, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

State Electrical Board

Ralph Crowl, 1336 North Saddle Creek Road, Omaha, for a five year term

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

UNANIMOUS CONSENT–Order of the Day

Mr. Carpenter asked unanimous consent that LB 117 be the first order of business Tuesday, January 18, 1972. No objections. So ordered.

UNANIMOUS CONSENT–Member Excused

Mr. DeCamp asked unanimous consent to be excused Friday, January 14. No objections. So ordered.

MOTION–Return Appropriations Committee

Mr. Carpenter moved to have the Appropriations Committee brought in to the Chamber. The motion prevailed.

EASE

The Legislature was at ease from 2:16 p.m. until 2:20 p.m.

MOTION–Rule Changes

Mr. Warner moved to adopt Rule Change No. 2 and No. 3 found in the Journal on page 253 for the Seventh Day.

Mr. Goodrich offered the following amendment to Rule Change No. 2 which was adopted by 30 ayes, 14 nays and 5 not voting.

Amend Rule Change on Rule 3, Sec. 7, to permit a senator not on the committee to be present and observe only.

Mr. Warner offered the following amendment to Rule Change No. 2 which was adopted by a vote of 35 ayes, 0 nays and 14 not voting.

Amend Rule Change No. 2 by inserting a period after the word "Press".

Mr. Stull offered the following amendment to Rule Change No. 2:

Amend the proposed amendment, insert in line 4 after "individuals members" insert "." and strike rest of sentence.

Mr. Elrod moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 3 nays & 11 not voting.

The Stull amendment failed with 16 ayes, 26 nays and 7 not voting.

Mr. Carpenter requested a record vote on Rule Change No. 2, as amended.

Mr. Elrod requested a Call of the House. The Call showed 46 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 45 ayes, 0 nays & 4 not voting.

Voting in the affirmative, 27:

Barnett	Carpenter	Carstens	Chambers	Craft
Duis	Elrod	Goodrich	Hasebroock	Holmquist
Kokes	Luedtke	Mahoney	Marvel	Moylan
Orme	Pfister	Savage	Schmit	Skarda
Snyder	Stromer	Swanson	Syas	Waldron
Warner	Ziebarth			

Voting in the negative, 16:

Burbach	Carsten	Clark	DeCamp	Epke
Johnson	Kennedy	Keyes	Kime	Lewis
Proud	Simpson	Stahmer	Stull	Waldo
Whitney				

Not voting, 6:

Klaver	Kremer	Maresh	Morgan	Nore
Wiltse				

The motion failed with 27 ayes, 16 nays and 6 not voting.

Rule Change No. 3 was adopted with 30 ayes, 0 nays & 19 not voting.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 14.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 985. Replaced on Select File as amended.
Enrollment and Review amendment to LB 985:
1. In the title, lines 6 and 7, strike
"two hundred twenty-five" and insert "ninety-six".

LEGISLATIVE BILL 542. Placed on Select File as amended.
Enrollment and Review amendments to LB 542:

1. On page 2, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971"; and in line 17, insert *"Nebraska"* before *"Natural"*.

2. On page 4, line 25, strike the period and insert a semicolon; and after line 25 insert:

"(20) Rechanneling shall mean the channeling of water from one watercourse to another watercourse by means of open ditches; and

(21) Watercourse shall mean any depression two feet or more below the surrounding land serving to give direction to a current of water at least nine months of the year, having a bed and well-defined banks; *Provided,* that it shall, upon order of the commission, also include any particular depression which would not otherwise be within the definition of watercourse.".

3. In lieu of the Burbach amendments to the Burbach amendments, in new section 2, subsection (2), line 4, and subsection (3), line 4, strike "and Home Economics;" and insert *"; and Home Economics;"*.

4. In new section 2, subsection (1), line 4, strike "2-1566" and insert "2-1567", as in the statutes.

5. In the last line of new section 2, subsection (3), insert a comma after "manner" as in the statutes.

6. In new section 4, line 1, and new section 5, line 1, insert *"Nebraska"* after *"The"*.

7. In new section 6, line 8, insert *"Nebraska"* before *"Natural"*.

8. In new section 7, line 1, strike "2-1503,"; in line 1, insert a comma after "2-1505"; in line 2, insert "section 2-1503, Revised Statutes Supplement, 1971," after the second comma; and in lines 2 and 3, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971".

9. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT to amend sections 2-1504, 2-1505, and 2-3260, Reissue Revised Statutes of Nebraska, 1943, and section 2-1503, Revised Statutes Supplement, 1971, relating to the Nebraska Soil and Water Conservation Commission; to rename the commission and change the number and manner of selection of members and their terms of office; to provide for an advisory committee; to provide duties; to provide for transition; and to repeal the original sections, and also section 2-1504.01, Revised Statutes Supplement, 1971.".

The following bills were correctly engrossed:

490	1062	1064	1065	1066
1067	1068	1069	1070	

(Signed) Duke Snyder, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1298. By Agriculture Committee: Loran Schmit, 23rd District; Orval Keyes, 3rd District; Maurice Kremer, 34th District; Willard Waldo, 31st District; Otho Kime, 43rd District; Calvin F. Carsten, 2nd District; Rudolf Kokes, 41st District.

A BILL FOR AN ACT to amend section 48-106, Revised Statutes Supplement, 1971, relating to workmen's compensation; to provide for returning to the status of not being within the provisions of Chapter 48, article 1, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, by employers of household domestic servants and farm or ranch laborers as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1299. By LeRoy Pfister, 17th District.

A BILL FOR AN ACT to amend section 60-104, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to make it unlawful to receive an improperly assigned title; and to repeal the original section.

GENERAL FILE

LEGISLATIVE BILL 674. Placed at the bottom of General File at the request of Mr. Barnett.

LEGISLATIVE BILL 821. Title read. Considered.

Standing Committee amendment found in the Journal on page 1109 for the Fifty-Fifth Day, First Session, was adopted.

Mr. Carpenter moved to indefinitely postpone LB 821. The motion prevailed with 25 ayes, 0 nays & 24 not voting.

LEGISLATIVE BILL 511. Considered.

Standing Committee amendment found in the Journal on page 1073 for the Fifty-Fourth Day, First Session, was adopted.

Mr. Carpenter moved to indefinitely postpone LB 511. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 481. Title read. Considered.

Mr. Carpenter offered the following amendment which was adopted:
Amend Sec. 1, line 7, strike "21 days" and insert 30 days. Add the emergency clause.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

MEMBER EXCUSED

Mr. F. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 771. Title read. Considered.

Standing Committee amendments found in the Journal on page 1126 for the Fifty-Sixth Day, First Session, were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 625. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 925. Title read. Considered.

Mr. Waldo offered the following amendment which was adopted.
1. On page 4, line 9, after the period insert
"For purposes of this subsection, registered herd bulls shall mean those that have been recorded in either the pure-bred or grading up sections of the ancestry recording sections of the herd books of the recognized breeding associations.".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1018. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 373. Title read. Considered.

Mr. Holmquist offered the following amendment which was adopted.
1. On page 2, line 10 insert *"Game and Parks Commission, and Department of Roads"* before "which".

Mr. Carpenter offered the following amendment which was adopted.

Those rules which are in existance, unless they are adopted into Law by the Legislature before the end of next Legislative Session, then they become null and void.

Mr. Holmquist offered the following amendment:

Delete last 3 words of line 6, all of line 7 except (and (2)).

Pending.

Laid over at the request of Mr. Holmquist.

PRESIDENT MARSH PRESIDING

UNANIMOUS CONSENT—Withdraw LB 892

Mr. Schmit renewed his request to withdraw LB 892 found in the Journal on page 255 for the Seventh Day. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1272	Urban Affairs
1273	Government, Military and Veterans Affairs
1274	Urban Affairs
1275	Urban Affairs
1276	Revenue
1277	Public Works
1278	Judiciary
1279	Appropriations
1280	General File
1281	General File
1282	Appropriations
1283	Appropriations
1284	Appropriations
1285	Government, Military and Veterans Affairs
1286	Public Health and Welfare
1287	Agriculture and Recreation
1288	Banking, Commerce and Insurance
1289	Miscellaneous Subjects
1290	Agriculture and Recreation
1291	Agriculture and Recreation
1292	Public Works
1293	Judiciary
1294	Labor
1295	Judiciary

1296 Public Works
1297 Miscellaneous Subjects

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARING
Judiciary

LB 1211	Monday, February 7, 1972	2:00 p.m.
LB 1222	Monday, February 7, 1972	2:00 p.m.
LB 1245	Monday, February 7, 1972	2:00 p.m.
LB 1253	Monday, February 7, 1972	2:00 p.m.
LB 1260	Monday, February 7, 1972	2:00 p.m.
LB 1223	Tuesday, February 8, 1972	2:00 p.m.
LB 1244	Tuesday, February 8, 1972	2:00 p.m.
LB 1248	Tuesday, February 8, 1972	2:00 p.m.
LB 1249	Tuesday, February 8, 1972	2:00 p.m.
LB 1202	Monday, February 14, 1972	2:00 p.m.
LB 1256	Monday, February 14, 1972	2:00 p.m.
LB 1258	Monday, February 14, 1972	2:00 p.m.
LB 1264	Monday, February 14, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 18.

Introduced by Duke Snyder, 14th District; George Syas, 13th District; Glenn A. Goodrich, 20th District; John S. Savage, 10th District.

WHEREAS, the "Can Do Ambassadors" of Omaha, Nebraska have been selected for a thirty three day tour playing the USO overseas circuits; and

WHEREAS, these eleven members of this talented group sponsored by the Parks and Recreation Department of the City of Omaha are all Cornhusker reared and educated; and

WHEREAS, the "Can Do Ambassadors" have already brought acclaim to their state, their city, and to their generation through wholesome and professional conduct of themselves in more than one hundred appearances at concerts and fairs throughout the state; at hospitals and homes for the aged; and other civic and social affairs; and

WHEREAS, they, and their music, show the world what the ninety-nine per cent of American youth who fail to make bizarre news headlines are really like; and

WHEREAS, the State of Nebraska is extremely proud of its young people and the credit brought to it by them.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the "Can Do Ambassadors" and their Director, Mrs. Nancy Murphy, be officially designated as Goodwill Ambassadors representing the Great State of Nebraska during their overseas tour entertaining our nation's servicemen.

2. That a copy of this resolution be sent to Mrs. Nancy Murphy.

Laid over.

UNANIMOUS CONSENT—Member Excused

Mr. Carpenter asked unanimous consent to be excused Friday, January 14, 1972. No objections. So ordered.

ADJOURNMENT

At 4:14 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Friday, January 14, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 14, 1972

Pursuant to adjournment, the Legislature met at 9:06 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We know, our Father, that there are times to speak and times to be quiet. Help us to tell the one from the other. When we should speak, give us the courage of our convictions and the sincerity of our beliefs. When we should keep silent, restrain us from speaking, lest in our desire to appear wise, we give ourselves away. Teach us the value of taking times for quiet and reflections, that we may use these times to know ourselves better, to gain new insights into the lives of others around us, and above all, to understand your will the best of all, for then we shall truly be wise. In our Master's name. Amen.

ROLL CALL

The roll was called and all members were present except for Messrs. Carpenter, Chambers, DeCamp, Klaver and Moylan who were excused, Messrs. Elrod and Simpson who were excused a short time, and Mr. Keyes was excused.

CORRECTIONS FOR JOURNAL

The Journal for the Eighth Day was approved as corrected.

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period January 7, 1972, through January 13, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Ackerman, James N. - Lincoln, Bankers Life Insurance Company of Nebraska
Anderson, Gary C. - Lincoln, Nebraska Izaak Walton League of America
Botsch, Barbara A. - Omaha, Omaha Chamber of Commerce
Bottcher, Edward F. - Talmage, Edward F. Bottcher
Burbridge, Glen A. - Omaha, Sheet Metal & Air Conditioning Contractors' National Assn., Inc. - Omaha-Council Bluffs, Inc.
Burket, Paul E. - Lincoln, Nebraska Aviation Trades Association
Chabon, Donald M. - Omaha, Omaha Jaycees
Chaulk, Patrick C. - Lincoln, Arthur A. Whitworth
Clarence, Richard E. - Lincoln, Nebraska State Utility Workers Conference
Conway, James D. - Hastings, Kansas-Nebraska Natural Gas Company, Inc.
Crowl, Ralph E. - Omaha, Nebraska State Council of Electrical Workers
Crosby, Pansing, Guenzel & Binning, Attys. - Lincoln
Davis, Donn E. - Lincoln, Nebraska Consolidated Communications Corporation
Guenzel, Robert C. - Lincoln, Nebraska Cooperative Council
Foote, Frank O. - Lincoln, Nebraska Game and Parks Commission
Franson, Joseph M. - Lincoln, Joseph M. Franson
Haessler, John - Lincoln, Woodmen Accident and Life Company
Heald, Arlie F. - Lincoln, Nebraska State Council of Electrical Workers
Heald, Harlan M. - Lincoln, Nebraska Hospital Association
Hooker, Robert - Omaha, Sheet Metal & Air Conditioning Contractors' National Assn., Inc. Omaha-Council Bluffs
Jensen, Sam - Omaha, ConAgra, Inc.
Jensen, Sam - Omaha, WOW-TV and RADIO
Johnston, Paul - Schuyler, Nebraska Livestock Feeders Association
Keillor, James H. - Omaha, Nebraska Nursing Home Association, Inc.
Koch, Gerald D. - Ralston, Omaha Suburban Area Council of Schools
Lowden, Wayne L. - Omaha, Wayne L. Lowden
McFeely, Richard L. - Grand Island, Mid-Nebraska Community Mental Health Center
Misterek, Douglas P. - Omaha, Douglas P. Misterek
Mount, Stuart C. - Lincoln, Nebraska Hospital Association
Niebuhr, Vernon D. - Syracuse, Otoe Soil, Water Conservation District
Proctor, Jack K. - Millard, Nebraska State Utility Workers Conference
Tews and Noren
Charles F. Noren - Lincoln, Nebraska Dairy Industries Association; Nebraska District Court Judges Association; Nebraska Real Estate Association; Outstate Daily Publisher Association

David D. Tews - Lincoln, Nebraska Dairy Industries Association, Nebraska District Court Judges Association, Nebraska Real Estate Association, Outstate Daily Publishers Association
Varner, Mrs. William - Omaha, Omaha PTA Council
Wilson, J. Robert - Hastings, Kansas-Nebraska Natural Gas Company, Inc.
Zadina, Jim - Omaha, Student Government Assn. - Univ. Nebr. Omaha

RESOLUTIONS

LEGISLATIVE RESOLUTION 18. LR 18 found in the Journal on page 279 for the Eighth Day was adopted with 34 ayes, 0 nays and 15 not voting.

Mr. Snyder asked unanimous consent to expedite LR 18. No objections. So ordered.

EASE

The Legislature was at ease from 9:14 a.m. to 9:26 a.m.

VISITORS

Mr. Barnett introduced 125 Sixth Grade students and their teachers; Mesdames Murphy, and Weins and Miss Johnson and Westoner from Bethany School, Lincoln, Nebraska.

PROGRAM

Mr. Snyder introduced the Omaha Can-Do Ambassadors under the direction of Mrs. Nancy Murphy. The ambassadors presented a program for the Legislature.

President Marsh presented LR 18 to Mrs. Murphy commemorating them as Nebraska Ambassadors.

Mr. Snyder introduced Scott Goodrich, son of Senator Goodrich, a member of the group.

UNANIMOUS CONSENT–Member Excused

Mr. Clark asked unanimous consent to be excused Friday afternoon, January 14. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1063. Enrollment and Review amendment found in the Journal on page 270 for the Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 710. Enrollment and Review amendment found in the Journal on page 270 for the Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 656. Enrollment and Review amendments found in the Journal on page 270 for the Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 542. Enrollment and Review amendments found in the Journal on page 275 for the Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 985. Enrollment and Review amendment found in the Journal on page 274 for the Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 18.

VISITORS

Mr. Savage introduced Mrs. Harry Snyder from Omaha.

GENERAL FILE

LEGISLATIVE BILL 942. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays & 22 not voting.

LEGISLATIVE BILL 943. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays & 20 not voting.

LEGISLATIVE BILL 373. Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 789. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 1 nay & 23 not voting.

LEGISLATIVE BILL 875. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays & 18 not voting.

LEGISLATIVE BILL 885. Title read. Considered.

Standing Committee amendment found in the Journal on page 1254 for the Sixty-First Day, First Session, was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 781. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 8 nays and 16 not voting.

LEGISLATIVE BILL 782. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 859. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays & 23 not voting.

LEGISLATIVE BILL 619. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 6 nays & 18 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Kime asked unanimous consent to be excused until Monday, January 17. No objections. So ordered.

Mr. Marvel asked unanimous consent to be excused this afternoon. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1300. By Maurice Kremer, 34th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to provide for Registered Soil Surveyors and Soil Classifiers in the State of Nebraska; to define terms; to establish an examining board; to provide for members of the board, their appointment, term, qualifications, removal, compensation, and expenses; to provide for certificate and appointment; to provide for rules and regulations; to provide for personnel of the board and their duties; to provide for a certificate or registration; to provide for powers and duties of the board; to provide for registration as prescribed; and to provide for fees.

LEGISLATIVE BILL 1301. By the Judiciary Committee: Roland Luedtke, Chairman, 28th District; Ernest Chambers, 11th District; Walter Epke, 24th District; Fred Carstens, 30th District; P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend sections 5-105 and 5-105.03, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to change the boundaries of district court judicial districts; to delete obsolete matter; to provide for additional judges and their appointment; to provide when changes shall become operative; and to repeal the original sections, and also section 5-105, Revised Statutes Supplement, 1971; and to declare an emergency.

LEGISLATIVE BILL 1302. By David Stahmer, 8th District.

A BILL FOR AN ACT to permit the state or local director of health or a physician to examine and treat for any disease or other medical condition any person under twenty years of age with the consent of such person; and to repeal sections 71-1119 and 71-1120, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1303. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to amend section 60-507, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide further exception from the requirement for security following an accident as set forth in Chapter 60, article 5, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, as prescribed; to provide for notice and hearing to implement such further exception; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1304. By William Skarda, 7th District.

A BILL FOR AN ACT relating to nursing homes; to authorize the Department of Health under prescribed terms to waive standards developed by the Department of Health for t e operation of nursing homes; and to declare an emergency.

LEGISLATIVE BILL 1305. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 43-238, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile courts; to encourage the speedy adjudication of appeals to the Supreme Court where parental rights are severed; and to repeal the original section.

LEGISLATIVE BILL 1306. By Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 46-236, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide for renewals of leases

for water power for an additional fifty years; to clarify appraisal of improvements upon expiration of lease renewals; and to repeal the original section.

LEGISLATIVE BILL 1307. By Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 71-1,132.39, Reissue Revised Statutes of Nebraska, 1943, relating to public health; to provide that an applicant for a practical nurse license may be licensed without examination as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1308. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 48-628, Revised Statutes Supplement, 1971, relating to labor; to permit students to receive unemployment benefits; and to repeal the original section.

LEGISLATIVE BILL 1309. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 54-135, Reissue Revised Statutes of Nebraska, 1943, section 54-104.01, Revised Statutes Supplement, 1969, and section 54-104, Revised Statutes Supplement, 1971, relating to livestock brands; to clarify the avoidance of recording conflicting brands; to require that applicants maintain a current good standing; to increase the recording fee; to specify certain qualifications of Nebraska Brand Committee members; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1310. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 71-2007, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to authorize the Director of Health to use statistical data in determining construction or expansion programs for hospitals; to prescribe conditions for licensing construction or expansion of facilities; to provide for hearings on licensing; and to repeal the original section.

LEGISLATIVE BILL 1311. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT requiring full disclosure by developers of retirement committees and subdivision; to define terms; to provide duties: and to provide for violations and penalties.

LEGISLATIVE BILL 1312. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 60-311, Revised Statutes Supplement, 1971, relating to motor vehicles; to remove the requirement that plates be purchased through competitive bidding; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1313. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 81-1508, Revised Statutes Supplement, 1971, relating to the Environmental Protection Act; to clarify violations; to revise or increase penalties; and to repeal the original section.

LEGISLATIVE BILL 1314. By Leslie Stull, 49th District.

A BILL FOR AN ACT to amend section 79-1103, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide that Class VI districts shall operate on the same fiscal year as Class III districts.

COMMITTEE MEETING

Mr. Swanson announced there would be a Reference Committee meeting in the Speakers Office immediately upon adjournment this noon.

GENERAL FILE

LEGISLATIVE BILL 807. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 777. Title read. Considered.

Mr. Clark offered the following amendment:

Amend LB 777, page 4, lines 16 and 17 by striking "two dollars and fifty cents" and inserting *"five dollars"*.

Mr. Duis moved the previoue question. The question is, "Shall the debate now cease?". The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The Clark amendment was adopted with 20 ayes, 13 nays and 16 not voting.

Laid over until Tuesday, January 18, at the request of Mr. Schmit.

NOTICE OF COMMITTEE HEARING
Agriculture and Recreation

LB 1195	Thursday, January 27, 1972	2:00 p.m.
LB 1207	Thursday, January 27, 1972	2:00 p.m.
LB 1239	Thursday, January 27, 1972	2:00 p.m.
LB 1287	Thursday, January 27, 1972	2:00 p.m.
LB 1290	Thursday, January 27, 1972	2:00 p.m.
LB 1291	Thursday, January 27, 1972	2:00 p.m.

(Signed) Loran Schmit, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1315. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 77-202.03, Revised Statutes Supplement, 1969, relating to taxation; to provide for taxation of property upon transfer of title or possession as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1316. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, and 39-727.04, Revised Statutes Supplement, 1971, relating to drunken driving; to provide for revocation of drivers' licenses by the Director of Motor Vehicles for refusal to submit to chemical tests; to make certain acts unlawful and to provide penalties; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1317. By Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 31-753, Revised Statutes Supplement, 1971, relating to drainage; to provide for collection of delinquent assessments as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1318. By John Savage, 10th District.

A BILL FOR AN ACT to amend section 84-306.03, Revised Statutes Supplement, 1969, relating to state officers and employees; to increase the mileage allowance for use of personal automobile or otherwise as prescribed; and to repeal the original section.

GENERAL FILE

LEGISLATIVE BILL 236. Bracketed at the request of Mr. Stahmer.

LEGISLATIVE BILL 461. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 354. Title read. Considered.

Mr. Waldron requested a Call of the House. The Call showed 37 members present.

Mr. Holmquist moved the Call be Raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The motion to advance to Enrollment and Review lost with 22 ayes, 12 nays and 15 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

1071 1072 1073 1074

(Signed) Duke Snyder, Chairman

RECESS

At 12:05 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter, Chambers, Clark, DeCamp, Duis, Epke, Keyes, Kime, Klaver, Marvel and Moylan who were excused and Messrs. Elrod and Simpson were excused until 3:00 p.m.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1298	Labor
1299	Judiciary
1300	Agriculture and Recreation
1301	Judiciary
1302	Public Health and Welfare
1303	Public Works
1304	Public Health and Welfare
1305	Judiciary
1306	Agriculture and Recreation
1307	Public Health and Welfare
1308	Labor
1309	Agriculture and Recreation
1310	Public Health and Welfare
1311	Nebraska Retirement Systems
1312	Public Works
1313	Government, Military and Veterans Affairs
1314	Education
1315	Revenue
1316	Judiciary
1317	Urban Affairs
1318	Labor

1274	Re-referred to Public Works from Urban Affairs
1275	Re-referred to Public Works from Urban Affairs

(Signed) William F. Swanson, Chairman
Executive Board

MOTION—Suspend Rules

Speaker Hasebroock moved to suspend the Rules and take up Final Reading today. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1043.

A BILL FOR AN ACT to repeal Chapter 59, article 12, Chapter 69, articles 8 and 9, section 72-240.01, and sections 81-294 to 81-2,210, Reissue Revised Statutes of Nebraska, 1943, as unconstitutional.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett	Carsten	Carstens	Craft	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Nore	Orme	Pfister	Proud
Schmit	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Keyes	Kime
Klaver	Marvel	Moylan	Savage	Simpson
Waldo	Wiltse			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1044.

A BILL FOR AN ACT to repeal sections 28-1221, 32-231.07, 71-176.01, 71-176.02, 71-3013 to 71-3016, 72-1008 to 72-1011, 77-301.01, 77-1628, and 77-2333, Reissue Revised Statutes of Nebraska, 1943, and sections 33-107.02 and 77-27,141, Revised Statutes Supplement, 1969, as obsolete.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carsten	Carstens	Craft	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Nore	Orme	Pfister	Proud	Schmit
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Keyes	Kime
Klaver	Marvel	Morgan	Moylan	Savage
Simpson	Waldron	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1045.

A BILL FOR AN ACT to amend section 2-3241, Reissue Revised Statutes of Nebraska, 1943, and section 2-2712, Revised Statutes Supplement, 1971, relating to agriculture; to harmonize the provisions with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carsten	Carstens	Craft	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Nore	Orme	Pfister	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Waldo	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Keyes	Kime
Klaver	Marvel	Morgan	Moylan	Simpson
Syas	Waldron	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1046.

A BILL FOR AN ACT to amend sections 14-113, 14-3,115, 14-562, and 14-1228, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to eliminate obsolete matter; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carsten	Carstens	Craft	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kokes
Kremer	Lewis	Luedtke	Maresh	Morgan
Nore	Orme	Pfister	Savage	Schmit
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Keyes	Kime
Klaver	Mahoney	Marvel	Moylan	Proud
Simpson	Syas	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1047.

A BILL FOR AN ACT to amend section 17-529.02, Reissue Revised Statutes of Nebraska, 1943, and section 17-601.01, Revised Statutes Supplement, 1971, relating to cities of the second class and villages; to harmonize the provisions thereof with previous legislation; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett	Carsten	Carstens	Craft	Goodrich
Holmquist	Johnson	Kennedy	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Morgan
Nore	Orme	Pfister	Schmit	Skarda
Snyder	Stahmer	Stull	Swanson	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 20:

Burbach	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Hasebroock	Keyes
Kime	Klaver	Marvel	Moylan	Proud
Savage	Simpson	Stromer	Syas	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1048.

A BILL FOR AN ACT to amend sections 23-343.31, 23-361, 23-2101, and 23-2106, Reissue Revised Statutes of Nebraska, 1943, relating to counties; to clarify the meaning thereof; to remove obsolete matter; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Carsten	Carstens	Craft	Goodrich	Hasebroock
Johnson	Kennedy	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Morgan	Orme
Pfister	Savage	Schmit	Skarda	Stahmer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 1:

Snyder

Not voting, 20:

Barnett	Burbach	Carpenter	Chambers	Clark
DeCamp	Duis	Elrod	Epke	Holmquist
Keyes	Kime	Klaver	Marvel	Moylan
Nore	Proud	Simpson	Stromer	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1050.

A BILL FOR AN ACT to amend sections 28-601, 28-929, 28-931, and 28-937, Reissue Revised Statutes of Nebraska, 1943, and sections 28-597 and 28-598, Revised Statutes Supplement, 1969, relating to crimes and punishment; to harmonize the provisions with previous legislation; to clarify the provisions thereof; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Carstens	Craft
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse

Voting in the negative, 0.

Not voting, 14:

Carpenter	Chambers	Clark	DeCamp	Duis
Elrod	Holmquist	Keyes	Kime	Klaver
Marvel	Moylan	Simpson	Ziebarth	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1051.

A BILL FOR AN ACT to amend section 29-2246, Revised Statutes Supplement, 1971, relating to criminal procedure; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carsten	Carstens	Craft
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Wiltse	

Voting in the negative, 0.

Not voting, 15:

Carpenter	Chambers	Clark	DeCamp	Duis
Elrod	Holmquist	Keyes	Kime	Klaver
Marvel	Moylan	Simpson	Warner	Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1052.

A BILL FOR AN ACT to amend sections 30-1207 and 30-1208, Reissue Revised Statutes of Nebraska, 1943, section 30-1132, Revised Statutes Supplement, 1969, and section 30-135, Revised Statutes Supplement, 1971, relating to decedents' estates; to harmonize the provisions with

previous legislation; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carsten	Carstens	Craft
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Kremer	Luedtke	Maresh
Morgan	Nore	Orme	Pfister	Proud
Savage	Schmit	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	

Voting in the negative, 0.

Not voting, 15:

Carpenter	Chambers	Clark	DeCamp	Duis
Elrod	Keyes	Kime	Klaver	Lewis
Mahoney	Marvel	Moylan	Simpson	Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1053.

A BILL FOR AN ACT to amend sections 31-202.02, 31-202.03, 31-333, and 31-335, Reissue Revised Statutes of Nebraska, 1943, and sections 31-411 and 31-414, Revised Statutes Supplement, 1969, relating to drainage; to harmonize the provisions with previous legislation; to remove obsolete matter; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Carstens	Craft
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder

Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Chambers	Clark	DeCamp	Duis
Elrod	Keyes	Kime	Klaver	Marvel
Moylan	Nore	Simpson	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1054.

A BILL FOR AN ACT to amend sections 32-223, 32-228, 32-229, 32-425, 32-433, 32-439, 32-473, 32-476, 32-477, 32-802, 32-805, 32-806, 32-807, 32-1205, 32-1206, 32-1214, and 32-1302, Reissue Revised Statutes of Nebraska, 1943, and section 32-102, Revised Statutes Supplement, 1971, relating to elections; to change the legal age of voters as prescribed; to correct internal references; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Carstens	Craft
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Nore	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Chambers	Clark	DeCamp	Duis
Elrod	Keyes	Kime	Klaver	Marvel
Morgan	Moylan	Simpson	Swanson	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1055.

A BILL FOR AN ACT to amend section 35-105, Reissue Revised Statutes of Nebraska, 1943, relating to firemen; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Nore	Orme	Pfister	Proud
Savage	Schmit	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Keyes	Kime	Klaver
Kokes	Marvel	Moylan	Simpson	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1056.

A BILL FOR AN ACT to amend section 36-203, Reissue Revised Statutes of Nebraska, 1943, relating to statutes of fraud; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder

Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Keyes	Kime	Klaver
Marvel	Moylan	Simpson	Swanson	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1057.

A BILL FOR AN ACT to amend section 37-214.01, Revised Statutes Supplement, 1969, relating to fish and game; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Pfister
Proud	Savage	Schmit	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Keyes	Kime	Klaver
Marvel	Moylan	Simpson	Swanson	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1059.

A BILL FOR AN ACT to amend sections 44-3,103, 44-3,108, and 44-1034, Reissue Revised Statutes of Nebraska, 1943, and sections 44-386.03 and 44-711, Revised Statutes Supplement, 1969, relating to insurance; to harmonize the provisions thereof with previous legislation; to eliminate obsolete matter; to clarify the meaning thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carsten	Craft	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Keyes	Kime	Klaver	Marvel
Moylan	Swanson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1060.

A BILL FOR AN ACT to amend sections 45-125, 45-142, and 45-149, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to harmonize the provisions thereof with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Craft	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Kremer	Lewis	Luedtke
Maresh	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Keyes	Kime	Klaver	Mahoney
Marvel	Morgan	Moylan	Swanson	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1061.

A BILL FOR AN ACT to amend section 48-145.02, Revised Statutes Supplement, 1971, relating to workmen's compensation; to correct a reference concerning violations; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carsten	Craft	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Lewis	Luedtke	Maresh
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Keyes	Kime	Klaver	Kremer
Mahoney	Marvel	Morgan	Moylan	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

NOTICE OF COMMITTEE HEARING
Committee on Committees

January 14, 1972

The Committee on Committees will meet at 1:00 p.m. on Tuesday, January 25, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

John R. Baylor – Industrial Relations Court

Joseph J. Cascio – Board of Public Roads Classifications and Standards

Norman A. Magnusson – Board of Public Roads Classifications and Standards

F. Phillips Giltner – Advisory Committee to the Department of Economic Development

Mrs. Catherine Dahlquist – Advisory Committee to the Department of Economic Development

(Signed) Richard F. Proud, Chairman
Committee on Committees

January 14, 1972

The Committee on Committees will meet at 1:00 p.m. on Thursday, January 27, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Thane Davis – State Highway Advisory Commission

W. D. "Twist" Newberry – State Highway Advisory Commission

Joseph Lipton – State Highway Advisory Commission

Ed R. Crowley – Public Welfare and Public Institutions Advisory Committee

Nels Petersen – State Personnel Board

Julius Novak – Motor Vehicle Dealers License Board

(Signed) Richard F. Proud, Chairman
Committee on Committees

RESOLUTIONS

LEGISLATIVE RESOLUTION 19.

Introduced by Jerome Warner, 25th District and William F. Swanson, 27th District.

WHEREAS, individual taxpayers must pay signigicant (sic) sums in wheel taxes and registration fees for the privilege of operating motor vehicles; and

WHEREAS, such wheel taxes and registration fees constitute a significant portion of governmental revenue which is used for the construction, improvement and maintenance of public highways, roads and streets in the United States; and

WHEREAS, wheel taxes and registration fees are not deductible from personal income taxes under the current U.S. Internal Revenue Code.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND SESSION, SECOND SESSION, ASSEMBLED:

1. That the Nebraska Congressional delegation work for the passage of legislation which will permit a deduction from federal income taxes for the payment by individuals of wheel taxes and motor vehicle registration fees.

2. That copies of this resolution be sent to each United States Senator and Representative from Nebraska.

Laid over.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1319. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 60-1419, Reissue Revised Statutes of Nebraska, 1943, section 60-1409, Revised Statutes Supplement, 1969, and sections 60-1401.02, 60-1406, 60-1407, 60-1410, 60-1411, 60-1411.01, 60-1411.02, 60-1411.03, 60-1411.04, 60-1415, and 60-1427, Revised Statutes Supplement, 1971, relating to motor vehicles; to redefine terms; to revise classifications of motor vehicle and trailer dealers; to change fees; to provide grounds for revocation of dealers' licenses; to change provisions relating to advertising; to authorize special permits for sale of motorcycles and trailers; to make certain sales unlawful; to provide a penalty; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1320. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 17-512, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages; to provide for main thoroughfare paving, graveling or other improvement district

when the main thoroughfare connects with a paved county road rather than a part of the state highway system; and to repeal the original section.

LEGISLATIVE BILL 1321. By Duke Snyder, 14th District.

A BILL FOR AN ACT relating to municipalities; to prohibit interference by community antenna television installations with existing sewer, gas, water or other public works, or private utilities lawfully occupying streets, alleys and public ways.

LEGISLATIVE BILL 1322. By William F. Swanson, 27th District.

A BILL FOR AN ACT to provide for the submission to the electors of Nebraska the question of the calling of a constitutional convention.

LEGISLATIVE BILL 1323. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 42-107, Revised Statutes Supplement, 1971, relating to husband and wife; to prohibit issuance of a marriage license to persons who have not complied with decrees of divorce; to provide penalties for giving false information regarding such decrees for purposes of obtaining a marriage license; and to repeal the original section.

LEGISLATIVE BILL 1324. By Duke Snyder, 14th District.

A BILL FOR AN ACT to appropriate the sum of one hundred fifty-three thousand five hundred dollars from the state General Fund for the period July 1, 1972 to June 30, 1973 to the Department of Education for the purpose of health education including alcoholism and drug abuse as prescribed.

LEGISLATIVE BILL 1325. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 71-2803.01, Revised Statutes Supplement, 1971, relating to physical therapy; to provide for temporary licenses as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1326. By State Aid Study Committee: Wally Barnett, 26th District; Donald Elrod, 35th District; Jules W. Burbach, 19th District; Willard Waldo, 31st District; Jerome Warner, 28th District.

A BILL FOR AN ACT relating to education; to provide for an educational accountability program as prescribed; to provide for an advisory committee and its members; to provide for appointment of members and terms of office; to provide for local cooperation; to provide for reports; to provide duties; to provide an operative date; and to declare an emergency.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LB 1045, LB 1046, and LB 1047 on Final Reading.

(Signed) George Syas

ADJOURNMENT

At 3:06 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, January 17, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 17, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, who dost watch over every one of Thy children throughout the world, Thou dost understand how hard it is for these, Thy servants, to keep in mind the thousands of their fellow citizens for whom they must legislate. Thou knowest the clamor of voices in their ears, the constant tugging at their sleeves, forever trying to influence them; the small voices of little men without monies or reputation; the blatant voices of agressive pressure groups; the big voices of selfish men and those working for personal gain; even the whispering inner voices of personal ambition; those insinuating voices holding out the lure of unmerited reward. Amid all the din of voices, give these Thy servants the willingness to take time to listen to Thy voice, knowing that if they follow the still small voice within, all Thy people will be served fairly, and all groups will get what they deserve. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except for Mr. DeCamp and Mr. Proud, who were excused.

CORRECTIONS FOR JOURNAL

Page 280, line 12, insert "Laid over". (Eighth Day)
Page 304, line 23, insert "Laid over." (Ninth Day)
The Journals for the Eighth and Ninth Day were approved as corrected.

UNANIMOUS CONSENT—Member Excused

Mr. Swanson asked unanimous consent to be excused at 2:00 p.m. for one hour. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 543. Placed on Select File as amended.
Enrollment and Review amendments to LB 543:

1. On page 3, strike lines 16 and 17 and insert:
"Section 1. That section 2-3201, Revised Statutes Supplement, 1971, be amended to read as".

2. In lieu of the Burbach amendment thereto, on page 7, line 13, strike "this act" and insert "~~this act~~ *section 2-3203*"; and in line 13, strike "January" and insert "July".

3. On page 7, lines 9 and 10, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971".

4. In the Burbach amendment 8, line 6, strike "line 17" and insert "line 27".

5. In the new section added by the Kokes amendment, line 1, insert "Sec. 5." before "That"; in line 1, insert "of Nebraska" after "Statutes".

6. On page 9, lines 9 and 10, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971".

7. In lieu of the Johnson amendment to page 10, line 5, as amended by the Barnett amendment, on page 10, at the end of line 5, insert "*and also one representative from each city of the second class within the district, one representative from each city of the first class within the district for each five thousand inhabitants, to the nearest five thousand, and seven representatives from each city of the primary class within the district, such representatives to be designated by the mayor with the approval of the city council, with the mayor and members of the council being eligible for such designation,*".

8. In the Johnson amendment 1, line 7, insert an underscored comma before "*and*"; in line 8, strike "*metropolitan class city*" and insert "*city of the*

metropolitan class"; and in line 10, strike "*such*" and insert "*which*".

9. In the Johnson amendment 2, line 1, insert ", showing old matter as stricken," after "inclusive".

10. In line 1 of the Johnson amendment 3, strike "*provided*" and insert "*; Provided*".

11. On page 12, line 16, strike "~~*January*~~" and insert "~~*July*~~".

12. In the last line of Johnson amendment 4, strike the period and insert a period at the end of the line.

13. In lieu of the Kremer amendment thereto, on page 16, line 12, strike "(8)" and insert "~~*(8)*~~ *(7)*".

14. Number and renumber sections as follows:

Restore original numbers to original sections 6 to 11. Renumber new section 11, added by the Burbach amendment 15, as section 12. Number the new section added by the Kremer amendment as section 13. Renumber new section 12, added by the Burbach amendment 15, as section 15.

15. In renumbered section 12, line 12, strike "76-624" and insert "76-724" as in the statutes.

16. Before line 1 of the Johnson amendment 5, insert "5. Add a new section to read:"; and in line 1, strike "5." and insert "Sec. 14.".

17. In renumbered section 15, line 1, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971"; and in line 4, insert "watershed district," after the first comma as in the statutes.

18. Strike the Burbach amendments 16 and 17.

19. Pursuant to the Carpenter amendments, insert two new sections to read:

"Sec. 16. *Each district and commission subject to Chapter 2, article 32, shall annually, on or before January 1 of each year commencing January 1, 1973, report to the Legislature a summary of all fees paid during the immediately preceding year to attorneys, lobbyists, and public relation representatives and to whom paid.*

Sec. 17. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

20. For correlation purposes, in line 1 of new section 13, insert ", as amended by section 2, Legislative Bill 1045, Eighty-second Legislature, Second Session, 1972" after "1943"; and strike line 14 and insert "standards as established by the Department of Environmental Control.".

21. On page 21, strike lines 9 to 13 and insert:

"Sec. 18. That original sections 2-3202, 2-3204, 2-3207, 2-3214, 2-3215, 2-3218, 2-3219, 2-3229, 2-3234, and 2-3254, Reissue Revised Statutes of Nebraska, 1943, sections 2-3201, 2-3206, 2-3213, and 2-3261, Revised Statutes Supplement, 1971, and section 2-3241, Revised Statutes Supplement, 1971, as amended by section 2, Legislative Bill 1045, Eighty-second Legislature, Second Session, 1971, and also sections 2-3221 and 2-3251, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

22. Renumber section 14, added by the Burbach amendment 18, as section 19.

23. In the title, strike lines 2 to 21 and all amendments thereto and insert:

"FOR AN ACT to amend sections 2-3202, 2-3204, 2-3207, 2-3214, 2-3215, 2-3218, 2-3219, 2-3229, 2-3234, and 2-3254, Reissue Revised Statutes of Nebraska, 1943, sections 3-3201, 2-3206, 2-3213, and 2-3261, Revised Statutes Supplement, 1971, and section 2-3241, Revised Statutes Supplement, 1971, as amended by section 2, Legislative Bill 1045, Eighty-second Legislature, Second Session, 1971, relating to natural resources districts; to eliminate reference to mosquito abatement districts; to eliminate provisions for natural resources divisions of public power districts; to restrict commission powers; to harmonize with other legislation; to provide for changes of district boundaries; to provide for the initial boards of directors; to require subdistricts; to provide for vacancies; to reduce authority of the districts; to provide for written objections to improvements; to provide for reports to the Legislature; to provide for severability; to repeal the original sections and also sections 2-3221 and 2-3251, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.".

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARING
Revenue

LB 1251	Monday, January 24, 1972	2:00 p.m.
LB 1259	Monday, January 24, 1972	2:00 p.m.
LB 1099	Tuesday, January 25, 1972	2:00 p.m.
LB 1103	Tuesday, January 25, 1972	2:00 p.m.
LB 1134	Tuesday, January 25, 1972	2:00 p.m.

LB 1229	Wednesday, January 26, 1972	2:00 p.m.
LB 1230	Wednesday, January 26, 1972	2:00 p.m.
LB 1276	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

MESSAGE FROM THE GOVERNOR

January 14, 1972

The Honorable William Hasebroock
Speaker of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Speaker:

May I respectfully request that you advise your honorable body of my suggestions as outlined herein.

Through resolution and the referment of such resolution to an appropriate committee of the Legislature, upon which a public hearing should be held in an auditorium of sufficient size to accomodate a large crowd of Nebraskans from across the state, to consider and accomplish the following:

(1) Naming and honoring Coach Bob Devaney as the No. 1 football coach of the universe.

(2) Naming Coach Devaney as the No. 1 Ambassador of goodwill for Nebraska and its people within and outside our state.

(3) Allow Nebraskans an opportunity to express their individual and collective wishes and hope that Bob Devaney will choose to remain as head football coach at the University of Nebraska.

(4) Seek approval of a recommendation to the Board of Regents to name the new field house in honor of Bob Devaney in recognition of his unexcelled contributions to Nebraska's present and future.

(5) Consider any other matters that might properly be considered or raised at such hearing for legislative action.

Thank you very much for your consideration of this proposal which was initially suggested to me by Senator Terry Carpenter.

Sincerely yours,

(Signed) J. James Exon
Governor

JJE:fw

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1043	1044	1045	1046	1047
1048	1050	1051	1052	1053
1054	1055	1056	1057	1059
1060	1061			

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1043, LB 1044, LB 1045, LB 1046, LB 1047, LB 1048, LB 1050, LB 1051, LB 1052, LB 1053, LB 1054, LB 1055, LB 1056, LB 1057, LB 1059, LB 1060 and LB 1061.

UNANIMOUS CONSENT—Member Excused

Mr. F. Carstens asked unanimous consent to be excused January 18, 1972, and from 11:30 a.m. to noon today. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title.

LEGISLATIVE BILL 1327. By John S. Savage, 10th District.

A BILL FOR AN ACT to amend sections 60-1701 and 60-1703, Revised Statutes Supplement, 1969, relating to motor vehicle inspection; to require reinspection of certain vehicles; to prohibit operation of certain vehicles; to establish the position of motor vehicle inspector as prescribed; to provide a fee; and to repeal the original sections.

LEGISLATIVE BILL 1328. By Ellen Craft, 45th District.

A BILL FOR AN ACT to create a State Arena Board; to define the purposes, powers, duties, and limitations of such board; to provide procedures for appointment and confirmation of board members; to prescribe funding procedure; to provide for reimbursement of expenses of board members; and to declare an emergency.

LEGISLATIVE BILL 1329. By Ellen Craft, 45th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the

Legislature; to provide that after redistricting any member who represents a district where more than fifty per cent of the voters he represents could not have voted for him shall stand for election at the next general election in order to continue to represent such district; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1330. By Ellen Craft, 45th District.

A BILL FOR AN ACT to amend section 45-103, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide that the rate of interest on judgments shall be nine per cent as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1331. By George Syas, 13th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 2, of the Constitution of Nebraska, relating to taxation; to provide for exempting real estate from taxation upon which is located water or growing timber and woody plants under prescribed conditions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1332. By George Syas, 13th District.

A BILL FOR AN ACT to amend sections 84-1401, 84-1402, 84-1403, 84-1404, and 84-1405, Revised Statutes Supplement, 1969, relating to public meetings; to expand the provisions for public meetings as prescribed; to change internal references; and to repeal the original sections.

LEGISLATIVE BILL 1333. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 81-1528, Revised Statutes Supplement, 1971, relating to the Environmental Protection Act; to eliminate the provisions for control of air pollution by political subdivisions; and to repeal the original section.

LEGISLATIVE BILL 1334. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 81-8,212, 81-8,220, 81-8,226, and 81-8,233, Revised Statutes Supplement, 1969, and sections 48-194, 48-197, 48-1,104, and 48-1,109, Revised Statutes Supplement, 1971, relating to the State Claims Board; to remove the Director of Administrative Services as a member and secretary of the Board; to provide for appointment of a secretary and staff; to provide procedure for filing and processing of claims through the secretary; to repeal the original

sections, and also section 81-809.01, Revised Statutes Supplement, 1969; and to declare an e mergency.

LEGISLATIVE BILL 1335. By John S. Savage, 10th District.

A BILL FOR AN ACT to amend section 60-1411.04, Revised Statutes Supplement, 1971, relating to Motor Vehicle Dealers Licensing Act; to clarify and modify the scope of advertising violators; and to repeal the original section.

LEGISLATIVE BILL 1336. By John S. Savage, 10th District.

A BILL FOR AN ACT to amend sections 44-202 and 44-205.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for additional kinds of business which may be transacted; and to repeal the original sections.

LEGISLATIVE BILL 1337. By Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 39-722.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to provide for special premits (sic) for over size or over weight vehicles and loads as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1338. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to enact laws governing the operation of motorcycles as specified; to provide penalties; to amend section 39-742, Revised Statutes Supplement, 1969, relating to use of public roads; and to repeal the original section.

LEGISLATIVE BILL 1339. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to establish a Nebraska American Revolution Bicentennial Commission; to provide for appointment of members to the commission, their terms of office, and compensation; to provide duties; and to provide for the existence of the commission.

LEGISLATIVE BILL 1340. By Rudolf Kokes, 41st District.

A BILL FOR AN ACT to refund all license fees in the electrical account of the State Electrical Board as prescribed; and to repeal sections 81-553 to 81-562, and 81-564 to 81-570, Revised Statutes Supplement, 1969, and section 81-563, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1341. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT to amend section 68-1021, Reissue Revised Statutes of Nebraska, 1943, relating to medical assistance; to specify the

fees and schedules applicable to vendors providing nursing home services; and to repeal the original section.

LEGISLATIVE BILL 1342. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend section 77-1502, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide thirty days for filing and thirty days for reviewing and deciding protests to county boards of equalization; and to repeal the original section.

LEGISLATIVE BILL 1343. By Herb Nore, 22nd District.

A BILL FOR AN ACT relating to irrigation; to prohibit placement of fertilizer in an irrigation well; and to provide penalties.

LEGISLATIVE BILL 1344. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 14-1901, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to provide that the city council of a metropolitan city shall be the urban renewal authority; and to repeal the original section.

LEGISLATIVE BILL 1345. By David Stahmer, 8th District.

A BILL FOR AN ACT to amend section 83-306, Revised Statutes Supplement, 1969, relating to hospitals for the mentally ill; to provide that county boards of mental health may commit mentally ill patients to hospitals in the county of the patient's residence as prescribed; to provide for county and state payments toward costs of other hospitals as specified; and to repeal the original section.

LEGISLATIVE BILL 1346. By David Stahmer, 8th District.

A BILL FOR AN ACT relating to state employees; to provide death benefits as prescribed; and to provide for procedure for filing and payment of such death benefits.

LEGISLATIVE BILL 1347. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 70-644, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to provide additional borrowing authority; to eliminate obsolete matter; and to repeal the original section.

LEGISLATIVE BILL 1348. By Gerald Stromer, 36th District.

A BILL FOR AN ACT to amend section 85-308, Revised Statutes Supplement, 1969, relating to the Nebraska State Colleges; to restate the purpose of state colleges; and to repeal the original section.

LEGISLATIVE BILL 1349. By Wally Barnett, 26th District.

A BILL FOR AN ACT relating to the Legislature; to require hearings by the Committee on Appropriations as prescribed.

LEGISLATIVE BILL 1350. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT to amend section 50-401.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislative Council; to change the membership of the Executive Board; to designate the Chairman of the Executive Board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1351. By Harold D. Simpson, 46th District.

A BILL FOR AN ACT relating to motor vehicles; to make adjustments of odometers to reflect a lower mileage than actually driven unlawful, as prescribed; to require filing of statements of mileage; to provide duties for the Department of Motor Vehicles; to provide exceptions; and to provide penalties.

LEGISLATIVE BILL 1352. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 70-1008, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Power Review Board; to clarify language regarding municipally-owned systems; and to repeal the original section.

LEGISLATIVE BILL 1353. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 44-127.01 and 44-127.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the liquidation procedure of insurance companies as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1354. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend section 44-319.05, Reissue Revised Statutes of Nebraska, 1943, and section 44-361, Revised Statutes Supplement, 1971, relating to insurance; to increase the amount of deposits of domestic insurer and assessment associations as prescribed; to change the provisions as what not considered rebates on crop hail insurance premiums; and to repeal the original sections.

LEGISLATIVE BILL 1355. By Claire W. Holmquist, 16th District.

A BILL FOR AN ACT to amend sections 32-1102 and 32-1103, Revised Statutes Supplement, 1969, relating to elections; to provide for additional matter to be included in nomination statement expenses; to change the affidavit as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1356. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 77-2703, 77-2715, and 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide for corporate taxes of three per cent as prescribed; to provide an admissions tax of two and one half per cent as prescribed; to proivde for an individual income tax rate of fifteen per cent as prescribed; and to repeal the original sections, and also section 77-2715.01, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1357. By Fred W. Carstens, 30th District.

A BILL FOR AN ACT to amend sections 48-1001, 48-1002, 48-1003, 48-1004, 48-1005, and 48-1006, Reissue Revised Statutes of Nebraska, 1943, relating to unjust discrimination in employment; to change the provision of the purpose of sections 48-1001 to 48-1006, Reissue Revised Statutes of Nebraska, 1943; to redefine terms; to provide for prohibitions as prescribed; o (sic) change internal references; to provide for administration of the Act Prohibiting Unjust Discrimination in Employment Because of Age; to change the provisions for violations; to change penalties; and to repeal the original sections.

LEGISLATIVE BILL 1358. By Herbert Duis, 39th District.

A BILL FOR AN ACT to repeal section 8-146, Reissue Revised Statutes of Nebraska, 1943, relating to banking.

LEGISLATIVE BILL 1359. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 60-315, Revised Statutes Supplement, 1969, and section 77-1240.03, Revised Statutes Supplement, 1971, relating to motor vehicle taxation; to provide for refunds of registration fees and personal property taxes as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1360. By William Skarda, 7th District.

A BILL FOR AN ACT relating to motor vehicles; to control smoke emissions from diesel-powered motor vehicles; to prohibit the sale of new motor vehicles producing maximum noises as prescribed; to define terms; to provide for the establishment of standards; to provide for rules and regulations; to provide penalties for violation thereof; and to provide a severability clause.

LEGISLATIVE BILL 1361. By Walter Epke, 24th District.

A BILL FOR AN ACT to amend sections 54-1703, 54-1704, and 54-1705, Revised Statutes Supplement, 1969, relating to the licensing and bonding of livestock dealers; to include cattle within the definition of livestock; to

require bonding of livestock dealers; to expand the duties and responsibilities of the State Veterinarian with respect to the granting and revocation of licenses; to clarify provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1362. P. J. Morgan, 4th District.

A BILL FOR AN ACT relating to separate juvenile courts; to create a new judge for the separate juvenile court in counties having a population of more than two hundred thousand inhabitants; and to provide for the appointment of the additional judge as prescribed.

LEGISLATIVE BILL 1363. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 53-124, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to provide for the issuance of licenses to hotels and motels outside of cities and villages; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1364. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 44-710.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to prohibit cancellation or denial of claims on the basis of application information after thirty days as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1365. By William Skarda, 7th District.

A BILL FOR AN ACT relating to alcoholic liquors; to state a policy; to define terms; to regulate the the relationship between distributors of alcoholic liquors other than beer and their retailers as prescribed; to provide procedures; to provide severability; and to declare an emergency.

LEGISLATIVE BILL 1366. By William Skarda, 7th District.

A BILL FOR AN ACT to amend section 53-168, Revised Statutes Supplement, 1969 and section 53-168.01, Revised Statutes Supplement, 1971, relating to liquors; to change the prohibition against discounts for alcoholic liquors; to remove the requirement for filing and posting price schedules; to repeal the original sections, and also sections 53-168.02, 53-168.03, and 53-168.04, Revised Statutes Supplement, 1971; and to declare an emergency.

LEGISLATIVE BILL 1367. By Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1971, relating to taxation; to provide additional exemptions from the sales and use tax as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1368. By Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend section 53-118, Revised Statutes Supplement, 1971, relating to liquors; to provide for the permissible quantity of wine contained in the original packages of alcoholic liquor of less than one pint; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1369. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend section 17-201, Revised Statutes Supplement, 1971, relating to incorporation of villages; to extend the power of the county board to declare or order incorporation, as prescribed; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1370. By Duke Snyder, 14th District.

A BILL FOR AN ACT to amend sections 75-302 and 75-311, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to redefine terms; to provide conditions for issuance of a contract carrier permit; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1371. By Duke Snyder, 14th District.

A BILL FOR AN ACT conferring the privilege to reporters owning or employed in connection with news media from compulsory disclosure of the identity of any informant or source of any information in any judicial, administrative, or legislative proceeding or anywhere else; and to provide that notes or transcriptions not published may not be subject to subpoena or other judicial process.

NOTICE OF COMMITTEE HEARING
Constitutional Revision

The Committee Hearing for LB 1127 that was to be held on Thursday, February 3, 1972, at 2:00 p.m. has been cancelled and transferred to Thursday, February 10, 1972, at 2:00 p.m.

(Signed) George Syas, Chairman

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the Rules and read the Final Reading bills set for tomorrow. The motion prevailed with 33 ayes, 0 nays 16 not voting.

UNANIMOUS CONSENT—Final Reading Bills

Mr. Simpson asked unanimous consent to hold LB 600 on Final Reading until January 24, 1972. No objections. So ordered.

Mr. Carstens asked unanimous consent to hold LB 490 on Final Reading until Thursday, January 20. No objections. So ordered.

VISITORS

Mr. Kokes introduced 37 Senior students and their teachers, Ronald Smith and Roxanne Thurstone, from North Loup–Scotia School, Scotia, Nebraska.

Mr. Simpson introduced 55 Fourth grade students and their teachers, Mesdames Chambers and Hoxie, from Clinton School, Lincoln, Nebraska.

UNANIMOUS CONSENT—Withdraw Names

Mr. Kennedy asked unanimous consent to withdraw the Public Health and Welfare Committee; Messrs. Lewis, Maresh, Stull, Moylan, Schmit and Goodrich from LB 1124 and LB 1220. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Pfister asked unanimous consent to be excused Tuesday afternoon, January 18, 1972. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Names

Mr. Moylan asked unanimous consent to remove the Labor Committee; Messrs. DeCamp, Goodrich, Kennedy, Kime, Klaver and Maresh from LB 1269. No objections. So ordered.

Mr. Moylan asked unanimous consent to remove his name from LB 1092. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1033.

A BILL FOR AN ACT to amend sections 51-309, 51-314, 51-315, and 51-401 to 51-410, Reissue Revised Statutes of Nebraska, 1943, relating to libraries; to change the name of the Nebraska Public Library Commission; to increase the membership of the library commission; to designate the terms of members; to provide for a director; to redefine powers and duties as specified; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Chambers	DeCamp	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1062.

A BILL FOR AN ACT to amend section 49-706, Reissue Revised Statutes of Nebraska, 1943, relating to the Revisor of Statutes; to harmonize the law with previous legislation; to remove obsolete matter; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers DeCamp Kokes Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1064.

A BILL FOR AN ACT to amend section 60-1401.02, Revised Statutes Supplement, 1971, relating to motor vehicles; to correct the internal reference as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0:

Not voting, 3:

Chambers DeCamp Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1065.

A BILL FOR AN ACT to amend section 66-423.02, Reissue Revised Statutes of Nebraska, 1943, and section 66-421, Revised Statutes Supplement, 1969, relating to motor vehicle fuels; to change the fund from which money shall be invested; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	DeCamp	Hasebroock	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1066.

A BILL FOR AN ACT to amend section 68-215.14, Revised Statutes Supplement, 1971, relating to assistance; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Chambers DeCamp Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1067.

A BILL FOR AN ACT to amend sections 71-101, 71-2512, and 71-2602, Reissue Revised Statutes of Nebraska, 1943, and section 71-1,142, Revised Statutes Supplement, 1971, relating to public health and welfare; to correct internal references; to clarify the provisions thereof; to eliminate obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Moylan	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Chambers	DeCamp	Kime	Marvel
Proud				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1068.

A BILL FOR AN ACT to amend section 75-128, Revised Statutes Supplement, 1971, relating to the State Railway Commission; to correct internal reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	DeCamp	Kime	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1069.

A BILL FOR AN ACT to amend sections 77-317, 77-319, 77-1311, 77-1320.04, 77-1320.05, and 77-2340, Reissue Revised Statutes of Nebraska, 1943, and section 77-1918.01, Revised Statutes Supplement, 1971, relating to revenue and taxation; to remove obsolete matter; to harmonize the provisions with previous legislation; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Chambers	DeCamp	Epke	Morgan	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1070.

A BILL FOR AN ACT to amend sections 79-810, 79-903, 79-1443, 79-1445, 79-1445.06, 79-1445.07, 79-1445.09, 79-1445.10, and 79-1445.11, Reissue Revised Statutes of Nebraska, 1943, and sections 79-428 and 79-1444, Revised Statutes Supplement, 1969, relating to schools; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisons of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Morgan	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carstens	DeCamp	Marvel	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1372. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend sections 71-3101, 71-3102, 71-3103, 71-3104, 71-3105, 71-3106, and 71-3107, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to define terms; to provide a system of licenses and permits for resident and day camps; to provide penalties and civil remedies; and to repeal the original sections.

LEGISLATIVE BILL 1373. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 24-703.01, Revised Statutes Supplement, 1969, relating to courts; to provide county and municipal remittance exemptions from the Nebraska Retirement Fund for Judges as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1374. By Jerome Warner, 25th District.

A BILL FOR AN ACT relating to the establishment of the Eugene C. Eppley Institute for Research in Cancer and Allied Diseases; to provide for a director and his duties; to provide powers; to create the Eugene C. Eppley Institute for Research in Cancer and Allied Diseases Fund; to provide how this act may be cited; and to declare an emergency.

LEGISLATIVE BILL 1375. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 53-149, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to modify the length of time that an administrator or executor may exercise privileges of the license of the deceased; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1376. By Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 53-1,108, Reissue Revised Statutes of Nebraska, 1943, relating to liquors; to delete the form of the complaint; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1377. By Interim State Aid Committee: Jerome Warner, 25th District; J. W. Burbach, 19th District; Wally Barnett, 26th District; Donald Elrod, 35th District.

A BILL FOR AN ACT to amend sections 79-1330, 79-1331, 79-1335, 79-1336, 79-1337, 79-1340, 79-1342, and 79-1344, Revised Statutes Supplement, 1969, and section 79-1333, Revised Statutes Supplement, 1971, relating to schools; to change the formula for distribution of the School Foundation and Equalization Fund as prescribed; to provide for deposit of sales and income tax proceeds in such fund; and to repeal the original sections, and also section 79-1343, Revised Statutes Supplement, 1969, and section 79-1344.01, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1378. By Interim State Aid Committee: Jerome Warner, 25th District; Willard Waldo, 31st District; J. W. Burbach, 19th District; Wally Barnett, 26th District; Donald Elrod, 35th District.

A BILL FOR AN ACT relating to schools; to provide limitations on budget increases for all school districts; and to provide exceptions.

LEGISLATIVE BILL 1379. By John Savage, 10th District.

A BILL FOR AN ACT relating to schools; to provide for provisions of retirement of an emeritus member of a Class V school district as prescribed.

LEGISLATIVE BILL 1380. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 71-1524, Revised Statutes Supplement, 1969, relating to public health and welfare; to provide procedure for appointment of commissioners to housing authorities; and to repeal the original section.

LEGISLATIVE BILL 1381. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 50-401.01, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to provide for Executive Board study of wholesale public power districts and for reports to the Legislature; and to repeal the original section.

LEGISLATIVE BILL 1382. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 23-343.92, 23-343.93, 23-343.95, 23-343.96, 23-343.99, 23-343.100, and 23-343.109, Revised Statutes Supplement, 1971, relating to county government; to provide additional powers; to clarify provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1383. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to schools; to provide for activation of the Compact for Education as prescribed; to provide for reports; and to provide for meetings.

LEGISLATIVE BILL 1384. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 39-2103, Revised Statutes Supplement, 1969, relating to classification of rural highways; to provide that sufficient commerce will justify rural highway service to incorporated municipalities of less than one hundred population; and to repeal the original section.

LEGISLATIVE BILL 1385. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 71-122 and 71-122.01, Revised Statutes Supplement, 1971, relating to public health and welfare; to provide that a proportionate share of fees received by examing boards shall be used for operation of the Bureau of Examining Boards as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1386. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 79-1528, Revised Statutes Supplement, 1969, and section 79-1501, Revised Statutes Supplement, 1971, relating to the school retirement system; to redefine terms; to change the amount of benefits payable to employees, upon retirement caused by disability or upon death prior to retirement; to provide an annuity for a surviving spouse; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1387. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend sections 31-715 and 31-740, Revised Statutes Supplement, 1971, relating to sanitary and improvement districts; to provide for audits as prescribed; to provide when audits may be waived; and to repeal the original sections.

LEGISLATIVE BILL 1388. By LeRoy G. Pfister, 17th District.

A BILL FOR AN ACT relating to liquors; to require licenses for the serving of alcoholic liquors in facilities connected with apartments, condominiums and residential developments; and to provide penalties.

LEGISLATIVE BILL 1389. By John Savage, 10th District.

A BILL FOR AN ACT to amend section 75-104, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to increase the salaries of the commissioners; and to repeal the original section.

LEGISLATIVE BILL 1390. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to crimes and punishments; to define terms; to prohibit certain competitive and deceptive practices as prescribed; to provide exemptions; to provide for enforcement under civil and criminal procedure; to provide penalties; to provide for rules and regulations; to provide for class actions; to provide for recovery of damages; and to declare an emergency.

LEGISLATIVE BILL 1391. By George Syas, 13th District.

A BILL FOR AN ACT to amend sections 48-624 and 48-669, Revised Statutes Supplement, 1971, relating to employment security; to increase the maximum weekly benefit amount; to provide for transition; and to repeal the original sections.

LEGISLATIVE BILL 1392. By George Syas, 13th District.

A BILL FOR AN ACT to amend sections 48-626, 48-644, and 48-649, Reissue Revised Statutes of Nebraska, 1943, and sections 48-617 and 48-630, Revised Statutes Supplement, 1969, and sections 48-602, 48-604, and 48-628.02, Revised Statutes Supplement, 1971, relating to the Employment Security Law; to amend the provisions of the Employment Security Law so as to assure approval by the United States Secretary of Labor of the Nebraska Employment Security Law for credit by employers against Federal Unemployment Tax; to define certain terms; to make corrections so as to conform to parallel provisions of the Federal Unemployment Tax Act; to correct internal reference within the Employment Security Law; to provide the method of financing benefits paid to employees of the State of Nebraska or its instrumentalities; and to repeal the original sections.

LEGISLATIVE BILL 1393. By Herb Nore, 22nd District.

A BILL FOR AN ACT to amend sections 43-209 and 43-904, Reissue Revised Statutes of Nebraska, 1943, relating to infants; to authorize the juvenile court to terminate parental rights to mentally ill or mentally deficient children, as specified; to permit the Home for Children to receive such children; to provide for committing certain children from state institutions to the Department of Public Institutions; and to repeal the original sections.

LEGISLATIVE BILL 1394. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT to adopt the Uniform Motor Vehicle Accident Reparations Act.

LEGISLATIVE BILL 1395. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT relating to insurance; to establish limitations upon cancellation and nonrenewal of motor vehicle policies as prescribed; and to provide for administrative hearings and judicial appeal and review of cancellations and nonrenewals.

LEGISLATIVE BILL 1396. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT relating to automobile liability insurance; to prescribe conditions for cancellation and nonrenewal of liability coverages, as specified; to provide definitions; and to provide for notice of cancellation and nonrenewal.

LEGISLATIVE BILL 1397. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT relating to motor vehicle insurance; to provide coverage for collision, and an exemption from tort liability.

LEGISLATIVE BILL 1398. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT relating to motor vehicle insurance; to establish compulsory coverage for collision and minimum coverage for property.

LEGISLATIVE BILL 1399. By Interim Insurance Committee: J. James Waldron, Chairman, 42nd District.

A BILL FOR AN ACT relating to insurance; to prescribe that automobile liability policies providing insurance on automobiles registered in this state contain certain no fault basic economic loss coverages as defined; to provide that no fault supplemental catastrophic economic loss coverage, as defined, be made available; to provide for subrogation and arbitration as specified; to establish standards governing damages in tort actions by persons suffering bodily injuries arising out of the use of motor vehicles insured under the provisions of this act; to provide for the regulation of contingent fees in actions for personal injury or wrongful death arising out of the operation of motor vehicles; to make it unlawful to present a fraudulent claim, as defined, for personal injury or property damage; to provide a severability clause; and to fix an operative date.

LEGISLATIVE BILL 1400. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 79-2626, Revised Statutes Supplement, 1971, relating to technical community colleges; to provide for submitting proposed annual budgets to the Director of Administrative Services by September 15 annually; and to repeal the original section.

LEGISLATIVE BILL 1401. By Herbert Duis, 39th District.

A BILL FOR AN ACT to amend section 70-610, Revised Statutes Supplement, 1969, relating to public power and irrigation districts; to delete language imposing election costs of directors upon public power and irrigation districts; and to repeal the original section.

LEGISLATIVE BILL 1402. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend section 48-816, Revised Statutes Supplement, 1969, relating to the Court of Industrial Relations; to provide for firemen to be recognized as a bargaining unit as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1403. By Judiciary Committee: Roland A. Luedtke, Chairman, 28th District; Harold D. Simpson, 46th District; Fred W. Carstens, 30th District; P. J. Morgan, 4th District; Walter H. Epke, 24th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 29-401, Revised Statutes Supplement, 1969, relating to arrests; to provide notification to the parent, guardian or custodian of the arrest of a child under eighteen years of age; to continue acceptance of a plea until notification is attempted; and to repeal the original section.

LEGISLATIVE BILL 1404. By Judiciary Committee: Roland A. Luedtke, Chairman, 28th District; Harold D. Simpson, 46th District; Fred W. Carstens, 30th District; P. J. Morgan, 4th District; Walter H. Epke, 24th District; Ernest Chambers, 11th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to criminal procedure; to provide for pleading an alibi as a defense as prescribed.

LEGISLATIVE BILL 1405. By Interim Power Committee: Terry Carpenter, 48th District; Eugene Mahoney, 5th District; Herb Nore, 22nd District; Claire W. Holmquist, 16th District; Glenn A. Goodrich, 20th District; Otho Kime, 43rd District; David Stahmer, 8th District.

A BILL FOR AN ACT to create a Regional Radiation Health Center to provide medical care and treatment of radiation casualties; to authorize the University of Nebraska Medical Center to develop and supervise such facility; to develop related educational programs; to appropriate funds; and to provide additional financing.

LEGISLATIVE BILL 1406. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 77-1205, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to require a bond from agisters, caretakers or nonresident owners of livestock assessed in counties in this state as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1407. By George Syas, 13th District; Jerome Warner, 25th District.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, relating to taxation; to change the food sales tax credit; and to repeal the original section.

LEGISLATIVE BILL 1408. By Interim Pesticide Committee, Loran Schmit, Chairman, 23rd District.

A BILL FOR AN ACT relating to economic poisons; to require labeling of containers to provide information on disposal; to make certain acts unlawful; and to provide a penalty.

LEGISLATIVE BILL 1409. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to appropriate one hundred seven thousand dollars for the period July 1, 1972 to June 30, 1973 to the University of Nebraska Medical Center, Agency No. 51-3 for Program 752 to aid in carrying out the provisions of Legislative Bill 985, Eighty-second Legislature, First Session, Nebraska State Legislature, 1971, as prescribed.

LEGISLATIVE BILL 1410. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend sections 81-217.12 and 81-217.21, Revised Statutes Supplement, 1969, relating to pure food; to render act applicable to food produced for animals; to harmonize misbranding definition with uniform legislation relating to pure food; and to repeal the original sections.

LEGISLATIVE BILL 1411. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to amend section 54-820, Reissue Revised Statutes of Nebraska, 1943, relating to the definition of terms used in the Nebraska Commercial Feed Law; to include materials containing sixty per cent or more of water within the definition of commercial feed; and to repeal the original section.

LEGISLATIVE BILL 1412. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT relating to agriculture; to permit the Director of Agriculture to enter into agreements for the inspection and grading of processed food grains, edible beans and other horticultural crops; to provide for promulgation of rules and regulations; to authorize appointment of personnel for inspection and grading duties; and to establish a fund in the treasury for this purpose.

LEGISLATIVE BILL 1413. By Maurice A. Kremer, 34th District.

A BILL FOR AN ACT to provide for the adoption of a uniform act relating to weights and measures; to establish standards; to define powers

and duties; to define offenses; to provide for penalties; and to repeal sections 89-101 to 89-113, 89-115 to 89-141, 89-154 to 89-169, and 89-171 to 89-182, Reissue Revised Statutes of Nebraska, 1943, and section 89-114, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1414. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to the Legislature; to provide that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement, and retirement benefits may be granted to retired public officers and employees not receiving such benefits; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1415. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to repeal section 44-344, Reissue Revised Statutes of Nebraska, 1943, relating to insurance.

SPEAKER HASEBROOCK PRESIDING

RESOLUTIONS

LEGISLATIVE RESOLUTION 15. Mr. Carpenter asked unanimous consent to hold the resolution over. Mr. Goodrich objected.

Mr. Carpenter asked unanimous consent to take up LR 15 immediately after LB 117 tomorrow. No objections. So ordered.

PRESIDENT MARSH PRESIDING

LEGISLATIVE RESOLUTION 19. LR 19 found in the Journal on page 304 for the Ninth Day was adopted with 36 ayes, 0 nays and 13 not voting.

NOTICE OF COMMITTEE HEARING
Government & Military Affairs

LB 1187	Friday, January 28, 1972	2:00 p.m.
LB 1191	Friday, January 28, 1972	2:00 p.m.
LB 1204	Friday, January 28, 1972	2:00 p.m.
LB 1205	Friday, January 28, 1972	2:00 p.m.
LB 1206	Friday, January 28, 1972	2:00 p.m.
LB 1212	Friday, January 28, 1972	2:00 p.m.

LB 1247	Friday, January 28, 1972	2:00 p.m.
LB 1254	Friday, January 28, 1972	2:00 p.m.
LB 1266	Friday, January 28, 1972	2:00 p.m.
LB 1273	Friday, January 28, 1972	2:00 p.m.
LB 1285	Friday, January 28, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

UNANIMOUS CONSENT–Withdraw Names on LB 1298

Mr. Schmit asked unanimous consent to withdraw the names of Keyes, Kremer, Waldo, Kime, Carsten and Kokes from LB 1298. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1416. By LeRoy Pfister, 17th District.

A BILL FOR AN ACT relating to insurance; to provide for reciprocal agreements with other states as prescribed.

LEGISLATIVE BILL 1417. By Donald Elrod, 35th District.

A BILL FOR AN ACT relating to schools; to provide that all real estate shall be within the boundaries of a unified school district as prescribed.

LEGISLATIVE BILL 1418. By Donald Elrod, 35th District.

A BILL FOR AN ACT to appropriate to the State Department of Education the sum of one hundred seventy-eight million dollars to aid in defraying aid to schools as provided by sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, and amendments thereto, for the biennium ending June 30, 1973; and to declare an emergency.

LEGISLATIVE BILL 1419. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 79-1520, Reissue Revised Statutes of Nebraska, 1943, sections 79-1522 and 79-1522.01, Revised Statutes Supplement, 1969, and section 79-1531, Revised Statutes Supplement, 1971, relating to the teachers' retirement provisions; to change eligibility for retirement provisions; to change the amount of the service and formula annuities; to change the required contribution; and to repeal the original sections.

LEGISLATIVE BILL 1420. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 76-903, Revised Statutes Supplement, 1969, relating to the documentary stamp tax; to increase the county's share of such tax; and to repeal the original section.

LEGISLATIVE BILL 1421. By Donald Elrod, 35th District.

A BILL FOR AN ACT to repeal sections 76-904 to 76-907, Reissue Revised Statutes of Nebraska, 1943, sections 76-901 and 76-903, Revised Statutes Supplement, 1969, and section 76-902, Revised Statutes Supplement, 1971, relating to the documentary stamp tax on real property.

LEGISLATIVE BILL 1422. By Donald Elrod, 35th District.

A BILL FOR AN ACT to amend section 84-1319, Reissue Revised Statutes of Nebraska, 1943, and sections 84-1307 and 84-1308, Revised Statutes Supplement, 1969, relating to the State Employees Retirement Act; to increase the rate for contributions by employees; to change the qualifications for membership in the system; to increase the amount for election to receive lump sum payment; and to repeal the original sections.

LEGISLATIVE BILL 1423. By Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend section 17-706, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to provide when the annual appropriation bill shall be passed by ordinance; to eliminate the provisions prohibiting additional appropriation bills; and to repeal the original section.

LEGISLATIVE BILL 1424. By Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend sections 16-704 and 16-706, Reissue Revised Statutes of Nebraska, 1943, and section 77-1612, Revised Statutes Supplement, 1969, relating to cities of the first and second class, villages, townships, and districts; to change the date for passing the annual appropriation bill; to change the provisions for appropriations as prescribed; to change the provisions for transfer of funds; to change the date for certifying to the county clerk the amount to be raised by taxation; to eliminate the provisions for publication of appropriation bill; to repeal the original sections, and also section 16-705, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1425. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, 39-727.04, 39-727.06, 39-727.07, and 39-727.13, Revised Statutes Supplement, 1971, relating to the use of public roads; to provide for tests for alcoholic content in the blood, urine, and breath as prescribed; to provide for an

unlawful alcoholic content; to change penalties; to provide for unlawful acts; and to repeal the original sections, and also section 39-727.15, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1426. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 81-263.39, Revised Statutes Supplement, 1971, relating to dairy products; to redefine distributor; and to repeal the original section.

LEGISLATIVE BILL 1427. By J. W. Burbach, 19th District.

A BILL FOR AN ACT to amend section 81-263.39, Revised Statutes Supplement, 1971, relating to dairy products; to redefine cost to the retailer; and to repeal the original section.

LEGISLATIVE BILL 1428. By LeRoy Pfister, 17th District.

A BILL FOR AN ACT to amend section 44-210, Reissue Revised Statutes of Nebraska, 1943, sections 44-2101, 44-2102, 44-2103, 44-2104, 44-2109, 44-2110, 44-2111, 44-2112, 44-2113, 44-2114, 44-2115, 44-2116, 44-2117, and 44-2119, Revised Statutes Supplement, 1969, and section 44-2108, Revised Statutes Supplement, 1971, relating to insurance; to make an exception of or expiration of proxies as prescribed; to change the contents of holding company statements as prescribed; to correct internal references; and to repeal the original sections.

LEGISLATIVE BILL 1429. By LeRoy Pfister, 17th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 6, of the Constitution of Nebraska, relating to revenue; to provide authority for cities and villages to provide and maintain off-street parking by special assessments or taxation as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1430. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT to amend section 19-3302, 19-3314, 19-3317, and 19-3326, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular class; to provide for special assessments for off-street parking; to authorize issuance of general obligation bonds for off-street parking as prescribed; to eliminate provisions of a mill levy; to eliminate provisions of a certificate by the city clerk; to provide a severability clause; and to repeal the original sections.

LEGISLATIVE BILL 1431. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide that the members of the Legislature shall be elected in a partisan manner; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1432. By Ernest Chambers, 11th District.

A BILL FOR AN ACT to repeal section 43-513, Reissue Revised Statutes of Nebraska, 1943, relating to assistance to children.

LEGISLATIVE BILL 1433. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend section 85-402, Revised Statutes Supplement, 1969, and sections 77-2602, 85-1,100, and 85-401, Revised Statutes Supplement, 1971, relating to construction of athletic structures at the University of Nebraska and Nebraska State Colleges; to provide for construction of a field house for the University of Nebraska at Lincoln; to provide for disposition of portions of the cigarette tax, to make appropriations and reappropriations; to repeal the original sections, and also sections 85-1,001 and 85-1,102, Revised Statutes Supplement, 1971; and to declare an emergency.

LEGISLATIVE BILL 1434. By Gerald A. Stromer, 36th District.

A BILL FOR AN ACT relating to revenue and taxation; to provide a tax on business as defined; to provide the manner of fixing the amount of levy; to provide for the use of the tax; to provide for collection of the tax; to provide for appeals; and to provide an operative date.

LEGISLATIVE BILL 1435. By Interim Pesticide Committee; Loran Schmit, Chairman, 23rd District.

A BILL FOR AN ACT to amend sections 81-1502, 81-1503, 81-1504, 81-1505, 81-1506, 81-1507, 81-1508, 81-1509, 81-1510, 81-1511, 81-1513, 81-1518, 81-1525, 81-1527, and 81-1528, Revised Statutes Supplement, 1971, relating to the Department of Environmental Control; to clarify the responsibilities of the Environmental Control Council and the Director of Environmental Control; to repeal the original sections and also section 81-1515, Revised Statutes Supplement, 1971; and to declare an emergency.

LEGISLATIVE BILL 1436. By William F. Swanson, 27th District.

A BILL FOR AN ACT to repeal section 72-718.06, Revised Statutes Supplement, 1971, relating to public land and buildings.

LEGISLATIVE BILL 1437. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 24-710, Revised Statutes Supplement, 1969, relating to judges retirement; to eliminate provisions on retirement annuity for judges who become disabled; and to repeal the original section.

LEGISLATIVE BILL 1438. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-331, Revised Statutes Supplement, 1971, relating to motor vehicles; to provide for determination of the gross weight of vehicles hauling disabled vehicles; and to repeal the original section.

LEGISLATIVE BILL 1439. By William F. Swanson, 27th District.

A BILL FOR AN ACT to amend section 60-408, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to permit the Director of Motor Vehicles to appoint examiners and to conduct motor vehicle operating license examinations without regard to county lines; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 20.

Introduced by J. James Waldron, 42nd District.

WHEREAS, encouraging adequate maintenance of motor vehicles in conformance with acceptable standards of safety continues to concern the Legislature; and

WHEREAS, the Legislature desires to minimize the costs of safety inspections and adequate maintenance of motor vehicles within reasonable standards commensurate with the safety to be encouraged; and

WHEREAS, the Legislature believes a measure of discretion in the inspection of motor vehicles for safety will minimize the costs of inspection and maintenance.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. The Legislature rejects that part of the proposed 1972 Nebraska Motor Vehicle Inspection Rules and Regulations relating to safety glass which requires rejection of motor vehicles if, "at any location there is a

crack that extends eight inches or more into the critical or semicritical area".

2. The Legislature rejects that part of the proposed 1972 Nebraska Motor Vehicle Inspection Rules and Regulations relating to brakes which requires that, "one wheel and drum must be pulled on each vehicle to visually check lining, drum, mechanical parts and hydraulic system condition. On certain vehicles, when the above items can be visually checked without removal of wheel and drum, the wheel and drum does not have to be removed."

Laid over.

PERSONAL PRIVILEGE

Mr. Warner requested that the following be printed in the Journal:

The story which appears in the Lincoln Journal, Saturday, January 15, 1972 states that I signed a "fact" sheet issued by Governor Exon's office. I did not sign such a sheet nor do I concur with the information that is purported to be factual. I urge that any information issued by the Governor's office be clear so as to not indicate a member of the Legislature support without the Senator's prior approval.

Senator Swanson stated that he had not authorized his signature to appear on the fact sheet relative to Amendment 10.

VISITORS

Mr. Richard Maresh introduced Sheriff and Mrs. Jim Johnson of Hebron, Nebraska, who are parents of one of the pages, Lonny Johnson.

SELECT FILE

LEGISLATIVE BILL 650.

Mr. Snyder asked unanimous consent to adopt the following amendment:

Amend LB 650 by striking the Mahoney amendment of May 6, 1971, and reinstating original sections 2 and 3 of said bill.

Mr. Mahoney objected.

Mr. Snyder moved to return LB 650 to General File for the amendment. Motion pending.

ANNOUNCEMENT

Mr. Swanson announced the Reference Committee would meet at 3:45 p.m. in the Speaker's Office today.

RECESS

At 12:02 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 4:00 p.m.

AFTER RECESS

The Legislature reconvened at 4:01 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. F. Carstens and Proud who were excused and Messrs. Chambers and Syas who were absent

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1440. By Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 84-306.05, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to delete the requirement that expense account statements be sworn; and to repeal the original section.

LEGISLATIVE BILL 1441. By Leslie A. Stull, 49th District.

A BILL FOR AN ACT to amend sections 48-810, 79-1292 and 79-1293, Revised Statutes Supplement, 1969, relating to labor; to clarify the limitations on labor negotiations that may be carried on regarding employment and relations of teachers and school boards; to clarify the jurisdiction of the Court of Industrial Relations regarding teachers' disputes; and to repeal the original sections.

LEGISLATIVE BILL 1442. By George Syas, 13th District.

A BILL FOR AN ACT to amend section 31-753, Revised Statutes Supplement, 1971, relating to sanitary and improvement districts; to eliminate the provisions of accelerating payments of installment when not due as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1443. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 33-150, Revised Statutes Supplement, 1969, relating to fees and salaries; to provide that fifteen per cent of all fees remitted to the state treasury shall be credited to the General Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1444. By Rudolf C. Kokes, 41st District.

A BILL FOR AN ACT to amend section 60-412, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to eliminate the provisions for certain fees to be paid to the Department of Motor Vehicles as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1445. By Richard F. Proud, 12th District.

A BILL FOR AN ACT to amend section 44-309, Revised Statutes Supplement, 1969, relating to investments of domestic insurance companies; to provide for the satisfaction of earnings requirement for lessees by companies unconditionally assuming or guaranteeing leases; and to repeal the original section.

LEGISLATIVE BILL 1446. By E. Thome Johnson, 15th District.

A BILL FOR AN ACT relating to the University of Nebraska at Lincoln; to authorize a contract with the city of Lincoln for the construction of the new field house provided for by section 85-1,100, Revised Statutes Supplement, 1971; to prescribe terms of such contract; to provide reimbursement to the State Fair Board; and to repeal section 72-718.06, Revised Statutes Supplement, 1971.

LEGISLATIVE BILL 1447. By J. James Waldron, 42nd District.

A BILL FOR AN ACT to amend section 37-501, Revised Statutes Supplement, 1969, relating to game and fish; to provide for construction, operation and use of recall pens as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1448. By Ellen Craft, 45th District.

A BILL FOR AN ACT relating to acquisition of property by public agencies; to provide for payment of certain expenses of condemnees when condemnation is denied or abandoned; to provide that payments to displaced persons shall not be considered as income or resources; and to authorize payments to displaced persons from funds available for land acquisition.

LEGISLATIVE BILL 1449. By Herbert J. Duis, 39th District.

A BILL FOR AN ACT to amend section 77-1502, Reissue Revised Statutes of Nebraska, 1943, and section 77-505, Revised Statutes Supplement, 1969, relating to taxation; to provide for the valuation of all real estate by the State Board of Equalization and Assessment; to provide the maximum rate of tax; and to repeal the original sections, and also sections 77-506 to 77-519, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and section 77-1504, Reissue Revised Statutes of Nebraska, 1943.

LEGISLATIVE BILL 1450. By P. J. Morgan, 4th District.

A BILL FOR AN ACT to amend section 60-311.12, Revised Statutes Supplement, 1971, relating to motor vehicle registration; to eliminate a restriction on application for personalized prestige license plates; and to repeal the original section.

LEGISLATIVE BILL 1451. By Otho Kime, 43rd District.

A BILL FOR AN ACT to amend section 71-2601, Revised Statutes Supplement, 1971, relating to the State Board of Health; to add to the board three persons who are administrators of health care institutions as required to be licensed by sections 71-2001 to 71-2016, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, two of whom must be administrators of hospitals; and to repeal the original section.

LEGISLATIVE BILL 1452. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend section 81-161.04, Revised Statutes Supplement, 1969, and section 81-1010, Revised Statutes Supplement, 1971, relating to the transportation services bureau; to provide for disposition of proceeds of sale of passenger carrying motor vehicles; to provide for purchase of vehicles from sale of surplus passenger carrying motor vehicles as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1453. By Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide a new corporate tax rate; to provide an operative date; and to repeal the original section.

LEGISLATIVE BILL 1454. By John S. Savage, 10th District.

A BILL FOR AN ACT to amend section 18-405, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change the size of water mains the cost of which may be recovered by assessment against property fronting upon such mains as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1455. By John DeCamp, 40th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 11, of the Constitution of Nebraska, relating to education; to provide for legislative grants of cash or tax credits to parents or students for payment of educational expenses; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1456. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to amend section 84-205, Reissue Revised Statutes of Nebraska, 1943, and section 60-434, Revised Statutes Supplement, 1969, relating to state officers; to require the Superintendent of Law Enforcement and Public Safety and the Attorney General to provide special investigators and prosecutors for drug abuse control; and to repeal the original sections.

LEGISLATIVE BILL 1457. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 72-706, Revised Statutes Supplement, 1971, relating to the State Capitol and capitol grounds; to provide for maintenance and upkeep of apartments, dwellings, offices, and parking areas as prescribed; to harmonize the provisions with previous legislation; to provide for disbursement of funds; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1458. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate to the Department of Administrative Services all funds received from rental of apartments, dwellings, offices, and parking areas for maintenance and upkeep of such property for the period ending June 30, 1972.

LEGISLATIVE BILL 1459. By Richard Marvel, 33rd District.

A BILL FOR AN ACT relating to state administrative departments; to create within the Department of Administrative Services a revolving fund; and to provide its source and use.

LEGISLATIVE BILL 1460. By Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 48-509 and 48-513, Reissue Revised Statutes of Nebraska, 1943, relating to employment agencies; to restrict the amount of fees of employment agencies; to increase the duties for the Commissioner of Labor as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1461. By Glenn A. Goodrich, 20th District.

A BILL FOR AN ACT to repeal section 39-740, Reissue Revised Statutes of Nebraska, 1943, relating to highways.

LEGISLATIVE BILL 1462. By John DeCamp, 40th District.

A BILL FOR AN ACT relating to insurance; to provide for non-fault insurance as prescribed.

LEGISLATIVE BILL 1463. By Harold T. Moylan, 6th District.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1969, relating to criminal procedure; to provide for the office of the public defender in certain counties, his election, term, duties, and qualifications; to define terms; to provide for furnishing court-appointed counsel for indigent felony defendants as prescribed; and to repeal the original section, and also sections 29-1803.01, 29-1803.02, 29-1803.03, 29-1804.01, 29-1804.02, and 29-1805, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1464. By John DeCamp, 40th District.

A BILL FOR AN ACT to declare as the policy of the State of Nebraska the protection of the common law right of privacy and to authorize the courts of Nebraska to provide legal and equitable relief for violations of the right of privacy.

LEGISLATIVE BILL 1465. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT relating to tourism; to establish within the Department of Economic Development a cash fund; and to provide for the expenditure and investment of such fund; and to repeal section 81-815.39, Revised Statutes Supplement, 1969.

LEGISLATIVE BILL 1466. By Herb Nore, 22nd District.

A BILL FOR AN ACT to appropriate seven million five hundred thousand dollars to match federal funds for water treatment purposes; and to declare an emergency.

LEGISLATIVE BILL 1467. By Herb Nore, 22nd District.

A BILL FOR AN ACT to establish within the Department of Administrative Services an account to be known as the imprest payroll account as prescribed.

LEGISLATIVE BILL 1468. By Willard Waldo, 31st District.

A BILL FOR AN ACT relating to taxation; to provide a tax on the privilege of engaging in the business of supplying trading stamps or other similar promotional devices to merchants and other businesses as prescribed; to provide duties for the Tax Commissioner; to provide when the tax shall be paid; to provide a penalty; and to provide an operative date.

LEGISLATIVE BILL 1469. By Loran Schmit, 23rd District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 28, of the Constitution of Nebraska, relating to the executive; to replace the Tax Commissioner with a Director of Revenue; to provide duties; to provide for a State Board of Equalization; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

UNANIMOUS CONSENT–Withdraw Name on LB 1291

Mr. Waldo asked unanimous consent to withdraw his name from LB 1291. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 1409

Mr. Schmit asked unanimous consent to withdraw LB 1409. No objections. So ordered.

UNANIMOUS CONSENT–Member Excused

Mr. Nore asked unanimous consent to be excused January 18, 1972. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 391

Mr. Luedtke asked unanimous consent to withdraw LB 391. Laid over.

ANNOUNCEMENT

Mr. Swanson announced that the Reference Committee would meet at 8:30 a.m., January 18.

UNANIMOUS CONSENT–Withdraw LB 373

Mr. Holmquist asked unanimous consent to withdraw LB 373. Laid over.

ADJOURNMENT

At 4:32 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, January 18, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

ELEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 18, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Everlasting God, who reigns over the destiny of the nations, help those who have been elected Senators of the State of Nebraska to be reverent in the use of freedom and responsible in the excercise of power. Burn into their hearts and minds, and of all who labor alongside them, the conviction that the way we treat our fellow man is the way we treat our God. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. F. Carstens, Nore, and Proud who were excused, Mr. Duis who was excused until 9:30 a.m. and Mr. Chambers who was absent.

CORRECTIONS FOR JOURNAL

Page 346, lines 12 and 13, delete "1456" and insert "1409".
The Journal for the Tenth Day was approved as corrected.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 196. Placed on Select File as amended.

Enrollment and Review amendment to LB 196:

1. On page 2, strike the commas in lines 8 and 9; in line 12, insert an underscored period after "Court"; strike the period at the end of line 12 and show the same as stricken; and insert a period at the end of line 20.

LEGISLATIVE BILL 899. Placed on Select File.

The following bills were correctly engrossed:

646	693	876	907	983
1049				

The following bills were correctly enrolled:

1033	1062	1064	1065	1066
1067	1068	1069	1070	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1033, 1062, 1064, 1065, 1066, 1067, 1068, 1069 and 1070.

NOTICE OF COMMITTEE HEARINGS

Miscellaneous Subjects

LB 1184	Thursday, January 27, 1972	2:00 p.m.
LB 1186	Thursday, January 27, 1972	2:00 p.m.
LB 1197	Thursday, January 27, 1972	2:00 p.m.
LB 1218	Thursday, January 27, 1972	2:00 p.m.
LB 1246	Thursday, January 27, 1972	2:00 p.m.
LB 1297	Thursday, January 27, 1972	2:00 p.m.
LB 1192	Thursday, January 27, 1972	2:00 p.m.

(Signed) J. James Waldron, Chairman

Banking, Commerce and Insurance

LB 1213	Monday, January 31, 1972	2:00 p.m.
LB 1226	Monday, January 31, 1972	2:00 p.m.
LB 1234	Monday, January 31, 1972	2:00 p.m.

(Signed) Sam Klaver, Chairman

Public Health and Welfare

LB 1304	Monday, January 24, 1972	2:00 p.m.
LB 1310	Monday, January 24, 1972	2:00 p.m.
LB 1302	Tuesday, January 25, 1972	2:00 p.m.
LB 1286	Monday, January 31, 1972	2:00 p.m.
LB 1307	Monday, January 31, 1972	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

Urban Affairs

LB 1147	Wednesday, January 26, 1972	2:00 p.m.
LB 1188	Wednesday, January 26, 1972	2:00 p.m.
LB 1209	Wednesday, January 26, 1972	2:00 p.m.
LB 1235	Wednesday, January 26, 1972	2:00 p.m.
LB 1261	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

RESOLUTION

LEGISLATIVE RESOLUTION 20. Considered.

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 10 nays and 13 not voting.

Referred to the Reference Committee.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1319	Public Works
1320	Public Works
1321	Government, Military and Veterans Affairs
1322	Constitutional Revision
1323	Judiciary
1324	Education
1325	Public Health and Welfare
1326	Education
1327	Public Works
1328	Miscellaneous Subjects
1329	Constitutional Revision
1330	Banking, Commerce and Insurance
1331	Constitutional Revision

1332	Government, Military and Veterans Affairs
1333	Public Health and Welfare
1334	Government, Military and Veterans Affairs
1335	Public Works
1336	Banking, Commerce and Insurance
1337	Public Works
1338	Public Works
1339	Government, Military and Veterans Affairs
1340	Labor
1341	Public Health and Welfare
1342	Revenue
1343	Agriculture and Recreation
1344	Urban Affairs
1345	Public Health and Welfare
1346	Labor
1347	Public Works
1348	Education
1349	Government, Military and Veterans Affairs
1350	Government, Military and Veterans Affairs
1351	Public Works
1352	Public Works
1353	Banking, Commerce and Insurance
1354	Banking, Commerce and Insurance
1355	Government, Military and Veterans Affairs
1356	Revenue
1357	Labor
1358	Banking, Commerce and Insurance
1359	Revenue
1360	Public Works
1361	Agriculture and Recreation
1362	Judiciary
1363	Miscellaneous Subjects
1364	Banking, Commerce and Insurance
1365	Miscellaneous Subjects
1366	Miscellaneous Subjects
1367	Revenue
1368	Miscellaneous Subjects
1369	Government, Military and Veterans Affairs
1370	Government, Military and Veterans Affairs
1371	Miscellaneous Subjects
1372	Public Health and Welfare
1373	Nebraska Retirement Systems
1374	Public Health and Welfare
1375	Miscellaneous Subjects
1376	Miscellaneous Subjects
1377	Education
1378	Education
1379	Education
1380	Urban Affairs

1381	Government, Military and Veterans Affairs
1382	Government, Military and Veterans Affairs
1383	Education
1384	Public Works
1385	Public Health and Welfare
1386	Nebraska Retirement Systems
1387	Urban Affairs
1388	Miscellaneous Subjects
1389	Labor
1390	Judiciary
1391	Labor
1392	Labor
1393	Judiciary
1394	Banking, Commerce and Insurance
1395	Banking, Commerce and Insurance
1396	Banking, Commerce and Insurance
1397	Banking, Commerce and Insurance
1398	Banking, Commerce and Insurance
1399	Banking, Commerce and Insurance
1400	Education
1401	Public Works
1402	Labor
1403	Judiciary
1404	Judiciary
1405	Public Health and Welfare
1406	Agriculture and Recreation
1407	Revenue
1408	Public Health and Welfare
1409	Appropriations
1410	Public Health and Welfare
1411	Agriculture and Recreation
1412	Agriculture and Recreation
1413	Agriculture and Recreation
1414	Constitutional Revision
1415	Banking, Commerce and Insurance
1416	Banking, Commerce and Insurance
1417	Education
1418	Appropriations
1419	Nebraska Retirement Systems
1420	Revenue
1421	Revenue
1422	Nebraska Retirement Systems
1423	Urban Affairs
1424	Urban Affairs
1425	Judiciary
1426	Agriculture and Recreation
1427	Agriculture and Recreation
1428	Banking, Commerce and Insurance

1429	Constitutional Revision
1430	Urban Affairs
1431	Constitutional Revision
1432	Public Health and Welfare
1433	Government, Military and Veterans Affairs
1434	Revenue
1435	Public Health and Welfare
1436	Government, Military and Veterans Affairs
1437	Judiciary
1438	Public Works
1439	Public Works
1440	Government, Military and Veterans Affairs
1441	Labor
1442	Urban Affairs
1443	Appropriations
1444	Public Works
1445	Banking, Commerce and Insurance
1446	Government, Military and Veterans Affairs
1447	Agriculture and Recreation
1448	Government, Military and Veterans Affairs
1449	Revenue
1450	Public Works
1451	Public Health and Welfare
1452	Public Works
1453	Revenue
1454	Urban Affairs
1455	Constitutional Revision
1456	Government, Military and Veterans Affairs
1457	Appropriations
1458	Appropriations
1459	Appropriations
1460	Labor
1461	Public Works
1462	Banking, Commerce and Insurance
1463	Judiciary
1464	Judiciary
1465	Appropriations
1466	Appropriations
1467	Appropriations
1468	Revenue
1469	Constitutionsl Revision
LR 17	Miscellaneous Subjects

(Signed) William F. Swanson, Chairman
Executive Board

VISITORS

Mr. Duis introduced former Senator Albert A. Kjar from Lexington, Nebraska.

SELECT FILE

LEGISLATIVE BILL 543. Enrollment and Review amendments found in the Journal on page 308 for the Tenth Day were adopted.

Laid over.

UNANIMOUS CONSENT–Order of the Day

Mr. Carpenter asked unanimous consent to revert to General File and return to Select File to consider LB 543 and LB 650. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 391

Mr. Luedtke renewed his request found in the Journal on page 346 for the Tenth Day to withdraw LB 391. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 373

Mr. Holmquist renewed his request found in the Journal on page 346 for the Tenth Day to withdraw LB 373. Mr. DeCamp objected.

Mr. Holmquist asked unanimous consent to withdraw his request to withdraw LB 373. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 117. Title read. Considered.

Mr. Waldron offered the following amendments which were adopted:

1. On page 4, lines 25 to 27 reinstate the stricken matter.

2. On page 5, lines 16 and 17, reinstate the stricken matter and in line 18 strike "*by the*" and in line 19 strike "*public district or agency*" and in lines 21 to 27 reinstate the stricken matter.

1. On page 13 line 21 strike "32, article 2" and insert "2, article 32".

2. Amend title to conform.

Mr. Stromer moved to indefinitely postpone LB 117.

Mr. Snyder moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 21 ayes, 18 nays and 10 not voting.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 37 ayes, 3 nays and 9 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 27:

Barnett	Burbach	DeCamp	Elrod	Epke
Hasebroock	Johnson	Keyes	Kime	Kokes
Kremer	Luedtke	Maresh	Marvel	Moylan
Orme	Pfister	Savage	Simpson	Skarda
Snyder	Stahmer	Stromer	Swanson	Syas
Waldo	Ziebarth			

Voting in the negative, 17:

Carpenter	Carsten	Clark	Craft	Duis
Goodrich	Holmquist	Kennedy	Klaver	Mahoney
Morgan	Schmit	Stull	Waldron	Warner
Whitney	Wiltse			

Not voting, 5:

Carstens	Chambers	Lewis	Nore	Proud

The motion prevailed with 27 ayes, 17 nays and 5 not voting.

SELECT FILE

LEGISLATIVE BILL 543.

Mr. Carpenter offered the following amendment which was adopted with 36 ayes, 0 nays and 13 not voting.

1. On page 10, line 7, insert "*(1)*" after "2-3219."; and after line 26 insert:

"*(2) The boards of directors of the natural resources districts within each river basin shall meet jointly at least twice a year at such times and places as may be mutually agreed upon for the purpose of receiving and coordinating their efforts for the maximum benefit of the basin.*".

Mr. Skarda offered the following amendment:

1. In lieu of the Johnson amendment thereto, on page 10, line 12, insert "*, and also, in any natural resources district in which is situated a city of the metropolitan class, ten representatives of urban interests to be designated by the county board of the county in which such city is located*" after "board".

Mr. Whitney asked unanimous consent to hold LB 543 over. Mr. Skarda objected.

Mr. Burbach asked unanimous consent to hold LB 543 over until Monday, January 24. Mr. Carpenter objected.

The Skarda amendment was adopted with 36 ayes, 1 nay and 12 not voting.

Advanced to Enrollment & Review for engrossment with 36 ayes, 1 nay and 12 not voting.

MOTION–Return LB 650 to General File

Mr. Snyder renewed his motion found in the Journal on page 340 for the Tenth Day to return LB 650 to General File. The motion prevailed with 26 ayes, 3 nays and 20 not voting.

GENERAL FILE

LEGISLATIVE BILL 650.

Mr. Snyder moved the adoption of his amendment found in the Journal on page 340 for the Tenth Day. The amendment was adopted with 22 ayes, 18 nays and 9 not voting.

Mr. Carpenter offered the following amendments:

Section 1. Strike original Section 1 through 11 and insert the following:

"Section 1. The intent and purpose of this act is to provide for an agressive and effective program of advertising and promoting the advantages of travel to and within the State of Nebraska, and to inform all sectors of the potential Nebraska travel market of the scenic, cultural, historical and recreational attributes of Nebraska and to further promote and enhance the advantage of the state as a site for conventions and allied meetings.

Section 2. There is hereby created in the State Treasury a fund to be designated as the Nebraska Tourism Promotion Fund. This fund shall be used to advertise and promote the scenic, cultural, historical, recreational and convention attributes of the State of Nebraska in newspapers, magazines, publications, radio, television

and any other media, or in any other manner as shall be deemed most advantageous to accomplish the purpose herein expressed, and to pay necessary administrative expenses.

Section 3. There is hereby appropriated from the General Fund in the State Treasury the sum of One Hundred Fifty Thousand Dollars, which shall be placed in the Nebraska Tourism Promotion Fund and used to properly carry out the provisions of this act.

Section 4. All money deposited in the Nebraska Tourism Promotion Fund is to be allocated to the Department of Economic Development. The Department shall allocate the Fund as follows: (1) Eighty per cent of such fund is to be used to finance the production and implementation of a complete state program of advertising and promotion of the scenic, cultural, historical, recreational and convention attributes and activites of the State of Nebraska, and (2) twenty per cent of the fund is to be used to provide matching funds, not to exceed fifty per cent of approved eligible project costs, to assist in financing approved local and regional projects to advertise and promote the scenic, cultural, historical, recreational and convention attributes and activities of the region and the state. Eligible projects for matching shall consist of those projects which best accomplish the heretofore stated objectives, according to guidelines established by the Department of Economic Development.

Section 5. There are hereby established seven travel and tourism regions within the State of Nebraska:

(1) Travel and Tourism Promotion Region One shall consist of the counties of Douglas, Sarpy, Washington, and Dodge;

(2) Travel and Tourism Promotion Region Two shall consist of the counties of Cass, Otoe, Johnson, Nemaha, Richardson, Pawnee, Gage, Lancaster, York, Saunders, Butler, Seward, Saline, Jefferson, Thayer, Fillmore, and Polk;

(3) Travel and Tourism Promotion Region Three shall consist of the counties of Burt, Thurston, Dakota, Dixon, Wayne, Cuming, Colfax, Stanton, Cedar, Knox, Pierce, Madison, Platte, Nance, Boone, and Antelope;

(4) Travel and Tourism Promotion Region Four shall consist of the counties of Merrick, Hamilton, Clay, Nuckolls, Webster, Adams, Hall, Howard, Buffalo, Kearney, Franklin, Harlan, Phelps and Furnas;

(5) Travel and Tourism Promotion Region Five shall consist of the counties of Red Willow, Hitchcock, Dundy, Chase, Hayes, Frontier, Gosper, Dawson, Lincoln, Perkins, Keith, Arthur, Grant, Hooker, Thomas, Logan and McPherson;

(6) Travel and Trouism Promotion Region Six shall consist of the counties of Kimball, Cheyenne, Deuel, Garden, Morrill, Banner, Scotts Bluff, Box Butte, Sioux, Dawes, and Sheridan; and

(7) Travel and Tourism Promotion Region Seven shall consist of the counties of Cherry, Keya Paha, Boyd, Holt, Rock, Brown, Blaine, Loup, Garfield, Wheeler, Greeley, Sherman, Valley, and Custer.

Section 6. A Commission to be known as the Nebraska Tourism Promotion Commission is hereby established, to consist of

eleven (11) members appointed by the Governor. Such Commission shall include one member from each of the seven Travel and Tourism Promotion Regions, at least one member from the Nebraskaland Foundation, and such others as the Governor may appoint. The members of the first Commission appointed shall serve for five years, three years and one year respectively as appointed and members appointed thereafter shall serve five years. Members appointed to fill vacancies shall serve during the unexpired term of their predecessors. The members shall receive no salary, but shall be paid their actual expenses while away from home engaged in the duties provided by this act. The Commission shall annually elect a President, Vice-President and Secretary. The Commission shall report each year to the Governor a full statement of its activities during the year, together with such recommendations as it may deem expedient.

Section 7. The Commission shall serve as an advisory body to the Department of Economic Development. The Commission shall advise the Department of Economic Development and shall develop programs and plans to promote the scenic, cultural, historical, and recreational attributes of Nebraska, and to further promote and enhance the advantage of the State as a site for conventions and allied meetings. The Commission shall meet as often as necessary to conduct such business as may come before it and to carry out the duties assigned to it by this act.

Section 8. The Department of Economic Development may initiate or participate in the development of advertising and promotional projects with any governmental subdivisions, private or other organizations, associations or corporations whose By-Laws provide for such activities in expending the funds allocated by Section 4, subparagraph 1 of this act. The Department shall review with the Nebraska Tourism Promotion Commission all project proposals for travel promotion matching funds which originate within the confines of the seven Travel and Tourism Promotion Regions and the Department may approve the application for such funds as is provided in Section 4, subparagraph 2 of this act.

Section 9. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval according to law.

Amendments are pending.

VISITORS

Mr. Epke introduced 8 students from District 73 and teacher, Charlene Jones from York, Nebraska.

APPRECIATION

Mr. Kime thanked the members for the gift on behalf of himself and Mrs. Kime.

NOTICE OF COMMITTEE HEARINGS
Public Works

LB 1250	Wednesday, February 2, 1972	2:00 p.m.
LB 1263	Wednesday, February 2, 1972	2:00 p.m.
LB 1292	Wednesday, February 2, 1972	2:00 p.m.
LB 1277	Thursday, February 3, 1972	2:00 p.m.
LB 1296	Thursday, February 3, 1972	2:00 p.m.
LB 1232	Change from Friday, January 28 to Wednesday, February 9, 1972	2:00 p.m.
LB 1252	Wednesday, February 9, 1972	2:00 p.m.
LB 1274	Wednesday, February 9, 1972	2:00 p.m.
LB 1275	Wednesday, February 9, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Education

LB 1271	Monday, January 24, 1972	2:00 p.m.
LB 1255	Wednesday, January 26, 1972	2:00 p.m.
LB 1268	Wednesday, January 26, 1972	2:00 p.m.
LB 1314	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Donald Elrod, Chairman

UNANIMOUS CONSENT—Add Co-Introducer

Mr. C. Carsten asked unanimous consent to add his name to LB 1335. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 21.

Introduced by Richard Maresh, 32nd District; Fern Hubbard Orme, 29th District; David Stahmer, 8th District.

WHEREAS, there is proposed a gift to the State of Nebraska of an all faiths chapel and meeting hall, to be used voluntarily by persons of all faiths or no faith and to be located at the Girls' Training School at Geneva, Nebraska; and

WHEREAS, no such chapel and meeting hall is now available at the Girls' Training School; and

WHEREAS, persons of all faiths have made plans for providing such a chapel and meeting hall, to be constructed without cost to the State of

Nebraska, and the location and plans for such building shall be subject to the approval and supervision of the Director of Public Institutions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That such chapel and meeting hall, upon the terms and conditions above set out, be and is hereby approved and its acceptance by the Director of Public Institutions is hereby authorized.

Laid over.

ADJOURNMENT

At 11:59 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m. Wednesday, January 19, 1972.

Clerk of the Legislature
Vincent D. Brown

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 19, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> In the name of Jesus Christ who was never in a hurry, we take this minute, O God, praying that Thou wilt slow us down for we know that we are living too fast. If we are to burn ourselves out, may it be in causes worth dying for. With all of eternity set before us, make us take time to live, time to get acquainted with Thee, time to enjoy Thy blessings, and time to know one another. Deliver us from wasting time and teach us how to use it wisely and well, in the spirit of Christ. Amen.

ROLL CALL

The roll was called and all members were present except for Messrs. Kime and Morgan who were excused and Mr. Chambers who was absent.

CORRECTIONS FOR JOURNAL

Page 355, line 15, insert "for engrossment" after "Review".
The Journal for the Eleventh Day was approved as corrected.

UNANIMOUS CONSENT—Withdraw LB 1223

Mr. DeCamp asked unanimous consent to withdraw LB 1223. Laid over.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1063. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1063:

1. On page 2, insert "the" at the end of line 20 as in the statutes.

LEGISLATIVE BILL 542. Replaced on Select File as amended.
Enrollment and Review amendments to LB 542:

1. On page 4, line 20, strike "and" as in the statutes.

2. In new section 2, subsection (3), line 3, strike the fourth "the" and insert "~~*the*~~"; and in line 11, strike "of" and insert "on" as in the statutes.

3. In new section 2, stricken subsection (4), strike the comma at the end of line 8; and in line 10, strike "~~*expense*~~" and insert "~~*expenses*~~" both as in the statutes.

4. In new section 6, line 4, strike the comma as in the statutes; and in line 9, strike "Chapters 1" and insert "Chapters 2" as in the statutes.

LEGISLATIVE BILL 998. Placed on Select File as amended.
Enrollment and Review amendments to LB 998:

1. On page 7, strike lines 18 to 20 and show the same as stricken.

2. On page 8, line 7, strike "(3)" and insert "~~*(3)*~~ *(2)*"; and in line 17, strike "(4)" and insert "~~*(4)*~~ *(3)*".

3. In the title, line 6, insert "to provide for readmission of a Class IV district; to provide duties;" after the first semicolon.

LEGISLATIVE BILL 716. Placed on Select File as amended.
Enrollment and Review amendments to LB 716:

1. In new section 1, line 19, strike "systems" and insert "any system"; and in line 21, strike "includes" and insert "shall include".

2. In new section 2, line 10, insert "or agricultural" after "industrial"; in line 17, strike "Water Pollution Control Commission" and insert "Department of Environmental Control"; and in line 20, strike the comma.

3. In new section 3, strike line 2 and insert "Department of Environmental Control find that a facility"; strike the comma at the end of line 4 and in line 7; in lines 6 and 7 strike "Nebraska Water Pollution Control Act" and insert "Environmental Protection Act"; in line 8,

strike "this" and insert "the"; strike line 9 and insert "Department of Environmental Control shall also notify the"; and in line 10 insert "of" before "the".

4. In new section 4, line 6, insert a comma after "shall"; in line 6 strike the comma and insert "or"; in line 7, strike "Water Pollution Control Commission, may" and insert "Department of Environmental Control"; in line 12, strike the comma; in line 16, strike the comma and insert "of"; in lines 17 and 18 insert "cease to" after "shall"; and in line 21 strike "has" and insert "had".

5. In renumbered section 6, line 2, strike "as he deems"; in line 3, strike "These" and insert "Such"; in lines 5 and 6 strike "Water Pollution Control Commission" and insert "Department of Environmental Control"; and in line 6, insert "or agricultural" after "industrial".

6. In the title, strike lines 2 to 21 and insert:
"FOR AN ACT to adopt the Water Pollution Control Tax Refund Act.".

LEGISLATIVE BILL 719. Placed on Select File as amended.
Enrollment and Review amendments to LB 719:

1. In new section 2, line 1, strike "a" and insert "an air"; in line 8, insert "air" after "of"; and in line 11, strike "Health" and insert "Environmental Control".

2. In new section 3, line 1, strike "Health" and insert "Environmental Control"; and strike the sentence beginning in line 6 and insert it in section 2 at the end of line 9.

3. In new section 4, line 4, strike "Health" and insert "Environmental Control"; and insert "air" at the end of line 10.

4. In new section 5, line 2, strike "a" and insert "an air".

5. Renumber original sections 7 and 8 of standing committee amendments as sections 6 and 7.

6. In renumbered section 6, line 2, strike "as he deems".

7. In the title, strike lines 2 to 22 and insert:
"FOR AN ACT to adopt the Air Pollution Control Tax Exemption Act.".

LEGISLATIVE BILL 481. Placed on Select File as amended.
Enrollment and Review amendments to LB 481:

1. On page 2, line 6, strike the comma.

2. In lieu of the Carpenter amendment thereto, on page 2, line 7, strike "twenty-one" and insert "thirty".

3. Insert a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 4, strike "and"; and in line 5, insert "; to provide the effect of noncompliance; and to declare an emergency" after "exceptions".

LEGISLATIVE BILL 771. Placed on Select File as amended.
Enrollment and Review amendment to LB 771:

1. On page 3, line 17, insert ", Reissue Revised Statutes of Nebraska, 1943," after "44".

LEGISLATIVE BILL 625. Placed on Select File.

LEGISLATIVE BILL 925. Placed on Select File as amended.
Enrollment and Review amendment to LB 925:

1. In the title, line 5, insert "to define a term;" after the semicolon.

LEGISLATIVE BILL 1018. Placed on Select File.

LEGISLATIVE BILL 942. Placed on Select File as amended.
Enrollment and Review amendments to LB 942:

1. On page 2, lines 10 and 18, strike "or appointed" and show the same as stricken.

2. In the title, line 6, strike "could not" and insert "cannot".

LEGISLATIVE BILL 943. Placed on Select File as amended.
Enrollment and Review amendments to LB 943:

1. On page 2, line 7 and lines 15 and 16, strike "or appointed" and show the same as stricken.

2. In the title, line 5, strike "could not" and insert "cannot".

LEGISLATIVE BILL 789. Placed on Select File as amended.
Enrollment and Review amendment to LB 789:

1. In the title, strike lines 4 and 5 and insert "insurance; to prohibit the issuance of a temporary license to sell certain types of insurance; and to repeal the original".

LEGISLATIVE BILL 875. Placed on Select File.

LEGISLATIVE BILL 885. Placed on Select File.

LEGISLATIVE BILL 781. Placed on Select File as amended.
Enrollment and Review amendments to LB 781:
1. On page 2, line 12, insert "*and shall be*" after "~~*that*~~".
2. In the title, line 5, insert "; and to repeal the original section" after "assigned".

LEGISLATIVE BILL 859. Placed on Select File.

LEGISLATIVE BILL 619. Placed on Select File as amended.
Enrollment and Review amendments to LB 619:
1. On page 2, line 5, strike "; *Provided,* that" and insert "when".
2. On page 3, line 5, strike "aforementioned"; in line 6, strike "In the event that" and insert "If"; in line 15, strike "landowner" and insert "landowners"; and in line 27, strike ", and amendments thereto".
3. In the title, line 7, insert "to provide penalties;" after the semicolon.

LEGISLATIVE BILL 807. Placed on Select File.

(Signed) Duke Snyder, Chairman

COMMUNICATIONS

January 17, 1972

Mr. Vincent Brown
Clerk of the Legislature
Lincoln, Nebraska 68509

Dear Vincent:

The United States Postal Service has provided me with the enclosed report regarding a commemorative stamp honoring the Spanish-American War soldiers. I believe it is self-explanatory.

With best regards,

Sincerely,

(Signed) Roman L. Hruska,
U. S. Senator
Nebraska

RLH:dns
Enclosure

January 14, 1971

Dear Senator Hruska:

Thank you for your letter of January 13, 1972 enclosing a copy of Legislative Resolution No. 3 adopted by the Nebraska legislature requesting a commemorative stamp to honor the Spanish-American War soldiers.

I am pleased to advise you that this proposal is on the agenda for consideration by the Citizens' Stamp Advisory Committee as future stamp programs are being developed.

Please be assured that when the proposal comes up, it will be given every consideration.

Sincerely,

(Signed) Chris Brady
Congressional Liaison Officer

Honorable Roman L. Hruska
United States Senate
Washington, D. C. 20510

January 18, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

Your letter of January 7, enclosing Legislative Resolution No. 11, has finally reached me. It was addressed to Columbia, Missouri, where I have a home. Ordinarily my mail going to Missouri is automatically forwarded, but this time it lingered.

I am very grateful to the Legislature for its thought of me and I feel highly honored by the resolution recognizing my ninety-first birthday.

Most sincerely,

(Signed) John G. Neihardt

JGN:nh

NOTICE OF COMMITTEE HEARINGS
Constitutional Revision

LB 1185	Thursday, February 3, 1972	2:00 p.m.

(Signed) George Syas, Chairman

Judiciary

LB 1301	Tuesday, January 25, 1972	2:00 p.m.
LB 1182	Monday, February 7, 1972	2:00 p.m.
LB 1295	Tuesday, February 8, 1972	2:00 p.m.
LB 1299	Monday, February 14, 1972	2:00 p.m.
LB 1278	Tuesday, February 15, 1972	2:00 p.m.
LB 1293	Tuesday, February 15, 1972	2:00 p.m.
LB 1233	Tuesday, February 15, 1972	2:00 p.m.
LB 1305	Tuesday, February 15, 1972	2:00 p.m.
LB 1316	Tuesday, February 15, 1972	2:00 p.m.

(Signed) Roland Luedtke, Chairman

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that today was Mr. Proud's birthday. The members sang Happy Birthday to him.

INVITATION

Mr. Johnson extended an invitation to the members and their wives from Nebraska Fair Board to a banquet on Tuesday, January 25 at 6:30 p.m.

UNANIMOUS CONSENT—Print in Journal

Mr. F. Carstens asked unanimous consent to print the following amendment to LB 490 in the Journal. No objections. So ordered.

1. On page 4 line 22 strike "and".
2. On page 5 line 1 strike the period and insert "; and" and after line 1 insert the following:

"(7) That a detailed operating statement and a full disclosure of the following information relating to each officer and each director shall be sent to the stockholders by certified mail not less than ten days prior to each annual meeting of the association: (a) All compensation, including, but not limited to, salaries, stock options, bonuses, vacation pay, expense accounts, pension plans, and any other economic incentives related to the capital stock association; (b) amount of stock owned in the association;

and (c) amount of any stock owned in the association by a spouse; and

(8) That an association stockholders list shall be furnished upon request for a reasonable fee with the approval of the Department of Banking.".

3. Insert new section 13, and renumber original sections 13 to 26 as sections 14 to 27 respectively.

"Sec. 13. The officers and directors of any mutual savings and loan association shall send by certified mail to the association stockholders at least ten days prior to each annual meeting a detailed operating statement, and ful disclosure relating to each officer and each director as follows: (1) All compensation, including, but not limited to, salaries, stock options, bonuses, vacation pay, expense accounts, pension plans, and any other economic incentives related to the mutual association; (2) amount of stock owned in the association; and (3) amount of any stock owned in the association by a spouse. Any mutual association failing to comply with this section shall forfeit its charter.".

4. On page 11, lines 14, 15, 16 and 17, strike "thirty-three and one-third" and insert "fifty" in lieu thereof.

5. On page 14, lines 6 and 8, strike "thirty-three and one-third" and insert "fifty" in lieu thereof.

6. On page 16, lines 3, 4, 5 and 6 strike "thirty-three and one-third" and insert "fifty" in lieu thereof.

7. On page 19, line 7, strike "fourteen" and insert "sixty" in lieu thereof.

8. On page 19, line 8, add the following after the period, "Notice of the offer to sell shall include a detailed operating statement, and the estimated book value or par value of the stock, and shall be sent to the account holders by certified mail.".

VISITORS

Mr. F. Carstens introduced 33 seniors and their teacher, Mr. Hershberger, from Adams High School, Adams, Nebraska.

UNANIMOUS CONSENT–Member Excused

Mr. Kime asked unanimous consent to be excused for the remainder of the week. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1071.

A BILL FOR AN ACT to amend section 81-223, Reissue Revised Statutes of Nebraska, 1943, relating to frozen desserts; to harmonize the provisions with previous legislation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Chambers	Clark	Kime	Morgan
Nore				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1072.

A BILL FOR AN ACT to amend section 84-1315, Revised Statutes Supplement, 1971, relating to state officers; to correct the name of Auditor of Public Accounts as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Chambers	Clark	Kime	Morgan

A Constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1073.

A BILL FOR AN ACT to amend section 9-203, Uniform Commercial Code, relating to secured transactions; to correct internal references; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Chambers	Kime	Morgan	Stull

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1074.

A BILL FOR AN ACT relating to the Revisor of Statutes; to provide duties for and assistance to the Revisor of Statutes as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Chambers	Kime	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 21. LR 21 found in the Journal on page 358 for the Eleventh Day was adopted with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE RESOLUTION 22.

Introduced by Terry Carpenter, 48th District.

WHEREAS, Coach Bob Devaney, his staff and members of the University of Nebraska Football Team have won their second consecutive national championship, this time in a unanimous sweep of all honors; and

WHEREAS, Devaney's Big Red Cornhusker football squads have now won seven Big Eight Championships in his ten years at Nebraska; and

WHEREAS, Devaney continues to excell as the nation's winningest coach, now with an astounding 92-18-1 record at Nebraska; and

WHEREAS, this 1971 squad was the first college football team in history to win 13 games, the first to defeat in a single season two unbeaten challengers who were ranked second to the Huskers at the time and the first national champion ever to defeat the number 2, the Number 3 and the Number 4 ranked teams in the nation; and

WHEREAS, this team has been hailed by many national football experts as the greatest college team in the history of the sport; and

WHEREAS, Devaney's Huskers have now won two straight national championships, three straight Big Eight titles, three straight bowl games, two straight Orange Bowl trophies, 23 straight games and remain unbeaten in their last 32 games; and

WHEREAS, Devaney is not only coach of the year, but coach of this decade, still unbeaten in the 1970's; and

WHEREAS, Coach Devaney now has the opportunity to duplicate on the college level the unprecedented football feat of the late Vince Lombardi, who led his Green Bay Packers to three straight national professional football championships in the 1960's;

WHEREAS, Nebraska has received stature and acceptance throughout the United States which has never been accorded to any other state in the lifting of our pride, our sense of achievement and our belief that in reality we have been lifted to the heights of self-confidence, for generation of a spirit of unity and purpose that cannot be defined.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA,SECOND SESSION:

1. That in recognition of their accomplishments during the past season and the previous seasons in which they have brought joy, excitement, pride and the thrill of excellence to all Nebraskans, Coach Devaney, his staff and his team be invited to appear before a committee of the Legislature convened for the sole purpose of acting as a committee of the whole to sit officially in the coliseum of the University of Nebraska at a date to be set in order to give not only the Legislature but to request command performance by the people of this state in order to indicate the acceptance of this man as the number one citizen.

2. That the press, radio, television and all means of communication within our state be asked to participate in order to stimulate the desire to go all out to show our appreciation.

3. That the Committee, together with the Executive Council be directed and authorized to set up a program suitable for this great occasion, and that they also be authorized to request the general public to join in to acquire a suitable presentation that Mr. Devaney will treasure for the rest of his life.

Mr. Snyder moved to suspend the rules and consider LR 22 today. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Goodrich asked unanimous consent to add the names of all members who are present today and wish to sign. No objections. So ordered.

LR 22 was adopted with 39 ayes, 1 nay and 9 not voting.

VISITORS

Mr. Luedtke introduced 6 seniors and their teacher, Mary Byington, from Pius-X School, Lincoln, Nebraska.

Mr. Stromer introduced 39 Girl Scouts and their sponsors, Mesdames Marlatt and Pickens, from Kearney Junior High School, Kearney, Nebraska.

ANNOUNCEMENT

Mr. Holmquist announced that the Public Works meeting set for the evening of January 25 would be cancelled.

VISITORS

Mr. Mahoney introduced 30 national honor society students and their sponsor, Mr. Dave Maker, from Archbishop Ryan High School, Omaha, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 15.

Mr. Carpenter moved to suspend the rules to allow unlimited debate on LR 15.

Mr. Schmit moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 0 nays and 11 not voting.

The Carpenter motion to suspend the rules lost with 27 ayes, 13 nays and 9 not voting.

Mr. Goodrich moved to indefinitely postpone LR 15.

Mr. Carpenter requested a roll call vote.

Mr. Holmquist requested a record vote.

Voting in the affirmative, 12:

Burbach	Carsten	Duis	Goodrich	Hasebroock
Holmquist	Johnson	Snyder	Stahmer	Stromer
Whitney	Ziebarth			

Voting in the negative, 29:

Carpenter	Carstens	Clark	Craft	Elrod
Epke	Kennedy	Klaver	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Stull	Swanson
Syas	Waldo	Warner	Wiltse	

Not voting, 8:

Barnett	Chambers	DeCamp	Keyes	Kime
Kremer	Morgan	Waldron		

The motion to indefinitely postpone lost.

Mr. Schmit moved that the Legislature pass over LR 15 until the committee of which Senator Carpenter is Chairman has made it's report.

The motion prevailed with 36 ayes, 6 nays and 7 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

141	537	540	541	656
710	985	1058		

(Signed) Duke Snyder, Chairman

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1148	Re-referred to Nebraska Retirement Systems from Constitutional Revision
1311	Re-referred to Judiciary from Nebraska Retirement Systems
1461	Re-referred to Banking, Commerce and Insurance from Public Works
LR 20	Public Works

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARINGS
Labor

LB 1257	Wednesday, January 26, 1972	2:00 p.m.
LB 1265	Wednesday, January 26, 1972	2:00 p.m.
LB 1269	Wednesday, January 26, 1972	2:00 p.m.

(Signed) Harold T. Moylan, Chairman

Miscellaneous Subjects

LB 1328	Thursday, January 27, 1972	2:00 p.m.
LB 1180	Thursday, January 27, 1972	2:00 p.m.

(Signed) J. James Waldron, Chairman

Public Works

LB 1401	Thursday, January 27, 1972	2:00 p.m.
LB 1347	Friday, January 28, 1972	2:00 p.m.
LB 1352	Friday, January 28, 1972	2:00 p.m.
LB 1319	Thursday, February 3, 1971	2:00 p.m.
LB 1320	Thursday, February 3, 1972	2:00 p.m.
LB 1303	Friday, February 4, 1972	2:00 p.m.
LB 1312	Friday, February 4, 1972	2:00 p.m.
LB 1351	Friday, February 4, 1972	2:00 p.m.
LB 1452	Friday, February 4, 1972	2:00 p.m.
LB 1327	Thursday, February 10, 1972	2:00 p.m.
LB 1335	Thursday, February 10, 1972	2:00 p.m.
LB 1337	Thursday, February 10, 1972	2:00 p.m.
LB 1338	Thursday, February 10, 1972	2:00 p.m.
LB 1438	Friday, February 11, 1972	2:00 p.m.
LB 1439	Friday, February 11, 1972	2:00 p.m.
LB 1444	Friday, February 11, 1972	2:00 p.m.
LB 1360	Wednesday, February 16, 1972	2:00 p.m.
LB 1384	Wednesday, February 16, 1972	2:00 p.m.
LB 1450	Wednesday, February 16, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

UNANIMOUS CONSENT—Member Excused

Mr. Kennedy asked unanimous consent to be excused January 20 and 21. No objections. So ordered.

MOTION–Introduce Bill

Mr. Waldo moved to suspend the rules to permit the introduction of a new bill.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1470. By Willard Waldo, 31st District.

A BILL FOR AN ACT to amend section 35-502, Reissue Revised Statutes of Nebraska, 1943, relating to fire companies; to provide for formation of rural fire protection districts as prescribed; and to repeal the original section.

MOTION–Rule Change

Mr. Warner moved a Rule Change to the effect that all resolutions be discussed on one legislative day each calendar month only.

Referred to the Rules Committee

MOTION–Return LB 790 to Select File

Mr. Swanson moved to return LB 790 to Select File for the following specific amendment:

1. On page 2, lines 14 and 21, strike "ten" and insert "~~ten~~ *twenty*".

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 790. The Swanson specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 196. Enrollment and Review amendment found in the Journal on page 347 for the Eleventh Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 899. Advanced to Enrollment & Review for engrossment.

ADJOURNMENT

At 11:54 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, January 20, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 20, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, in the midst of the troubles that surround us, when compromises come home to roost and expediencies return to plague us, keep us this day from adding to the mistakes of the past. Save us from accepting a little of what we know to be wrong in order to gain of what we imagine to be right. Help us to stand up consistently and with courage for the rights of the people and the principles to which we hold. Above the many loud voices that would tell us what to do, may we listen for Thy still small voice within speaking to our hearts. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kennedy and Kime who were excused and Mr. Waldron who was excused until 11:30 a.m.

CORRECTIONS FOR JOURNAL

Page 369, line 15, insert the word "passed" after "declared".
The Journal for the Twelfth Day was approved as corrected.

COMMUNICATIONS

January 17, 1972

Dear Mr. Brown:

Thank you very much for your letter of January 13.

I was pleased to learn, Mr. Brown, of the Nebraska Legislature's endorsement of H.R. 1163, now pending before the Senate Agriculture Committee.

It is my hope the bill will be speedily reported out of committee, adopted by the Senate and signed by the President.

I would appreciate it very much if you would share my views with the members of the legislature.

With every good wish, I am

Sincerely,

(Signed) George McGovern

Mr. Vincent D. Brown
Clerk of the Legislature
Legislative Council
State Capitol
Lincoln, Nebraska 68509

January 18, 1972

Mr. Vincent D. Brown, Clerk
State Legislative Council
State Capitol Building
Lincoln, Nebraska 68509

Reurlet 1/13/72

Dear Mr. Brown:

I acknowledge with gratitude the receipt of your above referenced letter together with the legislative Resolution No. 9 enclosed therein.

I certainly appreciate the spontaneous interest of the Legislature of Nebraska and the support of your people for an essential program for the people of rural America.

Thank you very much.

Sincerely,

(Signed) Frank E. Denholm, M.C.

FED/k

cc: William Schroeder, Secretary
Department of Agriculture
Capitol Building
Pierre, South Dakota 57501

Honorable Richard F. Kneip, Governor
State of South Dakota
Capitol Building
Pierre, South Dakota 57501

January 18, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State of Nebraska
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

Your Legislative Resolution No. 9, supporting the bill to increase the support price of wheat and feed grains by 25 percent awaited me when I returned to Washington for the Second Session of the 92nd Congress.

As you no doubt know, this measure passed the House as an amendment to H.R. 1163, now called the Smith-Melcher Bill. At the present time the bill is in the Agriculture Committee of the Senate awaiting action by the full committee. It has been approved by the Subcommittee on Agricultural Production, Marketing and Stabilization of Prices.

You may be sure that I will do my utmost to see that this bill receives favorable action by the Senate. Perhaps the biggest obstacle it faces is the President. The Nixon Administration has voiced strong opposition to this bill.

It is good to know that the Legislature of Nebraska shares our concern for the economic well-being of rural America.

Sincerely,

(Signed) Arthur A. Link
Member of Congress

AAL:rc

January 17, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State of Nebraska Legislative Council
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

Thank you for your letter of January 13th enclosing a copy of a resolution passed by the Nebraska Legislature on January 7, 1972.

I am pleased to let you know that I supported legislation to increase the price supports for wheat and feed grains by 25%. This bill, as you know, passed the House and is now pending in the Senate.

Again, thank you for advising me of your legislature's recent action.

Sincerely yours,

(Signed) Dawson Mathis, M. C.

DM:db3

NOTICE OF COMMITTEE HEARINGS

Appropriations

LB 1128	Wednesday, February 2, 1972	2:00 p.m.
LB 1131	Wednesday, February 2, 1972	2:00 p.m.
LB 1142	Wednesday, February 2, 1972	2:00 p.m.
LB 1409	Wednesday, February 2, 1972	2:00 p.m.
LB 1443	Wednesday, February 2, 1972	2:00 p.m.
LB 1240	Thursday, February 3, 1972	2:00 p.m.
LB 1279	Thursday, February 3, 1972	2:00 p.m.
LB 1282	Thursday, February 3, 1972	2:00 p.m.
LB 1283	Thursday, February 3, 1972	2:00 p.m.
LB 1284	Thrusday, February 3, 1972	2:00 p.m.

(Signed) Richard D. Marvel, Chairman

Banking, Commerce and Insurance

LB 1189	Tuesday, February 1, 1972	2:00 p.m.
LB 1288	Tuesday, February 1, 1972	2:00 p.m.

(Signed) Sam Klaver, Chairman

Government, Military and Veterans Affairs

LB 1191	Friday, January 28, 1972	Cancelled
LB 1254	Friday, January 28, 1972	Cancelled

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORT
Banking, Commerce and Insurance

LEGISLATIVE BILL 1151. Placed on General File

(Signed) Sam Klaver, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly enrolled:

1071 1072 1073 1074

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following: LB 1071, LB 1072, LB 1073, LB 1074, LR 19 and LR 21.

UNANIMOUS CONSENT–Distribute Material

Mr. Luedtke asked unanimous consent to distribute KFOR Editorials as they are made available. No objections. So ordered.

BILL ON FINAL READING

LEGISLATIVE BILL 490. Laid over.

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that today was Mr. Stull's birthday. The members sang Happy Birthday to him.

NOTICE OF COMMITTEE HEARING
Constitutional Revision

LB 1148 The Committee Hearing for LB 1148 set for Thursday, February 3, 1972 has been cancelled.

(Signed) George Syas, Chairman

UNANIMOUS CONSENT–Withdraw LB 1223

Mr. DeCamp renewed his request to withdraw LB 1223 found in the Journal on page 360 for the Twelfth Day. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 774

Mr. Carpenter asked unanimous consent to withdraw LB 774. Laid over.

SELECT FILE

LEGISLATIVE BILL 1063. Enrollment and Review amendment found in the Journal on page 361 for the Twelfth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 542. Enrollment and Review amendments found in the Journal on page 361 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 998. Enrollment and Review amendments found in the Journal on page 361 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 716. Enrollment and Review amendments found in the Journal on page 361 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 719. Enrollment and Review amendments found in the Journal on page 362 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 481. Enrollment and Review amendments found in the Journal on page 362 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 771. Enrollment and Review amendment found in the Journal on page 363 for the Twelfth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 625.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 925. Enrollment and Review amendment found in the Journal on page 363 for the Twelfth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1018.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 942. Enrollment and Review amendments found in the Journal on page 363 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 943. Enrollment and Review amendments found in the Journal on page 363 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 789. Enrollment and Review amendment found in the Journal on page 363 for the Twelfth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 875.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 885.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 781. Enrollment and Review amendments found in the Journal on page 364 for the Twelfth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 859.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 619. Enrollment and Review amendments found in the Journal on page 364 for the Twelfth Day were adopted.

Mr. Kremer offered the following amendment which was adopted by unanimous consent:

Amend LB 619, Sec. 2 of page 2, line 10, to insert after the word "control" the words "or reduce the population of".

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 807.

Advanced to Enrollment & Review for engrossment.

UNANIMOUS CONSENT—Member Excused

Mr. Pfister asked unanimous consent to be excused at noon on Friday, January 21. No objections. So ordered.

NOTICE OF COMMITTEE HEARING
Agriculture and Recreation

LB 1225	Friday, January 28, 1972	2:00 p.m.
LB 1238	Friday, January 28, 1972	2:00 p.m.
LB 1300	Friday, January 28, 1972	2:00 p.m.
LB 1343	Friday, January 28, 1972	2:00 p.m.
LB 1361	Friday, January 28, 1972	2:00 p.m.
LB 1406	Friday, January 28, 1972	2:00 p.m.

(Signed) Loran Schmit, Chairman

MOTION—Reconsider Action

Mr. Snyder moved to reconsider action on LR 22. The motion lost with 9 ayes, 27 nays and 13 not voting.

VISITORS

Mr. Swanson introduced 32 Fourth grade students and their teacher, Mrs. Darlene Purdy, from Merle Beattie School, Lincoln, Nebraska.

UNANIMOUS CONSENT—Cancel Hearing

Mr. Schmit asked unanimous consent to cancel the hearing on LB 1223. No objections. So ordered.

NOTICE OF COMMITTEE HEARING
Constitutional Revision

LB 1329	Thursday, February 3, 1972	2:00 p.m.
LB 1414	Thursday, February 3, 1972	2:00 p.m.
LB 1322	Thursday, February 17, 1972	2:00 p.m.
LB 1455	Thursday, February 17, 1972	2:00 p.m.

(Signed) George Syas, Chairman

GENERAL FILE

LEGISLATIVE BILL 127. Bracketed at the request of Mr. Stromer.

LEGISLATIVE BILL 884. Title read. Considered.

Mr. Proud moved the adoption of the Standing Committee amendments found in the Journal on page 1046 for the Fifty-Third Day, First Session. Amendment No. 1 was adopted with 19 ayes, 3 nays and 27 not voting. Amendments 2 and 3 were rejected with 23 ayes, 11 nays and 15 not voting. Amendment 4 and 5 were rejected. Amendment 6 was adopted.

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

UNANIMOUS CONSENT–Change of Order

Mr. Marvel asked unanimous consent to consider LB 1280 and LB 1281 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1280. Title read. Considered.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1281. Title read. Considered.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

UNANIMOUS CONSENT–Bracket LB 619

Mr. Lewis asked unanimous consent to bracket LB 619 on E & R, Final, until January 27. No objections. So ordered.

UNANIMOUS CONSENT–Change of Order

Mr. Swanson asked unanimous consent to consider LB 1190 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1190. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT–Add Co-Introducer

Mr. Chambers asked unanimous consent to add his name to LB 1201. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 777. Considered.

Mr. Clark moved to reconsider action on his amendment found in the Journal on page 288 for the Ninth Day which was adopted. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Clark offered the following amendment which was adopted:
Amend LB 777 page 7, line 14, strike ten and insert $20.00.

Advanced to Enrollment & Review with 35 ayes, 1 nay and 13 not voting.

VISITOR

President Marsh introduced Judy Chan of Hong Kong of the Institute of International Education.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to revert to LB 490 on Final Reading. No objections. So ordered.

MOTION—Return LB 490 to Select File

Mr. F. Carstens moved to return LB 490 to Select File for the following specific amendment:

1. On page 4 line 22 strike "and".

2. On page 5 line 1 strike the period and insert "; and" and after line 1 insert the following:

"(7) That a detailed operating statement and a full disclosure of the following information relating to officers and directors shall be made available to the stockholders not less than five days prior to each annual meeting of the association: (a) All compensation, including, but not limited to, salaries, stock options, bonuses, vacation pay, expense accounts, pension plans, and any other economic incentives related to the capital stock association; (b) amount of stock owned in the association; and (c) amount of any stock owned in the association by a spouse; and

(8) A list of stockholders shall be made available to any stockholder to the same extent as is provided to federally chartered savings and loan associations upon written request.

3. On page 19, line 7, strike "fourteen" and insert "sixty" in lieu thereof.

4. On page 19, line 8, add the following after the period, "Notice of the offer to sell shall include a detailed operating statement, and the estimated book value of the stock.

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 490. F. Carsten's specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Mr. Carpenter asked unanimous consent to expedite LB 490. Mr. Goodrich objected.

Advanced to Enrollment & Review for re-engrossment for 27 ayes, 2 nays and 20 ayes.

VISITORS

Mr. Nore introduced 18 students from the American Government Class and their sponsors, Mr. Ted Cremers, Mesdames Cremers and Strong, from Monroe Public Schools, Monroe, Nebraska.

GENERAL FILE

LEGISLATIVE BILL 650. Considered.

Mr. Carpenter asked unanimous consent to have LB 650 held over until Tuesday, January 25. No objections. So ordered.

ANNOUNCEMENT

Mr. Swanson announced that the fiscal notes may not be available on some bills set for hearing next week. The reason is that some bills already set for hearing are not printed and the fiscal analyst office has not had time to prepare fiscal notes. They will follow.

GENERAL FILE

LEGISLATIVE BILL 302. Title read. Considered.

Mr. Carpenter asked unanimous consent to withdraw his pending amendment found in the Journal on page 248 on the Seventh Day. No objections. So ordered.

Mr. Whitney offered the following amendment which was adopted:

1. Strike page 1 of standing committee amendment 1 and lines 1 to 11 of page 2.
2. In standing committee amendment 1, page 3, line 9, insert *"as provided by law"* after *"ceases"*.
3. Strike standing committee amendment 4.
4. On page 6, line 6, strike ", 20,".

Advanced to Enrollment & Review with 25 ayes, 3 nays and 21 not voting.

LEGISLATIVE BILL 304. Considered.

Mr. Stromer moved to indefinitely postpone LB 304.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 6 nays and 14 not voting.

The Stromer motion lost with 19 ayes, 25 nays and 5 not voting.

Mr. Luedtke offered the following amendment which was adopted with 30 ayes, 0 nays and 19 not voting:

Amend LB 304 to reinsert the stricken matter, line 11 to 14 of Sec. 2 and strike "five" and insert "four".

Advanced to Enrollment & Review with 26 ayes, 13 nays and 10 not voting.

UNANIMOUS CONSENT—Members Excused

Messrs. Carpenter and Klaver asked unanimous consent to be excused Friday, January 21. No objections. So ordered.

MOTION—Introduce Bills

Mr. Holmquist moved the introduction of LB 1471. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Holmquist moved the introduction of LB 1472. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1471. By Retirement Systems Committee: Claire W. Holmquist, 16th District; Fern Hubbard Orme, 29th District; William F. Swanson, 27th District; Richard Marvel, 33rd District; Ramey C. Whitney, 44th District; Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 24-703.01, Revised Statutes Supplement, 1969, and section 24-703, Revised Statutes Supplement, 1971, relating to the judges retirement fees; to change the time for counties and municipalities to remit retirement fund fees; to provide that the retirement fund fees shall be paid by counties and municipalities to the Director of the Public Employee Retirement Board as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1472. By Retirement Systems Committee: Claire W. Holmquist, 16th District; Fern Hubbard Orme, 29th District; William F. Swanson, 27th District; Richard Marvel, 33rd District; Ramey C. Whitney, 44th District; Richard F. Proud, 12th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide that members and employees of the Legislature may be included in an existing retirement system for state officers and employees at any time; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

COMMITTEE MEETING–Executive Board

Mr. Swanson announced that the Executive Board and Reference Committee would meet at 1:45 p.m. in the Speaker's Office.

STANDING COMMITTEE REPORT
Banking, Commerce and Insurance

LEGISLATIVE BILL 1177. Placed on General File as amended.
Standing Committee amendments to LB 1177:

1. Strike section 1 and insert the following:

"Section 1. That section 23-2413, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-2413. The governing body of any political subdivision, *school district, educational service unit, or technical community college* may purchase a policy of liability insurance insuring against all or any part of the liability which might be incurred under this act, and also may purchase insurance covering those claims specifically excepted from the coverage of this act by section 23-2409. Any independent or autonomous board or commission in the political subdivision having authority to disburse funds for a particular purpose of the subdivision without approval of the governing body also may procure liability insurance within the field of its operation. The procurement of insurance shall constitute a waiver of the defense of governmental immunity as to those exceptions listed in section 23-2409 to the extent, and only to the extent, stated in such policy. The existence or lack of insurance shall not be material in the trial of any suit except to the extent necessary to establish any such waiver. Whenever a claim or suit against a political subdivision is covered by liability insurance, the provisions of the insurance policy on defense and settlement

shall be applicable notwithstanding any inconsistent provisions of this act.

Sec. 2. That section 79-2630, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2630. When the area boards assume administration, control and occupancy of the respective junior colleges and vocational technical schools, the faculty and nonacademic personnel employed therein shall be deemed to remain employees of the local school district for the purpose of any health care service contract or hospitalization insurance contract provided as a benefit for such faculty or nonacademic personnel, and shall continue to be entitled to all rights thereunder as if they had remained an employee of the local school district.

Until the area board adopts a new hospitalization, *medical, surgical, accident, sickness, or term life* insurance contract or health care service contract for all employees in the tehnical community college area, the area boards shall deduct from the remuneration of each employee the amount which such employee is or may be required to pay in accordance with the provisions of any existing hospitalization, *medical, surgical, accident, sickness, or term life* insurance or health care service contract and the area boards shall pay to the hospitalization, *medical, surgical, accident, sickness, or term life* insurance company or health care service contractor the employer's share required to be paid under the provisions of such existing plans by the employer and the employee.

Sec. 3. *The governing board of any school district, may provide its members with hospitalization, medical, surgical, accident, sickness, or term life insurance coverage or any one or more of such coverages.*

Sec. 4. *The governing board of any educational service unit may provide its members with hospitalization, medical, surgical, accident, sickness, or term life insurance coverage or any one or more of such coverages.*

Sec. 5. That original section 23-2413, Reissue Revised Statutes of Nebraska, 1943, and section 79-2630, Revised Statutes Supplement, 1971, are repealed.".

(Signed) Sam Klaver, Chairman

NOTICE OF COMMITTEE HEARINGS

Judiciary

LB 1311	Monday, January 31, 1972	2:00 p.m.
LB 1403	Monday, January 31, 1972	2:00 p.m.

LB 1404	Tuesday, February 1, 1972	2:00 p.m.
LB 1362	Tuesday, February 1, 1972	2:00 p.m.
LB 1323	Tuesday, February 1, 1972	2:00 p.m.
LB 1437	Tuesday, February 1, 1972	2:00 p.m.
LB 1463	Tuesday, February 1, 1972	2:00 p.m.
LB 1464	Tuesday, February 1, 1972	2:00 p.m.
LB 1390	Tuesday, February 8, 1972	2:00 p.m.
LB 1393	Monday, February 14, 1972	2:00 p.m.
LB 1425	Tuesday, February 15, 1972	2:00 p.m.

(Signed) Roland Luedtke, Chairman

Public Works

LB 1082	Rescheduled for Wednesday, January 26, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 661. Replaced on Select File as amended. Enrollment and Review amendments to LB 661:

(Note: References to sections in the following amendments are to sections as they appear in the Final Reading bill or in the Swanson amendments.)

1. On page 4, strike lines 1 to 4 and insert:

"Section 1. That section 3-502, Revised Statutes Supplement, 1971, be amended to read as follows:".

2. Renumber new section 89, as found in the Swanson amendment 32, as section 2; in line 1 thereof strike "Section" and insert "section"; in line 15, insert ". When the polls are closed the election board shall deliver the ballots to the county clerk or election commissioner who, with the two disinterested persons appointed by him" after "him" as in the statutes; and in line 19, strike "providedtherein" and insert "provided therein" as in the statutes.

3. Renumber section 78, added by the Swanson amendment 22, as section 3.

4. Renumber section 2, as found in the Swanson amendment 2, as section 4; in line 25, strike "*; if*" and insert "*. If*"; in line 31, strike "*provided below*" and insert "*follows*"; and at the end of line 40, strike the period and insert "*; and*".

5. Renumber original sections 3 to 29 as sections 5 to 31 respectively.

6. On page 9, strike lines 25 to 27 and on page 10, strike line 1 and insert:

"Sec. 5. That section 18-209, Revised Statutes Supplement, 1971, be amended to read as follows:".

7. In the Swanson amendment 3, line 2, strike the period and insert a period at the end of the line.

8. On page 17, strike lines 5 to 9 and insert:

"Sec. 13. That section 19-3007.01, Revised Statutes Supplement, 1971, be amended to read as follows:".

9. On page 24, strike lines 16 to 19 and insert:

"Sec. 18. That section 32-102, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:"; and on page 24, line 21, strike "~~*twenty*~~" and insert "~~*eighteen*~~".

10. On page 27, strike lines 3 to 6 and insert:

"Sec. 22. That section 32-210, Revised Statutes Supplement, 1971, be amended to read as follows:".

11. In lieu of the Mahoney amendment, adopted 1/13/72, on page 27, lines 14 and 15, page 29, lines 20 and 21, and page 31, lines 3 and 4, strike the new and reinstate the stricken matter.

12. On page 35, line 12, insert ", as amended by section 3, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972" after "1943"; in line 23, strike "~~*sixty*~~" and insert "~~*fifty*~~"; and in line 26, insert ", as amended by section 4, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972" after "1943".

13. On page 36, line 3, strike "~~*sixty*~~" and insert "~~*fifty*~~".

14. Renumber section 79, added by the Swanson amendment 23, as section 32; in line 10, insert a space and a period after "....." as in the statutes; and in line 14, strike "Sections" and insert "sections" as in the statutes.

15. Renumber section 85, added by the Swanson amendment 28, as section 33, and supply paragraphing in line 1 thereof; and in line 6, strike "*Section*" and insert "*section*".

16. Renumber section 87, added by the Swanson amendment 30, as section 34; in line 1 thereof strike "Section" and insert "section"; in line 2, insert ", as amended by section 5, Legislative Bill 1054, Eighty-second

Legislature, Second Session, 1972" after "1943"; in line 5, strike "32-423" and insert "32-423.01"; and paragraph subsection (2).

17. Renumber original section 30 as section 35.

18. The changes proposed thereby having already been made in LB 1054, strike original section 31.

19. Renumber original sections 32 to 42 as sections 36 to 46.

20. On page 46, line 5, insert ", as amended by section 10, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972" after "1943"; and in line 19, strike "~~twenty-one~~" and insert "~~eighteen~~".

21, Renumber section 81, added by the Swanson amendment 24 as section 47; paragraph lines 1, 3, 18, 19, and 22 as in the statutes; strike the line out and interlined material in line 4 and insert "state"; and in line 30, insert a comma before "19" as in the statutes.

22. Renumber section 88, added by the Swanson amendment 31, as section 48; in line 1 thereof, strike "Section" and insert "section"; in line 13, strike "~~legislature~~" and insert "~~Legislature~~" as in the statutes; and in the last line strike the period and show the same as stricken.

23. Renumber original sections 43 to 49 as sections 49 to 55.

24. Renumber section 82, added by the Swanson amendment 25, as section 56; in line 3 thereof, insert "(1)" after "32-526." as in the statutes; paragraph lines 24, 47, and 74 as in the statutes; in line 44, strike "Post Office" and insert "Post-office" as in the statutes; in line 46, insert a period after "signatures" as in the statutes; in line 75, strike "19," and insert ",19" as in the statutes; insert a space and a period at the end of line 78 as in the statutes; and in line 97, insert a comma after "resident" as in the statutes.

25. Renumber original sections 50 and 51 as sections 57 and 58.

26. On page 62, strike lines 13 to 16 and insert:

"Sec. 57. That section 32-535, Revised Statutes Supplement, 1971, be amended to read as follows:".

27. On page 64, strike lines 21 to 24 and insert:

"Sec. 58. That section 32-537, Revised Statutes Supplement, 1971, be amended to read as follows:".

28. Renumber section 52 as found in the Swanson amendment 9 as section 59; paragraph line 1; in line 1, strike "Section" and insert "section"; in line 3, strike "~~president~~" and insert "~~President~~" as in the statutes; in

lines 14 and 20, strike the period and insert an underscored semicolon; in line 23, strike "*85 of this act.*" and insert "*33 of this act; and*"; paragraph line 24; and in line 29, strike "*subsection*" and insert "*subdivision*".

29. Renumber original section 54 as section 60.

30. Renumber section 55, as found in the Swanson amendment 10, as section 61; paragraph line 1 thereof; and in line 14, strike the comma.

31. Renumber original section 56 as section 62.

32. The change proposed already having been made by LB 1054, strike original section 57.

33. Renumber original sections 58 and 59 as sections 63 and 64.

34. The changes proposed already having been made in LB 1054, strike original sections 60 and 61.

35. Renumber original sections 62 and 63 as sections 65 and 66.

36. On page 77, line 22, insert ", as amended by section 14, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1971" after "1943".

37. For correlation purposes, on page 78, strike the stricken matter in lines 4 and 5 and insert "and registered in the county".

38. Renumber section 90, added by the Swanson amendment 33, as section 67; and in line 1 thereof, strike "Section" and insert "section".

39. Renumber original sections 64 to 75 as sections 68 to 79.

40. Renumber section 91, added by the Swanson amendment 34, as section 80; and in line 1 thereof strike "Section" and insert "section".

41. Renumber section 92, added by the Swanson amendment 35, as section 81; in line 1 thereof strike "Section" and insert "section"; and in line 14, strike "posing" and insert "posting" as in the statutes.

42. Renumber original section 76 as section 82.

43. In the Swanson amendments 13 and 14, line 2, strike the period and insert an underscored comma.

44. On page 93, remove underscoring from the period in line 13 and strike the period in line 21.

45. On page 94, lines 4 and 11, strike the comma and show the same as stricken.

46. Renumber section 86, added by the Swanson amendment 29, as section 83.

47. Renumber section 83, added by the Swanson amendment 26, as section 84; in line 11 thereof strike "six member" and insert "six-member" as in the statutes; and in line 12, strike "for a term of four years and the"

and insert ". The" as in the statutes.

48. Renumber original section 77 as section 85.

49. Renumber section 84, added by the Swanson amendment 27, as section 86; in line 9 thereof, strike the period and show the same as stricken; strike line 13 and insert *"members as provided in this section."*; in line 16, strike *"Sec. 86"* and insert *"section 83"*; strike the comma in line 25; make a single word of *"heretofore"* in line 30; strike the comma in lines 38 and 51; in line 57 strike *"herein provided"* and insert *"provided in this section"*; in line 63, strike *"32-512 (4)"* and insert *"32-512(4)"*; in line 65, strike *"election laws in"* and insert *"provisions of"*; and remove capitalization from *"secretary"* in lines 69 and 72, from *"president"* in line 71 and from *"treasurer"* in line 72.

50. Renumber sectio 93, added by the Swanson amendment 36, as section 87; in line 1 thereof strike "Section" and insert "section"; and supply underscoring to *"Provided,"* in line 14 and *"and provided further,"* in line 20 as in the statues.

51. Renumber original sections 78 and 79 as sections 88 and 89.

52. On page 95, line 7, strike *"27, 28, and 29"* and insert *" 29 to 31"*.

53. Strike original section 80 and insert:

"Sec. 90. That original sections 10-703.01, 17-306, 19-612, 19-613.01, 19-615, 19-617, 19-621, 19-623, 19-3004, 19-3011, 23-343.25, 23-2010, 25-523, 32-106, 32-202, 32-206, 32-211, 32-222, 32-451, 32-460, 32-472, 32-4,104, 32-4,113, 32-4,114, 32-4,115, 32-504.01, 32-514, 32-525, 32-542, 32-545, 32-716, 32-808, 32-812, 32-819, 32-1305, 49-208, 51-202, 79-426.15, 79-1103, and 79-1109, Reissue Revised Statutes of Nebraska, 1943, sections 32-210.01, 32-216, 32-231, 32-231.01, 32-231.08, 32-428, 32-459, 32-499, 32-4,108, 32-4,147, 32-503.01, 32-504, 32-512, 32-513, 32-522, 32-526, 32-803, 32-804, 70-610, 79-426.25, 79-516.05, 79-701, and 79-803.03, Revised Statutes Supplement, 1969, sections 3-502, 17-307, 18-209, 19-3007.01, 32-210, 32-420.01, 32-535, and 32-537, Revised Statutes Supplement, 1971, sections 32-228, 32-229, 32-425, 32-477, and 32-807, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3, 4, 5, 10, and 14, respectively, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972, and section 32-102, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1054, Eighty-second Legisalture, Second Session, 1972, and also sections 32-538, 32-542.01, and 79-1103.01, Revised Statutes Supplement, 1969, are repealed.".

54. Renumber original section 81 as section 91.

55. In the title, strike everything beginning with line 4 and insert:

"to amend sections 10-703.01, 17-306, 19-612, 19-613.01, 19-615, 19-617, 19-621, 19-623, 19-3004, 19-3011, 23-343.25, 23-2010, 25-523, 32-106, 32-202, 32-206, 32-211, 32-222, 32-451, 32-460, 32-472, 32-4,104, 32-4,113, 32-4,114, 32-4,115, 32-504.01, 32-514, 32-525, 32-542, 32-545, 32-716, 32-808, 32-812, 32-819, 32-1305, 49-208, 51-202, 79-426.15, 79-1103, and 79-1109, Reissue Revised Statutes of Nebraska, 1943, sections 32-210.01, 32-216, 32-231, 32-231.01, 32-231.08, 32-428, 32-459, 32-499, 32-4,108, 32-4,147, 32-503.01, 32-504, 32-512, 32-513, 32-522, 32-526, 32-803, 32-804, 70-610, 79-426.25, 79-516.05, 79-701, and 79-803.03, Revised Statutes Supplement, 1969, sections 3-502, 17-307, 18-209, 19-3007.01, 32-210, 32-420.01, 32-535, and 32-537, Revised Statutes Supplement, 1971, sections 32-228, 32-229, 32-425, 32-477, and 32-807, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3, 4, 5, 10, and 14, respectively, Legislative Bill 1054, Eighty-second Legislture, Second Session, 1972, and section 32-102, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972, relating to elections; to provide severability; to repeal the original sections, and also sections 32-538, 32-542.01, and 79-1103.01, Revised Statutes Supplement, 1969; and to declare an emergency.".

(Signed) Duke Snyder, Chairman

ADJOURNMENT

At 12:08 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, January 21, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FOURTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 21, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Deliver us, our Father, from futile hopes and from clinging to lost causes, that we may move into ever growing calm and ever widening horizons. Keep us alive to the needs of this hour, that we may be moving in the right direction and giving our attention to the right voices. Where we cannot convince, let us be willing to persuade, for small deeds done are better than great deeds planned. We know that we cannot do everything. But help us to do something. For Jesus' sake. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Kennedy, Kime, Klaver, and Morgan who were excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the Thirteenth Day was approved.

MESSAGES FROM THE GOVERNOR
January 19, 1972

Mr. Vincent D. Brown
Clerk of the Legislature

State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1043, 1044, 1045, 1046, 1047, 1048, 1050, 1051, 1052, 1053, 1054, 1055, 1056, 1057, 1059, 1060, and 1061. These bills were signed by me on January 19, 1972 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

January 20, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1033, 1062, 1064, 1065, 1066 1067, 1068, 1069, and 1070. These bills were signed by me on January 19, 1972 and delivered to the Secretary of State.

Yours very truly,

(Signed) Frank Marsh
Acting Governor

FM:fw

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period January 14, 1972 through January 20, 1972, inclusive.

(Signed) Vincent D. Brown
Clerk of the Legislature

As of January 20, 1972

Allan, Marilyn J. - Lincoln, The Sperry and Hutchinson Company
Andersen, Edward - Waterloo, Nebraska State Grange

Antes, Paul - Syracuse, Otoe Soil & Water Conservation District
Beber, David E. - Omaha, Housing Authority of the City of Omaha
Carter, Edward F. Jr. - Lincoln, America Mutual Insurance Alliance
Cary, Stephen M. - Lincoln, Nebraska Safety Council
Clark, Robert L. - Omaha, Douglas County Mental Health-Advisory Committee
Dahlquist, Horton A. - Omaha, Nebraska State Association of Fire Fighters
Diers, Ken - Gresham, Nebraska Assn. of Housing & Renewal Authorities Inc.
Eastridge, Amos E. - Omaha, May Broadcasting Company
Hansen, Eulalia - Edgar, Nebraska Educational Service Units
Heald, Harry C. (Maj) - Lincoln, Vincent J. Murphy
Huff, Charles P. - Lincoln, Nebraska Association of Theatre Owners
Huff, Charles P. - Lincoln, Nebraska Consumer Credit Association
Krause, Marcella - Alliance, Educational Service Unit No. 12
McNeil, M. J. - Lincoln, M. J. McNeil
Merwick, Michael L. - Lincoln, Nebraska State Association of Fire Fighters
Millard, Herb - Omaha, Mechanical Contractors Assn. of America-Omaha
Reynolds, Florence B. (Senator) - Omaha, Omaha Retired Teachers Association
Riekes, Steven J. - Omaha, Housing Authority of the City of Omaha
Schlaphoff, Elmer C. - Waverly, Nebraska State Grange
Stewart, Mary Jane - Lincoln, Nebraska PTA
Tews and Noren - Lincoln,
Charles F. Noren - Municipal Court Judges Association
David D. Tews - Municipal Court Judges Association
Thoma, F. H. - Omaha, Greyhound Lines - West
VonBergen, Art E. - Lincoln, Nebraska State Grange

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 490. Replaced on Select File as amended.
Enrollment and Review amendments to LB 490:

(Note: The Carstens amendments refer to the Final Reading, Second, version of the bill.)

1. In the Carstens amendment 2, line 1, strike " '; and' " and insert " 'a semicolon' "; and in line 13 strike "A" and insert "That a".

2. In the Carstens amendment 4, strike line 3 and insert "statement and the estimated book value of the stock.".

LEGISLATIVE BILL 543. Replaced on Select File as amended.
Enrollment and Review amendments to LB 543:

1. In section 13, line 1, insert "of Nebraska" after "Statutes".

2. In section 19, insert "take" at the end of line 1.

3. In lines 6 and 7 of E & R amendment 21 and lines 8 and 9 of E & R amendment 23, strike "Revised Statutes Supplement, 1971" and insert "Reissue Revised Statutes of Nebraska, 1943"; and in line 9 of E & R 21 and line 11 of E & R 23, strike "1971" and insert "1972".

4. In lieu of the Johnson amendment thereto, on page 10, line 11, strike "and" and insert ",~~and~~".

5. Reinstate the stricken comma on page 4, line 5.

6. In line 1 of the Carpenter amendment adopted 1/18, strike "page 10" and insert "page 18".

7. In line 6 of section 16, strike *"relation"* and insert *"relations"*.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Member Excused

Mr. Skarda asked unanimous consent to be excused Tuesday, February 1. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 646. With emergency.

A BILL FOR AN ACT to amend section 26-106, Revised Statutes Supplement, 1971, relating to municipal courts; to provide that the salary of the clerk shall be set by the city council; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Carsten	Carstens	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Johnson	Keyes	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Pfister	Proud	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 3:

Nore	Orme	Savage

Not voting, 11:

Burbach	Carpenter	Chambers	Hasebroock	Holmquist
Kennedy	Kime	Klaver	Morgan	Schmit
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 693. With emergency.

A BILL FOR AN ACT to amend section 17-715, Reissue Revised Statutes of Nebraska, 1943, relating to second class cities and villages; to provide that cities of the second class and villages may draw a warrant in excess of eighty-five per cent of the current levy for the purpose for which it is drawn when there are obligated federal or state funds, or both, for the credit of such city of the second class or villages for such purpose; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Chambers	Kennedy	Kime	Klaver
Morgan				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 876. With emergency.

A BILL FOR AN ACT to amend section 16-6,100, Reissue Revised

Statutes of Nebraska, 1943, relating to cities of the first class; to provide for acquisition of public buildings as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kokes	Kremer	Luedtke	Mahoney
Maresh	Moylan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 2:

Lewis	Nore

Not voting, 6:

Carpenter	Kennedy	Kime	Klaver	Marvel
Morgan				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 907.

A BILL FOR AN ACT to amend section 39-2519, Revised Statutes Supplement, 1971, relating to highways; to provide for accumulating and investing funds for street improvement projects as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes

Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Orme	Pfister	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Nore

Not voting, 9:

Carpenter	Clark	Kennedy	Kime	Klaver
Kokes	Marvel	Morgan	Schmit	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 983.

A BILL FOR AN ACT to amend section 10-209, Reissue Revised Statutes of Nebraska, 1943, relating to bonds of indebtedness; to revise provisions for registration of bonds and coupons; to require bonds and coupons to fix the interest rate as prescribed; to provide the rate of interest on bonds and coupons when no rate of interest is provided; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Clark	Kennedy	Kime	Klaver
Marvel	Morgan	Schmit		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1049.

A BILL FOR AN ACT to amend sections 25-213, 25-10,109, and 25-1317, Reissue Revised Statutes of Nebraska, 1943, and sections 25-530.02 and 25-530.07, Revised Statutes Supplement, 1969, relating to civil procedure; to harmonize the provisions thereof with previous legislation; to correct internal references; to clarify the provisions thereof; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Kennedy	Kime	Klaver	Morgan
Waldron	Whitney			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Stahmer moved to suspend the rules and take up today, the Final Reading Bills set for Monday, January 24, except for constitutional amendments and LB 600. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 537.

A BILL FOR AN ACT relating to natural resources; to require planning by natural resources districts and soil and water conservation districts as prescribed; to provide for enforcement; to include natural resources districts within the Nebraska Budget Act; to amend section 23-922, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kokes	Kremer	Lewis	Luedtke
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter	Kennedy	Kime	Klaver	Mahoney
Morgan	Stromer	Waldron	Whitney	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 540.

A BILL FOR AN ACT to amend section 2-3225, Reissue Revised Statutes of Nebraska, 1943, and section 2-3226, Revised Statutes Supplement, 1971, relating to natural resources districts; to reduce the mill levy except by vote of the people as prescribed; to eliminate provisions for general obligation bonds; to restrict powers; to eliminate reference to public power and irrigation districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Stull

Not voting, 6:

Carpenter	Kennedy	Kime	Klaver	Morgan
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 541.

A BILL FOR AN ACT to amend sections 2-1526 and 2-1549.01, Reissue Revised Statutes of Nebraska, 1943, relating to soil and water conservation districts; to restrict powers of soil and water conservation districts; to change provisions for investments; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Kokes
Kremer	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 3:

Clark	Lewis	Stull

Not voting, 7:

Carpenter	Johnson	Kennedy	Kime	Klaver
Marvel	Morgan			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 710.

A BILL FOR AN ACT relating to elections; to prohibit certain campaign statements; to provide a burden of proof; to provide a penalty; and to provide for civil proceedings.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Burbach	Carsten	Carstens	Chambers	Craft
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Johnson	Keyes	Kokes	Kremer	Lewis
Luedtke	Mahoney	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stull	Swanson
Syas	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 8:

Barnett	Clark	Holmquist	Maresh	Skarda
Stromer	Waldo	Whitney		

Not voting, 6:

Carpenter	Duis	Kennedy	Kime	Klaver
Morgan				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 985.

A BILL FOR AN ACT relating to universities; to authorize the University of Nebraska through its College of Medicine to establish, develop, and implement a program for the training of physicians' assistants or associates; and to appropriate ninety-six thousand dollars for such purpose.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 3:

Clark	Orme	Skarda

Not voting, 5:

Carpenter	Kennedy	Kime	Klaver	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1058.

A BILL FOR AN ACT to amend sections 39-794, 39-7,102, 39-7,103, 39-7,104, 39-7,105, 39-7,106, 39-7,125, 39-861, 39-1008, 39-1320.02, 39-1407, and 39-1804, Reissue Revised Statutes of Nebraska, 1943, and section 39-723, Revised Statutes Supplement, 1971, relating to highways; to include material omitted in the correlation of Legislative Bills 396 and 756, Eighty-second Legislature, First Session, 1971; to correct internal references; to remove obsolete matter; to harmonize the provisions with previous legislation; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kokes	Kremer	Lewis	Luedtke

Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Kennedy	Kime	Klaver	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Keyes introduced 26 Boy Scouts from Troop No. 464 and their assistant Scout Masters, Messrs. Gruizdak and Stiffer and Mrs. Tullis, from Offutt Air Force Base.

Mr. Luedtke introduced 7 Camp Fire girls and their sponsor, Mrs. Larry Hennings, from Ruth Pyrtle School, Lincoln, Nebraska.

Mr. Holmquist introduced 6 Sixth grade students and their teacher, Adrienne Simpson, from Blair Grade School, Blair, Nebraska.

SELECT FILE

LEGISLATIVE BILL 661. Enrollment and Review amendments found in the Journal on page 391 for the Thirteenth Day were adopted.

Advanced to Enrollment & Review for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 21, 1972, at 10:10 a.m.: LB 1071, LB 1072, LB 1073 and LB 1074.

(Signed) Barbara Jackson, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	Committee
1470	Government, Military and Veterans Affairs
1471	Nebraska Retirement Systems
1472	Nebraska Retirement Systems

1418 Re-referred from Appropriations to Education

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARINGS
Education

LB 1324	Monday, January 31, 1972	2:00 p.m.
LB 1326	Monday, January 31, 1972	2:00 p.m.
LB 1348	Monday, January 31, 1972	2:00 p.m.
LB 1377	Tuesday, February 1, 1972	2:00 p.m.
LB 1378	Tuesday, February 1, 1972	2:00 p.m.
LB 1418	Tuesday, February 1, 1972	2:00 p.m.
LB 1383	Wednesday, February 2, 1972	2:00 p.m.
LB 1400	Wednesday, February 2, 1972	2:00 p.m.
LB 1417	Wednesday, February 2, 1972	2:00 p.m.

(Signed) Donald Elrod, Chairman

Government, Military and Veterans Affairs

LB 1332	Friday, January 28, 1972	2:00 p.m.
LB 1334	Thursday, February 3, 1972	2:00 p.m.
LB 1339	Thursday, February 3, 1972	2:00 p.m.
LB 1381	Thursday, February 3, 1972	2:00 p.m.
LB 1382	Thrusday, February 3, 1972	2:00 p.m.
LB 1433	Thursday, February 3, 1972	2:00 p.m.
LB 1436	Thursday, February 3, 1972	2:00 p.m.
LB 1440	Thursday, February 3, 1972	2:00 p.m.
LB 1446	Thursday, February 3, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

GENERAL FILE

LEGISLATIVE BILL 311. Title read. Considered.

The Stahmer amendment found in the Journal on page 268 for the Eighth Day was adopted with 33 ayes, 0 nays and 16 not voting.

Mr. Stahmer offered the following amendment which was adopted with 31 ayes, 3 nays and 15 not voting:

Amend LB 311 so that it is placed on the primary ballot.

Advanced to Enrollment & Review with 30 ayes, 4 nays and 15 not voting.

LEGISLATIVE BILL 347. Laid over.

LEGISLATIVE BILL 503. Title read. Considered.

Standing Committee amendment found in the Journal on page 679 for the Thirty-Fifth Day, First Session, was adopted.

Advanced to Enrollment & Review with 28 ayes, 3 nays and 18 not voting.

MOTION–LR 22

Speaker Hasebroock moved that we not activate LR 22 as requested by Coach Bob Devaney. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Epke asked unanimous consent to be excused at 11:05 a.m. for the remainder of the Day. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 575. Laid over at the request of Mr. Chambers.

LEGISLATIVE BILL 592. Laid over at the request of Mr. Duis.

LEGISLATIVE BILL 610. Title read. Considered.

Mr. Warner offered the following amendment:

Sec. 1, Lines 25, 26 and 27 and Line 1, page 4, be stricken thru the word "elections".

Amendment pending.

Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 611. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 623. Title read. Considered.

PRESIDENT MARSH PRESIDING

Standing Committee amendment found in the Journal on page 1188 for the Fifty-Ninth Day, First Session, was adopted with 12 ayes, 6 nays and 31 not voting.

Mr. Whitney requested a Call of the House. The Call showed 41 members present.

Mr. DeCamp moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Advanced to Enrollment & Review with 26 ayes, 8 nays and 15 not voting.

VISITORS

Mr. Holmquist introduced 18 students and their teachers, Mr. Zieg and Ms. Lewis, from Macey Public School, Macey, Nebraska.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Stromer asked unanimous consent to add Messrs. Wiltse and Pfister to LB 1348. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 23.

Introduced by Leslie A. Stull, 49th District.

WHEREAS, Marie Sandoz was one of the most famous Nebraska authors; and

WHEREAS, in her writtings she portrayed Nebraska pioneers in their true light; and

WHEREAS, Marie Sandoz lived and wrote in and about Nebraska life; and

WHEREAS, many of her works were thoroughly researched and vividly described and serve as an historical record; and

WHEREAS, Chadron State College has established The Marie Sandoz Heritage Fund to perpetuate her memory and her works; and

WHEREAS, the 11th of May is commemorative of her birth date.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the citizens of the State of Nebraska reflect on their heritage and remember their ancestors.

2. That the people of the State of Nebraska recognize May 11th as Marie Sandoz Day throughout the State.

3. That a copy of this resolution be sent to The Marie Sandoz Heritage Fund at Chadron State College.

Laid over.

NOTICE OF COMMITTEE HEARING
Constitutional Revision

LB 1469	Friday, February 4, 1972	2:00 p.m.
LB 1431	Friday, February 4, 1972	2:00 p.m.
LB 1429	Friday, February 11, 1972	2:00 p.m.

(Signed) George Syas, Chairman

Urban Affairs

LB 1344	Wednesday, February 2, 1972	2:00 p.m.
LB 1380	Wednesday, February 2, 1972	2:00 p.m.
LB 1423	Wednesday, February 2, 1972	2:00 p.m.
LB 1424	Wednesday, February 2, 1972	2:00 p.m.
LB 1442	Wednesday, February 2, 1972	2:00 p.m.
LB 1272	Wednesday, February 9, 1972	2:00 p.m.
LB 1317	Wednesday, February 9, 1972	2:00 p.m.
LB 1387	Wednesday, February 9, 1972	2:00 p.m.
LB 1430	Wednesday, February 9, 1972	2:00 p.m.
LB 1454	Wednesday, February 9, 1972	2:00 p.m.

(Signed) Harold D. Simpson, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

196	625	899	925	942
943	1063			

(Signed) Duke Snyder, Chairman

MOTION—Introduce New Bills

Mr. Holmquist moved the introduction of a new bill by the Public Works Committee to be known as LB 1473. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Holmquist moved the introduction of a new bill by the Public Works Committee to be known as LB 1474. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1473. By Public Works Committee: Claire Holmquist, Chairman, 16th District; Irving Wiltse, 1st District; LeRoy Pfister, 17th District; Ernest Chambers, 11th District; Richard Lewis, 38th District; Leslie A. Stull, 49th District; Roland Luedtke, 28th District; Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 60-407, Revised Statutes Supplement, 1971, relating to motor vehicles; to eliminate provisions for a temporary permit authorizing the operation of farm tractors; and to repeal the original section.

LEGISLATIVE BILL 1474. By Public Works Committee: Claire Holmquist, Chairman, 16th District; Irving Wiltse, 1st District; Richard Proud, 12th District; Roland Luedtke, 28th District; LeRoy Pfister, 17th District; Ernest Chambers, 11th District; Leslie Stull, 48th District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend sections 60-303, 60-305.06, 60-306, 60-308, 60-310, 60-312.01, 60-318, 60-330.01, 60-331.02, 60-332, and 60-333, Reissue Revised Statutes of Nebraska, 1943, sections 60-302, 60-305.01, 60-305.04, 60-306.09, 60-315, 60-319, 60-320.01, 60-328, 60-329, and 60-334, Revised Statutes Supplement, 1969, and sections 60-301, 60-305.08, 60-311, 60-311.08, 60-320, 60-331, and 60-331.03, Revised Statutes Supplement, 1971, relating to motor vehicles; to clarify and revise the laws for registration of motor vehicles as prescribed; and to repeal the original sections, and also sections 60-305, 60-305.07, 60-307, 60-311.09, 60-316, 60-327, 60-340, and 60-342, Reissue Revised Statutes of Nebraska, 1943, section 60-302.02, Revised Statutes Supplement, 1969, and section 60-311.03, Revised Statutes Supplement, 1971.

NOTICE OF COMMITTEE HEARINGS
Committee on Committees

January 21, 1972

The Committee on Committees will meet at 1:00 P.M. on Tuesday, February 1, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Wallace Rudolph - Board of Parole
Harold D. Smith - Board of Parole
Jack M. Cleavenger - Public Employees Retirement Board
Marvin E. Jewell - Public Employees Retirement Board
Ralph Crowl - State Electrical Board
W. W. Cook, Sr. - Advisory Committee to the Department of Economic Development

Ray R. Young - Public Welfare and Public Institutions Advisory Committee

(Signed) Richard F. Proud, Chairman
Committee on Committees

January 21, 1972

The Committee on Committees will meet at 1:00 P.M. on Thursday, February 3, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Commission on Fire Fighting Personnel Standards and Education:

Russell D. Salak
Ralph L. Johnston, Jr.
David B. Weimer
William C. McDonnell
Ed O'Shaughnessy

Public Employees Retirement Board:

Howard L. Burdick
Charles O. Morehouse

(Signed) Richard F. Proud, Chairman
Committee on Committees

REFERENCE COMMITTEE REPORT

LB	Committee
1473	Public Works
1474	Public Works
1379	Re-referred from Education to Nebraska Retirement Systems

(Signed) William F. Swanson, Chairman
Executive Board

UNANIMOUS CONSENT–Return LB 761 to Committee

Mr. Whitney asked unanimous consent that LB 761 be returned to the Constitutional Revision Committee. The motion lost with 21 ayes, 11 nays and 17 not voting.

PERSONAL PRIVILEGE

Mr. Stahmer requested the following printed in the Journal:

The current annual legislative compensation in Nebraska is 17 cents per capita.

For 8 neighboring states, the figures are:

1	Colorado	24 cents per capita
2	Iowa	45 cents per capita
3	Kansas	50 cents per capita
4	Minnesota	36 cents per capita
5	Missouri	40 cents per capita
6	North Dakota	45 cents per capita
7	South Dakota	42 cents per capita
8	Wyoming	23 cents per capita

Average of the eight states listed above is 35 cents.

ADJOURNMENT

At 11:51 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, January 24, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 24, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord God, restore those of us who feel caught in the routine, in the structure, in the system. Release the ones oppressed by the advice of others, by the rules, the guidelines, the by-laws, the schedules, the time clocks, and the deadlines. Refresh us. We are exhausted by the pressure; we are dazed by the loose ends; we are bewildered by the procedures; we are confused by the temptations; we are distraught by the deceptions enchained by our responsibilities. Return the lost, refresh the weary. Release the enslaved. Restore the caught. Renew the bored. Come, and our boredom will leave us. Show us the people, Lord, and our hearts will be glad. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Clark, Morgan, and Proud who were excused. Messrs. Klaver and Chambers were excused until 9:45 a.m. and Mr. Carpenter was excused until 11:15 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fourteenth Day was approved.

UNANIMOUS CONSENT–Member Excused

Mr. Clark asked unanimous consent to be excused today and tomorrow. No objections. So ordered.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 542. Replaced on Select File as amended.
Enrollment and Review amendment to LB 542:
1. In section 6, line 4, insert an underscored comma after "commission".

LEGISLATIVE BILL 716. Replaced on Select File as amended.
Enrollment and Review amendment to LB 716:
1. In line 6 of E & R amendment 4, strike "lines 17 and 18" and insert "line 17".

LEGISLATIVE BILL 884. Placed on Select File as amended.
Enrollment and Review amendments to LB 884:
1. On page 3, line 8, insert an underscored comma after *"dollar"*.
2. Renumber new section 4 as section 3.
3. In the title, line 6, strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1280. Placed on Select File.

LEGISLATIVE BILL 1281. Placed on Select File.

LEGISLATIVE BILL 1190. Placed on Select File as amended.
Enrollment and Review amendments to LB 1190:
1. On page 2, line 4, strike "as to" and insert "in".
2. In the title, lines 4 and 5, strike "National Convention" and insert "national political conventions".

LEGISLATIVE BILL 777. Placed on Select File as amended.
Enrollment and Review amendments to LB 777:
1. On page 4, line 19, insert an underscored comma after "stated".
2. In lieu of the Clark amendment, on page 7, line 14, strike "ten" and insert *"~~ten~~ twenty"*.
3. On page 13, line 3, strike *"o"* and insert *"to"*.
4. In the title, line 10, insert "to increase a penalty; to reduce the minimum age for certain permits;" after the semicolon.

LEGISLATIVE BILL 302. Placed on Select File as amended.
Enrollment and Review amendments to LB 302:

1. On page 3, line 13, strike the second comma and show the same as stricken; and in line 18, strike *"offices"* and insert *"officers"*.

2. On page 5, line 3, strike *"will"* and insert *"shall"*; in line 4, strike *"in"* and insert *"of"*.

3. In the Whitney amendment 2, line 1, strike "amendment 1" and insert "amendment 2".

4. On page 6, insert "providing for succession to the office of Governor," at the end of line 4.

5. In the title, lines 3 and 4, strike "and 12" and insert "12, and 16"; line 5, strike ", 20,"; and in line 11 insert "to provide for succession to the office of Governor;" after the semicolon.

LEGISLATIVE BILL 304. Placed on Select File as amended.
Enrollment and Review amendments to LB 304:

1. In lieu of the Luedtke amendment, on page 2 reinstate the stricken matter; and in line 14, strike the reinstated "five" and insert *"~~five~~ four"*.

2. In the title, strike beginning with "to" in line 6 through the semicolon in line 7 and insert "to require only a majority of the judges of the Supreme Court".

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Order of the Day

Mr. Luedtke asked unanimous consent to pass over constitutional amendments this morning on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT–Bracket LB 600

Mr. Barnett asked unanimous consent to bracket LB 600 on Final Reading. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 23. Mr. Stull asked unanimous consent to correct the spelling of "Mari" wherever it appears in the Resolution. No objections. So ordered.

LR 23 found in the Journal on page 412 for the Fourteenth Day was adopted with 35 ayes, 0 nays and 14 not voting.

SELECT FILE

LEGISLATIVE BILL 490. Enrollment and Review amendments found in the Journal on page 399 for the Fourteenth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 543. Enrollment and Review amendments found in the Journal on page 399 for the Fourteenth Day were adopted.

Advanced to Enrollment & Review for engrossment.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly enrolled:

646	693	876	907	983
1049	537	540	541	710
985	1058			

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 646, 693, 876, 907, 983, 1049, 537, 540, 541, 710, 985, and 1058.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

481	771	781	789	790
807	859	875	885	998
1018				

(Signed) Duke Snyder, Chairman

APPRECIATION

Mr. Kime thanked members for cards and expression of sympathy in death of his nephew.

GENERAL FILE

LEGISLATIVE BILL 575. Laid over.

LEGISLATIVE BILL 592. Laid over.

LEGISLATIVE BILL 610. Laid over.

LEGISLATIVE BILL 611. Title read. Considered.

Mr. Syas asked unanimous consent to hold over LB 611. Mr. Simpson objected.

Mr. Waldo moved to indefinitely postpone LB 611. The motion failed with 19 ayes, 25 nays and 5 not voting.

Advanced to Enrollment & Review with 25 ayes, 18 nays and 6 not voting.

LEGISLATIVE BILL 761. Title read. Considered.

Mr. Whitney moved to indefinitely postpone. The Chair ruled Mr. Whitney's motion was in order. Mr. Barnett appealed the ruling of the Chair. The question is, "Shall the Chair be sustained?" The motion prevailed with 31 ayes, 1 nay and 17 not voting.

The Whitney motion to indefinitely postpone prevailed with 25 ayes, 14 nays and 10 not voting.

LEGISLATIVE BILL 763. Laid over.

STANDING COMMITTEE REPORTS
Public Health and Welfare

LEGISLATIVE BILL 1096. Placed on General File as amended.
Standing Committee amendment to LB 1096:
1. Add the emergency clause.

LEGISLATIVE BILL 1114. Placed on General File as amended.
Standing Committee amendment to LB 1114:
1. On page 4, line 25 strike "*and*" and after "abatement" insert "*, rehabilitation, treatment, and education*".

LEGISLATIVE BILL 1158. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

NOTICE OF COMMITTEE HEARINGS
Nebraska Retirement Systems

LB 1116	Monday, January 31, 1972	1:00 p.m.
LB 1176	Monday, January 31, 1972	1:00 p.m.
LB 1379	Monday, January 31, 1972	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Public Works

LR 20	Wednesday, February 16, 1972	2:00 p.m.
LB 1473	Thursday, February 17, 1972	2:00 p.m.
LB 1474	Thursday, February 17, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Labor

LB 1228	Wednesday, February 2, 1972	2:00 p.m.
LB 1294	Wednesday, February 2, 1972	2:00 p.m.
LB 1298	Wednesday, February 2, 1972	2:00 p.m.
LB 1318	Wednesday, February 9, 1972	2:00 p.m.
LB 1340	Wednesday, February 9, 1972	2:00 p.m.
LB 1346	Wednesday, February 9, 1972	2:00 p.m.
LB 1357	Wednesday, February 9, 1972	2:00 p.m.
LB 1389	Wednesday, February 9, 1972	2:00 p.m.
LB 1391	Wednesday, February 16, 1972	2:00 p.m.
LB 1392	Wednesday, February 16, 1972	2:00 p.m.
LB 1402	Wednesday, February 16, 1972	2:00 p.m.
LB 1441	Wednesday, February 16, 1972	2:00 p.m.
LB 1460	Wednesday, February 16, 1972	2:00 p.m.

(Signed) Harold Moylan, Chairman

STANDING COMMITTEE REPORTS

Judiciary

LEGISLATIVE BILL 1095. Placed on General File.

LEGISLATIVE BILL 1098. Placed on General File as amended.
Standing Committee amendments to LB 1098:

1. On page 2, strike lines 4 to 15 and insert:
"28-420. Whoever shall administer *any* poison, *narcotic, hallucinogenic drug, or other foreign substance* to another *or who shall place any pin, needle, razor blade, glass or other harmful object in any food, candy, confectionery, or other edible substance* with the intent to destroy *maim, alter the mental processes or ability,* or take the life of the person or persons to whom the same shall be administered *or by whom the substance shall be eaten*, or do him, her or them an injury, or whoever shall mix *any* poison, *narcotic, hallucinogenic drug, or other foreign substance* in water, food, drink or medicine

or who shall place any pin, needle, razor blade, glass or other harmful object in any food, candy, confectionery, or other edible substance with the aforesaid intent, *such persons, their aiders and abettors, shall be imprisoned in the Nebraska Penal and Correctional Complex not more than fifteen nor less than two years. shall be guilty of a felony and shall, upon conviction thereof, be imprisoned for not more than ten years, or be fined not more than ten thousand dollars, or be both so fined and imprisoned. The presence of such harmful objects in any edible substance shall be a rebuttable presumption that the objects were intentionally placed therein.".*

LEGISLATIVE BILL 1122. Placed on General File.

LEGISLATIVE BILL 1123. Placed on General File.

LEGISLATIVE BILL 1162. Placed on General File as amended.
Standing Committee amendments to LB 1162:

1. Add a new section 2 to read as follows:

"Sec. 2. *Notwithstanding any existing provision to the contrary, whenever any employee of the State of Nebraska or of any political subdivision thereof is a witness in any action or proceeding in this state in connection with his officially assigned duties, he shall not receive any witness fee, attendance fee, or mileage fee which shall be taxed as court costs in such action or proceeding.".*

2. Renumber present section 2 as section 3.

LEGISLATIVE BILL 1163. Placed on General File as amended.
Standing Committee amendments to LB 1163:

1. On page 3 lines 4 and 5 strike *"an appointment by such nonresident owner of"* and insert *"to have appointed"*, and line 9 strike *"or"* and insert *"of"*.

2. On page 5, line 7 strike "two" and insert *"~~two~~ four"*.

3. On page 2 line 13 strike the semi colon and show as stricken matter and insert a new period and strike lines 14 to 20 and show as stricken matter.

4. Add a new section 3 to read as follows:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1173. Placed on General File.

LEGISLATIVE BILL 1174. Placed on General File as amended.
Standing Committee amendment to LB 1174:
1. On page 2, line 26, after "General" insert
", the Air National Guard".

(Signed) Roland Luedtke, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 1105. Indefinitely postponed.

LEGISLATIVE BILL 1077. Placed on General File as amended.
Standing Committee amendment to LB 1077:
1. On page 3, line 12 strike "and" and show as stricken matter, and on line 13 strike the period and insert *", and any other bulk pelleted agricultural storable commodity.".*

LEGISLATIVE BILL 1169. Placed on General File as amended.
Standing Committee amendment to LB 1169:
1. On page 10, after the material shown as stricken insert:
"The Commission may disseminate information on the state part system and the wildlife resources of the state so as to inform the public of the outdoor recreation opportunities to be found in Nebraska."

LEGISLATIVE BILL 1216. Placed on General File as amended.
Standing Committee amendment to LB 1216:
1. On page 2, line 12, strike "ten" and insert "five" and on line 13, strike "one hundred" and insert "twenty-five".

(Signed) Loran Schmit, Chairman

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 837. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 7 nays and 15 not voting.

LEGISLATIVE BILL 978. Title read. Considered.

Mr. Warner moved to indefinitely postpone. The motion prevailed with 36 ayes, 5 nays and 8 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 979. Title read. Considered.

Mr. Chambers moved to indefinitely postpone. The motion lost with 20 ayes, 21 nays and 8 not voting.

Mr. Syas moved to advance LB 979 to Enrollment & Review..

Mr. Syas requested a Call of the House. The Call showed 43 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Chambers requested a roll call vote.

Advanced to Enrollment & Review with 25 ayes, 18 nays and 6 not voting.

VISITORS

Mr. Lewis introduced former Senator and Mrs. Lester Harsh from McCook.

MOTION—Appropriation Bill

Mr. Simpson moved to advance the appropriation bill from the Budget Committee to General File. Motion pending.

UNANIMOUS CONSENT—Withdraw LB 774

Mr. Carpenter renewed his request found in the Journal on page 382 for the Thirteenth Day to withdraw LB 774. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Holmquist asked unanimous consent to be excused January 25. No objections. So ordered.

STANDING COMMITTEE REPORT
Labor

LEGISLATIVE BILL 1144. Indefinitely postponed.

LEGISLATIVE BILL 1221. Placed on General File.

(Signed) Harold T. Moylan, Chairman

NOTICE OF COMMITTEE HEARINGS
Banking, Commerce and Insurance

LB 1336	Tuesday, February 1, 1972	2:00 p.m.
LB 1353	Tuesday, February 1, 1972	2:00 p.m.
LB 1354	Tuesday, February 1, 1972	2:00 p.m.

LB 1330	Monday, February 7, 1972	2:00 p.m.
LB 1364	Monday, February 7, 1972	2:00 p.m.
LB 1461	Monday, February 7, 1972	2:00 p.m.
LB 1428	Monday, February 7, 1972	2:00 p.m.
LB 1415	Tuesday, February 8, 1972	2:00 p.m.
LB 1416	Tuesday, February 8, 1972	2:00 p.m.
LB 1445	Tuesday, February 8, 1972	2:00 p.m.
LB 1358	Monday, February 14, 1972	2:00 p.m.
LB 1462	Monday, February 14, 1972	2:00 p.m.
LB 1394	Tuesday, February 15, 1972	2:00 p.m.
LB 1395	Tuesday, February 15, 1972	2:00 p.m.
LB 1396	Tuesday, February 15, 1972	2:00 p.m.
LB 1397	Tuesday, February 15, 1972	2:00 p.m.
LB 1398	Tuesday, February 15, 1972	2:00 p.m.
LB 1399	Tuesday, February 15, 1972	2:00 p.m.

(Signed) Sam Klaver, Chairman

Miscellaneous Subjects

LB 1289	Thursday, February 3, 1972	2:00 p.m.
LB 1363	Thursday, February 3, 1972	2:00 p.m.
LB 1365	Thursday, February 3, 1972	2:00 p.m.
LB 1366	Thursday, February 3, 1972	2:00 p.m.
LB 1368	Thursday, February 3, 1972	2:00 p.m.
LB 1375	Thursday, February 3, 1972	2:00 p.m.
LB 1376	Thursday, February 3, 1972	2:00 p.m.
LB 1388	Thursday, February 3, 1972	2:00 p.m.

(Signed) J. James Waldron, Chairman

Public Health and Welfare

LB 1333	Monday, January 31, 1972	2:00 p.m.
LB 1325	Tuesday, February 1, 1972	2:00 p.m.
LB 1385	Tuesday, February 1, 1972	2:00 p.m.
LB 1372	Tuesday, February 1, 1972	2:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following amendments to LB 650 and the Attorney General's opinion printed in the Journal. No objections. So ordered.

Section 1. Strike original Section 1 through 11 and insert the following:

"Section 1. The intent and purpose of this act is to provide for an aggressive and effective program of advertising and promoting the advantages of travel to and within the State of Nebraska, and to inform all sectors of the potential Nebraska travel market of the scenic, cultural, historical, and recreational attributes of Nebraska and to further promote and enhance the advantage of the state as a site for conventions and allied meetings.

Section 2. There is hereby created in the state treasury a fund to be designated as the Nebraska Tourism Promotion Fund. This fund shall be used to advertise and promote the scenic, cultural, historical, recreational, and convention attributes of the State of Nebraska in newspapers, magazines, publications, radio, television, and any other media, or in any other manner as shall be deemed most advantageous to accomplish the purpose herein expressed, and to pay necessary administrative expenses. The Nebraska Tourism Promotion Fund shall consist of the money collected from a one per cent tax on transient lodging accomodations charges.

Section 3. There is hereby established a one per cent tax on the sale or charge for room or rooms, lodging or accomodations furnished to any transient by any hotel, motel, inn, tourist camp, tourist cabins, public and private campgrounds, or any other place in which rooms, lodging, or accommodations are regularly furnished to transients for consideration, except a facility licensed under the provisions of Chapter 71, article 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, in which rooms, lodgings or accomodations are regularly furnished for consideration. The aforementioned lodging businesses must remit the one per cent tax on gross receipts on the sale or charge as stated herein. The tax shall not apply to rooms, lodging, or accommodations supplied the same tenant for a period of thirty days or more. The proceeds from the tax imposed by the provisions of this act shall be collected by the Department of Revenue and deposited in the state treasury, and by the State Treasurer placed in the Nebraska Tourism Promotion Fund, which is hereby created and which shall be expended only for the administration of this act. All funds remaining in this fund at the end of the fiscal year shall not be appropriated to the General Fund but remain in this Fund. The Department of Revenue is hereby authorized to promulgate regulations for the purposes of carrying out the duties assigned to it by this act.

Section 4. All money deposited in the Nebraska Tourism Promotion Fund is to be allocated to the Nebraska Tourism Promotion Commission. The Commission shall allocate the Fund as follows: (1) Eighty per cent of such fund is to be used to finance the production and implementation of a complete state program of advertising and promotion of the scenic, cultural, historical, recreational and convention attributes and activities of the State of Nebraska, and (2) twenty per cent of the fund is to be used to provide matching funds, not to exceed fifty per cent of approved eligible project costs, to assist in financing approved local and regional projects to advertise and promote the scenic, cultural, historical, recreation and convention attributes and activities of the region and the state. Eligible projects for matching shall consist of those projects which best accomplish the heretofore stated objectives, according to guidelines established by the Nebraska Tourism Promotion Commission.

Section 5. There are hereby established seven travel and tourism regions within the State of Nebraska:

(1) Travel and Tourism Promotion Region One shall consist of the counties of Douglas, Sarpy, Washington, and Dodge;

(2) Travel and Tourism Promotion Region Two shall consist of the counties of Cass, Otoe, Johnson, Nemaha, Richardson, Pawnee, Gage, Lancaster York, Saunders, Butler, Seward, Saline, Jefferson, Thayer, Fillmore, and Polk;

(3) Travel and Tourism Promotions Region consist of the counties of Burt, Thurston, Dakota, Dixon, Wayne, Cuming, Colfax, Stanton, Cedar, Knox, Pierce, Madison, Platte, Nance, Boone, and Antelope;

(4) Travel and Tourism Promotion Region Four shall consist of the counties of Merrick, Hamilton, Clay, Nuckolls, Webster, Adams, Hall, Howard, Buffalo, Kearney, Franklin, Harlan, Phelps, and Furnas;

(5) Travel and Tourism Promotion Region Five shall consist of the counties of Red Willow, Hitchcock, Dundy, Chase, Hayes, Frontier, Gosper, Dawson, Lincoln, Perkins, Keith, Arthur, Grant, Hooker, Thomas, Logan, and McPherson;

(6) Travel and Tourism Promotion Region Six shall consist of the counties of Kimball, Cheyenne, Deuel, Garden, Morrill, Banner, Scotts Bluff, Box Butte, Sioux, Dawes, and Sheridan; and

(7) Travel and Tourism Promotion Region Seven shall consist of the counties of Cherry, Keya Paha, Boyd, Holt, Rock, Brown, Blaine, Loup, Garfield, Wheeler, Greeley, Sherman, Valley, and Custer.

Section 6. A commission to be known as the Nebraska Tourism Promotion Commission is hereby established, to consist of eleven members appointed by the Governor. Each member shall be an operator of a hotel, motel, inn, tourist camp or campground in this state for at least five years prior to his appointment, except the member from the Governor's staff. The Governor shall appoint one member each from the seven travel and tourism promotion regions, three members at large from the State, and one member from the Governor's Staff. The members of the first Commission appointed shall serve for five years, three years, and one year, respectively, as appointed, and members appointed thereafter shall serve for five years. Members appointed to fill vacancies caused by death or resignation shall serve during the unexpired term of their predecessors.

Section 7. The Nebraska Tourism Promotion Commission shall annually elect a President and Vice President, and the Commission shall then employ a secretary of the Commission. The Commission shall be furnished with suitable quarters in the State Capitol or elsewhere. It shall adopt and use a common seal for the authentication of its orders and records. The secretary shall keep a record of all proceedings of the Commission. A majority of the Commission, in a meeting duly assembled, may perform and exercise all duties and powers devolving upon the Commission. Each member of the Commission shall receive a compensation of twenty-five dollars per diem, and shall be reimbursed for his necessary traveling expenses incurred in the discharge of his duties, not to exceed two thousand dollars per annum and not to exceed the amounts allowed by this state administrative departments. Both salaries and expenses are to be paid only from the fund created by fees collected in the administration of this act; Provided, that no other funds or state money except as collected in the administration of this act shall be drawn upon to pay the expense of administration. The Commission shall report each year to the Governor a full statement of its receipts and expenditures and also a full statement of its work during the year, together with such recommendations as it may deem expedient. The Commission shall

employ such persons as it may deem necessary to carry out the provisions of this act and prescribe their qualifications.

Section 8. The secretary under the supervision of the Commission shall administer the provisions of this act, and shall serve at the pleasure of the Commission. His salary shall not exceed fifteen thousand dollars per annum and shall be fixed by the board. He shall devote full time to the duties of his office. No member of the Commission shall be eligible to the office of Secretary during his term. The secretary shall execute and file with the Commission a surety bond, running to the state in the penal sum of ten thousand dollars, with corporate surety authorized to transact business in this state and conditioned for the faithful performance of his duties and that he will account for and pay over, pursuant to law, all state money received by him in the performance of his official duties. The premium on such bond shall be paid as an expense of the Commission.

Section 9. The Nebraska Tourism Promotion Commission shall represent the State of Nebraska and the seven travel and tourism promotion regions above established. The Nebraska Tourism Promotion Commission shall meet as often as necessary, but not less than quarterly, to conduct such business as may come before it and to carry out the duties assigned to it by this act. Meetings may be called as necessary by the Chairman, or at least six members of the Commission.

Section 10. The Nebraska Tourism Promotion Commission may initiate or participate in the development of advertising and promotional projects with any governmental subdivision, private or other organizations, associations and corporations whose by-laws provide for such activity, in expending the funds allocated by Section 4, subparagraph (1) of this act. The Commission shall review all project proposals for travel promotion matching funds which originate within the confines of the seven travel and tourism promotion regions and may approve the application for such funds as is provided in Section 4, subparagraph (2) of this act. The matching funds generated for local and regional advertising and promotion will be allocated to the seven regions on the basis of (1) fifty per cent on the total area of the region, and (2) fifty per cent on the total money generated in the region by transient lodging tax."

January 21, 1972

Senator Terry Carpenter
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator:

You have asked for our opinion as to the constitutional validity of LB 716 and LB 719, particularly whether these two bills are invalid class legislation. It is our conclusion that they are not.

These two bills are parallel bills providing for the refund of sales and use taxes paid for pollution control facilities. LB 716 deals with water pollution control facilities, and LB 719 with air pollution control facilities. While the language of the two bills is not identical, it is so similar, and the

purposes of the two acts are so similar that there is no necessity for a separate discussion of each bill.

While these bills provide for a refund of sales and use taxes for pollution control facilities, they, in effect, create an exemption from sales and use taxes for such facilities, so we will discuss the basic question of whether it is proper to exempt from sales and use tax such pollution control facilities. We point out, first, that the restrictions on tax exemption found in Article VIII, Sections 1 and 2 of the Nebraska Constitution, have no application here. These restrictions on exemption deal with property tax exemption, and not exemption from sales and use tax.

We believe that the proper approach to this matter is adequately set out in 84 C.J.S. 413, Taxation, § 215, where we find:

> "Tax exemptions are founded on public policy, such as the encouragement of manufacturing and other industries, the construction of railroads, the reforestation of land, or the support of educational, charitable, or religious institutions. Thus, exemptions are not based on the favoring of particular persons or corporations at the expense of taxpayers generally, or granted on any idea of lessening the burdens of individual property owners, but are based on the accomplishment of public purposes, and are granted on the theory that they will benefit the public generally, or as a reward or compensation for services rendered in the performance of some function deemed socially desirable. It has been stated that exemptions are favored on the theory that the concession is due to quid pro quo for the performance of service essentially public by which the state is relieved pro tanto from performing, and, thus, where the exemption from taxation serves the public, and not a private, interest, it cannot be regarded as a gift or donation of the public credit to, or in aid of, the individual, association, or corporation in whose favor the exemption is declared; but, without that concurring prerequisite, an exemption becomes essentially a gift of public funds, and indefinsible both under public policy of equal taxation and under the constitutional safeguard of illegal taxation."

There can be no question that pollution control is a proper public purpose, and a proper subject for the exercise of the state's police power. Granting an exemption designed to encourage such control does not, in our opinion, constitute unreasonable classification. We point out that the Sales and Use Tax Act contains numerous other exemptions from taxation. Our Supreme Court, in Anderson v. Tiemann, 182 Neb. 393, 155 N. W. 2d 322, upheld the constitutionality of this act. The court considered the validity of the food tax credit, holding that it was, in effect, an exemption from the sales tax, and said:

"The power of a state to make reasonable and natural classifications for purposes of taxation is clear and unquestioned. 'That a statute may discriminate in favor of a certain class does not render it arbitrary if the discrimination is founded upon a reasonable distinction, or difference in state policy. * * * Similarly, it has long been settled that a classification, though discriminatory, is not arbitrary nor violative of the Equal Protection Clause of the Fourteenth Amendment if any state of facts reasonably can be conceived that would sustain it.' Allied Stores of Ohio, Inc. v. Bowers, 358 U.S. 522, 79 S. Ct. 437, 3 L. Ed. 2d 480."

While we do not feel that there is any problem with the general purpose of these bills, we would like to point out one questionable provision found in each. Section 2(2) of each bill contains a provision that tax refunds granted under the provisions of the act shall be reduced to the extent of any commercial or productive value derived from any materials captured or recovered by any facility. We believe that this provision would be held invalid as being vague and indefinite. We are completely unable to understand how it could be applied by the Tax Commissioner. If the Legislature desires to reduce the refund applicable to pollution control facilities which have a commercial value to the owner independent of pollution control considerations, some more definite formula needs to be spelled out than is contained in these bills.

Very truly yours,

Clarence A. H. Meyer
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:mkk

ADJOURNMENT

At 11:55 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, January 25, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SIXTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 25, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, again we unite to think through issues of deep import before our state. Give sensitivity of spirit and genuine inner strength of will to Thy servants as they make decisions which will effect men personally. May they ever have concern for themselves and for each other.
>
> Give to them also an objectivity in facing issues which may most effectively benefit all the people of this state. May there be candor, integrity, and wisdom in the decisions which will be made. Illumine our darkness with the light of Thy truth. In our Lord's name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Holmquist who was excused until 10:00 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fifteenth Day was approved.

COMMUNICATION

January 19, 1972

Dear Mr. Brown:

The Postmaster General has asked me to acknowledge and thank you for your letter of January 14 transmitting a copy of Legislative Resolution No. 14 adopted by the Nebraska Legislature urging the issuance of a commemorative stamp honoring J. Sterling Morton as the founder of Arbor Day.

This proposal is before the Citizens' Stamp Advisory Committee and will receive their careful consideration as the remainder of the 1972 stamp program is developed.

I have forwarded a copy of the Nebraska Legislature's resolution to the Committee for their records.

Sincerely yours,

(Signed) Michael Popowski III
Director of Community Programs

Mr. Vincent D. Brown
Clerk of the Legislature
Nebraska State Capitol
Lincoln, Nebraska 68509

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 311. Placed on Select File as amended.
Enrollment and Review amendments to LB 311:

1. In the longhand portion of the Stahmer amendment found on pp. 268-9 of the Journal, strike "the entire bill" and insert "sections 1 to 3"; and on numbered page 3, insert "for members of the Legislature" after "compensation".

2. Pursuant to the second Stahmer amendment, on numbered page 2 of the first Stahmer amendment, line 1, strike "general" and insert "primary"; and in line 2, strike "November" and insert "May".

3. In the title, strike lines 5 and 6 and insert "Legislature; to provide compensation for members of the Legislature as prescribed; to provide"; in line 8 strike "general" and insert "primary"; and in line 9 strike "November" and insert "May".

LEGISLATIVE BILL 503. Placed on Select File as amended.
Enrollment and Review amendment to LB 503:

1. In the title, strike beginning with "to" in line 6 through the semicolon in line 9.

LEGISLATIVE BILL 623. Placed on Select File as amended.
Enrollment and Review amendments to LB 623:

1. In standing committee amendment 1, line 8, strike "consider recommendation" and insert "consideration of the recommendations".

2. In the title, strike lines 6 to 8 and "of State;" in line 9 and insert "to provide for Constitutional Revision Commissions and consideration of the recommendations thereof as prescribed;".

The following bill was correctly re-engrossed: 490.

The following bills were correctly engrossed: 543 and 719.

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 18, 1972, at 9:00 a.m.: LB 1043, LB 1044, LB 1045, LB 1046, LB 1047, LB 1048, LB 1050, LB 1051, LB 1052, LB 1053, LB 1054, LB 1055, LB 1056, LB 1057, LB 1059, LB 1060, and LB 1061.

Presented to the Governor for approval on January 19, 1972, at 9:00 a.m.: LB 1033, LB 1062, LB 1064, LB 1065, LB 1066, LB 1067, LB 1068, LB 1069, and LB 1070.

Presented to the Governor for approval on January 25, 1972, at 9:05 a.m.: LB 646, LB 693, LB 876, LB 907, LB 983, LB 1049, LB 537, LB 540, LB 541, LB 710, LB 985, and LB 1058.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1475. At the request of Governor Exon by John W. DeCamp, 40th District.

A BILL FOR AN ACT to amend section 77-1704, Reissue Revised Statutes of Nebraska, 1943, and section 77-2730, Revised Statutes Supplement, 1969, relating to taxation; to provide for additional income, franchise and sales tax credits for personal property taxes paid; to provide for duplicate receipts for personal property taxes paid; and to repeal the original sections.

UNANIMOUS CONSENT–Unbracket LB 141 and LB 656

Mr. Luedtke asked unanimous consent to unbracket LB 141 and LB 656 on Final Reading. No objections. So ordered.

MOTION–Suspend Rules

Speaker Hasebroock moved to suspend the Rules and consider tommorrow's Final Reading today. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 141.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 14, of the Constitution of Nebraska, relating to the Legislature; to eliminate the requirement of final reading bills aloud; to reduce the time for final passage of a bill during a special session; to change the provision for signing of bills and resolutions; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 14, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 14. Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member, and the bill and all amendments thereto shall be printed and read at large before the vote is taken upon its final passage. No such vote upon the final passage of any bill shall be taken until five legislative days after its introduction nor until it has been on file for final consideration and passage for at least one legislative day. During a special legislative session, a vote upon the final passage may be taken after the passage of three legislative days following its introduction. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. And no

law shall be amended unless the new act contain the section or sections as amended and the section or sections so amended shall be repealed. The presiding officer shall sign, in the presence of the Legislature while the same is in session and capable of transacting business, all bills and resolutions passed by the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment eliminating the requirement of reading aloud of bills on final passage, reducing the time for final passage of a bill during a special session, and changing the provision for signing of bills and resolutions.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Carpenter	Carsten	Carstens	Chambers	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Keyes	Kremer	Lewis
Luedtke	Mahoney	Morgan	Moylan	Orme
Pfister	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Swanson	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 13:

Barnett	Burbach	Kennedy	Kime	Klaver
Kokes	Maresh	Marvel	Nore	Proud
Stromer	Stull	Waldo		

Not voting, 2:

DeCamp	Holmquist

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 656.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII, section 11, of the Constitution of Nebraska, relating to education; to provide that public funds shall not be appropriated to any school not owned or exclusively controlled by the state or a political subdivision; to permit the state to receive money from the federal government and distribute it in accordance with the terms of the grant, but to prohibit adding any state or local funds to such money; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, section 11, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 11. Approrpriation of public funds shall not be made to any school or institution of learning not owned or exclusively controlled by the state or a political subdivision thereof.

All public schools shall be free of sectarian instruction.

The state shall not accept money or property to be used for sectarian purposes; *Provided,* that the Legislature may provide that the state may receive money from the federal government and distribute it in accordance with the terms of any such federal grants, but no public funds of the state, any political subdivision, or any public corporation may be added thereto.

A religious test or qualification shall not be required of any teacher or student for admission or continuance in any school or institution supported in whole or in part by public funds of taxation.

Sec. 2. The proposed ameendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that public funds shall not be appropriated to any school not owned or exclusively controlled by the state or a political subdivision; to permit the state to receive money from the federal government and distribute it in accordance with the terms of the grant, but to prohibit adding any state or local funds to such money.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse			

Voting in the negative, 3:

Kennedy	Nore	Pfister

Not voting, 4:

Craft	Holmquist	Waldo	Ziebarth

A constitutional four-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 196.

A BILL FOR AN ACT for submission to the electors of an amendment to Article I, section 23, of the Constitution of Nebraska, relating to Bill of Rights; to guarantee the right of appeal in all felony cases; to provide for the submission of the proposed amendment to the the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article I, section 23, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 23. In all cases of felony the defendant shall have the right of appeal to the Supreme Court; and in capital cases such appeal shall operate as a supersedeas to stay the execution of the sentence of death, until further order of the Supreme Court."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to guarantee the right of appeal in all felony cases.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 1:

Holmquist

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 625.

A BILL FOR AN ACT to amend section 77-1245, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide for an equitable allocation of flight equipment as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0:

Not voting, 2:

Holmquist Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 899.

A BILL FOR AN ACT to amend section 44-311.05, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to eliminate a restriction on the assignment of value to assets received in connection with other investments; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Klaver
Kremer	Luedtke	Mahoney	Marvel	Morgan
Moylan	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 7:

Kennedy	Kime	Kokes	Lewis	Maresh
Nore	Stull			

Not voting, 3:

Carstens Chambers Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 925.

A BILL FOR AN ACT to amend section 77-1262, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to change the assessment formula for registered bulls; to define a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Whitney	Wiltse	Ziebarth	

Voting in the negative, 3:

Kennedy Schmit Warner

Not voting, 2:

Barnett Holmquist

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 942. With emergency.

A BILL FOR AN ACT to amend section 17-612, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to eliminate the provision that appointed officials cannot have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 48:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 1:

Holmquist

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 943. With emergency.

A BILL FOR AN ACT to amend section 16-326, Reissue Revised Statutes of Nebraska, 1943, relating to first class cities; to eliminate the provision that appointed officials cannot have the emoluments of their office decreased or increased during the term for which appointed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson

Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Holmquist Nore

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1063.

A BILL FOR AN ACT to amend section 54-134, Reissue Revised Statutes of Nebraska, 1943, relating to the brand inspection area; to include additional land in the area; to repeal the original section, and also section 54-134, Revised Statutes Supplement, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Pfister
Proud	Savage	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 1:

Nore

Not voting, 2:

Holmquist Schmit

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 542. Enrollment and Review amendment found in the Journal on page 418 for the Fifteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 716. Enrollment and Review amendment found in the Journal on page 418 for the Fifteenth Day was adopted.

Bracketed at the request of Mr. Kremer.

LEGISLATIVE BILL 884. Enrollment and Review amendments found in the Journal on page 418 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1280. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1281. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1190. Enrollment and Review amendments found in the Journal on page 418 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 777. Enrollment and Review amendments found in the Journal on page 418 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 302. Enrollment and Review amendments found in the Journal on page 419 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 304. Enrollment and Review amendments found in the Journal on page 419 for the Fifteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following proposed amendment to LB 543 in the Journal. No objections. So ordered.

At page 5, on line 3, following the word "hereby", delete the term encouraged and insert in lieu thereof the term

"directed". On the same page and line, strike the language "cooperate with and,"

At page 5, on line 4, strike the first two words and the period and strike the next word following the period.

At page 5, on line 6 following the term "act." insert new sentence as follows: *The Legislature further finds that other special purpose districts, including rural water districts, ground water conservation districts, drainage districts, reclamation districts, public power and irrigation districts and irrigation districts, when merged,* ~~*shall have no veto powers nor shall they be required to obtain approval of any project*~~ *with the natural resource district as required by this act, shall have no veto power over projects of the natural resource district nor shall the natural resource district be required to seek approval of any project by the governing board of any such irrigation district, reclamation district or public power and irrigation district whose irrigation service area is so affected.*

MOTION–Return LB 661 to Select File

Mr. Proud moved to return LB 661 to Select File for the following specific amendment:

Strike that part of the Swanson Amendment, Sec. 88, adopted 1-13-72 found on pages 238 and 239 of the Legislative Daily Journal which reads as follows:

"32-503.01 All partisan and nonpartisan candidates for elective offices shall be nominated: (1) By a primary held in accordance with Chapter 32, article 5, or (2) by nomination papers signed and filed as provided by section 32-504. If a candidate for an elective office is the incumbent of another partisan or nonpartisan elective office, the filing of the requisite nomination papers of such incumbent for any other partisan or nonpartisan elective office shall be perfected at least seventy days prior to the date of the primary, not withstanding the provisions of sections 32-504, 32-514, and 32-515. ~~*Except as provided in section 70-619, the filing of the requisite nomination papers shall create a vacancy in any elective office created by an act of the legislature which such candidate then holds, as of the date of the commencement of the term of the other office for which such candidate has filed. Candidates may file for the unexpired term of the office which becomes vacant as provided in this section.*~~

Mr. Proud requested a Call of the House. The Call showed 47 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 45 ayes, 0 nays and 4 not voting.

The motion to return LB 661 to Select File failed by a vote of 24 ayes, 20 nays and 5 not voting.

VISITORS

Mr. Mahoney introduced 130 seniors and their teachers, Sister Jean Marie, Mrs. Mohr and Mrs. Traynowicz, from Daniel Gross School, Omaha, Nebraska.

Mr. Barnett introduced 90 Fourth grade students and their teachers, Mesdames Seebach, Foote and Sederburg, from Meadow Lane Elementary School, Lincoln, Nebraska.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1475	Revenue

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARINGS
Government, Military and Veterans Affairs

LB 1456 Thursday, February 3, 1972 2:00 p.m.

(Signed) Terry Carpenter, Chairman

Labor

LB 1308 Wednesday, February 2, 1972 2:00 p.m.

(Signed) Harold Moylan, Chairman

STANDING COMMITTEE REPORT
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1129. Placed on General File as amended.
Standing Committee amendments to LB 1129:

1. On page 2, strike lines 8 to 10 and show as stricken, and insert *"the speaker and nine members chosen by the Legislature from its own members at the commencement of each regular session."*

2. On page 2, line 17, before the comma insert *"and shall serve as chairman with voting power."*

3. On page 2, line 18, strike *"chairman and"* and show as stricken. After *"vice-chairman"* insert *"and secretary"*.

4. On page 4, line 4, strike "would" and "was" and show as stricken, and insert, respectively, *"may"* and *"is"*. Strike "and" and show as stricken.

5. On page 4, line 5, after "personnel" insert *"needed"*. In line 6, strike "duties" and show as stricken, and insert *"activities"* in lieu thereof.

(Signed) Terry Carpenter, Chairman

MOTION–Reconsider Action on LB 979

Mr. Waldron moved to reconsider the adoption of the motion to advance LB 979 to Enrollment and Review. The motion prevailed with 25 ayes, 8 nays and 16 not voting.

VISITORS

Mr. Johnson introduced 25 students and their teacher, Byron Swanson, from Midland College, Fremont, Nebraska.

Mr. Marvel introduced students and their instructor from Hastings College.

MOTION–Appropriation Bill

Mr. Simpson renewed his pending motion found in the Journal on page 425 for the Fifteenth Day to advance the Appropriations Bill to General File.

Mr. Carpenter moved to amend the Simpson motion to read:
"in the form it now is on this date to General File."

The Carpenter motion prevailed with 24 ayes, 6 nays and 19 not voting.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 7 nays and 9 not voting.

The Simpson motion, as amended, prevailed with 32 ayes, 9 nays and 8 not voting.

Mr. Carpenter moved that the Appropriations Bill be the first order of business on Tuesday, February 1, 1972, and thereafter until it is advanced. The motion prevailed with 30 ayes, 8 nays and 11 not voting.

VISITORS

Mr. Johnson introduced members of the Dodge County Fair Board: Alvin Cerny, Gilbert Pinning, William Moseman and Hans Clawsen, Mgr.

President Marsh introduced 90 Japanese exchange students and their translator, Ike Kakashima.

COMMITTEE MEETING

Mr. Duis announced that the Interim Study Committee on Rules would meet at 1:45 p.m., today.

NOTICE OF COMMITTEE HEARINGS
Public Works

LB 1338	Change from Thursday, February 10 to Thursday, February 17, 1972	2:00 p.m.
LB 1360	Change from Wednesday, February 16 to Thursday, February 10, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

MOTION—Suspend Rules

Mr. Stromer moved to suspend the Rules and add the names of Stull and C. Carsten to LB 1348. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 23.

ADJOURNMENT

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, January 26, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SEVENTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, January 26, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Deliver us, O God, from imagining that because we have expressed our opinion we have fulfilled our duty. Help us not only to speak, but to listen; not only to come up with quick answers, but to ask the right questions; not only to advocate sweeping solutions, but to do the plodding work that gets the job done. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Snyder, who was excused.

CORRECTIONS TO THE JOURNAL

Page 427, line 39, insert "deposited" after word "money". (Fifteenth Day)
Page 429, line 23, insert "participate" after word "or". (Fifteenth Day)
Page 434, delete lines 19 and 20. (Sixteenth Day)
Page 438, line 19, delete "three" and insert "four". (Sixteenth Day)
The Journals for the Fifteenth and Sixteenth Days were approved as corrected.

NOTICE OF COMMITTEE HEARINGS
Revenue

LB 1420	Monday, January 31, 1972	2:00 p.m.
LB 1421	Monday, January 31, 1972	2:00 p.m.
LB 1468	Monday, January 31, 1972	2:00 p.m.
LB 1356	Tuesday, February 1, 1972	2:00 p.m.
LB 1407	Tuesday, February 1, 1972	2:00 p.m.
LB 1453	Tuesday, February 1, 1972	2:00 p.m.
LB 1101	Monday, February 7, 1972	2:00 p.m.
LB 1241	Monday, February 7, 1972	2:00 p.m.
LB 1475	Monday, February 7, 1972	2:00 p.m.
LB 1315	Tuesday, February 8, 1972	2:00 p.m.
LB 1359	Tuesday, February 8, 1972	2:00 p.m.
LB 1367	Tuesday, February 8, 1972	2:00 p.m.
LB 1434	Wednesday, February 9, 1972	2:00 p.m.
LB 1100	Wednesday, February 9, 1972	2:00 p.m.
LB 1267	Wednesday, February 9, 1972	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 611. Placed on Select File as amended.
Enrollment and Review amendments to LB 611:

1. On page 3, strike lines 8 to 10 and insert "provision that the question of calling a constitutional convention requires thirty-five per cent of the total votes cast at an election in order to carry.".
2. In the title, strike lines 6 to 8 and insert "provision that the question of calling a constitutional convention requires thirty-five per cent of the total votes cast at an election in order to carry;".

LEGISLATIVE BILL 837. Placed on Select File as amended.
Enrollment and Review amendments to LB 837:

1. On page 3, strike the comma in line 3.
2. In the title, line 7, strike "agriculture" and insert "agricultural".

The following bill was correctly engrossed: 542.

The following bills were correctly enrolled:

141	196	625	656	899
925	942	943	1063	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

141	196	625	656	899
925	942	943	1063	

MESSAGE FROM THE GOVERNOR

January 24, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 1071, 1074, 1073 and 1072. These bills were signed by me on January 24, 1972, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

STANDING COMMITTEE REPORT
Banking, Commerce and Insurance

LEGISLATIVE BILL 1075. Indefinitely postponed.

LEGISLATIVE BILL 1097. Indefinitely postponed.

LEGISLATIVE BILL 1194. Placed on General File.

(Signed) Sam Klaver, Chairman

MOTION—Suspend Rules

Speaker Hasebroock moved to suspend the Rules and consider tomorrow's Final Reading today. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 481. With emergency.

A BILL FOR AN ACT relating to insurance; to require prescribed notice of cancellation of a policy of automobile liability insurance; to provide exceptions; to provide the effect of noncompliance; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the with emergency clause attached?' "

Voting in the affirmative, 39:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Stromer	Swanson	Syas
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Barnett	Duis	Epke	Kime	Proud
Snyder	Stahmer	Stull	Waldo	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 771.

A BILL FOR AN ACT relating to insurance; to provide for separate accounts and the allocation thereto of amounts for life insurance payable in fixed or variable amounts; and to provide for adoption of rules and regulations for variable contracts as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Burbach	Carpenter	Carsten	Carstens	Chambers
Craft	DeCamp	Elrod	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Barnett	Clark	Duis	Epke	Marvel
Morgan	Snyder	Stahmer	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 781.

A BILL FOR AN ACT to amend section 36-213, Revised Statutes Supplement, 1969, relating to wage assignment; to provide a limitation on the amount of wages that can be assigned; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Carpenter	Carsten	Chambers	Clark	Craft
DeCamp	Elrod	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Orme
Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Syas	Waldron	Warner
Wiltse	Ziebarth			

Voting in the negative, 10:

Burbach	Holmquist	Klaver	Kokes	Kremer
Morgan	Nore	Stull	Waldo	Whitney

Not voting, 7:

Barnett	Carstens	Duis	Epke	Pfister
Snyder	Swanson			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 789.

A BILL FOR AN ACT to amend section 44-333.04, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to prohibit the issuance of a temporary license to sell certain types of insurance; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Orme	Pfister	Savage
Schmit	Simpson	Skarda	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Nore

Not voting, 4:

Carpenter	Duis	Proud	Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 790.

A BILL FOR AN ACT to amend section 83-337, Revised Statutes

Supplement, 1969, relating to state institutions; to change the compensation of physicians and members of the boards of mental health; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Moylan	Nore	Pfister	Proud
Savage	Schmit	Skarda	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 1:

Whitney

Not voting, 5:

Carpenter	Marvel	Orme	Simpson	Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 807. With emergency.

A BILL FOR AN ACT authorizing the Game and Parks Commission to sell certain real estate as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister

Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Elrod	Snyder	Syas

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 859.

A BILL FOR AN ACT to amend section 84-306.03, Revised Statutes Supplement, 1969, relating to expenses of state employees; to include funds expended for parking in claims against the state; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Stahmer	Stromer
Swanson	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 3:

Nore	Stull	Syas

Not voting, 4:

Kime	Marvel	Moylan	Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 875.

A BILL FOR AN ACT to amend section 79-432, Reissue Revised Statutes of Nebraska, 1943, relating to schools; to provide an exception to the maximum levy for Class I, II, III, and VI school districts as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Keyes	Savage	Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 885.

A BILL FOR AN ACT to amend section 18-1802, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to change provisions for maturity and interest of various purpose bonds as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis

Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Orme	Pfister
Proud	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	

Voting in the negative, 0.

Not voting, 5:

Marvel	Nore	Savage	Snyder	Ziebarth

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 998.

A BILL FOR AN ACT to amend sections 79-2202 and 79-2203, Revised Statutes Supplement, 1969, relating to schools; to provide that all counties shall be a part of an educational service unit; to provide for readmission of a Class IV district; to provide duties; to remove obsolete matter; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Burbach	Carpenter	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Keyes	Klaver
Luedtke	Maresh	Marvel	Morgan	Moylan
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Swanson	Syas	Warner

Voting in the negative, 17:

Barnett	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Kokes	Lewis	Mahoney
Nore	Orme	Stromer	Stull	Waldo
Whitney	Wiltse			

Not voting, 7:

Carstens	Chambers	Epke	Kremer	Snyder
Waldron	Ziebarth			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1018. Bracketed until Tuesday, February 1, 1972, at the request of Mr. Swanson.

VISITORS

Mr. Elrod introduced Mr. Joseph Cassidy, former Senator from Iowa, who is with the Education Commission of the State.

President Marsh introduced the following group of American Field Service students: Miss Chanjar (Jad) Nakaret, Thailand; Mr. Michael Stanic, Germany; Miss Asta Birkeland, Norway; Mr. Jurgen Doring, Germany; Mr. Rafael Ramirez, Guatemala; Miss Yasuko Okinaga, Japan; Mr. Johan Van Den Eynde, Belgium; Mr. Morten Ljosland, Norway. With the students was Barbara (Mrs. Audun) Ravnan, Activities Chairman, AFS Central Committee.

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LB 481, LB 771 and LB 781.

(Signed) Wally Barnett

NOTICE OF COMMITTEE HEARING
Constitutional Revision

LB 1331 Friday, February 11, 1972 2:00 p.m.

(Signed) George Syas, Chairman

MESSAGE FROM THE GOVERNOR

January 24, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

Arthur D. Brown, 2705 North 45th Avenue, Omaha, Nebraska 68104

to the Game and Parks Commission for a five year term.

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

BILLS ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1476. By Richard Marvel, 33rd District.

A BILL FOR AN ACT making appropriations for the state government for the period July 1, 1972 to June 30, 1973; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 661. Replaced on Select File as amended.
Enrollment and Review amendments to LB 661:

1. In E & R amendment 36, line 3, strike "1971" and insert "1972".
2. In E & R amendment 37, line 3, insert "after 'voter'" before the period.
3. In the title, as amended, line 24, strike ", relating to elections"; and in line 27, strike the second comma and insert a semicolon.
4. In line 15 of renumbered section 32, strike *"section 85* and insert *"section 33"*.
5. In renumbered section 80, insert a comma at the end of line 46 as in the statutes.
6. In renumbered section 4, line 19, insert "the" after "of" as in the statutes.
7. On page 13 of the Swanson amendments, insert a period at the end of line 9 as in the statutes.
8. On page 19 of the Swanson amendments, line 2, strike *"of"* and insert *"in"*.

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 24.

Introduced by Rudolf Kokes, 41st District; Herb Nore, 22nd District; Loran Schmit, 23rd District; Maurice Kremer, 34th District; J. James Waldron, 42nd District.

WHEREAS, water is Nebraska's number one natural resource; and

WHEREAS, important steps are being taken through the Nebraska Soil and Water Conservation Commission towards more complete utilization of our water resources; and

WHEREAS, a Framework Study on the subject of this resolution has described the Loup River basin as follows: The rolling sandhills are a "sea of grass" and form an area that is unique to the state and nation in composition and appearance; and

WHEREAS, Harvey O. Banks, internationally known water consultant, testified before the Legislative Committee on Water Resources as follows: "If we're not careful in the development of the ground waters of the Sandhills and the utilization of these groundwaters, we may find some rather inverse impacts downstream as well as some adverse impacts on some rather valuable fish, wildlife, and recreational resources in that area"; and

WHEREAS, the various state and federal agencies concerned with water resources are now engaged in a study referred to as a Level B Study of the Platte River basin, including its tributary, the Loup River basin.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That this Legislature request and inform those state and federal agencies that are participating in the Level B Study of the Platte River and its tributary, the Loup River, that they thoroughly study the effect both in the basin, and downstream of any developments that could result in a change in the level of the underground water in the Loup River basin.

Laid over.

SPEAKER HASEBROOCK PRESIDING

MOTION–Return LB 719 to Select File

Mr. Kremer moved to return LB 719 to Select File for the following specific amendment:

Amend the bill by striking line 27 on page 3 of the bill; strike all of lines 1, 2, 3 and 4 on page 4 of the bill.

The motion to return LB 719 prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION–Return LB 1000 to Select File

Mr. Stahmer moved to return LB 1000 to Select File for the following specific amendment:

1. Amend the bill by adding two new sections to be known as sections 1 and 2 and to read as follows:

"Section 1. That section 43-613.01, Revised Statutes Supplement, 1969, be amended to read as follows:

43-613.01. The cost of programs for trainable mentally retarded children provided pursuant to this act shall be paid as follows:

(1) The school district in which such child resides shall pay four hundred dollars per year for each such child;

(2) The county in which such child resides shall pay four hundred dollars per year for each such child;

(3) The State of Nebraska shall pay four hundred dollars per year for each such child; ~~and~~

(4) In programs administered by the educational service unit in which the child resides, the educational service unit shall pay the difference between the per pupil cost of the program for trainable mentally retarded children and the sum of the payments made by the resident school district, the county, and the state pursuant to subdivisions (1) to (3) of this section. In programs administered by agencies other than the local educational service unit the excess costs shall be paid for by the resident district of the child; *Provided,* if the county has withdrawn from the educational service unit, the payment pursuant to this subdivision shall be made by the county rather than the educational service unit. *; and*

(5) In programs operated and maintained by the State Department of Education, the school district of' residence shall contract with the State Department of Education for the annual payment of an amount equal to the per pupil cost of the educational program provided by the state school. Such funds to be derived by the school district in accordance with sections 43-613.01 to 43-615.01.

If the per pupil cost in the program for trainable mentally retarded children is less than the combined contributions of the school district, the county, and the state pursuant to subdivisions (1) to (3) of this section, the contributions of each shall be reduced on a pro rata basis.

For the purposes of this section, per pupil cost in the program for trainable mentally retarded children shall be determined by dividing the operational and capital outlay costs of the program plus three per cent depreciation on that portion of the school plant used exclusively for the program, by the number of children enrolled in the program.

Sec. 2. That section 43-614, Revised Statutes Supplement, 1969, be amended to read as follows:

43-614. The amounts to be contributed by the county, resident school district, and educational service unit for the trainable mentally retarded children in each district shall be paid directly to the school district or educational service unit in which such child is enrolled, if such school district ~~or~~, educational service unit, *or state school* has a special training program approved by the State Departemnt of Education. Payment shall be made in accordance with billings submitted by the district or, unit *or State Department of Education* twice each year and advance billing may be made with adjustments to be made at the end of each school year if the per pupil cost in the program is less than the combined contributions of the school district, county, and state pursuant to section 43-613.01.".

2. On page 2, strike original section 1 and insert the following:

"Sec. 3. That section 43-619, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-619. All money derived from any source by any school as provided by the provisions of sections 43-617 and 43-618, shall be ~~remitted to the state treasury on the first day of each month and by the State Treasurer placed in the state General Fund;~~ *collected by each school and retained by it and account for all receipts and disbursements as the Commissioner of Education shall direct. Funds received pursuant to a contract with a school district or educational service unit shall be placed in a cash fund and used in carrying out the provisions of such contract. Federal funds made available to any such school for purposes of education, training or maintenance of students and such purposes shall be supplemental and in addition to those provided by General Fund appropriation.*"

3. Renumber sections 2 to 5 as sections 4 to 7 respectively.

4. Amend the Marvel Amendment, adopted May 17, 1971 line 1 by striking "lines 9 and" and inserting "line 22".

5. On page 2 of the bill line 9 before "*federal*" insert "*funds received pursuant to a contract with a school district or educational service unit and in accordance with sections 43-613.01 to 43-615.01 which shall be placed in a cash fund and used in carrying out the provisions of such contract or*".

6. Amend page 4 of the bill line 1 by inserting "and sections 43-613.01 and 43-614, Revised Statutes Supplement, 1969," after "1943".

The motion to return LB 1000 to Select File prevailed with 18 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Bracket LB 619

Mr. Lewis asked unanimous consent to bracket LB 619 on E & R Final for an indefinite time. No objections. So ordered.

PRESIDENT MARSH PRESIDING

MOTION—Return LB 543 to Select File

Mr. Carpenter moved to return LB 543 to Select File for the specific amendment found in the Journal on page 444 for the Sixteenth Day. The motion failed with 16 ayes, 19 nays and 14 not voting.

Mr. Carpenter moved to return LB 543 to Select File for the following specific amendment:

Strike the enacting clause.

Mr. Carpenter requested a record vote.

Mr. Carpenter requested a Call of the House. The Call showed 48 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 45 ayes, 0 nays and 4 not voting.

Voting in the affirmative, 13:

Carpenter	Klaver	Mahoney	Marvel	Morgan
Moylan	Nore	Savage	Schmit	Skarda
Swanson	Syas	Waldron		

Voting in the negative, 28:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Maresh
Pfister	Proud	Simpson	Stahmer	Stromer
Waldo	Warner	Ziebarth		

Not voting, 8:

Chambers	Clark	Duis	Orme	Snyder
Stull	Whitney	Wiltse		

The Carpenter motion to return LB 543 to Select File failed with 13 ayes, 28 nays and 8 not voting.

VISITORS

Mr. Lewis introduced Darcy Williamson and her parents, Mr. and Mrs. Bill Williamson, from Arapahoe.

UNANIMOUS CONSENT–Print in Journal

Mr. Waldron asked unanimous consent to print the proposed amendments to LB 542 in the Journal. No objections. So ordered.

(Amendments are printed separate from the Journal and can be obtained from the Office of the Clerk of the Legislature.)

NOTICE OF COMMITTEE HEARINGS

Agriculture and Recreation

LB 1309	Thursday, February 3, 1972	2:00 p.m.
LB 1411	Thursday, February 3, 1972	2:00 p.m.
LB 1412	Thursday, February 3, 1972	2:00 p.m.
LB 1413	Thursday, February 3, 1972	2:00 p.m.
LB 1447	Thursday, February 3, 1972	2:00 p.m.
LB 1306	Friday, February 4, 1972	2:00 p.m.
LB 1426	Friday, February 4, 1972	2:00 p.m.
LB 1427	Friday, February 4, 1972	2:00 p.m.
LB 1137	Friday, February 11, 1972	2:00 p.m.

(Signed) Loran Schmit, Chairman

Government, Military and Veterans Affairs

LB 1191	Thursday, February 10, 1972	2:00 p.m.
LB 1254	Thursday, February 10, 1972	2:00 p.m.
LB 1313	Thursday, February 10, 1972	2:00 p.m.
LB 1321	Thursday, February 10, 1972	2:00 p.m.
LB 1349	Thursday, February 10, 1972	2:00 p.m.
LB 1350	Thursday, February 10, 1972	2:00 p.m.
LB 1355	Thursday, February 10, 1972	2:00 p.m.
LB 1369	Thursday, February 10, 1972	2:00 p.m.
LB 1370	Thursday, February 10, 1972	2:00 p.m.
LB 1448	Thursday, February 10, 1972	2:00 p.m.
LB 1470	Thursday, February 10, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE BILL 1208. Placed on General File as amended.
Standing Committee amendment to LB 1208:

1. On page 7, line 3 strike "of all agricultural products" and insert *"for by-products resulting from the manufacture of agricultural ethyl alcohol in order to enhance economic feasibility.".*

(Signed) Loran Schmit, Chairman

SELECT COMMITTEE REPORT
Committee on Committees

January 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Lowell W. Fisk–Public Employees Retirement Board

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

January 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Don Swing–Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Bruce C. Gillan–Board of Public Roads Calssifications and Standards

Committee Vote: For Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Gene E. Jordan–Board of Public Roads Classifications and Standards

Committee Vote: For Senators Clark, Holmquist, Luedtke, Klaver, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

January 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Norman A. Magnusson–Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Joseph J. Cascio–Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Marvin Athey–Board of Public Roads Classifications and Standards

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

January 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

John R. Baylor–Industrial Relations Court

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Mrs. Catherine Dahlquist–Advisory Committee to the Department of Economic Development

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

F. Phillips Giltner–Advisory Committee to the Department of Economic Development

Committee Vote: For: Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Kremer, Syas and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman
Committee on Committees

Mr. Proud asked unanimous consent to take action upon these reports tomorrow. No objections. So ordered.

STANDING COMMITTEE REPORT
Public Works

LEGISLATIVE BILL 1085. Placed on General File.

LEGISLATIVE BILL 1193. Indefinitely postponed.

LEGISLATIVE BILL 1198. Indefinitely postponed.

(Signed) Claire W. Holmquist, Chairman

SELECT FILE

LEGISLATIVE BILL 719. Bracketed at the request of Mr. Kremer.

LEGISLATIVE BILL 1000. Laid over at the request of Mr. Stahmer.

LEGISLATIVE BILL 311. Enrollment and Review amendments found in the Journal on page 433 for the Sixteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 503. Enrollment and Review amendment found in the Journal on page 434 for the Sixteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 623. Enrollment and Review amendments found in the Journal on page 434 for the Sixteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 650

Mr. Carpenter asked unanimous consent to unbracket LB 650 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 650. Considered.

Mr. Carpenter asked unanimous consent to withdraw his pending amendments found in the Journal on page 355 for the Eleventh Day. No objections. So ordered.

Mr. Stahmer offered the following amendment:

1. Strike sections 1 to 11 and insert the following: as a new section 1.

"Section 1. Any city or village by ordinance of its governing body or any county board by resolution may impose a tax of not to exceed one and one-half per cent upon transactions of hotels and motels for room occupancy within such city, village or county, said monies to be utilized for park, recreation, and tourism purposes, Provided: that a sum equal to one-third of said monies so collected shall be remitted to the State Department of Tourism.

Laid over at the request of Mr. Stahmer.

LEGISLATIVE BILL 979. Considered

Mr. Syas offered the following amendment:

1. On page 2 lines 9 and 18 insert "or occupation, except members of the legal profession" after "profession".

Mr. Whitney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 4 nays and 10 not voting.

Mr. Syas requested a record vote.

Voting in the affirmative, 16:

Burbach	Elrod	Goodrich	Kennedy	Keyes
Kime	Klaver	Lewis	Maresh	Nore
Orme	Skarda	Stahmer	Syas	Warner
Ziebarth				

Voting in the negative, 20:

Carsten	Carstens	Chambers	Clark	DeCamp
Hasebroock	Holmquist	Johnson	Luedtke	Marvel
Morgan	Moylan	Pfister	Proud	Simpson
Stull	Swanson	Waldo	Waldron	Whitney

Not voting, 13:

Barnett	Carpenter	Craft	Duis	Epke
Kokes	Kremer	Mahoney	Savage	Schmit
Snyder	Stromer	Wiltse		

The Syas amendment failed with 16 ayes, 20 nays and 13 not voting.

Mr. Waldron moved to indefinitely postpone LB 979. The motion prevailed with 29 ayes, 12 nays and 8 not voting.

VISITORS

Mr. Ziebarth introduced Mr. and Mrs. Ward Nelson and Mr. and Mrs. Lawrence Rice.

ADJOURNMENT

At 11:50 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, January 27, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

EIGHTEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, January 27, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Gracious God, we admit that the pressures of life sometimes come close to getting the best of us. One group tries to squeeze us into its mold; another group tries to squeeze us into a contradictory mold. Person after person wants something from us. Help us to give a hearing to the groups and individuals that clamor for our attention. But also deliver us from letting them call our moves. Remind us, merciful God, that we fulfull our humanity only when we affirm our freedom and make our responsible choices as leaders of the people. Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR THE JOURNAL

The Journal for the Seventeenth Day was approved.

MESSAGE FROM THE GOVERNOR

January 25, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on August 20, 1971, I made the following appointments to the Motor Vehicle Dealers License Board requiring legislative confirmation:

Marlin O. Armbruster, Falls City - term ending May 18, 1974

Michael F. Wheeler, Omaha - to fill the vacancy created by the resignation of Richard Dykeman, Hastings.

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

UNANIMOUS CONSENT–Member Excused

Mr. Epke asked unanimous consent to be excused today from 11:00 a.m. to noon. No objections. So ordered.

STANDING COMMITTEE REPORTS
Education

LEGISLATIVE BILL 1165. Indefinitely postponed.

LEGISLATIVE BILL 1215. Indefinitely postponed.

LEGISLATIVE BILL 741. Placed on General File.

LEGISLATIVE BILL 1167. Placed on General File as amended.
Standing Committee amendment to LB 1167:
1. On page 2, line 5, after the stricken matter
insert *"one half of one per cent or more"*.

LEGISLATIVE BILL 1237. Placed on General File.

(Signed) Donald Elrod, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1152. Placed on General File as amended.
Standing Committee amendment to LB 1152:
1. On page 2, lines 24 and 25 strike the new matter and insert *"in excess of that portion of the"*.

(Signed) Sam Klaver, Chairman

SELECT COMMITTEE REPORTS
Committee on Committees

January 26, 1972

The Committee on Committees will meet at 1:00 P.M. on Tuesday, February 8, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon as follows:

Arthur D. Brown – Game and Parks Commission

(Signed) Richard F. Proud, Chairman

Enrollment and Review

LEGISLATIVE BILL 304. Replaced on Select File as amended.
Enrollment and Review amendments to LB 304:
1. In line 2 of E & R amendment 2, strike "line 6" and "line 7" and insert "line 5" and "line 6" respectively.
2. On page 2, strike the new matter in line 15.

LEGISLATIVE BILL 311. Replaced on Select File as amended.
Enrollment and Review amendment to LB 311:
1. On numbered page 3 of the Stahmer amendment, line 4, strike *"he is"* and insert *"they are"*.

The following bills were correctly engrossed:

302	503	623	884	1190
1280	1281			

(Signed) Duke Snyder, Chairman

ANNOUNCEMENTS

Mr. Swanson announced that Dr. Joseph Cassidy, Education Commission of the States, will visit with Senators and all other interested persons about funding of Education in the East Chamber today at 1:00 p.m.

Mr. Carpenter announced that the Government Committee will meet at 1:15 p.m. today in the West Chamber.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Mr. Carpenter moved to refer LR 24 to the Reference Committee for proper committee assignment. The motion prevailed.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following Attorney General's opinion printed in the Journal. No objections. So ordered.

January 21, 1972

Senator George Syas
Nebraska State Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator Syas:

In your letter of January 14, 1972, you ask whether the manner of selecting directors of the Nebraska Natural Resources Commission, as provided by L. B. 542, and of natural resources districts, as provided by L. B. 543, complies with the one man, one vote requirements of the United States Supreme Court. It is our conclusion that neither of these bills violate the Supreme Court's one man, one vote holdings.

We will discuss first the selection of the directors of the Nebraska Natural Resources Commission as provided by L.B. 542. This bill makes provision for one board of directors until January 1, 1973, for another board from January 1, 1973 to January 1975, and for a different board after January 1975. The composition of each of these boards is somewhat different from the others, and it would unduly lengthen this opinion to describe in detail how each board is selected. However, Section 2 of the bill, as amended, amends Section 2-1504, R. S. Supp., 1969 to provide that until January 1, 1973, four of the directors shall be the holders of certain designated state positions, three shall be appointed by the Governor representing different interests, one shall be a district supervisor or former district supervisor from the state at large, four directors shall be district supervisors or former district supervisors from certain designated districts, one director shall be elected by the Nebraska State Irrigation Association, and one shall be elected at the convention of the Nebraska Association of Soil and Water Conservation Districts. From January 1, 1973 until the third Thursday after the first Tuesday in January 1975, the board of directors shall consist of fourteen members, four being the holders of specifically designated state positions, four being appointed by

the Governor, five representing certain designated river basins and one natural resources director elected at large. The natural resources directors are elected at the annual state conference of district directors.

After the third Thursday after the first Tuesday in January 1975, the commission shall consist of fifteen members, one each from twelve designated river basins, to be selected at individual caucuses of the natural resources district directors residing in the river basin from which the member is selected, and three members to be appointed by the Governor subject to confirmation by the Legislature.

We are confining our discussion herein to the impact of the federal one man, one vote cases on the composition of the board of directors of this organization. We believe that the case of Sailors v. Kent Board of Education, 387 U. S. 105, 18 L. Ed. 2d 650, 87 S. Ct. 1549 is decisive of this question. That case involved the county school board, which was chosen, not by the voters, but by delegates from the local school boards. Each board sent a delegate to a meeting and those delegates elected a county board. This was challenged on the one man, one vote basis, since each local school board had one vote, irrespective of population. The court upheld this method of selecting the county school board, saying:

> "We find no constitutional reason why state or local officers of the nonlegislative character involved here may not be chosen by the governor, by the legislature, or by some other appointive means rather than by an election. * * *.
>
> "* * * * *
>
> "* * *. At least as respects nonlegislative officers, a State can appoint local officials or elect them or combine the elective and appointive systems as was done here. If we assume arguendo that where a State provides for an election of a local official or agency--whether administrative, legislative, or judicial--the requirements of Gray v Sanders and Reynolds v Sims must be met, no question of that character is presented. For while there was an election here for the local school board, no constitutional complaint is raised respecting that election. Since the choice of members of the county school board did not involve an election and since none was required for these nonlegislative offices, the principle of 'one man, one vote' has no relevancy."

L.B. 543 deals with natural resources districts. Section 2-3213, R.S. Supp., 1969, as amended by L.B. 543, provides in general that the first governing body of the natural resources districts shall be the directors of the bodies whose functions the natural resources districts are to take over, together with directors of ground water conservation districts, and representatives of the city, if a city of the metropolitan class is located within that district. We believe that the Sailors case, cited above, indicates that this procedure does not violate the one man, one vote rule.

Section 2-3214, R.S. Supp., 1969, as amended by Section 7 of the bill provides that the natural resources districts shall be divided into subdistricts, subject to the approval of the Nebraska Natural Resources Commission. Candidates residing within the subdistricts may run for office

of director of the natural resources district by filing a petition signed by not less than twenty-five qualified voters residing in the subdistrict. All of the voters in the district vote for all of the candidates in all of the subdistricts. The candidate receiving the highest number of votes in each subdistrict is elected as a director of the natural resources district. The system described above is very similar to that employed in the case of Dusch v. Davis, 387 U.S. 112, 18 L. Ed. 2d 656, 87S. Ct. 1554. In that case city councilmen were elected from boroughs. Seven boroughs, of varying populations, were each entitled to one councilman, and four councilmen were elected at large without regard to residence. All of the voters of the entire city, however, voted for all of the candidates from all of the boroughs. The court upheld this system as not violating the one man, one vote rule saying:

"The Seven-Four Plan makes no distinction on the basis of race, creed, or economic status or location. Each of the 11 councilmen is elected by a vote of all the electors in the city. The fact that each of the seven councilmen must be a resident of the borough from which he is elected, is not fatal. In upholding a residence requirement for the election of state senators from a multi-district county we said in Fortson v Dorsey, 379 US 433, 438, 13 L ed 2d 401, 404, 85 S Ct 498:

" 'It is not accurate to treat a senator from a multi-district county as the representative of only that district within the county wherein he resides. The statute uses districts in multi-district counties merely as the basis of residence for candidates, not for voting or representation. Each district's senator must be a resident of that district, but since his tenure depends upon the county-wide electorate he must be vigilant to serve the interests of all the people in the county, and not merely those of people in his home district; thus, in fact he is the county's and not merely the district's senator.'

"By analogy the present consolidation plan uses boroughs in the city 'merely as the basis of residence for candidates, not for voting or representation.' He is nonetheless the city's, not the borough's, councilman. In Fortson there was substantial equality of population in the senatorial districts, while here the population of the boroughs varies widely. If a borough's resident on the council represented in fact only the borough, residence being only a front, different conclusions might follow. But on the assumption that Reynolds v Sims controls, the constitutional test under the Equal Protection Clause is whether there is an 'invidious' discrimination. 377 US, at 561, 12 L ed 2d at 527. As stated by the District Court:

" 'The principal and adequate reason for providing for the election of one councilman from each borough is to assure that there will be members of the City Council with some general knowledge of rural problems to the end that this heterogeneous city will be able to give due consideration to questions presented throughout the entire area * * *.' "

On the basis of this case, since all of the voters of the entire natural

resources district vote on all of the candidates, the fact that some of the candidates must be residents of particular subdistricts is not a valid constitutional objection.

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:hw

SELECT FILE

LEGISLATIVE BILL 661. Enrollment and Review amendments found in the Journal on page 460 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 611. Enrollment and Review amendments found in the Journal on page 450 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 837. Enrollment and Review amendments found in the Journal on page 450 for the Seventeenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1000. Mr. Stahmer's specific amendments found in the Journal on page 462 for the Seventeenth Day were adopted by a vote of 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Raise LB 1097

Mr. Barnett moved to place LB 1097 on General File notwithstanding the Committee action.

Mr. Barnett requested a record vote.

Mr. Barnett requested a Call of the House. The Call showed 43 members present.

Mr. Morgan moved the Call be raised. The motion prevailed with 26 ayes, 11 nays and 12 not voting.

Voting in the affirmative, 19:

Barnett	Carpenter	Craft	Elrod	Hasebroock
Keyes	Kime	Klaver	Maresh	Orme
Proud	Schmit	Skarda	Snyder	Stahmer
Syas	Waldron	Warner	Ziebarth	

Noting in the negative, 16:

Carsten	Duis	Epke	Goodrich	Holmquist
Kennedy	Kokes	Morgan	Moylan	Nore
Pfister	Savage	Stull	Swanson	Waldo
Wiltse				

Not voting, 14:

Burbach	Carstens	Chambers	Clark	DeCamp
Johnson	Kremer	Lewis	Luedtke	Mahoney
Marvel	Simpson	Stromer	Whitney	

The Barnett motion to raise LB 1097 failed with 19 ayes, 16 nays and 14 not voting.

VISITORS

Mr. Barnett introduced 28 Sixth grade students and their sponsors, Mr. Byrd and Mesdames Oliverius and Brehm, from Brownell School, Lincoln.

UNANIMOUS CONSENT–Member Excused

Mr. Waldron asked unanimous consent to be excused at 10:00 a.m. for the remainder of the morning. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 717

Mr. Kremer asked unanimous consent to withdraw LB 717. Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 27, 1972, at 9:35 a.m.:

141	656	196	625	899
925	942	943	1063	

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly enrolled:

481	771	781	789	790
807	859	875	885	998

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

481	771	781	789	790
807	859	875	885	998

VISITORS

Mr. Stull introduced James Monahan, Hyannis, and E. J. Gotschall from Atkinson.

Mr. Stahmer introduced Elton C. Shepard and Bob Marsinek, Omaha, Nebraska.

UNANIMOUS CONSENT—Members Excused

Messrs. Kennedy, Lewis and Pfister asked unanimous consent to be excused at 11:00 a.m. Mr. F. Carstens asked to be excused at 10:30 a.m. for the remainder of the day and Mr. Duis asked to be excused Friday, January 28. No objections. So ordered.

MOTION—Return LB 661 to Select File

Mr. Proud moved to return LB 661 to Select File for the following specific amendment:

1. In the Swanson amendment 31, reinstate the stricken matter and in the reinstated matter strike "Except as provided in section 70-619, the" and insert "~~*Except as provided in section 70-619, the*~~ *The*"; and at the end of the second full line of reinstated matter insert "*or by the Constitution of Nebraska*".

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 3 nays and 21 not voting.

Mr. Ziebarth requested a record vote.

Voting in the affirmative, 21:

Carpenter	Craft	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kime	Klaver	Kremer
Lewis	Luedtke	Orme	Proud	Snyder
Stromer	Stull	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 16:

Burbach	Carsten	DeCamp	Kennedy	Kokes
Mahoney	Maresh	Morgan	Moylan	Pfister
Savage	Schmit	Simpson	Skarda	Swanson
Syas				

Not voting, 12:

Barnett	Carstens	Chambers	Clark	Duis
Elrod	Keyes	Marvel	Nore	Stahmer
Waldo	Waldron			

The Proud motion failed with 21 ayes, 16 nays and 12 not voting.

Mr. Proud moved to return LB 661 to Select File for the following specific amendment:

Strike Swanson Amendment 31.

The motion failed with 12 ayes, 18 nays and 19 not voting.

Mr. Ziebarth moved to return LB 661 to Select File for the following specific amendment:

On page 239 of the amendment to LB 661, on line 6 after primary, insert beginning January 1, 1973.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The Ziebarth motion failed with 19 ayes, 12 nays and 18 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Waldo asked unanimous consent to be excused. No objections. So ordered.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1477. At the request of Governor Exon by Richard Marvel, 33rd District.

A BILL FOR AN ACT making appropriations for the state government for the period July 1, 1972 to June 30, 1973; to recite limits and conditions on the expenditure of funds from the appropriations so made.

LEGISLATIVE BILL 1478. At the request of Governor Exon by Richard Marvel, 33rd District.

A BILL FOR AN ACT making appropriations for nonstate operational expenditures and governmental assistance for the fiscal year beginning July 1, 1972 and ending June 30, 1973; to recite limits and conditions on the expenditure of funds from the appropriations so made.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the Rules and place LB 1477 and LB 1478 on General File. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

MOTION—Introduce Bills

Mr. Holmquist moved the introduction of a new bill by the Retirement Systems Committee to be known as LB 1479. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Holmquist moved the introduction of a new bill by the Retirement Systems Committee to be known as LB 1480. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read the first time by title:

LEGISLATIVE BILL 1479. By the Retirement Systems Committee: Claire W. Holmquist, Chairman, 16th District; Richard Marvel, 33rd District; Ramey C. Whitney, 44th District; Richard Proud, 12th District; Fern Hubbard Orme, 29th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 23-2313, Reissue Revised Statutes of Nebraska, 1943, relating to county employees retirement system; to provide that the Auditor of Public Accounts shall audit the county employees retirement system; to provide for reports as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1480. By the Retirement Systems Committee: Claire W. Holmquist, Chairman, 16th District; Richard Marvel, 33rd

District; Ramey C. Whitney, 44th District; Richard Proud, 12th District; Fern Hubbard Orme, 29th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 79-1050, Reissue Revised Statutes of Nebraska, 1943, relating to school employees retirement system; to provide that the Auditor of Public Accounts shall audit the school employees retirement system; to provide for reports as prescribed; and to repeal the original section.

RESOLUTIONS

LEGISLATIVE RESOLUTION 25.

Introduced by Don Elrod, 35th District.

WHEREAS, there is proposed a gift to the State of Nebraska of an all faiths chapel and meeting hall, to be used voluntarily by persons of all faiths or no faith and to be located at the Nebraska Veterans' Home at Grand Island, Nebraska; and

WHEREAS, no such chapel and meeting hall is now available at the Nebraska Veterans' Home; and

WHEREAS, persons of all faiths have made plans for providing such a chapel and meeting hall, to be constructed without cost to the State of Nebraska, and the location and plans for such building shall be subject to the approval and supervision of the Director of Public Institutions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That such chapel and meeting hall, upon the terms and conditions above set out, be and is hereby approved, and its acceptance by the Director of Public Institutions is hereby authorized.

Laid over.

NOTICE OF COMMITTEE HEARING
Nebraska Retirement Systems

LB 1148	Friday, February 4, 1972	1:00 p.m.
LB 1471	Friday, February 4, 1972	1:00 p.m.
LB 1472	Friday, February 4, 1972	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

REFERENCE COMMITTEE REPORT

	COMMITTEE
LR 24	Agriculture and Recreation

(Signed) William F. Swanson, Chairman
Executive Board

MOTION—Adjournment

Mr. Swanson moved that when we adjourn on Monday, January 31st, we adjourn until 9:00 a.m. on Wednesday, February 2, and that we meet at 9:00 a.m. on Tuesday, February 1, to have a full explanation of the basic differences between the Governor's Budget Bill and the Appropriations Committee Bill and that Speaker Hasebroock act as Presiding Officer for this informational meeting.

The motion prevailed with 25 ayes, 6 nays and 18 not voting.

ADJOURNMENT

At 12:00 noon, Speaker Hasebroock moved to adjourn until 9:00 a.m., Friday, January 28, 1972. The motion prevailed with 20 ayes, 19 nays and 10 not voting.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 28, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Merciful God, some of us begin this day assured that life is good. We have received the support of friends who care. Others of us begin this day disappointed. The people we counted on most have walked by unconcerned. If we have received encouragement from others, give us the graciousness to say thank you. If we have expected to receive help, only to find our friends standing indifferently in the sidelines, deliver us from all cynicism and self pity. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Clark who was excused and Mr. Moylan who was excused until 10:00 a.m. Mr. Klaver was absent and Mr. Chambers was absent until 10:00 a.m.

UNANIMOUS CONSENT—Members Excused

Mr. Pfister asked unanimous consent to be excused at noon today. Mr. Kokes asked to be excused from 10:30 a.m. to 11:00 today. Mr. Stull asked to be excused Monday, January 31. No objections. So ordered.

CORRECTIONS FOR THE JOURNAL

Page 483, line 33, delete "LV" and insert "LB".
Page 483, delete lines 35, 36 and 37.
The Journal for the Seventeenth Day was approved as corrected.

MESSAGE FROM THE GOVERNOR

January 26, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 646, 693, 710, 876, 983, 985 and 1058.

These bills were signed by me on January 26, 1972 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period January 21, 1972, through January 27, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Bender, Paul E. - Fairmont, Nebraska Schoolbus Drivers Association
Crosby, Robert B. - Lincoln, Nebraska Hospital Association
Dullnig, Albert V. - Omaha, KETV
Edwards, Joseph R. - Lincoln, Advisory & Development Services, Inc.
Fraiser, Ted J. - Lincoln, American Insurance Association; American Reciprocal Insurance Association
Huff, Charles P. - Lincoln, Bill Carroll Home Sales, Inc.
Jaksha, E. A. - Omaha, Northwestern Bell Telephone Company
Marti, Douglas - Lincoln, Nebraska Department of Roads Employees Assn.
Martin, Warren N. - Washington, D.C., Air Transport Association
Murphy, Lawrence E. - Lincoln, Nebraska Chiropractic Physicians Assn.

Rall, Frank - Lincoln, Nebraska Assn. of Osteopathic Physicians and Surgeons
Rall, Frank - Lincoln, Nebraska Welfare Association
Ryan, James E. - Lincoln, Nebraska Roadside Business Assn.
Walters, Woody R. - Lincoln, Nebraska Fire Chiefs Association

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1479	Nebraska Retirement Systems
1480	Nebraska Retirement Systems

(Signed) William F. Swanson, Chairman
Executive Board

COMMITTEE MEETING–Executive Session

The Revenue Committee will meet in Executive Session on Wednesday, February 2, 1972, at 1:30 p.m. in the East Chamber.

(Signed) Rudolf C. Kokes, Chairman

NOTICE OF COMMITTEE HEARINGS
Public Health and Welfare

LB 1345	Tuesday, February 8, 1972	2:00 p.m.
LB 1405	Tuesday, February 8, 1972	2:00 p.m.
LB 1408	Monday, February 14, 1972	2:00 p.m.
LB 1435	Monday, February 14, 1972	2:00 p.m.
LB 1451	Monday, February 14, 1972	2:00 p.m.
LB 1410	Tuesday, February 15, 1972	2:00 p.m.
LB 1432	Tuesday, February 15, 1972	2:00 p.m.

(Signed) Thomas Kennedy, Chairman

UNANIMOUS CONSENT–Withdraw LB 717

Mr. Kremer renewed his request to withdraw LB 717 found in the Journal on page 479 for the Eighteenth Day. Mr. DeCamp objected.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 490.

A BILL FOR AN ACT relating to building and loan associations; to define terms; to authorize the formation of capital stock associations and to authorize the conversion of mutual associations into capital stock associations; to authorize the conversion of federal savings and loan associations into capital stock associations, and capital stock associations into federal savings and loan associations; to set forth the procedures for such formations and conversions; to define the rights, limitations, powers and duties of capital stock associations; and to adopt the Capital Stock Savings and Loan Association Holding Company Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 15:

Barnett	Carpenter	Carsten	Duis	Goodrich
Hasebroock	Johnson	Mahoney	Marvel	Orme
Proud	Skarda	Stromer	Swanson	Waldron

Voting in the negative, 25:

Burbach	Carstens	Craft	DeCamp	Epke
Holmquist	Kennedy	Keyes	Kokes	Kremer
Lewis	Luedtke	Maresh	Savage	Schmit
Simpson	Snyder	Stahmer	Stull	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Not voting, 9:

Chambers	Clark	Elrod	Kime	Klaver
Morgan	Moylan	Nore	Pfister	

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 543. With emergency.

A BILL FOR AN ACT to amend sections 2-3202, 2-3204, 2-3207, 2-3214, 2-3215, 2-3218, 2-3219, 2-3229, 2-3234, and 2-3254, Reissue Revised Statutes of Nebraska, 1943, sections 2-3201, 2-3206, 2-3213, and 2-3261, Revised Statutes Supplement, 1971, and section 2-3241, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1045, Eighty-second Legislature, Second Session, 1972, relating to natural resources districts; to eliminate reference to mosquito abatement districts; to eliminate provisions for natural resources divisions of public power

districts; to restrict commission powers; to harmonize wih (sic) other legislation; to provide for changes of district boundaries; to provide for the initial boards of directors; to require subdistricts; to provide for vacancies; to reduce authority of the districts; to provide for written objections to improvements; to provide for reports to the Legislature; to provide for severability; to repeal the original sections and also sections 2-3221 and 2-3251, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Carstens	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Kokes
Kremer	Lewis	Luedtke	Maresh	Marvel
Morgan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Swanson	Syas	Waldo
Warner	Wiltse	Ziebarth		

Voting in the negative, 7:

Carpenter	Craft	Holmquist	Moylan	Stull
Waldron	Whitney			

Not voting, 4:

Chambers	Clark	Klaver	Mahoney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT–Members Excused

Mr. Johnson asked unanimous consent to be excused the remainder of the day. Mr. Waldron asked to be excused at 10:00 a.m. for a short time. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on January 28, 1972, at 9:15 a.m.:

481	771	781	789	790
807	859	875	885	998

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORT
Enrollment and Review

The following bill was correctly re-engrossed: 661

The following bill was correctly engrossed: 777

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 25. LR 25 found in the Journal on page 483 for the Eighteenth Day was adopted by a vote of 33 ayes, 0 nays and 16 not voting.

VISITORS

Mr. Kennedy introduced 30 Fifth grade students and their teachers, Mrs. Gilliland and Miss McKelvey, from Clare McPhee School, Lincoln.

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that tomorrow is Mr. F. Carstens birthday. The members sang Happy Birthday to him.

SELECT FILE

LEGISLATIVE BILL 304. Enrollment and Review amendments found in the Journal on page 474 for the Eighteenth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 311. Enrollment and Review amendment found in the Journal on page 474 for the Eighteenth Day was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on pages 466, 467 and 468 and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Lowell W. Fisk to the Public Employees Retirement Board.

Voting in the affirmative, 25:

Carpenter	Craft	DeCamp	Elrod	Epke
Hasebroock	Holmquist	Kime	Kremer	Lewis
Luedtke	Mahoney	Maresh	Morgan	Moylan

Nore	Orme	Pfister	Proud	Savage
Simpson	Stahmer	Swanson	Waldo	Whitney

Voting in the negative, 0.

Not voting, 24:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Duis	Goodrich	Johnson	Kennedy
Keyes	Klaver	Kokes	Marvel	Schmit
Skarda	Snyder	Stromer	Stull	Syas
Waldron	Warner	Wiltse	Ziebarth	

The motion carried with 25 ayes, 0 nays and 24 not voting.

Mr. Proud moved to confirm the appointment of Don Swing to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 25:

Barnett	Craft	DeCamp	Epke	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Pfister	Proud	Schmit	Simpson	Skarda
Stahmer	Stull	Syas	Warner	Whitney

Voting in the negative, 0.

Not voting, 24:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Klaver	Morgan
Orme	Savage	Snyder	Stromer	Swanson
Waldo	Waldron	Wiltse	Ziebarth	

The motion carried with 25 ayes, 0 nays and 24 not voting.

Mr. Proud moved to confirm the appointment of Bruce C. Gillan to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Craft	Duis
Epke	Goodrich	Holmquist	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Simpson	Skarda	Stahmer

Stull	Swanson	Syas	Waldo	Warner
Whitney				

Voting in the negative, 0.

Not voting, 18:

Carpenter	Carstens	Chambers	Clark	DeCamp
Elrod	Hasebroock	Johnson	Kennedy	Klaver
Morgan	Savage	Schmit	Snyder	Stromer
Waldron	Wiltse	Ziebarth		

The motion carried with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of Gene E. Jordan to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 28:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Holmquist	Keyes	Kremer	Lewis
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Skarda
Snyder	Stahmer	Stull	Swanson	Syas
Waldo	Warner	Whitney		

Voting in the negative, 0.

Not voting, 21:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Hasebroock	Johnson	Kennedy
Kime	Klaver	Kokes	Luedtke	Morgan
Schmit	Simpson	Stromer	Waldron	Wiltse
Ziebarth				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of Norman A. Magnusson to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 30:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Waldo	Warner	Whitney

Voting in the negative, 0.

Not voting, 19:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Johnson	Kennedy	Kime
Klaver	Kokes	Marvel	Morgan	Schmit
Stromer	Waldron	Wiltse	Ziebarth	

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Joseph J. Cascio to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 25:

Burbach	Carsten	Craft	Epke	Goodrich
Hasebroock	Holmquist	Keyes	Kremer	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Simpson	Skarda	Stahmer
Stull	Swanson	Waldo	Warner	Whitney

Voting in the negative, 0.

Not voting, 24:

Barnett	Carpenter	Carstens	Chambers	Clark
DeCamp	Duis	Elrod	Johnson	Kennedy
Kime	Klaver	Kokes	Lewis	Marvel
Morgan	Savage	Schmit	Snyder	Stromer
Syas	Waldron	Wiltse	Ziebarth	

The motion carried with 25 ayes, 0 nays and 24 not voting.

Mr. Proud moved to confirm the appointment of Marvin Athey to the Board of Public Roads Classifications and Standards.

Voting in the affirmative, 28:

Burbach	Carsten	Craft	Epke	Goodrich
Hasebroock	Holmquist	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse		

Voting in the negative, 0.

Not voting, 21:

Barnett	Carpenter	Carstens	Chambers	Clark
DeCamp	Duis	Elrod	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Morgan	Schmit	Stromer	Waldron
Ziebarth				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of John R. Baylor to the Industrial Relations Court.

Voting in the affirmative, 30:

Burbach	Carsten	Craft	Epke	Goodrich
Hasebroock	Holmquist	Keyes	Lewis	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse

Voting in the negative, 0.

Not voting, 19:

Barnett	Carpenter	Carstens	Chambers	Clark
DeCamp	Duis	Elrod	Johnson	Kennedy
Kime	Klaver	Kokes	Kremer	Marvel
Morgan	Schmit	Waldron	Ziebarth	

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Mrs. Catherine Dahlquist to the Advisory Committee to the Department of Economic Development.

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Craft	DeCamp
Epke	Goodrich	Hasebroock	Holmquist	Keyes
Kremer	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse				

Voting in the negative, 0.

Not voting, 18:

Carpenter	Carstens	Chambers	Clark	Duis
Elrod	Johnson	Kennedy	Kime	Klaver
Kokes	Lewis	Marvel	Morgan	Schmit
Stromer	Waldron	Ziebarth		

The motion carried with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of F. Phillips Giltner to the Advisory Committee to the Department of Economic Development.

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Craft	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Kremer
Luedtke	Mahoney	Maresh	Moylan	Nore
Orme	Pfister	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse				

Voting in the negative, 0.

Not voting, 18:

Carpenter	Carstens	Chambers	Clark	DeCamp
Duis	Elrod	Johnson	Kennedy	Kime
Klaver	Kokes	Lewis	Marvel	Morgan
Schmit	Waldron	Ziebarth		

The motion carried with 31 ayes, 0 nays and 18 not voting.

VISITORS

Speaker Hasebroock introduced Mr. Sidney P. Marland, Jr., U. S. Commissioner of Education; Chancellor Varner of the University of Nebraska and Mr. Robert Marland of Lincoln.

Speaker Hasebroock escorted the guests to the rostrum.

Commissioner Marland addressed the members briefly.

Speaker Hasebroock escorted the guests from the Chamber.

President Marsh introduced Mr. and Mrs. Bill Hudson from Crawford.

RESOLUTIONS

LEGISLATIVE RESOLUTION 26.

Introduced by Otho Kime, 43rd District.

WHEREAS, a plan has been proposed whereby a part of federally owned land in Nebraska be set aside for wilderness areas, wherein no grazing will be permitted and no motor vehicles will be used, and

WHEREAS, the public schools are now receiving, in lieu of taxes on the land, considerable sums of revenue from the present use of these lands and if the wilderness areas are created it would deprive public schools from their share of revenue now being collected for the present use of these lands, and

WHEREAS, the implementation of such a program is impractical in the sandhills region of Nebraska because of the type of vegetation and terrain of the areas, and because of the uneven geography and the unique types of grasses pose a great fire danger and would actually result in a less desirable wildlife habitat and recreational opportunities than are now provided under the existing fish and wildlife programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature opposes the creation of wilderness areas on federally owned lands within the sandhills region of Nebraska.

Laid over.

SELECT COMMITTEE REPORTS
Committee on Committees

January 27, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Julius Novak – Motor Vehicle Dealers License Board

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Nels Petersen – State Personnel Board

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Ed R. Crowley – Public Welfare and Public Institutions Advisory Committee

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

January 27, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

W. D. "Twist" Newberry – State Highway Advisory Commission

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Joseph Lipton – State Highway Advisory Commission

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Thane Davis – State Highway Advisory Commission

Committee Vote: For: Senators Klaver, Kremer, Proud, Savage, Schmit, Syas and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Luedtke, Waldron and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

GENERAL FILE

LEGISLATIVE BILL 1036. Title read. Considered.

Mr. Waldo offered the following amendment which was adopted.
On page 4, line 4, after "clerical" insert
new material as follows: *"and administrative"*

Advanced to Enrollment & Review with 27 ayes, 0 anys and 22 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Whitney asked unanimous consent that after LB 650 on General File, LB 730 be considered. No objections. So ordered.

LEGISLATIVE BILL 650. Considered.

Mr. Stahmer asked unanimous consent to withdraw his pending amendment found in the Journal on page 470 for the Seventeenth Day. No objections. So ordered.

The Carpenter amendment found in the Journal on page 427 for the Fifteenth Day was adopted.

Mr. Carpenter requested a Call of the House. The Call showed 41 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 34 ayes, 0 nay and 14 not voting.

LB 650 failed to advance to E & R with 21 ayes, 9 nays and 20 not voting.

LEGISLATIVE BILL 730. Title read. Considered.

SPEAKER HASEBROOCK PRESIDING

Mr. Whitney offered the following amendments which were adopted:

On page 3, section 1, line 7, preceding the word "Salaries" insert the words "*After July 1, 1973,*" and strike the word "Salaries" and show as stricken and insert "*salaries*".

On page 3, line 10, strike the period, and insert the words "*; Provided, that federal funds may be utilized for this purpose if such federal funds become available.*".

On page 3, section 2, line 17, after the words "Constitutional amendment providing that " insert "*after July 1, 1973,*".

PRESIDENT MARSH PRESIDING

Mr. Whitney moved to advance LB 730 to E & R for review.

Mr. Whitney requested a Call of the House. The Call showed 41 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 38 ayes, 1 nay and 10 not voting.

Advanced to Enrollment & Review with 25 ayes, 16 nays and 8 not voting.

UNANIMOUS CONSENT–Withdraw LB 1441

Mr. Stull asked unanimous consent to withdraw LB 1441 and cancel hearing (Labor). Laid over.

STANDING COMMITTEE REPORT
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1079. Placed on General File as amended.
Standing Committee amendments to LB 1079:

1. On page 2, strike the new matter on lines 23 and 24 and 25.
2. On page 4, reinstate the stricken matter in lines 23 and 25.
3. On page 6, line 6, strike the remainder of the sentence beginning with "either" which continues on line 7. Insert "the Nebraska National Guard". Line 8, strike "United" and the matter on line 9. Insert "Nebraska National Guard". Line 10, strike "components". Strike "fifteen" and insert "seven".

4. On page 7, line 17, strike the new matter beginning with "United" and ending with "components" on line 18. Insert "Nebraska National Guard". Line 19 strike "fifteen" and insert "four".

5. On page 8, line 1, strike the matter beginning with "United" and ending with"components" on line 2 and insert "Nebraska National Guard". On line 2, strike "ten" and insert "four".

6. On page 9, reinstate the stricken matter in lines 9 and 24.

7. Strike section 9 and add a new section 9 to read as follows:

"Sec. 9. That section 55-201, Revised Statutes Supplement, 1969, be amended to read as follows:

55-201. Whenever any part of the National Guard of the State of Nebraska is in active federal service, whenever the President of the United States shall declare a national emergency, or whenever the Governor shall declare an emergency, the Governor is hereby authorized to organize and maintain within this state during such periods, under such regulations as the Secretaries of the Army and Air Force of the United States may prescribe for the organization, standards of training, instruction, and discipline, such military forces as the Governor may deem necessary to defend this state. Such forces shall be composed of officers commissioned or assigned by the Governor, and such able-bodied citizens of the state as shall volunteer for service therein, supplemented, if necessary, by men of the reserve militia enrolled by draft or otherwise as provided by law. Such forces shall be additional to and distinct from the National Guard and shall be known as the Nebraska State Guard. Such forces shall be uniformed. *Because of the possibility of the National Guard being called to active federal service the Adjutant General is directed to organize a cadre of the Nebraska State Guard. Such cadre will be selected so as to provide a nucleus at each of the thirty Nebraska communities having National Guard units and armories. The cadre will be provided training to enhance its ability to accomplish its mission. The primary mission of the cadre is to be prepared to accelerate the recruiting, organizing and readiness for duty of the balance of the Nebraska State Guard as hereby authorized. The cadre shall be employed, in accordance with rules and mutual agreements between localities and the State Civil Defense Agency and the Military Department and at the direction of the Adjutant General during local or statewide disaster emergencies. When so employed the expenses of the cadre shall be provided from*

the Governor's Emergency Fund, or such other funds as appropriated by the Legislature.".

8. On page 10, renumber section 10 as section 11. Add a new section 10 as follows:

"Sec. 10. That section 55-132, Revised Statutes Supplement, 1969, be amended to read as follows:

55-132. The Adjutant General shall be the director of state armories and of the National Guard rifle ranges. He shall provide grounds, armories, and other buildings, for the purpose of drill and for the safekeeping of all federal and state property of the United States or of this state, and lease, in the name of the State of Nebraska, suitable property and buildings therefor, and cause the same to be paid for from money appropriated for National Guard support, when in his judgment it is for the best interests of the state so to do. He shall provide for the management, care and maintenance of such grounds, armories, buildings and National Guard rifle ranges. He may adopt and prescribe such rules and regulations respecting the same as he in his sole discretion shall determine to be necessary or desirable. He may permit, by order, revocable at his pleasure, the use of armories for the regular meetings or functions of patriotic societies or recognized military service organizations or for other meetings of a public nature, at such times and under such circumstances as not to interfere with the use of such armories for military purposes by the units quartered therein, subject to such rules and regulations as he in his sole discretion may determine necessary or desirable. For such use of armories or facilities he may exact such rent as may be necessary to meet the expense of such meeting, clean and maintain the premises, or pay for extra help required. *The policy of the state is to use the armories of the National Guard in community activities and in particular youth activities. The Adjutant General shall employ at each such armory an administrative assistant to the local armory board whose duties would be to support this policy and such activities. Federal funds may be obtained to assist in such activity, and the control and use of drugs.*".

9. On page 11 line 7, insert ", 53-132" after "55-126".

LEGISLATIVE BILL 1081. Placed on General File as amended.
Standing Committee amendments to LB 1081:

1. On page 2 line 12 insert after the period "The Governor or his appointee shall be an ex officio member of the commission with the power to vote.".

2. On page 4 strike the last sentence of section 8.

LEGISLATIVE BILL 1092. Placed on General File.

LEGISLATIVE BILL 1093. Placed on General File as amended.
Standing Committee amendments to LB 1093:

1. On page 2, line 7 after "in" insert "*all*", strike "*having a population of*" and show as stricken, and in line 8, strike "thousand inhabitants or more," and show as stricken.

2. On page 2, line 16 strike "any" and show as stricken and insert "*every*" and strike "having a population of" and show as stricken and in line 17 strike the new matter and strike "thousand inhabitants or" and show as stricken, and in line 18, strike "more," and show as stricken.

3. On page 3, line 24 after "in" insert "*all other*" and strike the rest of the line and all of line 25 and the new matter in line 26.

LEGISLATIVE BILL 1150. Place on General File as amended.
Standing Committee amendments to LB 1150:

1. On page 2, line 5, strike "completed agreement with", in line 6 strike "for the collection of city taxes" and insert "collect the taxes for the city", and in line 13 strike "has completed" and in line 14, strike "agreement with".

2. On page 2, line 22, strike "section" and insert "sections 15-806 and" and in line 23, strike "is" and insert "are".

LEGISLATIVE BILL 1155. Placed on General File as amended.
Standing Committee amendments to LB 1155:

1. Strike section 1 and insert a new section 1 as follows:

"Section 1. The Government, Military and Veterans Affairs Committee of the Legislature shall in even numbered years evaluate the civil defense program of this state and render a report to the Legislature which shall include recommendations for legislation and improvements in the disaster preparedness of the state.".

2. Strike section 2.

3. Add the emergency clause.

LEGISLATIVE BILL 1157. Placed on General File.

LEGISLATIVE BILL 1168. Placed on General File as amended.
Standing Committee amendments to LB 1168:

1. On page 3, line 22 after "hospital" strike "or hospitals" and show as stricken and insert "*, nursing home, or both,*".

2. On page 3, line 24 after "(2)" insert "*purchasing an existing building or buildings and related furniture and equipment, including the site or sites upon which such building or buildings are*

located, for use as a hospital, nursing home, or both, and to furnish and equip them in such district,".

3. On page 3, line 25, reinstate the stricken matter and after the reinstated "and" insert "*(4)*".

4. On page 3, line 26, strike "or hospitals" and show as stricken and insert "*nursing home, or both.*" and strike the rest of the section.

5. Add the emergency clause.

(Signed) Terry Carpenter, Chairman

MOTION—Suspend Rules

Mr. Swanson moved to suspend the Rules for the introduction of five new bills by the Government, Military and Veterans Committee to be known as LB 1482, LB 1483, LB 1484, LB 1485 and LB 1486. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1481. At the request of Governor Exon by Richard Maresh, 32nd District.

A BILL FOR AN ACT to amend section 3-155, Revised Statutes Supplement, 1971, relating to the Department of Aeronautics; to add provisions for the sale of real property as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1482. By the Government, Military and Veterans Affairs Committee: Terry Carpenter, 48th District, Chairman; P. J. Morgan, 4th District; John DeCamp, 40th District; Glenn Goodrich, 20th District; Sam Klaver, 9th District; Don Elrod, 35th District; Fred W. Carstens, 30th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-211, Reissue Revised Statutes of Nebraska, 1943, relating to public institutions; to clarify the powers of the Department of Public Institutions relating to the visually impaired; and to repeal the original section.

LEGISLATIVE BILL 1483. By the Government, Military and Veterans Affairs Committee: Terry Carpenter, 48th District, Chairman; P. J. Morgan, 4th District; John DeCamp, 40th District; Glenn Goodrich, 20th District; Sam Klaver, 9th District; Don Elrod, 35th District; Fred W. Carstens, 30th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 83-124, Revised Statutes Supplement, 1971, relating to state institutions; to provide for appointment of an administrator of the Nebraska Veterans' Home; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1484. By the Government, Military and Veterans Affairs Committee: Terry Carpenter, 48th District, Chairman; P. J. Morgan, 4th District; John DeCamp, 40th District; Glenn Goodrich, 20th District; Sam Klaver, 9th District; Don Elrod, 35th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 84-304, Revised Statutes Supplement, 1969, relating to the Auditor of Public Accounts; to eliminate the requirement for approval of the appointment of an expert accountant; and to repeal the original section.

LEGISLATIVE BILL 1485. By the Government, Military and Veterans Affairs Committee: Terry Carpenter, 48th District, Chairman; P. J. Morgan, 4th District; John DeCamp, 40th District; Glenn Goodrich, 20th District; Don Elrod, 35th District; Fred W. Carstens, 30th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend sections 81-1428 and 81-1429, Revised Statutes Supplement, 1971, relating to the Nebraska Commission on Law Enforcement and Criminal Justice; to provide that the Law Enforcement Improvement Fund shall be a cash fund in the state treasury; to provide for disposition of fees collected as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1486. By the Government, Military and Veterans Affairs Committee: Terry Carpenter, 48th District, Chairman; P. J. Morgan, 4th District; John DeCamp, 40th District; Glenn Goodrich, 20th District; Sam Klaver, 9th District; Don Elrod, 35th District; Fred W. Carstens, 30th District; William Swanson, 27th District.

A BILL FOR AN ACT to amend section 23-1613, Reissue Revised Statutes of Nebraska, 1943, relating to the Auditor of Public Accounts; to remove the limitation on the number of county office examiners authorized; and to repeal the original section.

MOTION—Education Bill

Mr. Carpenter moved that the Education Committee report out a bill which will bring about full funding of schools by repealing local real property tax. Motion pending.

COMMITTEE MEETING

Mr. Swanson announced that the Reference Committee would meet in the Speaker's Office today at 1:30 p.m.

RESOLUTIONS

LEGISLATIVE RESOLUTION 27.

Introduced by Wayne W. Ziebarth, 37th District; John S. Savage, 10th District.

WHEREAS, the Missouri River is part of the pioneer legacy bequeathed to those people who reside in the heart of America; and

WHEREAS, the Missouri River can once again bring hours of pleasure into the lives of many; and

WHEREAS, the cities of Omaha, Bellevue and Council Bluffs, the counties of Douglas, Sarpy, Washington, Pottawattamie, and Mills, representatives of Mayor Eugene A Leahy's committee on Economic Development, the Omaha Chamber of Commerce, the Omaha Industrial Foundation, the Douglas County Soil and Water Conservation Committee, University of Nebraska and private business and industry have given hours of time to bring forth a workable plan for developing scenic parkways, linear parks, better places for people to live and make a living in harmony with the river, environmental improvement, and wildlife refuges.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

The Legislature recognizes the time spent by the various organizations, committees, businesses and industry in improving the fifty-four mile path from Blair to Bellevue and commend them for their fine thoughts and works and encourage them to continue until the desired results are obtained.

Laid over.

MOTION–Rule Change

Mr. Stahmer moved that the Rules Committee consider the proposition that the 10 minute limit on debate be reduced to 5 minutes, while keeping a limit of 2 speeches on one subject.

Referred to Rules Committee.

ADJOURNMENT

At 12:14 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, January 31, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, January 31, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Deliver us, O God, from the illusion we have to come up with the answer to every complex problem we face. Give us wisdom to ask the right questions, humility to admit what we don't know, and openness to receive new truth in whatever guise it comes. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Clark and Stull who were excused and Mr. Carpenter who was absent.

CORRECTIONS FOR THE JOURNAL

The Journal for the Nineteenth Day was approved.

UNANIMOUS CONSENT—Member Excused

Mr. Mahoney asked unanimous consent to be excused Tuesday afternoon, February 1. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused all this week. No objections. So ordered.

REFERENCE COMMITTEE REPORT

LB	Committee
1481	General File
1482	Government, Military and Veterans Affairs
1483	Government, Military and Veterans Affairs
1484	Government, Military and Veterans Affairs
1485	Government, Military and Veterans Affairs
1486	Government, Military and Veterans Affairs

(Signed) William F. Swanson, Chairman
Executive Board

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed: 611 and 837.

The following bill was correctly enrolled: 543.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 543.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1126. Placed on General File as amended.
Standing Committee amendment to LB 1126:
1. On page 2 line 6 strike "~~more than~~" and
insert "less than two years, nor more than".

LEGISLATIVE BILL 1156. Placed on General File.

(Signed) Thomas Kennedy, Chairman

UNANIMOUS CONSENT–Committee Hearing

Mr. Elrod asked unanimous consent to use the West Chamber Tuesday afternoon, February 1, for Education Committee Hearings. No objections. So ordered.

COMMITTEE MEETING–Exectuive Session

Mr. Holmquist asked unanimous consent to hold an Executive Session of the Public Works Committee immediately after Final Reading this morning. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 542.

Mr. Waldron moved to return LB 542 to Select File for the specific amendment referred to in the Journal on page 465, for the Seventeenth Day.

PRESIDENT MARSH PRESIDING

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Waldron motion failed with 9 ayes, 31 nays and 9 not voting.

A BILL FOR AN ACT to amend sections 2-1504, 2-1505, and 2-3260, Reissue Revised Statutes of Nebraska, 1943, and section 2-1503, Revised Statutes Supplement, 1971, relating to the Nebraska Soil and Water Conservation Commission; to rename the commission and change the number and manner of selection of members and their terms of office; to provide for an advisory committee; to provide duties; to provide for transition; and to repeal the original sections, and also section 2-1504.01, Revised Statutes Supplement, 1971.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Chambers	Clark	DeCamp	Morgan
Stull	Wiltse			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

Mr. Luedtke introduced 30 American Political History students and their teacher, Sister Margaret Mary, from Pius X Central High School, Lincoln.

Mrs. Orme introduced 27 Fourth grade students and their teacher, Mrs. Hurd, from Bryan School, Lincoln.

Mr. Schmit introduced Mrs. Jack Selzer of David City.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 600.

Mr. Barnett moved to return LB 600 to Select File for the following specific amendment:

Strike the enactment clause.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 4 nays and 16 not voting.

The Barnett motion to return LB 600 to Select File prevailed with 37 ayes, 0 nays and 12 not voting. Bracketed on Select File at the request of Mr. Barnett.

MOTION–Suspend Rules

Speaker Hasebroock moved to suspend the Rules and read the Final Reading slated for February 2, 1972, today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1018. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 302.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, sections 10, 11, 12, and 16, and the repeal of Article III, section 23, and Article IV, sections 18 and 21, of the Constitution of Nebraska, relating to the executive; to transfer provisions respecting vacancies in office from the legislative to the executive article; to change provisions for removing officers and for filling vacancies in office; to provide for succession to the office of Governor; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Articles III and IV, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Article IV, Sec. 10. The Governor shall appoint with the approval of a majority of the Legislature, all persons whose offices are established by the Constitution, or which may be created by law, and whose appointment or election is not otherwise by law or herein provided for; and no such person shall be appointed or elected by the Legislature. The Governor shall have power to remove, for cause and after a public hearing, any person whom he may appoint for a term except officers provided for in Article V of the Constitution, and he may declare his office vacant, and fill the same as herein provided as in other cases of vacancy. The Governor shall have power to remove any other person whom he appoints at any time and for any reason.

Article IV, Sec. 11. If any elected state office created by this Constitution, except offices provided for in Article V of this Constitution or the office of Lieutenant Governor, shall be vacated by death, resignation or otherwise, it shall be the duty of the Governor to fill that office by appointment, and the appointee shall hold the office until his successor shall be elected and qualified in such manner as may be provided by law.

Article IV, Sec. 12. If any nonelective state office, except offices provided for in Article V of this Constitution, shall be vacated by death, resignation or otherwise, it shall be the duty of the Governor to fill that office by appointment. If the Legislature is in session, such appointment shall be subject to the approval of a majority of the members of the Legislature. If the Legislature is not in session, the Governor shall make a temporary appointment until the next session of the Legislature, at which time a majority of the members of the Legislature shall have the right to approve or disapprove the appointment. All appointees shall hold their office until their successors shall be appointed and qualified. No person after being rejected by the Legislature shall be again nominated for the same office at the same session, unless at request of the Legislature, or be appointed to the same office during the recess or adjournment of the

Legislature.

Article IV. Sec. 16. In case of the conviction of the Governor on impeachment, his removal from office, his resignation or his death, the Lieutenant Governor, the Speaker of the Legislature and such other persons designated by law shall in that order be Governor for the remainder of the Governor's term.

In case of the death of the Governor-elect, the Lieutenant Governor-elect, the Speaker of the Legislature and such other persons designated by law shall become Governor in that order at the commencement of the Governor-elect's term.

If the Governor or the person in line of succession to serve as Governor is absent from the state, or suffering under an inability, the powers and duties of the office of Governor shall devolve in order of precedence until the absence or inability giving rise to the devolution of powers ceases as provided by law. After January 1, 1975, the Lieutenant Governor shall serve on all boards and commissions in lieu of the Governor whenever so designated by the Governor, shall perform such duties as may be delegated him by the Governor, and shall devote his full time to the duties of his office.

That Article III, section 23 of the Constitution of Nebraska is repealed.

That Article IV, sections 18 and 21 of the Constitution of Nebraska are repealed."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment transferring provisions respecting vacancies in office from the legislative to the executive article, changing provisions for removing officers and for filling vacancies in office, providing for succession to the office of Governor, and repealing Article III, section 23, and Article IV, sections 18 and 21 of the Constitution of Nebraska.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett	Burbach	Carsten	Carstens	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock

Holmquist	Johnson	Keyes	Kime	Klaver
Luedtke	Marvel	Morgan	Moylan	Orme
Proud	Savage	Skarda	Snyder	Stahmer
Swanson	Syas	Waldo	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 10:

DeCamp	Kennedy	Kokes	Kremer	Maresh
Nore	Schmit	Simpson	Stromer	Warner

Not voting, 7:

Carpenter	Chambers	Clark	Lewis	Mahoney
Pfister	Stull			

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 503.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XV, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to clarify the provisions thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XV, section 2, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. No person who is in default as collector and custodian of public money or property shall be eligible to any office of trust or profit under the constitution or laws of this state. No person convicted of a felony shall be eligible to any such office unless he shall have been restored to civil rights."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for the clarification of Article XV, section 2

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes,

at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Swanson
Syas	Waldo	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Chambers	Clark	Kokes	Lewis
Nore	Stull	Whitney		

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 623.

A BILL FOR AN ACT for submission to the electors of an amendment to Article XVI, of the Constitution of Nebraska, by adding a new section 3, relating to amendments to the Constitution; to provide for Constitutional Revision Commissions and consideration of the recommendations thereof as prescribed; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XVI, of the Constitution of Nebraska, by adding a new section 3, which is hereby proposed by the Legislature:

"Sec. 3. The Legislature shall at least once within a ten-year period establish a Constitutional Revision Commission and consider recommendations of that commission in the next legislative session."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment requiring the establishment of a Constitutional Revision Commission and consideration of the recommendations of that commission in the next legislative session.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 19:

Barnett	Burbach	Goodrich	Hasebroock	Kime
Luedtke	Mahoney	Marvel	Orme	Pfister
Savage	Simpson	Skarda	Snyder	Stahmer
Syas	Waldo	Waldron	Wiltse	

Voting in the negative, 20:

Carsten	Craft	DeCamp	Duis	Epke
Holmquist	Johnson	Kennedy	Keyes	Kremer
Lewis	Maresh	Nore	Proud	Schmit
Stromer	Swanson	Warner	Whitney	Ziebarth

Not voting, 10:

Carpenter	Carstens	Chambers	Clark	Elrod
Klaver	Kokes	Morgan	Moylan	Stull

Having failed to receive a constitutional three-fifths majority in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 884. With emergency.

A BILL FOR AN ACT to amend section 18-1202, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to provide for issuance of fire department bonds as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Mahoney
Maresh	Moylan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 3:

Chambers	Lewis	Nore

Not voting, 7:

Carpenter	Clark	Kokes	Marvel	Morgan
Stull	Whitney			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1190. With emergency.

A BILL FOR AN ACT relating to elections; to authorize the Secretary of State to prescribe the form of ballot for delegates to the national political conventions; to repeal section 32-542.01, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Chambers	Clark	Kokes	Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1280. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of members of the Nebraska State Legislature, and payments to be made as provided by Chapter 68, article 6 and Chapter 84, article 13, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, for the period of July 1, 1972 to June 30, 1973; to appropriate the sum of two hundred fifty-four thousand four hundred ten dollars therefor; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 1:

Kennedy

Not voting, 3:

Carpenter	Clark	Stull

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1281. With emergency.

A BILL FOR AN ACT to provide for the payment of the salaries of the officers of the Nebraska state government and payments to be made as provided by Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, for the year ending June 30, 1973; to provide for the payment thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Mahoney
Maresh	Marvel	Morgan	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Chambers	Clark	Holmquist	Luedtke
Nore	Stull			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

VISITORS

Mrs. Orme introduced 70 Fifth grade school students and their teachers, Betty Avard and Dean Faubel, from Calvert School, Lincoln.

Mr. Duis introduced 6 Senior students and their teacher, Mr. Leroy Hoehner, from Bertrand Community School, Bertrand.

Mr. Mahoney introduced Mrs. Juliana Nicholas, wife of Legislative Assistant, Bill Nicholas, from Grandville, Michigan and Mrs. Gretchen Gedwillo from Lincoln, Nebraska.

RESOLUTIONS

LEGISLATIVE RESOLUTION 26. Mr. Kime moved to adopt LR 26 found in the Journal on page 496 for the Nineteenth Day.

Mr. Goodrich requested a Call of the House. The Call showed 38 members present.

Mr. Morgan moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 20 not voting.

LR 26 was adopted with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Burbach asked unanimous consent to be excused at 11:00 a.m. for the remainder of the morning. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 27. LR 27 found in the Journal on page 505 for the Nineteenth Day was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed LR 25.

UNANIMOUS CONSENT—Members Excused

Mr. Epke asked unanimous consent to be excused from 11:00 a.m. until noon. Mr. Kennedy asked to be excused Wednesday, February 2. No objections. So ordered.

STANDING COMMITTEE REPORT
Constitutional Revision

LEGISLATIVE BILL 1106. Indefinitely postponed.

LEGISLATIVE BILL 1109. Indefinitely postponed.

(Signed) George Syas, Chairman

MOTION—Suspend Rules

Mr. Swanson moved to suspend the Rules to introduce a new bill to be known as LB 1487 and to place it on General File.

Mr. Swanson requested a Call of the House. The Call showed 33 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

The Swanson motion to suspend the rules prevailed with 31 ayes, 0 nays and 18 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1487. By William F. Swanson, 27th District, Chairman of the Executive Board.

A BILL FOR AN ACT to amend section 49-705, Reissue Revised Statutes of Nebraska, 1943, relating to the Revisor of Statutes; to provide additional authority for the Revisor of Statutes; to provide restrictions; and to repeal the original section.

MESSAGE FROM THE GOVERNOR

January 28, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 141, 196, 625, 656, 899, 907, 925, 942, 943, 1049, and 1063.

These bills were signed by me on January 27, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARING
Committee on Committees

January 31, 1972

The Committee on Committees will meet at 1:00 p.m. on Thursday, February 10, 1972, in the Legislative Council Hearing Room for the

purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Ken Jenkins--Public Employees Retirement Board
Ken Witt–State Board of Health
Richard C. Hanna–State Board of Health
William Lindeken–Game and Parks Commission
Gerald R. "Bud" Campbell–Game and Parks Commission

(Signed) Richard F. Proud, Chairman

MOTION–Raise LB 1215

Mr. Simpson moved to place LB 1215 on General File notwithstanding the Education Committee action. Motion pending.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1023. Title read. Considered.

Mr. Stromer offered the following amendment which was adopted with 21 ayes, 0 nays and 28 not voting:

Strike all the new underlined material in Sec. 12 on page 9. Lines 15-27 and 1-3 on page 10.

The figure 13 in line 4 - page 10.

The figure 13 in line 4 of the title.

The figure 12 in the 4th line of the

Substitute the figure 14 for 13 in the 4th line of the title.

PRESIDENT MARSH PRESIDING

Mr. Syas moved to advance LB 1023 to Enrollment and Review.

Mr. Syas requested a Call of the House. The Call showed 41 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 27 ayes, 3 nays and 19 not voting.

The motion to advance to Enrollment & Review failed with 21 ayes, 9 nays and 19 not voting.

STANDING COMMITTEE REPORT
Education

LEGISLATIVE BILL 1219. Placed on General File.

LEGISLATIVE BILL 1255. Placed on General File as amended.
Standing Committee amendments to LB 1255:

1. On page 2, strike sections 1 and 2 and insert the following:

"Section 1. It shall be the duty of the secretary of the school board or board of education of Class I and VI districts having ~~a~~ an annual budget of one hundred thousand dollars or more within ten days after any regular or special meeting thereof, to publish one time in a legal newspaper published in or of general circulation in such district a list of the claims, arising on contract or tort, allowed thereat, setting forth the name of the claimant, the amount and nature of the claim allowed, consisting of not more than ten words in stating the nature of such claim. The secretary shall likewise cause to be published a concise summary of all other proceedings of such meetings; *Provided*, publication of such claims or proceedings in a legal newspaper shall not be required unless the same can be done at an expense not exceeding the rates provided by law for the publication of proceedings of county boards.".

LEGISLATIVE BILL 1314. Placed on General File.

(Signed) Donald Elrod, Chairman

Judiciary

LEGISLATIVE BILL 1112. Placed on General File as amended.
Standing Committee amendment to LB 1112:

1. On page 7 lines 4 and 5 strike the stricken matter and new matter and insert "one dollar *and fifty cents*, plus twenty-five cents for each entry on the numerical index.".

LEGISLATIVE BILL 1119. Placed on General File as amended.
Standing Committee amendments to LB 1119:

1. On page 2 insert "on or before March 31 of each year" after "Plan", line 5 strike "before 1974", line 13 insert "specific" after "Any", line 14 strike "are" and insert "shall", line 5 insert "during such session" after "upon", line 15 insert "complete" before "implementation" and insert "such" before "programs", line 16 strike "1975" and insert "April 13, 1975", line 17 strike "should" and insert "shall", and line 27 strike "where feasible".

2. On page 2 line 2 strike "in" and insert "on or", line 3 strike "1974" and insert "before April 30, 1975", and strike "should" and insert "shall".

LEGISLATIVE BILL 1120. Placed on General File as amended.
Standing Committee amendment to LB 1120:

1. On page 3 line 26 strike "shall" and insert "may".

LEGISLATIVE BILL 1132. Placed on General File as amended.
Standing Committee amendments to LB 1132:

1. On page 2 line 4 strike *"two"* and insert *"four"*.

2. On page 3 line 4 strike "two" and insert *"~~two~~ four"*.

(Signed) Roland Luedtke, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1488. At the request of the Governor, by John DeCamp, 40th District.

A BILL FOR AN ACT to amend section 39-723, Revised Statutes Supplement, 1971, relating to rules of the road; to reduce speed limits, as specified; and to repeal the original section.

UNANIMOUS CONSENT—Withdraw LB 717

Mr. Kremer renewed his request to withdraw LB 717, found on page 479 of the Legislative Journal for the Eighteenth Day.

Mr. DeCamp objected.

Mr. Kremer moved to withdraw LB 717. The motion prevailed with 22 ayes, 15 nays and 12 not voting.

ADJOURNMENT

At 12:09 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 2, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 2, 1972

Pursuant to adjournment, the Legislature met at 9:04 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O Lord God, we find ourselves over and over again in the midst of conflict. What we want is opposed by those who want something else. Deliver us from the illusion that we can avoid conflict and always be one happy family. Help us for Thy mercies sake so to use conflict that it will become the means through which creative change is implemented throughout our State. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Clark, Kennedy and Pfister who were excused. Mr. Waldron was absent until 9:45 a.m. and Mr. Chambers was absent until 10:15 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Twentieth Day was approved.

UNANIMOUS CONSENT—Member Excused

Mr. Pfister asked unanimous consent to be excused the remainder of the week. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Syas asked unanimous consent to have the following Attorney General Opinions printed in the Journal. No objections. So ordered.

January 31, 1972

Senator George Syas
Nebraska State Legislature
State Capitol
Lincoln, Nebraska

Dear Senator:

In your letter of January 27, 1972, you ask our opinion as to the propriety of having one member of the Board of Natural Resources selected or appointed by the Nebraska State Irrigation Association, as provided in Section 2 of L.B. 542. We point out that this is a continuation of the practice with respect to the Nebraska Soil and Water Conservation Commission, as provided in Section 2-1504, R. R. S. 1943.

We believe that there is serious question about the constitutional propriety of having a public officer selected by a private organization. We enclose herein a copy of an official opinion of this office dated May 29, 1969, involving the question of the propriety of having the members of the State Board of Landscape Architects appointed by the Governor from a list of names supplied by the Nebraska Section of the American Society of Landscape Architects. We reviewed the law on this matter extensively in that opinion, and did not reach a definite conclusion, but said that there was a strong presumption of the constitutionality of any statute which would ordinarily require executive officers to follow the statute until it is declared unconstitutional by the courts.

In the situation we are discussing herein, of course, we have gone one step further than in the statute we were discussing in our opinion of May 29, 1969. Here the appointment is not made by the Governor from a list of nominees by a private organization, but is made directly by the private organization. We believe there is very serious question as to the propriety of such an arrangement.

At the time of writing our opinion to you of January 21, 1972, it appeared that the member who was appointed by the Nebraska State Irrigation Association would serve only until January 1, 1973. However, under the amendment to L.B. 542, it now appears that he will serve until the first Tuesday in January, 1975.

Very truly yours,

Very truly yours,

CLARENCE A. H. MEYER
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:cp

May 29, 1969

Honorable Norbert T. Tiemann
Governor of the State of Nebraska
Capitol Building
Lincoln, Nebraska

Dear Governor Tiemann:

Your office has requested our opinion whether appointments of successor members of the State Board of Landscape Architects must be chosen from lists supplied by the Nebraska Section of the American Society of Landscape Architects. In our opinion, Section 81-8,186, R. S. Supp., 1967, requires that appointments to said board be made from such lists. Although we recognize possible constitutional objections to the said statute, and to similar statutory provisions relating to other appointments, we cannot say that the procedure is so clearly deficient as to overcome the presumed constitutionality of the subject statute.

Section 81-8,186, R. S. Supp., 1967, provides:

> There is hereby created a State Board of Landscape Architects consisting of five members who shall be appointed by the Governor from a list of names supplied by the Nebraska Section of the American Society of Landscape Architects. Each member of the board shall be a professional landscape architect and shall have been a resident of this state for at least one year immediately preceding his appointment.

This section sets out the qualifications and manner of appointment for members of the subject board. Although it might be argued that provision for lists from the professional association relates only to the initial appointments, we are of the opinion that this provision relates to successor appointments as well.

There is no specific provision for the procedure for selecting successor members of the subject board. Thus, if the successor were to be appointed other than from lists provided by the professional association, such appointment would be made by the Governor with the advice and consent of the senate, as provided by Article IV, Section 10, Constitution of Nebraska. We do not see anything in Section 81-8,186 to suggest that this was the intent of the Legislature. Conversely, Section 81-8,186 seems more reasonably to be interpreted to relate to all appointments to the board.

Section 81-8,186 does set out the number of members for the board, which number would relate to both the initial and successor members. The second sentence of the section relates to qualifications for membership on the board. These qualifications were obviously intended to relate to both

initial and successor members of the board. In context, therefore, the requirement of appointment from lists would seem also to relate to the appointment of both initial and successor members of the board.

On the basis of the above analysis, it is our opinion that successor members of the State Board of Landscape Architects shall be appointed by the Governor from a list of names supplied by the Nebraska Section of the American Society of Landscape Architects.

Your office has also requested that we comment on the constitutionality of a statute requiring that an appointment be made from among persons nominated by a non-governmental agency. The Nebraska Section of the American Society of Landscape Architects is apparently such a private professional association.

The subject statute is, of course, not unusual in Nebraska. For somewhat similar appointment procedures, see Section 71-1,132.07, R. R. S. 1943 (Members of the Board of Nursing are appointed by the Governor from lists of nominees provised (sic) by the Nebraska State Nurses' Association or the Practical Nurse Association of Nebraska); Section 80-305, R. R. S., 1943 (some members of the Board of Inquiry and Review for the Soldiers' and Sailors' Home, members of which Board consist of officers of private veterans' organization); Section 80-101, R. R. S., 1943 (which establishes the county soldiers' relief committee, whose members are chosen by the county board from lists supplied by the veterans organizations in the county); Section 81-8,150, R. R. S. 1943 (at least one member of the Nebraska Industrial Research Institute shall be a representative of the Nebraska Resources Foundation); and Section 82-201, R. R. S., 1943 (which makes the president of the Nebraska Historical Society the secretary of the Historical Land Marks Council). These examples are by no means intended to include all the statutes of this type, but are intended to do no more than illustrate some of the variations of procedures whereby a private group is given the authority to nominate, or even to appoint, a person to hold a state office.

An analogous situation involves those private organizations which, by statutes, are made public institutions or agencies. Typically, such organizations have memberships limited to specific industries. In other organizations, membership may be broader, but requires the payment of dues as a requirement to participation in the election of officers and other activities. In effect, therefore, a state agency is established which is responsible primarily to a restricted group. No person can have a voice in the determination of the public activities of that group unless he becomes a member of the group. Statutes involving associations and groups of the type mentioned would include Chapter 82, Article 1, R. R. S., 1943 (The Nebraska State Historical Society); Chapter 82, Article 3, R. R. S., 1943 (The Nebraska Arts Council); Chapter 2, Article 2, R. R. S., 1943 (County Agricultural Society); Chapter 2, Article 5, R. R. S., 1943 (Nebraska Dairymen's Association).

Some of the practical objections to participation by private organizations in the processes of government are obvious. Particularly where the state agency regulates an industry, that regulation could be used

to coerce industry members to join the private association. Further, the private interests of the individual members could be implemented through governmental powers. As an extreme example, there have been several instances in which various national industrial associations have been used to implement price-fixing conspiracies and other acts in violation of the federal anti-trust laws. Granting a governmental authority to such conspiratorial association would give it a vastly powerful weapon against the public interest.

One possible legal objection to the participation of private organizations in the nomination and appointment of state officers might be based on Article III, Section 18, Constitution of Nebraska, which prohibits the granting of any special or exclusive privileges, immunity, or franchise whatever, to any corporation, association, or individual.

Arguably, the power to appoint or nominate members for public office is a special or exclusive privilege, immunity or franchise. Further, a possible objection might be based on Article IV, Section 6, Constitution of Nebraska, which vests the supreme executive power in the Governor.

We have found no Nebraska decisions on the specific point raised in your question, but have found some authority concerning private organizations statutorily designated as state institutions. In State v. Robinson, 35 Neb. 401, 53 N. W. 213, the court upheld a statute providing for a county contribution to county fair associations organized by private individuals. See also, State v. Miller, 104 Neb. 838, 178 N. W. 846. The decision in Robinson seems to be based on a legislative determination that the best way to accomplish a public purpose was through a private organization. In Crete Mills v. Nebraska State Board of Agriculture, 132 Neb. 244, 271 N. W. 684, the court held that the State Board of Agriculture, whose governing body was chosen by members of the corporation, was a private corporation. The manner of choosing these officers was considered very important to the court's conclusion, as suggested by the following, Id., at 250.

* * * * *

> It would seem that the legislative intent evidenced by the statutory enactments hereinbefore referred to would also remove this corporation from consideration as an 'executive' agency. Since 1858 it has consistently operated independently, and as removed from executive control and direction. It cannot be considered as an independent executive department of government. Section 1, art. IV of the Constitution, provides: 'The heads of all executive departments established by law, other than those to be elected as provided herein, shall be appointed by the governor, with the consent of' the legislature. * * *.

* * * * *

From the above, it may be seen that there is at least some question in Nebraska concerning the constitutional validity of participation by private organizations in governmental processes. At the same time, we do not concern the Nebraska authorities clearly controlling.

In other states, the question of the constitutionality of the nomination of public officers by private organizations has been variously answered. In State v. Washburn, 167 Mo. 680, 67 S. W. 582, a board of city election commissioners was, by statute, to be appointed by the Governor from lists supplied by the two major political parties. The Governor appointed a member who had not been named by that member's party. The court held that the statute violated the Missouri state constitution, in that it was a special law granting to a corporation a special or exclusive right, privilege, or immunity. This conclusion is reached without a distinction between nomination for appointive office and nomination for elective office. The latter role would seem to be a privilege preferentially vested in political parties. In Lasher v. People, 183 Ill. 226, 55 N. E. 663, a state board of imspectors of agricultural products was composed of members selected by certain private agricultural groups. The court held that this procedure interfered with the appointive powers vested in the Governor by the state constitution, and also violated the constitutional prohibitions against the creation of special privileges in private corporations.

Compare the above decisions with Marks v. Frantz, 179 Kan. 638, 298 P. 2d 316, where the court upheld the constitutionality of an act which provided for gubernatorial appointment of the members of a State Board of Examiners in Optometry, such appointments to be made from lists supplied by the state optometric association. The court distinguished the Washburn case, supra, in that the Kansas constitution has no restriction upon the creation of special privileges. In Miller v. El Paso County, 146 S. W. 2d 1027 (Tex. C. of Civ. App.), the court upheld a tax imposed by a Board of County Development, three of whose members were appointed by the Board of Directors of the Chamber of Commerce of the county seat of the county. Although such delegation of appointive power was upheld, the court incongruously ruled unconstitutional a requirement that one of the appointees be a member of organized labor, on the reasoning that this imposed upon the right to hold public office the requirement that the appointee hold a particular political opinion. In Elrod v. Willis, 305 Ky. 224, 203 S. W. 2d 18, the court upheld the constitutionality of a Disabled Ex-Servicemen's Board composed of gubernatorial appointees nominated by the American Legion, to the exclusion of other veteran's groups. See also, Bradley v. Board of Zoning Adjustment, 255 Mass. 160, 150 N. E. 892.

We have examined the above cases, and others on the question of the participation of private bodies in the process of appointment or nomination for public position. None of the decisions would be conclusive in Nebraska. In our opinion, however, those decisions which restrict the role of private bodies seem more persuasive.

Granting the uncertainty of the law on the present question, and considering the large number of statutes which grant to private bodies a role in the appointment or nomination of persons to perform public functions, we cannot advise you that Section 81-8,186, R. S. Supp., 1967, is in violation of the Constitution. Conversely, there is a strong presumption of the constitutionality of any statute, which presumption

would ordinarily require that executive officers follow the statute until it is declared to be unconstitutional by the courts. See, for example, Stanton v. Mattson, 175 Neb. 767, 123 N. W. 2d 884.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

Calvin E. Robinson
Assistant Attorney General

CER:hw

MESSAGES FROM THE GOVERNOR

January 31, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills No. 789, 885, 875, 859, 807, 781, 771, and 481. These bills were signed by me on January 31, 1972, and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

January 31, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 537, 540, and 541.

These bills were signed by me on January 31, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

February 1, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 998 without my signature and with my objections.

Educational Service Units are providing needed and worthwhile programs for better education, including very worthwhile special education functions, in most areas of our state. This will continue without LB 998.

I support such units where a majority of the people have previously indicated their desire to remain within Educational Service Units, and pay local property taxes to support same, by not exercising their original guaranteed and promised right to exclude themselves.

Only fourteen of Nebraska's ninety-three counties currently remain outside Educational Service Units, but the rights of the minority must always be considered. Is it fair to break the state's promises to these fourteen counties?

Since previous actions of this honorable body may have been overlooked, please allow me to remind the Legislature of the commitments of the past in this matter.

The Legislature in the 1965 session passed LB 301 which created the Educational Service Units, and provided therein, under Section 79-2203, RRS, 1943 specific authority for counties to remove themselves from Educational Service Units by majority vote. Several counties took such action.

Furthermore, the 1969, session of the Legislature in passing LB 1341, amending the original act, and locking in those then included, again recognized the original commitment to those who had, in good faith, withdrawn. The 1969 act reaffirmed the previous option continuing the right to not be forced into such units by once again specifically reinforcing such rights by reference to the original option guaranteed under Section 79-2203, RRS, 1943 of LB 301 passed in 1965.

In my opinion, LB 998 flagrantly violates all previous commitments to not force increased real and personal property taxes on subdivisions of state government for support of said Educational Service Units against their will.

In reflection, I am sure the majority of the Legislature will concur with my sentiments.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATIONS

January 27, 1972

Honorable Vincent D. Brown
Clerk of the Legislature
STATE CAPITOL
Lincoln, Nebraska 68509

Dear Mr. Brown:

Thank you for forwarding January 13 a copy of Legislative Resolution No. 9, passed by the Nebraska Legislature relating to price supports.

Your resolution is being made part of the record of the hearings, and you will be pleased to know that Senator Curtis was one of the four voting to report H. R. 1163.

However, as you have probably heard, ten members voted NAY. It was the opinion of the majority that possible harm to taxpayers, consumers and producers of livestock and poultry, as well as dairymen, would probably be much greater than the benefits accruing to grain farmers.

With every good wish, I am

Sincerely,

(Signed) Herman E. Talmadge, Chairman
Committee on Agriculture & Forestry
U. S. Senate

NOTICE OF COMMITTEE HEARINGS
Banking, Commerce and Insurance

LB 1358 Change hearing date from Monday, February 14, 1972 at 2:00 p.m. to Tuesday, February 15, 1972 at 2:00 p.m.

LB 1462 Change hearing date from Monday, February 14, 1972 at 2:00 p.m. to Tuesday, February 15, 1972 at 2:00 p.m.

(Signed) Sam Klaver, Chairman

Miscellaneous Subjects

LB 1104	Thursday, February 10, 1972	2:00 p.m.
LB 1210	Thursday, February 10, 1972	2:00 p.m.
LB 1262	Thursday, February 10, 1972	2:00 p.m.
LB 1371	Thrusday, February 10, 1972	2:00 p.m.
LR 5	Thursday, February 10, 1972	2:00 p.m.
LR 17	Thursday, February 10, 1972	2:00 p.m.

(Signed) J. James Waldron, Chairman

SELECT COMMITTEE REPORT
Committee on Committees

February 2, 1972

The Committee on Committees will meet at 1:00 P.M. on Thursday, February 10, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon as follows:

William H. Riley - Nebraska Investment Council
Ken Witt - State Board of Health (Cancelled)

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Committee Meeting

Mr. Elrod asked unanimous consent to use the West Senate Chamber for the Education Committee Public Hearing on Wednesday, February 2. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 1, 1972, at 8:50 a.m.: LB 543.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1036. Placed on Select File.

LEGISLATIVE BILL 730. Placed on Select File as amended.
Enrollment and Review amendments to LB 730:

1. In the Whitney amendments, remove underscoring except for the proviso and delete all matter directed to be shown as stricken.

2. On page 3, line 21, insert ", and that federal funds may be used for such purpose if available" after "law".

3. In the title, insert ", after July 1, 1973," at the end of line 5; and in line 9, insert ", and that federal funds may be used for such purpose if available" after "law".

The following bills were correctly engrossed:

304 311

The following bills were correctly enrolled:

302 503 542 884 1190
1280 1281

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills:

302 503 542 884 1190
1280 1281

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 1326. Indefinitely postponed.

(Signed) Don Elrod, Chairman

Miscellaneous Subjects

LEGISLATIVE BILL 1160. Indefinitely postponed.

LEGISLATIVE RESOLUTION 2. Placed on General File.

LEGISLATIVE BILL 1078. Placed on General File.

LEGISLATIVE BILL 1180. Placed on General File as amended.
Standing Committee amendments to LB 1180:

1. In Section 1, starting on line 4, strike all material after the period, strike lines 5 and 6 and the word "government" in line 7.

2. In Section 1, strike lines 13 and 14 and insert:

13 "available for showing, at a nominal cost for postage and
14 handling, to schools, organizations and all interested
15 persons."

LEGISLATIVE BILL 1246. Placed on General File as amended.
Standing Committee amendments to LB 1246:

1. Delete the Emergency Clause.

2. Section 1, line 11 shall read as follows:

11 northwest corner of section ~~eighteen~~ *thirteen*, township

LEGISLATIVE BILL 1297. Placed on General File as amended.
Standing Committee amendments to LB 1297:

Section 3, line 27 on page 4 and line 1 on page 5 shall read as follows:

27 "practice professional engineering, ~~or~~ *or* architecture~~, or~~
1 ~~land surveying;~~ or (2) to any person who holds a like"

Section 5, line 20 shall read as follows:

20 "*the payment of an additional fee of not to exceed* ~~fifty~~
21 *twenty-five dollars. Should the board deny the issuance of a*"

Section 8, page 14, line 8 shall read as follows:

8 "81-847, 81-848, 81-849, *and* 81-850, ~~and 81-853,~~ Reissue"

Delete Section 7 of the bill and renumber Section 8 as Section 7.

LEGISLATIVE BILL 1328. Placed on General File.

(Signed) J. James Waldron, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1234. Indefinitely postponed.

LEGISLATIVE BILL 1213. Placed on General File as amended.
Standing Committee amendments to LB 1213:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 16-622, Reissue Revised
2 Statutes of Nebraska, 1943, be amended to read as follows:
3 16-622. The cost of making such improvements of
4 the streets and alleys within any street improvement dis-
5 trict shall be assessed upon the lots and lands in such
6 districts specially benefited thereby in proportion to
7 such benefits. The amounts thereof shall be determined

by the mayor and council under the provisions of section 16-615. The assessment of the special tax, for the cost of such improvements, except as provided in this section, shall be levied at one time and shall become deliquent as follows: One-tenth of the total cost shall become delinquent in fifty days after such levy; ~~one-tenth~~ *one-twentieth* in one year; ~~one-tenth~~ *one-twentieth* in two years; ~~one-tenth~~ *one-twentieth* in three years; ~~one-tenth~~ *one-twentieth* in four years; ~~one-tenth~~ *one twentieth* in five years; ~~one-tenth~~ *one-twentieth* in six years; ~~one-tenth~~ *one-twentieth* in seven years; ~~one-tenth~~ *one-twentieth* in eight years; ~~and one-tenth~~ *one-twentieth* in nine *years; one-twentieth in ten years; one-twentieth in eleven years; one-twentieth in twelve years; one-twentieth in thirteen years; one-twentieth in fourteen years; one-twentieth in fifteen years; one-twentieth in sixteen years; one-twentieth in seventeen years; one-twentieth in eighteen years; and one-twentieth in nineteen years.* Each of said installments, including graveling and the construction and replacement of pedestrian walks, plazas, malls, landscaping, lighting systems and permanent facilities used in connection therewith as hereinafter provided, except the first, shall draw interest at a rate not exceeding six per cent per annum from the time of levy until the same shall become delinquent. After the same shall become delinquent, interest at a rate not exceeding nine per cent per annum shall be paid thereon. Should there be three or more of said installments delinquent and unpaid on the same property the mayor and city council may by resolution declare all future installments on such delinquent property to be due on a future fixed date. The resolution shall set forth the description of the property and the names of its record title owners and shall provide that all future installments shall become delinquent upon the date fixed. A copy of such resolution shall be published one time each week for not less than twenty days in a legal newspaper of general circulation published in the city and after the fixed date such future installements shall be deemed to be delinquent and the city may proceed to enforce and collect the total amount due and all future installments. As to assessments for graveling alone and without guttering or curbing, one-third of the total amount assessed against each lot or parcel of land shall become delinquent in fifty days after the date of the levy of the same, one-third in one year, and one-third in two years. As to assessments for the construction and replacement of pedestrian walks, plazas, malls, landscaping, lighting systems and permanent facilities used in connection

therewith, one-twentieth of the total amount assessed against each lot or parcel of land shall become delinquent in fifty days after the date of levy of the same, one-twentieth in one year, one-twentieth in two years, one-twentieth in three years, one-twentieth in four years, one-twentieth in five years, one-twentieth in six years, one-twentieth in seven years, one-twentieth in eight years, one-twentieth in nine years, one-twentieth in ten one-twentieth in eleven years, one-twentieth in twelve years, one-twentieth in thirteen years, one-twentieth in fourteen years, one-twentieth in fifteen years, one-twentieth in sixteen years, one-twentieth in seventeen years, one-twentieth in eighteen years and one-twentieth in nineteen years.".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. On page 3 line 8 strike "and" and insert "~~and,~~" and line 9 insert "*and 16-715*" after the comma.

4. On page 3 line 6 strike "section" and insert "sections 16-622 and", and line 7 strike "is" and insert "are".

5. Add Emergency Clause.

LEGISLATIVE BILL 1226. Placed on General File as amended.
Standing Committee amendments to LB 1226:

1. On page 3 line 18 strike "*ninety*" and insert "*ninety-five*" on line 26 strike "*twenty*" and insert "*twenty-five*".

2. Add the Emergency Clause.

(Signed) Sam Klaver, Chairman

Public Health and Welfare

LEBISLATIVE BILL 1124. Placed on General File as amended.
Standing Committee amendment to LB 1124:

1. Add the emergency clause.

LEGISLATIVE BILL 1183. Placed on General File.

LEGISLATIVE BILL 1220. Placed on General File as amended.
Standing Committee amendment to LB 1220:

1. On page 7, line 3 strike "*present*" and insert "*prevent*".

LEGISLATIVE BILL 1302. Placed on General File.

LEGISLATIVE BILL 1304. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

Public Works

LEGISLATIVE BILL 1076. Indefinitely postponed.

LEGISLATIVE BILL 1082. Indefinitely postponed.

LEGISLATIVE BILL 1088. Indefinitely postponed.

LEGISLATIVE BILL 1107. Indefinitely postponed.

LEGISLATIVE BILL 1113. Indefinitely postponed.

LEGISLATIVE BILL 1140. Indefinitely postponed.

LEGISLATIVE BILL 1141. Indefinitely postponed.

LEGISLATIVE BILL 1087. Placed on General File as amended.
Standing Committee amendment to LB 1087:

1. On page 2, line 3 strike "his photograph" and insert "a color photograph of the licensee", line 4 strike the period and "A copy of the" and insert "and forwarded with the application to the county treasurer. The", line 5 strike "and the negative shall" and strike lines 6 and 7 and insert "by the county treasurer.".

LEGISLATIVE BILL 1149. Placed on General File as amended.
Standing Committee amendment to LB 1149:

On page 3, line 7, delete "*county,*".

LEGISLATIVE BILL 1178. Placed on General File as amended.
Standing Committee amendment to LB 1178:

In line 8, page 4, strike the "." and insert thereafter "*and these exempt operations shall be no broader than those authorized in intrastate commerce at the time the city or other political subdivision assumed ownership of the operation.*"

(Signed) Claire W. Holmquist, Chairman

Urban Affairs

LEGISLATIVE BILL 1147. Placed on General File

LEGISLATIVE BILL 1188. Placed on General File.

LEGISLATIVE BILL 1261. Placed on General File as amended.
Standing Committee amendment to LB 1261:
1. On page 2 line 10 strike "one-tenth" and insert "~~one-tenth~~ *one*,".

(Signed) Harold D. Simpson, Chairman

UNANIMOUS CONSENT—Member Excused

Mr. Morgan asked unanimous consent to be excused Friday, February 4. No objections. So ordered.

UNANIMOUS CONSENT—Committee Hearing

Mr. Syas asked unanimous consent to use West Chamber for hearing tomorrow. Mr. Simpson objected.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed LR 26 and LR 27.

RESOLUTIONS

LEGISLATIVE RESOLUTION 28.

Introduced by William F. Swanson, 27th District.

WHEREAS, recent years have seen an increase in the leisure time available to the people of Nebraska, with an accompanying growth in the use of the outdoor recreation facilities of the state; and

WHEREAS, there is a need to assess the increasing needs of the state in the provision of recreation facilities and opportunities; and

WHEREAS, the development of a comprehensive recreation policy for the state would assist in the provision of the needed recreation facilities; and

WHEREAS, consideration should be given in this regard to the facilities now provided by federal agencies, counties and municipalities, as well as the state.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to conduct a comprehensive study of the recreation facilities presently available in Nebraska, as well as the potential for an increased development of additional facilities.

2. That the study cover the broad spectrum of recreational opportunities desired by the people in the 1970's, including such activities

as hiking, cycling, and camping, and be directed toward the formation of a recreation policy for the entire state.

3. That the committee report to the next regular session of the Legislature the results of its study together with its recommendations.

Referred to the Executive Board.

UNANIMOUS CONSENT–Bracket LB 1000

Mr. Stahmer asked unanimous consent to have LB 1000 bracketed on E & R for engrossment until some wording can be co-ordinated between various sections. No objections. So ordered.

MOTION–Return LB 1018 to Select File

Mr. Swanson moved to return LB 1018 to Select File for the following specific amendments. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

1. Amend Sec. 1, by striking all of the lines 1 through 4, and the words "its governmental subdivisions," in line 5, and by inserting in lieu thereof "Municipalities may enact ordinances providing that"

2. Amend Sec. 2, line 9, by adding before the word "Vehicular", the following: "Where municipalities enact ordinances as permitted in section 1,"

3. Amend Sec. 3, line 15, by striking the words "Governmental subdivisions" and by inserting in lieu thereof "Where municipalities have enacted ordinances as permitted in section 1, they"

4. Adding a new Sec. 4 to read as follows: "Sec. 4. Except as herein provided, the Department of Roads shall adopt the most recent edition of the Manual on Uniform Traffic Control Devices for Streets and Highways as the uniform system of traffic control devices for use upon all highways, roads and streets within this State and shall issue such supplements and specifications as may be required to implement the Manual and to conform with such other standards as endorsed by the Federal Highway Administrator."

5. Renumber Sec. 4 as Sec. 5.

SELECT FILE

LEGISLATIVE BILL 1018. The Swanson specific amendments found in today's Journal were adopted with 35 ayes, 0 nays and 14 not voting.

Advanced to Enrollment & Review for re-engrossment.

UNANIMOUS CONSENT—Withdraw LB 1441

Mr. Stull renewed his request found in the Journal on page 499 for the Nineteenth Day to withdraw LB 1441 and cancel the hearing. Mr. Holmquist objected.

Mr. Stull moved to withdraw LB 1441 and cancel the hearing.

Mr. Stull moved to withdraw his motion. Mr. Simpson objected.

The Stull motion failed with 16 ayes, 18 nays and 15 not voting.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Whitney asked unanimous consent to have his name added to LB 1441. Mr. Barnett objected.

Mr. Whitney moved to have his name added to LB 1441. The motion prevailed with 25 ayes, 11 nays and 13 not voting.

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on pages 496, 497 and 498 for the Nineteenth Day and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Julius Novak to the Motor Vehicle Dealers License Board.

Voting in the affirmative, 26:

Carsten	Carstens	Craft	Epke	Hasebroock
Johnson	Keyes	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Moylan	Orme
Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Waldo
Whitney				

Voting in the negative, 1:

Snyder

Not voting, 22:

Barnett	Burbach	Carpenter	Chambers	Clark
DeCamp	Duis	Elrod	Goodrich	Holmquist
Kennedy	Kime	Lewis	Marvel	Morgan
Nore	Pfister	Syas	Waldron	Warner
Wiltse	Ziebarth			

The motion carried with 26 ayes, 1 nay and 22 not voting.

Mr. Proud moved to confirm the appointment of Ed R. Crowley to the Public Welfare and Public Institutions Advisory Committee.

Voting in the affirmative, 30:

Barnett	Carsten	Carstens	Craft	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Kokes	Kremer	Lewis	Luedtke	Maresh
Moylan	Nore	Orme	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Waldo	Waldron	Ziebarth

Voting in the negative, 0.

Not voting, 19:

Burbach	Carpenter	Chambers	Clark	DeCamp
Holmquist	Kennedy	Keyes	Kime	Klaver
Mahoney	Marvel	Morgan	Pfister	Simpson
Syas	Warner	Whitney	Wiltse	

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of W. D. "Twist" Newberry to the State Highway Advisory Commission.

Voting in the affirmative, 31:

Barnett	Carsten	Carstens	Craft	Duis
Elrod	Epke	Goodrich	Hasebroock	Johnson
Klaver	Kokes	Lewis	Luedtke	Maresh
Marvel	Morgan	Nore	Orme	Proud
Savage	Schmit	Skarda	Stahmer	Stromer
Stull	Swanson	Waldo	Waldron	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Burbach	Carpenter	Chambers	Clark	DeCamp
Holmquist	Kennedy	Keyes	Kime	Kremer
Mahoney	Moylan	Pfister	Simpson	Snyder
Syas	Warner	Wiltse		

The motion carried with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of Joseph Lipton to the State Highway Advisory Commission.

Voting in the affirmative, 25:

Barnett	Carsten	Duis	Elrod	Epke
Goodrich	Hasebroock	Klaver	Kokes	Kremer
Lewis	Moylan	Orme	Proud	Savage
Schmit	Skarda	Stahmer	Stull	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 24:

Burbach	Carpenter	Carstens	Chambers	Clark
Craft	DeCamp	Holmquist	Johnson	Kennedy
Keyes	Kime	Luedtke	Mahoney	Maresh
Marvel	Morgan	Nore	Pfister	Simpson
Snyder	Stromer	Swanson	Waldron	

The motion carried with 25 ayes, 0 nays and 24 not voting.

Mr. Proud moved to confirm the appointment of Thane Davis to the State Highway Advisory Commission.

Voting in the affirmative, 33:

Carsten	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Skarda	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 16:

Barnett	Burbach	Carpenter	Carstens	Chambers
Clark	DeCamp	Holmquist	Kennedy	Kime
Mahoney	Maresh	Marvel	Pfister	Simpson
Snyder				

The motion carried with 33 ayes, 0 nays and 16 not voting.

Mr. Proud moved to confirm the appointment of Nels Petersen to the State Personnel Board.

Voting in the affirmative, 31:

Burbach	Carsten	Carstens	Craft	Elrod
Epke	Goodrich	Hasebroock	Johnson	Keyes
Klaver	Kokes	Kremer	Luedtke	Maresh
Morgan	Moylan	Nore	Orme	Proud
Savage	Simpson	Skarda	Stahmer	Stromer
Syas	Waldo	Waldron	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Barnett	Carpenter	Chambers	Clark	DeCamp
Duis	Holmquist	Kennedy	Kime	Lewis
Mahoney	Marvel	Pfister	Schmit	Snyder
Stull	Swanson	Warner		

The motion carried with 31 ayes, 0 nays and 18 not voting.

MOTION–Override Governor's Veto

Mr. Elrod moved to override the Governor's veto on LB 998. Laid over.

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE BILL 1287. Indefinitely postponed.

LEGISLATIVE BILL 1300. Indefinitely postponed.

LEGISLATIVE BILL 1110. Placed on General File as amended.
Standing Committee amendments to LB 1110:

1. On page 4, line 21, strike "appropriated" and insert "made available ".
2. On page 5, strike lines 9 to 13 and insert:

"Sec. 9. The Trees for Nebraska program shall be supported by voluntary contributions made to the state. All funds contributed for the program are hereby appropriated to the State Forester for the period beginning July 1, 1972, to June 30, 1973.".

3. Add the emergency clause.

LEGISLATIVE BILL 1207. Placed on General File.

LEGISLATIVE BILL 1238. Placed on General File.

LEGISLATIVE BILL 1239. Placed on General File.

LEGISLATIVE BILL 1290. Placed on General File as amended.
Standing Committee amendment to LB 1290:

1. On page 4, line 14, strike the matter before "following" and insert *"shown in the"*; in line 16 strike "1972" and show as stricken; and on line 19 strike "and".

LEGISLATIVE BILL 1361. Placed on General File as amended.
Standing Committee amendments to LB 1361:

1. On page 2, line 11, strike "goats" and show as stricken and after "sheep" insert *"and"*, strike line 13 and in line 17 after "resale" insert *"within this state"*.

2. On page 3, line 8 strike "or in the pursuit of a hobby" and show stricken.

3. On page 4, on line 17 following "bond" insert a colon and strike the rest of the line, in line 18 strike "forth in this section." and following the stricken "section." insert *(a)*, in line 23, strike "(a) The amount of" and all of lines 24, 25, 26, and in line 27 strike "department." and insert: *(b) If the livestock dealer is not registered and bonded under the provisions of the Packers and Stockyards Act he shall furnish in connection with his application for a license, a fully executed duplicate of a valid and effective bond in the amount of five thousand dollars or such larger amount specified by regulations promulgated by the Department.* , on line 27 strike "(b) and insert *"(c)"*.

4. On page 5, line 8, strike "(c)" and insert *"(d)"*.

(Signed) Loran Schmit, Chairman

SELECT COMMITTEE REPORT
Committee on Committees

February 1, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

W. W. Cook, Sr. – Advisory Committee to the Department of Economic Development

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Ralph Crowl – State Electrical Board

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Jack Cleavenger – Public Employees Retirement Board

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

February 1, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Marvin Jewell – Public Employees Retirement Board

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Harold D. Smith – Board of Parole

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Ray R. Young – Public Welfare and Public Institutions Advisory Committee

Committee Vote: For: Senators Klaver, Luedtke, Proud, Savage, Syas, Waldron and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Holmquist, Kremer, Schmit and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT—Member Excused

Mr. Carpenter asked unanimous consent to be excused the remainder of the week. No objections. So ordered.

UNANIMOUS CONSENT—Appropriation Bills

Mr. Marvel asked unanimous consent that LB 1476, LB 1477 and LB 1478 be laid over on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1023. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 124. Title read. Considered.

Standing Committee amendment found in the First Session Journal on page 1447 for the Sixty-Ninth Day, was rejected with a vote of 6 ayes, 19 nays and 24 not voting.

Mr. Whitney moved to indefinitely postpone LB 124. The motion prevailed with 23 ayes, 7 nays and 19 not voting.

LEGISLATIVE BILL 849. Considered.

Mr. Waldo offered the following amendments which were adopted by a vote of 15 ayes, 8 nays and 26 not voting:

1. On page 2, line 1, strike "Section 1." and insert "Sec. 2." and insert the following as section 1:

"Section 1. That section 35-502, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

35-502. In order to provide for the protection of lives and property in rural and suburban areas against loss or damage by fire, ~~sixty~~ *more than fifty* percent of the freeholders residing:

(1) ~~in~~ *In* any territory in the State of Nebraska, equivalent in area to one township or more situated outside the corporate limits of any city or village; ~~, or~~

(2) In an area of less than one township which is surrounded by rural or suburban fire protection districts: or

~~(2) in~~ *(3) In* an area situated in the State of Nebraska outside the corporate limits of any city of village in which there are at least two hundred homes and

Nebraska outside the corporate limits of any city or village in which there are at least two hundred homes and

which has an assessed valuation of at least one million dollars, are hereby authorized and empowered to initiate the formation of rural or suburban fire protection districts under the conditions specified herein. Such districts shall be organized in the manner provided by this act. If the district is so organized in an area set forth in subdivision (1) of this section it shall be a rural fire protection district and references in this act to rural fire protection districts shall refer to such a district. If so organized in an area set forth in subdivision (2) of this section, it shall be a suburban fire protection district and references in this act to a suburban fire protection district shall refer to such a district. Unless the context shall indicate otherwise, the word district, when used in this act, shall refer to either a rural or suburban fire protection district, as the case may be.

Any rural fire protection district which has been duly organized under the provisions of this chapter, and which shall have within its boundaries at least two hundred homes and which has an assessed valuation of at least one million dollars is hereby authorized and empowered to convert to a suburban fire protection district in the manner provided by section 35-519.".

2. On page 4, line 12, renumber section 2 as section 3 and after "original" insert "section 35-502, Reissue Revised Statutes of Nebraska, 1943, and"; and in line 13, strike "is" and insert "are".

Mr. Holmquist offered the following amendment which was adopted:
Amend line 17, page 2 by striking "shall" and insert "May".

Mr. Whitney offered the following amendment which was adopted by a vote of 19 ayes, 3 nays and 27 not voting:
Amend LB 849, page 2, to reinstate the stricken matter in line 18 and delete the new matter in line 18
and insert at end of line 21 the words "provided the mill levy may be increased to 2 mills with a majority vote of the eligible votes present at their annual meeting within the district."

Mr. Skarda moved to indefinitely postpone LB 849. The motion lost with 19 ayes, 19 nays and 11 not voting.

The motion to advance to Enrollment and Review failed with a vote of 21 ayes, 10 nays and 18 not voting.

LEGISLATIVE BILL 817. Title read. Considered.

Mr. Waldron offered the following amendment:
1. On page 2 strike the new matter and insert:
"; (8) in the case of property held for sale as inventory or held in mass for subdivision or sale in smaller units, the actual value to the owner of purchase or reproduction plus any cost of subdivision, development, construction or improvement of the property, and the availability of a purchaser for all or part of said property on assessment day, notwithstanding previous sales of similar property or portions thereof.".

SPEAKER HASEBROOCK PRESIDING

The Waldron amendment was adopted by a vote of 29 ayes, 0 nays and 20 not voting.

Mr. Waldron offered a second amendment as follows:
1. On page 2, after line 21, insert the following:
"Sec. 2. That section 77-1301.01, Revised Statutes Supplement, 1969, be amended to read as follows:
77-1301.01. The Tax Commissioner shall by rule establish standards for the reappraisal of all lands and improvements in the various counties. The standards established shall be such as to assure the determination of actual value on a

consistent basis in accordance with the formula prescribed in section 77-112 and the equalization of values. The Tax Commissioner shall also establish standards for reappraisal contracts which shall among other provisions, provide that no reappraisal contract shall be valid until approved in writing by the Tax Commissioner and that payment of the final ten per cent of the contract price shall not be made until the reappraisal has been approved by the Tax Commissioner. The approval of the reappraisal by the Tax Commissioner shall be made only after the Tax Commissioner has held a public hearing regarding such approval. Such hearing shall be held in accordance with the provisions of Chapter 84, article 9.

Any taxpayer or taxpayers aggrieved by the reappraisal as approved by the Tax Commissioner may file an appeal in the district court of the county in which the property reappraised is located within thirty days after the date of the approval of the reappraisal by the Tax Commissioner or within thirty days after the effective date of this act. Any taxpayer may appeal in a class action as provided in section 25-319. All appeals shall be as provided in Chapter 84, article 9.".

2. Renumber the existing sections accordingly.

3. On page 2, line 22, strike "section" and insert "sections", after "77-112" insert "and 77-1301.01"; and in line 23 strike "is" and insert "are".

PRESIDENT MARSH PRESIDING

Mr. Waldron's second amendment was adopted with a vote of 25 ayes, 1 nay and 23 not voting.

Advanced to Enrollment & Review with a vote of 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT–Withdraw LB 772

Mr. Carpenter asked unanimous consent to withdraw LB 772. Laid over.

GENERAL FILE

LEGISLATIVE BILL 760. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 550. Title read. Considered.

Standing Committee amendment found in the Legislative Journal on page 1073, Fifty-Fourth Day, First Session, was adopted.

Advanced to Enrollment & Review with 25 ayes, 7 nays and 17 not voting.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1488	Public Works

(Signed) William Swanson, Chairman
Executive Board

Claim No.	Name	Committee
3	Franklin Co. Welfare Board	Labor
8	Edmond W. Johnson	Labor
10	W. G. Whitford	Labor
11	Evelyn Whitford	Labor
12	U-Save Oil Company	Labor
14	Whitehead Oil Company	Labor
15	Goodyear Tire & Rubber	Labor
16	Gulf Oil Corporation	Labor
19	Ocoma Foods Co.	Labor
20	Miles A. Brunswig	Labor
32	Virginia Bauer	Labor
41	Nebraska Brand Committee	Labor
51	Wayne R. Swanson	Labor
52	Lawrence E. Murphy	Labor
54	Fletcher's Gin, Inc.	Labor
61	Carroll M. Hildebrand	Labor
62	Western Neb. Technical College	Labor
64	Eugene Plihal	Labor
67	Mrs. Delilah Rankin	Labor
68	Judeen L. Bursovsky	Labor
69	Estelle M. Majors	Labor
70	Helene Meyer Estate	Labor
77	Gilbert Schoenrogge	Labor
169	Department of Motor Vehicles	Labor
177	Harry Earl Moore	Labor

(Signed) William F. Swanson, Chairman
Executive Board

STANDING COMMITTEE REPORT
Judiciary

LEGISLATIVE BILL 1154. Indefinitely postponed.

LEGISLATIVE BILL 1086. Placed on General File as amended.
Standing Committee amendments to LB 1086:

1. On page 2 lines 3 and 5 strike "eighteen" and insert "nineteen".

2. On page 9 line 2 strike "eighteen" and insert "nineteen".

LEGISLATIVE BILL 1170. Placed on General File as amended.
Standing Committee amendments to LB 1170:

1. On page 2 line 21 strike "four" and insert "ten", and line 26 strike "fourth" and insert "tenth".
2. On page 3 line 4 strike "five" and insert "eleven".

LEGISLATIVE BILL 1311. Placed on General File as amended.
Standing Committee amendments to LB 1311:

1. On page 8 line 26 strike "fifty" and insert "one hundred".
2. On page 13 strike lines 6 to 17.
3. On page 14 line 7 after the period insert: "The agency shall thoroughly investigate all matters relating to the application and may require a personal inspection of the real estate by a person or persons designated by it. All expenses incurred by the agency in investigating such real estate and the proposed sale thereof, shall be borne by the developer and the agency shall require a deposit sufficient to cover such expenses prior to incurring the same.".

LEGISLATIVE BILL 1403. Placed on General File.

(Signed) Roland A. Luedtke, Chairman

UNANIMOUS CONSENT—Committee Meeting

Mr. Swanson asked unanimous consent that the Executive Board would meet in the Speaker's office at 1:00 p.m. today. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Savage asked unanimous consent to be excused Friday, February 4. No objections. So ordered.

ADJOURNMENT

At 12:03 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 3, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 3, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Gracious God, we have entered this legislative chamber, not only with a public agenda, but with our own private agendas. We who face the problems of this state also face our own problems. Moments of sadness are no stranger to us. Today some of our loved ones are facing illness and perplexity. And we who have shared moments of victory also know what it is to share moments of defeat. Merciful God, speak to each of us that renewing and transforming word, which is not merely the echo of our voices, but the Word which comes from Thee. Help each of us to meet this day in Thy strength. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Clark and Pfister who were excused. Messrs. Chambers and Waldron were absent until 9:30 a.m.

CORRECTIONS FOR THE JOURNAL

Page 533, line 17, delete second "1190".
Page 533, line 22, delete "119".

The Journal for the Twenty-First Day was approved as corrected.

UNANIMOUS CONSENT–Members Excused

Messrs. Klaver and Skarda asked unanimous consent to be excused Friday, February 4. Mr. Kremer asked to be excused Friday morning, February 4. No objections. So ordered.

UNANIMOUS CONSENT–Holiday

Speaker Hasebroock asked unanimous consent that the Legislature not be in session Monday, February 21, Washington's Birthday. No objections. So ordered.

UNANIMOUS CONSENT–Committee Hearing

Mr. Syas asked unanimous consent to hold the Constitutional Revision Committee hearings in the West Chamber today. No objections. So ordered.

NOTICE OF COMMITTEE HEARINGS
Government, Military and Veterans Affairs

LB 1482	Thursday, February 17, 1972	2:00 p.m.
LB 1483	Thursday, February 17, 1972	2:00 p.m.
LB 1484	Thursday, February 17, 1972	2:00 p.m.
LB 1485	Thursday, February 17, 1972	2:00 p.m.
LB 1486	Thursday, February 17, 1972	2:00 p.m.

(Signed) Terry Carpenter, Chairman

STANDING COMMITTEE REPORT
Banking Commerce and Insurance

LEGISLATIVE BILL 1353. Placed on General File.

(Signed) Sam Klaver, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 661. With emergency.

A BILL FOR AN ACT relating to elections; to change, clarify, and harmonize election provisions generally; to amend sections 10-703.01, 17-306, 19-612, 19-613.01, 19-615, 19-617, 19-621, 19-623, 19-3004, 19-3011, 23-343.25, 23-2010, 25-523, 32-106, 32-202, 32-206, 32-211,

32-222, 32-451, 32-460, 32-472, 32-4,104, 32-4,113, 32-4,114, 32-4,115, 32-504.01, 32-514, 32-525, 32-542, 32-545, 32-716, 32-808, 32-812, 32-819, 32-1305, 49-208, 51-202, 79-426.15, 79-1103, and 79-1109, Reissue Revised Statutes of Nebraska, 1943, sections 32-210.01, 32-216, 32-231, 32-231.01, 32-231.08, 32-428, 32-459, 32-499, 32-4,108, 32-4,147, 32-503.01, 32-504, 32-512, 32-513, 32-522, 32-526, 32-803, 32-804, 70-610, 79-426.25, 79-516.05, 79-701, and 79-803.03, Revised Statutes Supplement, 1969, sections 3-502, 17-307, 18-209, 19-3007.01, 32-210, 32-420.01, 32-535, and 32-537, Revised Statutes Supplement, 1971, sections 32-228, 32-229, 32-425, 32-477, and 32-807, Reissue Revised Statutes of Nebraska, 1943, as amended by sections 3, 4, 5, 10, and 14, respectively, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972, and section 32-102, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1054, Eighty-second Legislature, Second Session, 1972; to provide severability; to repeal the original sections, and also sections 32-538, 32-542.01, and 79-1103.01, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach	Carsten	Carstens	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Proud	Savage
Schmit	Simpson	Skarda	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse				

Voting in the negative, 9:

Barnett	Craft	Kennedy	Nore	Orme
Snyder	Waldron	Whitney	Ziebarth	

Not voting, 4:

Carpenter	Chambers	Clark	Pfister

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Return LB 777 to Select File

Mr. Schmit moved to return LB 777 to Select File for the following specific amendments. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

1. On page 4, line 21, after "year" insert "or four dollars for seven days".

2. On page 5, line 27, strike "coots" and insert "*swans*" and strike "brandt" and insert "*brant*".

MOTION–Return LB 311 to Select File

Mr. Stahmer moved to return LB 311 to Select File for the following specific amendment. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Add to the General File amendment on line 22, strike the word "a" before the word salary, and substitute "an annual" before the word salary.

VISITORS

Mr. Barnett introduced 100 Fourth grade students and their teachers, Mesdames Kirby, Skaar, Davis, Walener, from Huntington School, Lincoln.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1036A. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to appropriate two hundred seventy-five thousand one hundred sixty-two dollars of federal funds for the period July 1, 1972, to June 30, 1973 to the Department of Agriculture, Agency No. 18 for Program 564, to aid in carrying out the provisions of Legislative Bill 1036, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

SELECT FILE

LEGISLATIVE BILL 1036. Advanced to E & R for engrossment.

LEGISLATIVE BILL 730. Enrollment & Review amendments found in the Journal on page 533 for the Twenty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 777. The Schmit specific amendment found in today's Journal failed with 17 ayes, 8 nays and 24 not voting.

Advanced to Enrollment and Review for re-engrossment with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 311. The Stahmer specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 600. Unbracketed at the request of Mr. Barnett.

The Barnett specific amendment found in the Journal on page 509 for the Twentieth Day was adopted with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 716. Unbracketed at the request of Mr. Kremer.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 716 to Select File

Mr. Kremer moved to return LB 716 to Select File for the following specific amendment. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Amend the bill by striking the words "Tax exemption" from line 18, page 4 of the bill, and striking all of lines 19, 20, 21 and 22 on page 4.

SELECT FILE

LEGISLATIVE BILL 716. The Kremer specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 719. Unbracketed at the request of Mr. Kremer.

Mr. Kremer moved the adoption of his specific amendment found in the Journal on page 461 for the Seventeenth Day.

Mr. Kremer requested a Call of the House. The Call showed 31 members present.

Mr. Kremer moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The Kremer amendment was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

SPEAKER HASEBROOCK PRESIDING

MOTION—Return LB 777 to Select File

LEGISLATIVE BILL 777. Mr. Burbach moved to return LB 777 to Select File for the following specific amendment. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Amend Sec. 1, page 4, lines 15 and 16 to read $3.00 for 3 days.

SELECT FILE

LEGISLATIVE BILL 777. The Burbach specific amendment found in today's Journal was adopted with 26 ayes, 2 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Suspend Rules

Mr. Goodrich moved to suspend the Rules to withdraw LB 1461 and cancel the public hearing on the bill now scheduled for February 7, 1972. The motion prevailed with 31 ayes, 3 nays and 15 not voting.

NOTICE OF COMMITTEE HEARINGS
Committee on Committees

February 3, 1972

The Committee on Committees will meet at 1:00 p.m. on Tuesday, February 15, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon as follows:

James L. Higgins – Director of Environmental Control

Environmental Control Council:

Edd Bailey
Larry Price
Leonard J. Schaefer
Paul Harm
Mrs. Betty Abbott
Richard Dugdale
Mrs. Margaret Sutherland

February 3, 1972

The Committee on Committees will meet at 1:00 p.m. on Wednesday, February 16, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments to the Environmental Control Council submitted by Governor J. James Exon as follows:

Lewis E. Harris
Dr. George P. Hanna, Jr.
Louis G. Riha
Robert Cox
Theodore C. Reeves
Lowell Shaffer
John T. Harris
Dr. Lynn Thompson
Eugene M. O'Neill

(Signed) Richard F. Proud, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 3, 1972, at 9:10 a.m.:

302	503	542	884	1190
1280	1281			

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS
Agriculture and Recreation

LEGISLATIVE BILL 1291. Placed on General File as amended.
Standing Committee Amendments to LB 1291:

1. On page 2, line 3 reinstate the stricken matter; in line 4 strike "peace" in both places and show as stricken, and reinstate the stricken matter; in line 8 reinstate the stricken matter, and strike "peace" in both places and show as stricken; in lines 23, 24, and 27 reinstate the stricken matter and strike "peace" each place it appears; in line 24 after "made" insert "*peace*"; in line 25 strike the comma and show as stricken; and in line 26 strike "with authority to make arrests" and show as stricken.

2. On page 3, line 1 strike "peace" and show as stricken; in line 5, strike "as set forth in section" and show as stricken; in line 6 strike "29-829" and show as stricken; in line 26 reinstate "Conservation" and strike "Peace"; and in line 27 reinstate the stricken matter; and strike "peace" and show as stricken.

(Signed) Loran Schmit, Chairman

Banking, Commerce and Insurance

LEGISLATIVE BILL 1288. Placed on General File.

(Signed) Sam Klaver, Chairman

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on pages 544, 545 and 546 for the Twenty-First Day and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of W. W. Cook, Sr. to the Advisory Committee to the Department of Economic Development.

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Klaver
Lewis	Maresh	Moylan	Nore	Orme

Proud	Savage	Simpson	Stahmer	Stromer
Stull	Syas	Waldo	Waldron	Warner
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Carpenter	Chambers	Clark	Keyes	Kime
Kokes	Kremer	Luedtke	Mahoney	Marvel
Morgan	Pfister	Schmit	Skarda	Snyder
Swanson	Whitney	Wiltse		

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of Ralph Crowl to the State Electrical Board.

Voting in the affirmative, 32:

Barnett	Carsten	Carstens	Craft	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kremer
Lewis	Marvel	Morgan	Moylan	Nore
Proud	Savage	Schmit	Skarda	Stahmer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Burbach	Carpenter	Chambers	Clark	DeCamp
Kime	Kokes	Luedtke	Mahoney	Maresh
Orme	Pfister	Simpson	Snyder	Stromer
Whitney	Wiltse			

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Proud moved to confirm the appointment of Jack Cleavenger to the Public Employees Retirement Board.

Voting in the affirmative, 33:

Barnett	Burbach	Carsten	Carstens	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Klaver
Kremer	Lewis	Luedtke	Mahoney	Marvel

Moylan	Orme	Proud	Savage	Schmit
Simpson	Stahmer	Stull	Syas	Waldo
Waldron	Warner	Ziebarth		

Voting in the negative, 0.

Not voting, 16:

Carpenter	Chambers	Clark	DeCamp	Kime
Kokes	Maresh	Morgan	Nore	Pfister
Skarda	Snyder	Stromer	Swanson	Whitney
Wiltse				

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Proud moved to confirm the appointment of Marvin Jewell to the Public Employees Retirement Board.

Voting in the affirmative, 36:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Orme
Proud	Savage	Schmit	Simpson	Stahmer
Stull	Syas	Waldo	Waldron	Warner
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Carpenter	Chambers	Clark	Kime	Lewis
Nore	Pfister	Skarda	Snyder	Stromer
Swanson	Whitney	Wiltse		

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved to confirm the appointment of Harold D. Smith to the Board of Parole.

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Carstens	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh

Morgan	Moylan	Proud	Savage	Simpson
Stull	Syas	Waldo	Waldron	Warner
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Carpenter	Chambers	Clark	DeCamp	Kime
Lewis	Marvel	Nore	Orme	Pfister
Schmit	Skarda	Snyder	Stahmer	Stromer
Swanson	Whitney	Wiltse		

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of Ray R. Young to the Public Welfare and Public Institutions Advisory Committee.

Voting in the affirmative, 32:

Barnett	Burbach	Carsten	Craft	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Proud	Savage
Simpson	Stull	Syas	Waldo	Waldron
Warner	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Carpenter	Carstens	Chambers	Clark	Kime
Morgan	Nore	Orme	Pfister	Schmit
Skarda	Snyder	Stahmer	Stromer	Swanson
Whitney	Wiltse			

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT–Members Excused

Messrs. Stull, Wiltse and Holmquist asked unanimous consent to be excused at 11:40 a.m. No objections. So ordered.

Messrs. Elrod, Lewis and Stahmer asked unanimous consent to be excused this afternoon and Friday, February 4. Mr. DeCamp asked to be excused Friday, February 4. No objections. So ordered

GENERAL FILE

LEGISLATIVE BILL 1481. Title read. Considered.

Mr. Maresh offered the following amendment which was adopted.
Add the emergency clause.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1015. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 664. Title read. Considered.

Standing Committee amendments found in the First Session Journal on page 1167 for the Fifty-Seventh Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 782. Laid over at the request of Mr. Swanson.

LEGISLATIVE BILL 461. Title read. Considered.

Standing Committee amendments found in the First Session Journal on page 1381 for the Sixty-Sixth Day were adopted.

Mr. Syas offered the following amendments:

1. Amend the bill by striking sections 1 and 2 and insert the following:

"Section 1. That section 81-801, Revised Statutes Supplement, 1969, be amended to read as follows:

81-801. ~~(1) The Game and Parks Commission shall consist of seven members, one from each of the seven districts provided for by section 81-801.01, and shall be appointed by the Governor with the consent of a majority of all members of the Legislature. Members of the commission shall be legal residents and citizens of Nebraska, and shall be well informed on wildlife conservation and restoration. At least two members of the commission shall be actually engaged in agricultural pursuits and shall reside on a farm or ranch and not more than four of the members of the commission shall be affiliated with one political party.~~

~~(2) When the term of any member of the commission shall expire, the Governor shall appoint a successor for a term of five years from the same~~

~~district as the member whose term has expired. Each member shall serve until the appointment and qualification of his successor. In case of a vacancy occurring prior to the expiration of the term of a member, the appointment shall be made only for the remainder of the term.~~

~~(3) All members of the commission shall be citizens and bona fide residents of the district from which they are appointed. When a member ceases to be a bona fide resident of the district, from which he was appointed, his office shall be immediately vacated.~~

~~(4) If the Legislature is not in session when members of the commission are appointed by the Governor, they shall take office and act as recess appointees until the Legislature next thereafter convenes.~~

~~(5) Members may be removed by the Governor for inefficiency, neglect of duty, or misconduct in office, but only after delivering to the member a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense, upon not less than ten days' notice. Such hearing shall be held before the Governor.~~

~~(6) If such member shall be removed, the Governor shall file in the office of the Secretary of State a complete statement of all charges made against such member and his findings thereon, together with a complete record of the proceedings. No person who has served a full five year term shall be eligible for reappointment as a member of the commission until at least five years have elapsed between any previous term which he might have served, and the effective date of his new appointment.~~ *(1) The Game and Parks Commission shall consist of eight members, one of which shall be appointed from each of the seven districts provided by section 81-801.01. The members from the seven districts provided by section 81-801.01 shall be appointed by the Governor, subject to original confirmation and reconfirmation by the Legislature as provided in this section. The Governor or a designated member of his staff or the Lieutenant Governor, if designated by the Governor, shall be an eighth member of the commission and act as its permanent chairman. If the Governor changes his designated member he shall give the commission ten days' notice in writing. If the chairman is unable to attend or fails to attend the meeting, the other member of the commission shall elect a temporary chairman to serve at that meeting of the commission. If the Governor shall not choose to serve, the Governor's*

designee shall serve during the term of the Governor and shall not be subject to legislative confirmation or reconfirmation and shall vote on all matters before the commission as any other member. All meetings of the commission shall be conducted in accordance with Robert's Rules of Order, Members of the commission shall be legal residents and citizens of Nebraska. The commission is hereby authorized to adopt regulations pertaining to bag limits, open or closed seasons, and methods of taking game birds, game animals, fish, and furbearers; to establish refuges as provided by law; to make grants-in-aid to political subdivisons under the provisions of the Land and Water Conservation Fund Act; to acquire interests in land as authorized by law; to approve contracts for the construction or major repair of facilities on areas under its ownership or control; to adopt regulations governing the use and administration of all property, real and personal, under its ownership or control; to establish any and all fees, rents, for personal services, or resource utilization which are authorized by law; to grant easements or exchange land as provided by law; to adopt regulations authorized by law relating to power boating; to designate or redesignate areas of the state park system or wildlife management areas; grant concessions as authorized by law; and enter into cooperative agreements for the development, reconnaissance and administration of the state park system; Provided, that neither the commission nor any individual member thereof shall assume any administrative or managerial functions, duties or prerogatives, which functions are herewith delegated to the director and his staff. Members of the commission shall be chosen on the basis of their demonstrated capability to serve on a policy-making body, and their interest and knowledge of the conservation and wise use of natural resources, of the management and preservation of the environment, and of public outdoor recreation. At least two members of the commission shall actually be engaged in agricultural pursuits and shall reside on a farm or ranch and not more than four of the members of the commission other than the chairman shall be affiliated with one political party. While a commissioner must actually reside in the district from which he is appointed, it is not the intent of the Legislature that he solely represent the interests of that district, but shall also represent the interests of the state at large.

(2) When the office of any member of the commission, except the chairman, shall be vacated as

provided in this section, the Governor shall appoint a successor from the same district as the member whose office was so vacated. Each member shall serve until the appointment of his successor unless he shall have been removed from office by the Governor or shall have failed to be reconfirmed.

(3) All members of the commission, except the chairman, shall physically reside in the district from which they are appointed. If a member ceases to so reside in the district from which he was appointed, his office shall be vacant.

(4) If the Legislature is not in session when members of the commission are appointed by the Governor, they shall take office and act as recess appointees until the Legislature next thereafter convenes; and all appointees to the commission made during a legislative session shall take office and serve unless confirmation of the appointee is denied by the Legislature.

(5) Members may be removed by the Governor for inefficiency, neglect of duty, or misconduct in office, but only after delivering to the member a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense, upon not less than ten days' notice. Such hearing shall be held before the Governor. If such member shall be removed, the Governor shall file in the office of the Secretary of State a complete statement of all charges made against such member and his findings thereon, together with a complete record of the proceedings. Members of the commission, except the chairman, shall be subject to confirmation by a majority vote of all members of the Legislature upon appointment. Members of the commission, except the chairman, shall continue to hold their office as Game and Parks Commissioner during their terms subject to reconfirmation by a majority vote of all members of the Legislature during the second and fourth years of their respective terms and if such reconfirmation is denied or not completed by the Legislature the office of the Game and Parks Commissioner failing to be so reconfirmed shall be vacant.

(6) No person, except the chairman, who has served a full five-year term shall be eligible for reappointment as a member of the commission until at least five years have elapsed between any previous term which he might have served, and the effective date of his new appointment.

Sec. 2. That section 81-803.01, Revised Statutes Supplement, 1969, be amended to read as follows:

81-803.01. Regular meetings of the Game and Parks Commission shall be held quarterly. Special meetings may be held upon call of the chairman, or pursuant to a call signed by three other members, of which the chairman whall have three days' written notice, but no official action shall be taken except at a public meeting at the headquarters of the commission. All regular meetings shall be held in suitable offices to be provided in Lincoln, Nebraska, under the authority of Chapter 72, article 14. The Game and Parks Commission is authorized to enter into an agreement with the city of Lincoln providing for the supplying by the city of Lincoln to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities therefor, including the parking of motor vehicles, to be located on real estate which is north of Holdrege Street and east of 33rd Street, as approved by the State Building Commission. ~~Four~~ *Five* members of the commission shall constitute a quorum for the transaction of business, *and five affirmative votes shall be necessary for passage and approval of any matter coming before the commission.*

Sec. 3. That original sections 81-801 and 81-803.01, Revised Statutes Supplement, 1969, and also section 81-802, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

Laid over at the request of Mr. Syas.

STANDING COMMITTEE REPORT
Urban Affairs

LEGISLATIVE BILL 1139. Indefinitely postponed.

LEGISLATIVE BILL 1145. Placed on General File as amended.
Standing Committee amendments to LB 1145:

1. On page 2, after section 1, insert the following:

"Sec. 2. That section 17-115, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-115. In the case of any vacancy in the office of mayor, or in case of his disability or absence, the president of the council shall exercise the office of mayor *for the unexpired term* until such vacancy is

filled or such disability is removed, or in case of temporary absence, until the mayor returns.".

2. Renumber section 2 as section 3 and after "16-217" insert "and *17-115*,".

LEGISLATIVE BILL 1146. Placed on General File as amended.
Standing Committee amendment to LB 1146:

1. On page 2 line 10 insert ", *nor any motor vehicles of any municipal public body or authority used in operating a public passenger transportation system*", after "government".

LEGISLATIVE BILL 1209. Placed on General File as amended.
Standing Committee amendment to LB 1209:

1. Add the emergency clause.

LEGISLATIVE BILL 1235. Placed on General File as amended.
Standing Committee amendment to LB 1235:

1. On page 2 line 16 strike "*put upon*" and insert "*moved for*".

(Signed) Harold Simpson, Chairman

UNANIMOUS CONSENT–Members Excused

Messrs. Duis and F. Carstens asked unanimous consent to be excused Friday, February 4. Mr. Epke asked to be excused tomorrow at noon. No objections. So ordered.

UNANIMOUS CONSENT–Withdraw LB 1393

Mr. Nore asked unanimous consent to withdraw LB 1393 and cancel the hearing. Laid over.

ADJOURNMENT

At 11:57 a.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Friday, February 4, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 4, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Almighty God, help us to find a connection between these prayers which open each day's session of the legislature, and what we do during the rest of the day and night. Deliver us from separating religion from the decisions that mold our lives and the lives of others. Burn into our hearts and minds the conviction that to pray is not to say the right words, but to put justice and mercy first. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Carstens, Clark, DeCamp, Elrod, Klaver, Lewis, Morgan, Pfister, Savage, Skarda, Stahmer who were excused. Mr. Chambers was excused until he arrived. Mr. Waldron was absent until 9:25 a.m. and Mr. Kokes was absent until 10:30 a.m.

CORRECTIONS FOR THE JOURNAL

Page 565, line 31, delete comma after proceedings and insert a period.
The Journal for the Twenty-Second Day was approved as corrected.

MESSAGE FROM THE GOVERNOR

February 2, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 790.

This was signed by me on February 2, 1972, and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATIONS

January 27, 1972

Mr. Vincent D. Brown
Nebraska Legislative Council
Lincoln, Nebraska 68509

Dear Mr. Brown:

Recently upon learning that the Navy had awarded a contract to build three nuclear-powered guided missile frigates, we contacted the Secretary of the Navy again about the possibility of naming one of the frigates for the State of Nebraska.

The enclosed reply is being transmitted for your information and that of the Nebraska Legislature. Be assured we will continue our efforts in this regard.

With kindest personal regards, we are

Sincerely yours,

(Signed) Roman L. Hruska, USS
(Signed) Carl T. Curtis, USS
(Signed) Dave Martin, MC
(Signed) John Y. McCollister, MC
(Signed) Charles Thone, MC

Enclosure

January 20, 1972

The Honorable Carl T. Curtis
United States Senate
Washington, D.C. 20510

Dear Senator Curtis:

I appreciate the continued interest expressed in the Nebraska Congressional Delegation's letter of January 5th that one of the newly authorized guided missile frigates be named NEBRASKA.

A ship is usually named shortly in advance of the keel-laying. When the time for the naming of the frigates approaches, NEBRASKA will be among those state names given careful consideration.

Very best personal wishes.

Sincerely yours,

(Signed) John W. Warner
Acting Secretary of the Navy

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period January 28, 1972, through February 3, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Beber, David E. - Omaha, Center Bank
Bloom, Bill K. - Omaha, Omaha Police Union Local No. 1
Brauer, S. H. Jr. - Lincoln, Nebraska School Improvement Association
Dunlevy, James - Lincoln, Nebraska Motor Vehicle Industry Licensing Board
Gossin, John R. - Lincoln, Nebraska Association of Life Underwriters
Lanoha, Fred F. - Omaha, Omaha Association of Fire Fighters Local No. 385
McDonnell, William C. - Omaha, Omaha Association of Fire Fighters Local No. 385
Nelson, Richard P. - Lincoln, Board of Public Works of the City of Hastings; Board of Public Works of the City of North Platte; City of Fairbury; City of Hastings; City of North Platte
Perry, Edwin C. - Lincoln, Nebraska Building Material Dealers Association
Rall, Frank - Lincoln, Nebraska Consolidated Communications Corporation; Nebraska Insurance Information Service; Nebraska Wholesale Suppliers Association

Tews and Noren
Charles F. Noren - Lincoln, Nebraska State School Boards Assocation
David D. Tews - Lincoln, Nebraska State School Boards Assocation

NOTICE OF COMMITTEE HEARING
Miscellaneous Subjects

LB 1388 Re-set from Thursday, February 3, 1972 until Thursday, February 17, 1972 2:00 p.m.

(Signed) J. James Waldron, Chairman

UNANIMOUS CONSENT–Final Reading

Speaker Hasebroock asked unanimous consent to pass over Final Reading today. No objections. So ordered.

MOTION–Withdraw LB 1393

Mr. Nore renewed his request found in the Legislative Journal on page 567, for the Twenty-second Day to withdraw and cancel the hearing of LB 1393. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 29.

Introduced by Thomas C. Kennedy, 21st District.

WHEREAS, the Newman Grove County Hospital is an essential facility for the public good of the community, and

WHEREAS, the small professional hospital staff, if not interrupted by repeated inspections from the State Department of Health and from the U. S. Department of Health, Education and Welfare, can successfully administer to the patients of this hospital, and

WHEREAS, there have been multiple inspections of this hospital since October, 1971, and

WHEREAS, there have been repeated and unsuccessful requests made to see the reports made by the multiplicity of inspectors, and

WHEREAS, the State Senator from the Twenty-first District is not able to get a statement of fact relating to satisfactory conditions or to alleged deficiencies in the hospital as found by the various inspectors and inspections.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That written reports of State and Federal inspections of the hospital since October 1, 1971, through January 20, 1972, including costs of these

inspections be made available to the Newman Grove Hospital and to the State Senator from the Twenty-first District not later than February 21, 1972.

2. That reports of inspections made from January 20, 1972, forward be in writing and be left with the Newman Grove Hospital staff immediately subsequent to every inspection.

Laid over.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed: 730 1036

The following bill was correctly enrolled: 661

LEGISLATIVE BILL 1018. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1018:

1. Amend section to read:

"Section 1. Any municipality in this state may enact an ordinance permitting right turns to be made on red traffic signals.".

2. In lieu of the Swanson amendment thereto, on page 2, line 9, strike "Vehicular" and insert "In municipalities which have enacted ordinances as permitted in section 1 of this act, vehicular".

3. In the Swanson amendment 3, line 4, insert "of this act" after "1".

4. In the Swanson amendment 4, line 2, strike "herein provided" and insert "provided in this act".

5. In the title, line 6, insert "to provide for the adoption of a uniform system of traffic control devices;" after the semicolon.

LEGISLATIVE BILL 777. Replaced on Select File as amended.
Enrollment and Review amendments to LB 777:

1. Pursuant to the Burbach amendment, on page 4, lines 16 and 17, strike "two dollars and fifty cents for five" and show the same as stricken and insert *"three dollars for three"*.

2. On page 4, line 19, strike *"1972"* and insert *"1973"*.

LEGISLATIVE BILL 311. Replaced on Select File as amended.
Enrollment and Review amendment to LB 311:

1. In lieu of the Stahmer specific amendment, in the Stahmer General File amendment, numbered page 2, line 22, strike "a" and insert *"~~a~~ an annual"*.

LEGISLATIVE BILL 716. Replaced on Select File as amended.
Enrollment and Review amendment to LB 716:

1. In lieu of the Kremer specific amendment, in standing committee amendments, section 2, strike the sentence beginning in line 19.

LEGISLATIVE BILL 719. Replaced on Select File as amended.
Enrollment and Review amendment to LB 719:

1. In lieu of the Kremer specific amendment, in standing committee amendments, section 2, strike the sentence beginning in line 12.

LEGISLATIVE BILL 1023. Placed on Select File as amended.
Enrollment and Review amendments to LB 1023:

1. On page 8, line 25, strike *"provided"* and insert *"except"*.

2. In lieu of the Stromer amendment thereto, strike beginning with line 10 on page 9 through line 3 on page 10; and on page 10, line 4, strike "13,".

3. In lieu of the Stromer amendments thereto, in the title, line 5, strike "9, and 12" and insert "and 9,"; and in line 5, strike "13" and insert "14".

LEGISLATIVE BILL 817. Placed on Select File as amended.
Enrollment and Review amendments to LB 817:

1. In the Waldron amendment to section 1, line 2, insert *"and"* after the semicolon; in line 4, strike *"of"* and insert *"based on"*; and in line 7, strike *"said"* and insert *"the"*.

2. On page 2, lines 2 and 23, and in the title, line 3, strike "1969" and insert "1971".

3. On page 2, line 9, insert "regular annual" after "less" as in the statutes.

4. In new section 2, line 10, insert an underscored comma after "shall".

5. In lieu of the Waldron amendment 3, on page 2, line 22, insert "77-1301.01, Revised Statutes Supplement, 1969, and section" after "section"; and in line 23, strike "is" and insert "are".

6. In the title, line 2, insert "77-1301.01, Revised Statutes Supplement, 1969, and section" after "section"; in line 5, insert "to provide for appeals from the approval of reappraisals as prescribed;" after the first semicolon; and in line 5 strike "section" and insert "sections".

LEGISLATIVE BILL 760. Placed on Select File.

LEGISLATIVE BILL 550. Placed on Select File as amended.
Enrollment and Review amendments to LB 550:

1. In the standing committee amendment, line 2, insert an underscored comma before "or".

2. On page 2, lines 1 and 2, and page 3, lines 2 and 3, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971"; and on page 2, line 4, strike "No" and insert "Except as provided in section 70-624.04, no".

3. In the title, lines 2 and 3, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971"; and in line 6, insert "to provide an additional prohibition;" after the semicolon.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 661.

SELECT COMMITTEE REPORT
Committee on Committees

February 3, 1972

Mr. President:

The Committees on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Howard L. Burdick - Public Employees Retirement Board

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and Not Voting: (5) Senators Carpenter, Clark, Klaver, Luedtke, Warner

Charles O. Morehouse - Public Employees Retirement Board

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Clark, Klaver, Luedtke and Warner

Ed O'Shaughnessy - Commission on Fire Fighting Personnel Standards and Education

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Clark, Klaver, Luedtke and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

February 3, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

David B. Weimer - Commission on Fire Fighting Personnel Standards and Education

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Clark, Klaver, Luedtke and Warner

Russell D. Salak - Commission on Fire Fighting Personnel Standards and Education

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Clark, Klaver, Luedtke and Warner

William C. McDonnell - Commission on Fire Fighting Personnel Standards and Education

Committee Vote: For: (8) Senators Holmquist, Kremer, Proud, Savage, Schmit, Syas, Waldron and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Clark, Klaver, Luedtke and Warner

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

STANDING COMMITTEE REPORT
Labor

LEGISLATIVE BILL 1308. Indefinitely postponed.

LEGISLATIVE BILL 1257. Placed on General File as amended.
Standing Committee amendment to LB 1257:

1. On page 2 strike lines 13 and 14 and insert *"plumbing board, unless he complies with"*, and on line 16 insert after *"thereby"* the following: *"; Provided, that the requirements of this section shall not apply to employees of the water utility acting within the scope of their employment."*

LEGISLATIVE BILL 1265. Placed on General File.

LEGISLATIVE BILL 1269. Placed on General File.

LEGISLATIVE BILL 1294. Placed on General File as amended.
Standing Committee amendments to LB 1294:

1. On page 4 strike line 11 and show as stricken; in line 12 strike "any instrumentality thereof" and show as stricken and insert *"or state agency"*; in line 14 strike "may" and show as stricken and insert *"shall"*; in line 18 strike "or" and show as stricken, insert a comma and after "board" insert *", or agency"*; in line 22 strike the first "or" and show as stricken and insert a comma, after "board" insert *", or agency"* and strike "political subdivision or" and show as stricken; in line 23 strike "instrumentality" and show as stricken; and in line 27 strike "If any political" and show as stricken.

2. On page 5, strike lines 1 to 5 and show as stricken, in line 6 strike the sentence fragment up to "An" and show as stricken.

LEGISLATIVE BILL 1298. Placed on General File.

(Signed) Harold T. Moylan, Chairman

VISITORS

Mr. Luedtke introduced 28 Juniors and their teacher, Sister Margaret Mary from Pius X Central High School, Lincoln.

GENERAL FILE

LEGISLATIVE BILL 461. Considered.

Mr. Syas moved the adoption of his pending amendments found in the Journal on page 562 for the Twenty-second Day.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion failed with 13 ayes, 16 nays and 20 not voting.

Mr. Syas asked unanimous consent to withdraw his pending amendments. Mr. Barnett objected. Laid over at the request of Mr. Syas.

LEGISLATIVE BILL 307. Placed at the bottom of General File at the request of Mr. Holmquist.

LEGISLATIVE BILL 354. Considered.

Mr. Whitney moved to indefinitely postpone LB 354. The motion failed with 11 ayes, 14 nays and 24 not voting.

Failed to advance to Enrollment and Review with 18 ayes, 9 nays and 22 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Waldron asked unanimous consent to take up LB 1169 in place of LB 451 on General File and place LB 451 at bottom of General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1169. Title read. Considered.

Standing Committee amendment found in the Journal on page 424 for the Fifteenth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 820. Title read. Considered.

Standing Committee amendments found in the Journal on page 1679 for the Seventy-Seventh Day, First Session, were read.

Mr. Waldron offered the following amendments to the Standing Committee amendments which were adopted.
Amendment 10: After line 16 insert: "After motion, notice, *to the attorney*, and hearing, the court may order either party excluded from the family dwelling of the other upon a showing that physical or emotional harm would otherwise result.".

In line 16 after "marriage" insert"; *Provided*, exparte orders issued pursuant to subdivision (1) of this sentence shall remain in force for no more than ~~seven~~ *ten* days or until a hearing is held thereon, whichever is earlier";

Standing Committee amendments were adopted as amended.

Mr. Waldron moved to advance LB 820 to Enrollment & Review.

Mr. Waldron requested a Call of the House. The Call showed 34 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment & Review with 25 ayes, 5 nays and 19 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Waldron asked unanimous consent to be excused the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 285. Title read. Considered.

Standing Committee amendments found in the First Session Journal on page 1744 for the Seventy-Ninth Day were rejected with 25 ayes, 0 nays and 24 not voting.

Mr. Maresh offered the following amendment which was adopted:
1. On page 5, line 5, after "certificate" insert "*holder*"; in line 22 strike "than" and show as stricken, and insert "*that*", and after "school" insert ", *aerial pesticide applicator*".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 905. Title read. Considered.

Standing Committee amendment found in the First Session Journal on page 1750 for the Seventy-Ninth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 690. Title read. Considered.

Standing Committee amendments found in the First Session Journal on page 1760 for the Seventy-Ninth Day were adopted with 20 ayes, 0 nays and 29 not voting.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

VISITORS

President Marsh introduced Gudrun Henriksson from Sweden.

UNANIMOUS CONSENT—Print In Journal

Mr. Ziebarth asked unanimous consent to have the following amendments to LB 690 printed in the Journal. No objections. So ordered.

Strike original sections 4, 5, and 7 and insert the following:

Sec. 4. That section 43-607, Revised Statutes Supplement, 1969, be amended to read as follows:

43-607. The board of education ~~or board of trustees~~ shall furnish one of the following types of education to the handicapped children who are residents of the school district:

(1) Pay the per pupil cost of the special program in which the child is enrolled in any district *or educational service unit* and *provide for the* ~~an amount not to exceed two hundred dollars to the parent or guardian for actual~~ transportation expenses per year *to and from that program* for those handicapped children who are forced to leave the school district temporarily because of lack of educational ~~and trainable~~ services.~~,~~ ~~Provided, that any parent or guardian having more than one handicapped child in his custody or control shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year;~~

(2) ~~Provide transportation for those deaf or visually or orthopedically handicapped and trainable mentally retarded children within the school district who are physically able to take care of themselves in the regular school; Provided, that any parent or guardian shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year;~~ *Provide for the transporation expenses within the school district or those hard of hearing or deaf, visually handicapped, orthopedically handicapped, trainable mentally retarded, and seriously emotionally distrubed children, or other resident handicapped children for whom transportation is otherwise required by law, who are enrolled in the special education program of the district;*

(3) Provide visiting teachers for the homebound handicapped child, such teachers to be certified and qualified in the same manner as required for other teachers in Nebraska,

(4) Provide correspondence instruction approved by the Commissioner of Education; or

(5) Provide any other method of instruction approved by the Commissioner of Education.

Sec. 5. That section 43-611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

43-611. All funds appropriated by the Legislature to carry out the provisions of sections 43-604 to ~~43-616~~ *43-616.01*, shall be channeled through the office of the State Department of Educa-

tion and the department shall be authorized to expend such funds upon proper vouchers approved by the department and warrants issued by the Director of Administrative Services for (1) financial reimbursement to local school districts, including reimbursement for the *excess cost* amount expended *pursuant to sections 43-607 and 43-616.01* for actual transportation expenses per year ~~not to exceed two hundred dollars for handicapped children forced to leave the district temporarily because of lack of educational and trainable services~~, (2) instructional aids and consultative, supervisory, research and testing services to local school districts, and (3) salaries, wages, maintenance, supplies, travel, and other expenses essential to carrying out the provisions for special education.

Sec. 7. That section 43-616.01, Revised Statutes Supplement, 1969, be amended to read as follows:

43-616.01. The resident school district ~~in which the child lives~~ shall ~~pay an amount not to exceed two hundred dollars to the parent or guardian for mileage expenses per year~~ *provide for the transportation expenses to and from the school district or educational service unit program of enrollment* for those trainable mentally retarded children who are forced to leave the school district temporarily because of lack of educational ~~and trainable~~ services not abailable in the district of residence, ~~with such payments to be made at the completion of the full school year; Provided, that any parent or guardian having more than one trainable mentally retarded child in his custody or control shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year.~~

GENERAL FILE

LEGISLATIVE BILL 123. Placed at the bottom of General File at the request of Mr. Syas.

LEGISLATIVE BILL 1040. Title read. Considered.

Mr. Swanson offered the following amendment which was adopted:

1. On page 3, line 13, strike "*and*"; in line 20, strike the period and insert "*; and*"; and after line 20 insert:

"*(4) Custodial home shall mean any institution, place, building, or agency providing for a period exceeding twenty-four consecutive hours accomodation, board, and personal assistance in feeding, dressing, and other essential daily living activities to two or more nonrelated individuals who by reason of age, illness, disease, or physical or mental infirmity are unable to sufficiently or properly care for themselves or manage their own affairs, but who do not require the daily services of a licensed professional nurse or a licensed practical nurse. The term custodial home shall not include hospitals, nursing and care homes, adult foster homes, or boarding homes for the aged, but may provide custodial care for persons who have not yet attained the age of sixty-two years of age or more.*".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 4, 1972, at 9:45 a.m.: LB 661.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITEE REPORT

Revenue

LEGISLATIVE BILL 1090. Indefinitely postponed.

LEGISLATIVE BILL 1094. Indefinitely postponed.

LEGISLATIVE BILL 1108. Indefinitely postponed.

LEGISLATIVE BILL 1133. Indefinitely postponed.

LEGISLATIVE BILL 1161. Indefinitely postponed.

LEGISLATIVE BILL 1229. Indefinitely postponed.

LEGISLATIVE BILL 1251. Indefinitely postponed.

LEGISLATIVE BILL 1356. Indefinitely postponed.

LEGISLATIVE BILL 1421. Indefinitely postponed.

LEGISLATIVE BILL 1468. Indefinitely postponed.

(Signed) Rudolf C. Kokes, Chairman

Constitutional Revisions

LEGISLATIVE BILL 1185. Indefinitely postponed.

LEGISLATIVE BILL 1329. Indefinitely postponed.

LEGISLATIVE BILL 1414. Placed on General File.

(Signed) George Syas, Chairman

VISITORS

Mr. Stull introduced Con Marshall, Director of Information at Chadron State College.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 758A. Introduced by Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to appropriate sixty-two thousand five hundred eleven dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the State Railway Commission, Agency 14, for Program No. 054 to aid in carrying out the provisions of Legislative Bill 758, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

UNANIMOUS CONSENT—Member Excused

Mr. Snyder asked unanimous consent to be excused Monday, February 7, 1972. No objections. So ordered.

ADJOURNMENT

At 11:48 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, February 7, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 7, 1972

Pursuant to adjournment, the Legislature met 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. John F. Streng, D. D. of Omaha.

> Thank you, God, for the dawn of another Monday morning. It has again assembled this representative legislative body to propose guidelines for the citizen. What an awesome opportunity and responsibility for a few to exercise the exclusive privilege to rise and speak in this chamber. Therefore, we the people, in complete confidence in their ability ask now Thy blessing upon each one. Keep them mindful of Thy eternal law that the less government over the people the more government of the people, by the people and for the people.
>
> May the citizen who seeks redress or refuge find this chamber a sanctuary, thru the voice of his representative. Imbue this fellowship of fraternal franchise with positive and pregnant ideas to be moulded into the character of statesmanship. As the ministry of this minority becomes law for the majority make faithfulness to the concern of the constituent the barometer of stewardship.
>
> On this 62nd anniversary of the Founding of the Boy Scouts of America movement, organized to build honorable citizenship in youth, we rededicate ourselves anew to this cause. Grant that when evening shadows fall we may hear Thy benevolent benediction: "Well done, good and faithful servant." Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Johnson and Snyder who were excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the Twenty-Third Day was approved.

UNANIMOUS CONSENT—Bracket LB 304

Mr. Syas asked unanimous consent to bracket LB 304 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Wiltse asked unanimous consent to be excused Tuesday, February 8. No objections. So ordered.

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that today is Mr. Barnett's birthday. The members sang Happy Birthday to him.

UNANIMOUS CONSENT—Executive Session

The Judiciary Committee asked unanimous consent to hold an Executive Session Committee Meeting today at 1:15 p.m. No objections. So ordered.

REPORT OF EMPLOYEES

During the month of January, 1972, there were 112 full- and part-time employees being paid from Fund 1973, Program 121, Legislative Session Services. The total payroll for the month was $39,687.51, of which $586.03 was for overtime. The total figure includes the State's share of OASI and retirement contributions.

Vincent D. Brown
Clerk of the Legislature

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1481. Placed on Select File as amended.
Enrollment and Review amendments to LB 1481:

1. On page 2, insert "*as*" at the end of line 15.
2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1015. Placed on Select File as amended.
Enrollment and Review amendment to LB 1015:

1. On page 9, line 18, insert "State" after "The"; and in line 21, strike "1972" and insert "1973".

LEGISLATIVE BILL 664. Placed on Select File as amended.
Enrollment and Review amendment to LB 664:

1. In the title, strike lines 2 to 6 and insert:
"FOR AN ACT to amend section 60-332, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide a special registration fee for certain trailers; and to repeal the original section.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT
Banking, Commerce and Insurance

LEGISLATIVE BILL 1336. Placed on General File as amended.
Standing Committee amendments to LB 1336:

1. On page 2 line 19 insert ", *including nonprofit hospital service corporations,*" after "company".
2. On page 3 line 7 insert ", *including nonprofit hospital service corporations,*".

LEGISLATIVE BILL 1354. Placed on General File as amended.
Standing Committee amendments to LB 1354:

1. Strike section 1 and renumber original section 2 as section 1.
2. Strike section 3 and insert the following:
"Sec. 2. That original section 44-361, Revised 2 Statutes Supplement, 1971, is repealed.".

(Signed) Sam Klaver, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 611.

A BILL FOR AN ACT for submission to the electors of an amendment to

Article XVI, section 2, of the Constitution of Nebraska, relating to miscellaneous provisions; to eliminate the provision that the question of calling a constitutional convention requires thirty-five per cent of the total votes cast at an election in order to carry; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article XVI, section 2, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. When three-fifths of the members elected to the Legislature deem it necessary to call a convention to revise, amend, or change this constitution, they shall recommend to the electors to vote at the next election of members of the Legislature, for or against a convention, and if a majority of the electors voting on the proposition, vote for a convention, the Legislature shall, at its next session provide by law for calling the same. The convention shall consist of not more than one hundred members, the exact number to be determined by the Legislature, and to be nominated and elected from districts in the manner to be prescribed by the Legislature. Such members shall meet within three months after their election, for the purpose aforesaid. No amendment or change of this constitution, agreed upon by such convention, shall take effect until the same has been submitted to the electors of the state, and adopted by a majority of those voting for and against the same."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment eliminating the provision that the question of calling a constitutional convention requires thirty-five per cent of the total votes cast at an election in order to carry.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 23:

Barnett	Carstens	Chambers	DeCamp	Goodrich

Hasebroock	Keyes	Lewis	Luedtke	Mahoney
Marvel	Morgan	Moylan	Orme	Savage
Schmit	Simpson	Skarda	Stahmer	Swanson
Syas	Waldron	Warner		

Voting in the negative, 20:

Burbach	Carsten	Clark	Craft	Duis
Epke	Holmquist	Kennedy	Kime	Klaver
Kremer	Maresh	Nore	Proud	Stromer
Stull	Waldo	Whitney	Wiltse	Ziebarth

Not voting, 6:

Carpenter	Elrod	Johnson	Kokes	Pfister
Snyder				

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 837.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VIII, section 1, of the Constitution of Nebraska, relating to revenue; to authorize the Legislature to fix the value of land actively devoted to agricultural and horticultural use; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot, and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VIII, section 1, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 1. The necessary revenue of the state and its governmental subdivisions shall be raised by taxation in such manner as the Legislature may direct. Taxes shall be levied by valuation uniformly and proportionately upon all tangible property and franchises, except that the Legislature may provide for a different method of taxing motor vehicles and may also establish a separate class of motor vehicles consisting of those owned and held for resale by motor vehicle dealers which shall be taxed in the manner and to the extent as provided by the Legislature and may also establish a separate class for trucks, trailers, semi-trailers, truck-tractors, or combinations thereof, consisting of those owned by residents and nonresidents of this state, and operating in interstate commerce, and may provide reciprocal and proportionate taxation of such vehicles; *Provided,* that such tax proceeds from motor vehicles taxed in

each county shall be allocated to the state, counties, townships, cities, villages, and school districts of such county in the same proportion that the levy of each bears to the total levy of said county on personal tangible property. The Legislature may enact laws to provide that the value of land actively devoted to agricultural or horticultural use shall, for property tax purposes, be that value which such land has for agricultural or horticultural use without regard to any value which such land might have for other purposes or uses, and prescribe standards and methods for the determination of the value of real or other tangible property at uniform and proportionate values. Taxes uniform as to class of property or the ownership or use thereof may be levied by valuation or otherwise upon classes of intangible property as the Legislature may determine, and such intangible property held in trust or otherwise for the purpose of funding pension, profit-sharing, or other employee benefit plans as defined by the Legislature may be declared to be exempt from taxation. Taxes, other than property taxes, may be authorized by law. Existing revenue laws shall continue in effect until changed by the Legislature. The Legislature may provide that livestock shall constitute a separate and distinct class of property for purposes of taxation and may further provide for reciprocal and proportionate taxation of livestock located in this state for only part of a year."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment authorizing the Legislature to fix the value of land actively devoted to agricultural and horticultural use

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Burbach	Carsten	Carstens	Clark	Craft
DeCamp	Duis	Epke	Hasebroock	Holmquist
Kennedy	Keyes	Kime	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Stromer	Stull	Swanson
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 7:

Barnett	Chambers	Goodrich	Klaver	Moylan
Stahmer	Syas			

Not voting, 6:

Carpenter	Elrod	Johnson	Kokes	Orme
Snyder				

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Members Excused

Mr. Waldo asked unanimous consent to be excused after he leaves this morning until he arrives later this afternoon. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused Tuesday, February 8. No objections. So ordered.

UNANIMOUS CONSENT–Executive Session

Mr. Elrod asked unanimous consent to hold an Executive Session Committee Meeting of the Education Committee at 2:00 p.m., today, in the East Hearing Room. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 29. LR 29 found in the Journal on page 571 for the Twenty-Third Day was adopted with 37 ayes, 0 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 1018. Enrollment and Review amendments found in the Journal on page 572 for the Twenty-Third Day were adopted.

Advanced to Enrollment & Review for re-engrossment.

LEGISLATIVE BILL 777. Enrollment and Review amendments found in the Journal on page 572 for the Twenty-Third Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 311. Enrollment and Review amendment found in the Journal on page 572 for the Twenty-Third Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 716. Enrollment and Review amendment found in the Journal on page 573 for the Twenty-Third Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 719. Enrollment and Review amendment found in the Journal on page 573 for the Twenty-Third Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1023. Enrollment and Review amendments found in the Journal on page 573 for the Twenty-Third Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 817. Enrollment and Review amendments found in the Journal on page 573 for the Twenty-Third Day were adopted.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 760.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 550. Enrollment & Review amendments found in the Journal on page 574 for the Twenty-Third Day were adopted.

Mr. Ziebarth offered the following amendments which were adopted by unanimous consent:

1. Strike the Standing Committee amendment to line 7.

2. On line 7 reinstate the stricken matter and strike the new matter, and after "dollars" insert "*for classes 4 and 5 districts and ten thousand dollars of classes 1, 2, 3, and 6 districts*".

Advanced to Enrollment & Review for engrossment.

MOTION—Return LB 730 to Select File

Mr. Whitney moved to return LB 730 to Select File for the following specific amendments:

1. On page 3 line 10 after the period insert: "The funds shall be used to eliminate the use of property taxes for salaries and wages of all teachers and other employees working in the public schools.".

2. On page 10 line 21 insert "and to eliminate property taxes for these purposes" after "law".

Mr. Whitney requested a Call of the House. The Call showed 43 members present.

Mr. Simpson moved the Call be raised. The motion prevailed with 32 ayes, 3 nays and 14 not voting.

The Whitney motion lost with 22 ayes, 12 nays and 15 not voting.

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on page 574, 575, and 576 for the Twenty-Third Day and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Howard L. Burdick to the Public Employees Retirement Board.

Voting in the affirmative, 35:

Burbach	Carsten	Carstens	Clark	Craft
Epke	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Schmit
Simpson	Skarda	Stahmer	Stromer	Stull
Syas	Waldron	Warner	Whitney	Wiltse

Voting in the negative, 0.

Not voting, 14:

Barnett	Carpenter	Chambers	DeCamp	Duis
Elrod	Goodrich	Johnson	Morgan	Savage
Snyder	Swanson	Waldo	Ziebarth	

The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved to confirm the appointment of Charles O. Morehouse to the Public Employees Retirement Board.

Voting in the affirmative, 34:

Burbach	Carstens	Clark	Craft	DeCamp
Elrod	Epke	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Moylan	Nore
Orme	Pfister	Proud	Schmit	Simpson
Skarda	Stahmer	Stromer	Stull	Syas
Waldron	Warner	Whitney	Wiltse	

Voting in the negative, 0.

Not voting, 15:

Barnett	Carpenter	Carsten	Chambers	Duis
Goodrich	Johnson	Lewis	Marvel	Morgan
Savage	Snyder	Swanson	Waldo	Ziebarth

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Proud moved to confirm the appointment of Mr. Ed O'Shaughnessy to the Commission on Fire Fighting Personnel Standards and Education.

Voting in the affirmative, 33:

Burbach	Carstens	Clark	Craft	DeCamp
Elrod	Epke	Hasebroock	Holmquist	Kennedy
Keyes	Klaver	Kokes	Kremer	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldron	Warner	Whitney		

Voting in the negative, 0.

Not voting, 16:

Barnett	Carpenter	Carsten	Chambers	Duis
Goodrich	Johnson	Kime	Lewis	Marvel
Morgan	Savage	Snyder	Waldo	Wiltse
Ziebarth				

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Proud moved to confirm the appointment of David B. Weimer to the Commission on Fire Fighting Personnel Standards and Education.

Voting in the affirmative, 34:

Burbach	Carstens	Clark	Craft	DeCamp
Elrod	Epke	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Morgan	Moylan
Nore	Orme	Pfister	Proud	Schmit
Simpson	Skarda	Stahmer	Stromer	Stull
Swanson	Waldron	Warner	Wiltse	

Voting in the negative, 0.

Not voting, 15:

Barnett	Carpenter	Carsten	Chambers	Duis
Goodrich	Johnson	Lewis	Marvel	Savage
Snyder	Syas	Waldo	Whitney	Ziebarth

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Proud moved to confirm the appointment of Russell D. Salak to the Commission on Fire Fighting Personnel Standards and Education.

Voting in the affirmative, 36:

Barnett	Burbach	Clark	Craft	DeCamp
Elrod	Epke	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Mahoney	Maresh	Morgan	Moylan
Nore	Orme	Pfister	Proud	Schmit
Simpson	Skarda	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Whitney
Wiltse				

Voting in the negative, 0.

Not voting, 13:

Carpenter	Carsten	Carstens	Chambers	Duis
Goodrich	Johnson	Luedtke	Marvel	Savage
Snyder	Waldo	Ziebarth		

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved to confirm the appointment of William C. McDonnell to the Commission on Fire Fighting Personnel Standards and Education.

Voting in the affirmative, 34:

Barnett	Burbach	Clark	DeCamp	Elrod
Epke	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Klaver	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Wiltse	

Voting in the negative, 0.

Not voting, 15:

Carpenter	Carsten	Carstens	Chambers	Craft
Duis	Goodrich	Johnson	Kokes	Kremer
Orme	Snyder	Waldo	Whitney	Ziebarth

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

NOTICE OF COMMITTEE HEARINGS
Public Works

LB 1488	Wednesday, February 16, 1972	2:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Appropriations

LB 1457	Tuesday, February 15, 1972	1:30 p.m.
LB 1458	Tuesday, February 15, 1972	1:30 p.m.
LB 1459	Tuesday, February 15, 1972	1:30 p.m.
LB 1465	Tuesday, February 15, 1972	1:30 p.m.
LB 1466	Tuesday, February 15, 1972	1:30 p.m.
LB 1467	Tuesday, February 15, 1972	1:30 p.m.

(Signed) Richard D. Marvel, Chairman

UNANIMOUS CONSENT—Withdraw LB 772

Mr. Carpenter asked unanimous consent to withdraw his request found in the Journal on page 549 for the Twenty-First Day to withdraw LB 772. No objections. So ordered.

Mr. Stahmer asked unanimous consent to add his name to LB 772. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw his name from LB 772. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw Motion

Mr. Carpenter asked unanimous consent to withdraw his pending motion in the Journal on page 504 for the Nineteenth Day to ask the Education Committee to report out a bill to bring full funding of schools by repealing local real property tax. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 650. Considered.

Mr. Chambers moved to indefinitely postpone LB 650. The motion lost with 16 ayes, 23 nays and 10 not voting.

Advanced to Enrollment and Review with 26 ayes, 15 nays and 8 not voting.

LEGISLATIVE BILL 763. Title read. Considered.

Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 343. Title read. Considered.

Mr. Duis offered the following amendment to the Standing Committee amendment found in the Journal on page 2067 for the Eighty-Fourth Day, First Session, which was adopted:

Amend Standing Committee Amendment, 2, line 2, to read *1973.*

Standing Committee amendments were adopted as amended.

Mr. Maresh asked unanimous consent to have his name added to LB 343. No objections. So ordered.

Advanced to Enrollment and Review with 28 ayes, 6 nays and 15 not voting.

LEGISLATIVE BILL 1078. Title read. Considered.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 895. Title read. Considered.

Mr. Chambers asked unanimous consent to add his name to LB 895. No objections. So ordered.

Mr. DeCamp moved to advance LB 895 to Enrollment & Review.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 30 ayes, 2 nays and 17 not voting.

Mr. Carpenter offered the following amendment which was adopted:

Add the emergency clause and savings clause.

Advanced to Enrollment and Review with 42 ayes, 2 nays and 5 not voting.

UNANIMOUS CONSENT–Withdraw LB 763

Mr. Carpenter asked unanimous consent to withdraw LB 763. Laid over.

GENERAL FILE

LEGISLATIVE BILL 172. Bracketed at the request of Mr. Carpenter.

ANNOUNCEMENT

Mr. Barnett announced that today, at 1:00 p.m., the State Fire Marshal's Office 804 will hear complaints and compliments with regards to fire problems throughout the State.

COMMUNICATIONS

February 3, 1972

Honorable Vincent D. Brown
Clerk of the Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

President Nixon has asked us to reply to your letter of January 13, enclosing a copy of Legislative Resolution No. 9 passed by the Legislature of Nebraska which supports increases in the Federal loan and purchase rates for feed grain and wheat. This will also acknowledge your letter of the same date to Secretary Butz enclosing a copy of the same resolution.

We recognize that farm income should be higher, but we do not think increasing loan rates is the way to achieve this goal. An increase in loans rates looks attractive to grain farmers and might be advantageous to them in the short run even though it could mean lower direct payments. However, there would be disadvantages for producers in the long run. Experience shows that higher loan rates encourage nonparticipation. Thus, needed production adjustment would be hindered, to the disadvantage of participants genuinely interested in balancing supply with requirements as a way to achieve higher price levels.

Today our wheat and feed grain programs have somewhat lower loan levels than in the past so as to keep our grains competitive in the important export market and also to fit the entire feed grain-livestock economy. Market growth in these areas is badly needed to strengthen our agricultural economy. These lower loan levels have done a great deal to encourage increased grain use. Integral parts of the current loan programs are the feed grain set-aside payments and the wheat certificate payments which substantially supplement participating producers' farm income.

We believe there are possiblities to improve prices by producers participating in our loan programs. The farmer is provided with interim financing and given the means for orderly marketing so as to take advantage of market improvements. We are pleased that, for example,

current corn prices in Nebraska have risen significantly since mid-November.

Sincerely,

(Signed) Andrew J. Mair
Deputy Assistant Secretary
for International Affairs
and Commodity Programs

UNANIMOUS CONSENT—Print In Journal

Mr. F. Carstens asked unanimous consent to print the following amendment to LB 820 in the Journal. No objections. So ordered.

1. Amend Standing Committee amendment by striking amendment No. 13 and inserting the following:

"Sec. 15. The court hearing a petition for divorce shall not hold the marriage to have broken down irretrievably unless the petitioner satisfies the court of one or more of the following facts:

(1) That the respondent has committed adultery and the petitioner finds it intolerable to live with the respondent;

(2) That the respondent has behaved in such a way that the petitioner cannot reasonably be expected to live with the respondent;

(3) That the respondent has deserted the petitioner for a continuous period of at least two years immediately preceding the presentation of the petition;

(4) That the parties to the marriage have lived apart for a continuous period of at least two years immediately preceding the presentation of the petition and the respondent consents to a decree being granted; or

(5) That the parties to the marriage have lived apart for a continuous period of at least five years immediately preceding the presentation of the petition.".

MEMBER EXCUSED

Mr. Morgan asked unanimous consent to be excused Tuesday, February 8. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Stahmer asked unanimous consent to have the amendments to LB 345 printed in the Journal. No objections. So ordered.

Strike original bill and insert the following:

Section 1. In order to promote and improve the

education, health, and welfare of all minors residing in metropolitan counties of Nebraska, it is hereby declared to be the policy of the state to recognize the complexities of life in metropolitan counties confronting minors and those legally responsible for the well-being of minors by providing for the creation of Metropolitan County Commissions on Youth. Such commissions shall have as their chief intent and purpose the bringing together periodically of certain adult and minor citizens to both seek out and share information and ideas relating to youth, and the dissemination of information, ideas, opinions, and requests for legislation to the general public and to pertinent public and private organizations, legislative and judicial bodies, whether local, county, state, or national, as such commissions shall deem proper.

Section 2. For the purposes of this act, metropolitan counties shall mean those Nebraska counties with a population in excess of three hundred thousand persons.

Section 3. Membership on Metropolitan County Commissions on Youth shall consist of two classes, adult and minor. Adult members shall: (1) Consist of representatives of public and private boards, councils, commissions, agencies, and organizations which have as their primary or one of their primary goals and responsibilities the well-being of youth; (2) reside in such county, or in a school district predominantly within such county; (3) be registered voters twenty years of age or older; (4) be no less than twenty nor more than thirty in number; (5) serve two year terms, with reappointments permitted, except that one half of the original membership shall be appointed for one year. Minor members shall: (1) Be at least fourteen years of age at the time of appointment; (2) have the written consent of a parent or guardian; (3) be less than half the number of the total adult membership; (4) serve one year terms, with reappointment permitted.

Such a commission shall be formulated by a three member nominating committee: One member of the county board, selected by such board; one member of the city council of the largest city in the county, selected by such council; and one member of the school board of the largest public school district in enrollment in the county, selected by such board. These three persons shall be members of the commission with full voting rights, and they shall determine by a majority vote: (1) a specific day and time that monthly commission meetings shall be held, and (2) which additional organizations should be asked to be represented on the commission.

When the list of organizations willing to participate on the commission has been completed by the nominating committee, such organizations shall submit to the committee the name of a member who: (1) is generally known for his work in behalf of and interest in youth, and is sympathetic to their problems; (2) is able to attend meetings at the time selected by the nominating committee; (3) meet all other requirements of this act. When the list of names is complete, it shall be submitted to the county board, city council, and school board for their approval. A majority vote of any two of the three listed above shall be required for final acceptance. After the election of the original adult membership of the commission, the adult members shall determine the number of students they wish to represent school districts, private schools, and universities within the county, such selections to represent the number of students proportionately within the various types of school districts, private schools, and universities. Having decided which groups are to be represented, and their numbers, the commission shall ask students to elect their representatives who are willing and able to serve on the commission, provided the students are not failing any of their subjects in school. Final approval of the students will be the adult commission members.

Section 4. To conduct official meetings and business, a three-fifths majority of the entire adult membership shall be present. The hiring or dismissal of staff, the adoption of the annual budget, the issuance of informational reports, opinions, recommendations, and requests for legislation shall require a favorable vote by a majority of the entire membership. All other business shall be approved by a majority of those present. Minority reports shall not be issued. The number of officers, committees, and rules of procedure shall be at the discretion of the commission. At least ten commission meetings shall be scheduled at a regular time of the month during the year. All meetings of the commission shall be open to the public, except where the activities of specifically identifiable minors are to be discussed, in which case the commission shall conduct only such matters in private.

Section 5. The chief intent and purpose of such commissions shall be to seek information concerning the well-being of all youth residing within the county by gathering data and by soliciting the opinions and ideas of parents, teachers, clergymen, doctors, lawyers, judges, those experienced in human relations, recreation, employ-

ment, and law enforcement, but most especially young people themselves. Special attention shall be given to all local, state, and national laws and ordinances pertaining to youth, and suggestions for their improvement shall be offered to those enacting such laws and ordinances. Yearly reports shall be made to the county board, city council, and school board outlining the activities of the commission. Additional reports and recommendations may be made to the county board, city council, and school board and to other public and private bodies as the commission deems necessary. Copies of all reports and recommendations shall be sent to all public libraries, colleges, universities, and high schools within the county. The commissions shall exercise no power over any group or individual, and shall have no authority except that specifically granted in this act.

Section 6. When a national census declares a Nebraska county to contain more than three hundred thousand persons, it shall be the duty of the county board together with the city council and school board of such county to create a County Commission on Youth, as spelled out in this act. Other counties may create such Youth Commissions if two of the three county, city, and school boards agree. It shall further be the duty of metropolitan county boards, and in other counties in which Youth Commissions are created to provide suitable office space for the use of the commission, and annually to provide funds budgeted by the commission and approved by the county board. Such funds shall be for the purpose of providing for staff, transportation, equipment, supplies, consultants, publishing, and other items the commission deems necessary for its effective operation. No payments shall be made to commission members, except for actual expenses incurred by travel outside the county on official commission business, and which has been approved by the commission in advance. A special account shall be created by the county treasurer, against which vouchers shall be issued. Vouchers shall only be issued over the signatures of two members of the commission so elected to act. Any funds not committed for use at the close of the fiscal year shall revert to the county. The county treasurer shall conduct an audit of the commission account at the close of each fiscal year, which shall coincide with the fiscal year of the county. If such audit, or any examination of the records and account of the commission shows a misuse of funds, the county board shall bring action in the county court against those believed to be responsible. Any legal actions brought against the commission shall be defended by the county attorney

of the county, who shall assist the commission, when requested, to prepare legal documents and help draft proposed legislation. Interpretations of the meaning and intent of this act shall be made by the Attorney General upon request of the county board.

Section 7. The commission shall have the authority and be entitled to receive other money, real property, services, or other things of value from such county or from any other branch of federal, state, local government, or agency, corporation, or individual, and to further have the authority to enter into joint agreements with any entities cited above for the purpose of conducting programs and services, together with the operation of facilities for the benefit of the youth of such county; *Provided,* that such joint endeavors are approved by the county board of such county, examples of which could be but not limited to: Day-care centers, drug abuse centers, facilities for runaways, halfway houses for truants, and recreational, cultural, employment, education, and personal programs, courses, counseling and services.

Section 8. This act may be known and shall be cited as the Metropolitan County Commission on Youth Act.

STANDING COMMITTEE REPORT
Constitutional Revision

LEGISLATIVE BILL 1431. Placed on General File.

(Signed) George Syas, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1286. Indefinitely postponed.

LEGISLATIVE BILL 1307. Indefinitely postponed.

LEGISLATIVE BILL 1333. Indefinitely postponed.

LEGISLATIVE BILL 1372. Indefinitely postponed.

LEGISLATIVE BILL 1325. Placed on General File as amended.
Standing Committee amendment to LB 1325:

1. On page 2, line 27, add an additional sentence to read as follows: *"The fee to be paid and procedures for the denial, suspension or revocation of such a temporary license shall be the same as for a license, except that the fee paid shall equal the renewal fee rather than the initial fee for a license."*

LEGISLATIVE BILL 1385. Placed on General File as amended.
Standing Committee amendments to LB 1385:

1. On page 4 add a new section 3 to read as follows:

"Sec. 3. *The Bureau of Examining Boards shall be responsible for the general administration of the activities of each of the boards of examiners as defined in articles 1, 3, 4, 27, and 47 of Chapter 71 with the exception of the Board of Nursing. The cost of operation of the Bureau of Examining Boards shall be paid from fees received by the boards of examiners. The director of the Bureau of Examining Boards shall determine the proportionate share of this cost to be paid from the fees of the respective boards; Provided, that no fees shall be paid for such purpose from any fund without the prior approval of the board of examiners concerned. The director's determinations shall become final when approved by the respective board of examiners and the State Board of Health and shall be valid for one fiscal year only.*"

2. Renumber original section 3 as section 4.

(Signed) Thomas C. Kennedy, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following amendments to LB 817 in the Journal. No objections. So ordered.

1. Amend the Waldron amendment adopted February 2, 1972, line 23 by striking "*thirty days*" and inserting "*one year*" and line 24 by striking "*the effective date of this act*" and inserting "*any approval of reappraisal by the Tax Commissioner in 1971*".

2. Add a new section 3 to read as follows:

"Sec. 3. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

VISITORS

Mr. Kennedy introduced his daughter and son-in-law, Dr. and Mrs. Raymond Anderson and their two sons, Erick and Andy, and also his daughter Kimberlee.

Mr. Epke introduced 30 Ninth grade students and their teachers, Mesdames Jantzi and Yoder; Messrs. Yoder and Troyer from Milford High School, Milford, Nebraska.

Mr. F. Carstens introduced Mrs. John Streng, wife of Rev. Streng who gave the invocation.

ADJOURNMENT

At 11:48 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, February 8, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 8, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. John F. Streng, D.D.

> As the warm rays of morning sun filter into this hallowed shrine of public opinion, we gather together to seek Thy blessing, Lord. Thank you for the precious hours of rest to recharge our body and mind for today's duties. Watch over us as we remember the watchword carved into the canopy over this inner sanctum: 'The salvation of the state is in the watchfulness of the citizen'. As great minds of the past gaze down upon us from every alcove, they await as it were our analysis of their philosophy to build a standard to which the wise and prudent may repair.
>
> Accept the complicity of conclusions reached by this state congress. May their concerted diligent effort to shape the best government possible reflect the changing times through which we struggle. Watch over their loved ones while they sacrifice their time and talent for others.
>
> It is not important that our names be memorialized in the everlasting marble of civic adulation. But that Thy will be done on earth as it is in heaven will decide the destiny of even the yet unborn.
>
> May Thy favor accompany their public and private decisions collated in this collective bargaining hall of fame. This and whatsoever is needful for us we pray in Thy Holy Name. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Morgan and Waldron who were excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the Twenty-Fourth Day was approved.

MESSAGE FROM THE GOVERNOR

February 4, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Re-engrossed Legislative Bill No. 661. This bill was signed by me on February 4, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

NOTICE OF COMMITTEE HEARING
Revenue

LB 1342	Tuesday, February 15, 1972	2:00 p.m.
LB 1449	Tuesday, February 15, 1972	2:00 p.m.

(Signed) Rudolf C. Kokes, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1169. Placed on Select File as amended.
Enrollment and Review amendments to LB 1169:

1. On page 11, line 4, strike "81-815.37." and show the same as stricken; and in line 24, strike "81-815.38." and show the same as stricken.

2. On page 12, line 2, strike "81-815.37 to 81-815.39" and insert "~~*81-815.37 to 81-815.39*~~ *2 to 4 of this act*"; and in line 7, strike "81-815.39." and show the same as stricken.

3. In the title, line 10, insert "to provide authority for the Game and Parks Commission;" after the semicolon.

LEGISLATIVE BILL 820. Placed on Select File as amended.
Enrollment and Review amendments to LB 820:

(Note: There is a discrepancy in pagination between the bill as introduced and as printed. Reference to pages in all amendments is to the bill as printed.)

1. On page 2, line 13, strike the period and insert "; and".

2. In standing committee amendment 2, line 5, strike "filing" and insert "the filing of".

3. On page 5, strike line 21 and insert "25-519, Revised Statutes Supplement, 1971,".

4. On page 6, line 17, insert "are" after "any".

5. In lieu of the Waldron amendments, in standing committee amendment 10, line 11, strike "seven" and insert "ten"; and in line 13, insert "to the party's attorney" after "notice".

6. In standing committee 10, line 10, strike "sentence" and insert "section".

7. On page 10, line 16, insert a comma after "decreed".

8. On page 11, line 6, reinstate "required by the court.".

9. In new section 20, line 12, strike "are" and insert "shall be".

10. On page 13, line 1, reinstate the period; and at the end of line 12, insert "or alimony".

11. In standing committee amendment 21, line 3, strike "line 19" and insert "line 18".

12. On page 15, line 24, insert "or" after the comma.

13. On page 16, line 12, insert a comma after "release".

14. On page 18, line 23, insert a comma after "doubted".

15. On page 19, line 3, insert a comma after "act".

16. Amend new section 35 to read:

"Sec. 35. That sections 42-301 to 42-340, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, are repealed.".

17. In the title, line 5, strike "Chapter 42, article 3, and insert "sections 42-301 to 42-340,"; and in line 6, insert ", and amendments thereto" after "1943".

LEGISLATIVE BILL 285. Placed on Select File as amended.
Enrollment and Review amendments to LB 285:

1. On page 4, strike lines 18 to 22 and insert *"either the person employed by him in direct charge and supervision of all aerial pesticide applications, or the person employed by him as chief pilot in such applications,*

or all persons employed by him as pilot in such applications, shall possess the following qualifications:"; and in line 2 of page 5, insert "*and*" after the semicolon.

2. In the Maresh amendment, line 2, insert an underscored comma after "*holder*".

3. On page 5, strike beginning with "*pesticide*" in line 7 through the period in line 11 and insert "*pesticide application, except that the department may issue a certificate to an applicant who fails to meet the requirements of subdivisions (d) and (e) of this subdivision if, after examination by the department, he demonstrates that he is possessed of the necessary skills.*".

4. In lieu of the Maresh amendment thereto, on page 5, line 22, strike "than" and insert "that" as in the statutes.

LEGISLATIVE BILL 905. Placed on Select File as amended.
Enrollment and Review amendments to LB 905:

1. On page 7, line 17, strike "*which*" and insert "*, which substance*".

2. On page 13, line 20, insert "*any*" after "*where*".

3. In the title, line 6, insert "sampling and" after "for"; and in line 7 insert "and devices" after "poisons".

LEGISLATIVE BILL 690. Placed on Select File as amended.
Enrollment and Review amendments to LB 690:

1. On page 3, strike lines 1 to 3 and insert:

"Section 1. That section 43-604, Revised Statutes Supplement, 1971, be amended to read as follows:"; in line 9, strike "and"; and in line 9, insert ", and specific learning disability" after "distrubed(sic)".

2. On page 5, after line 1, insert

"(7) Specific learning disability children shall mean those children who manifest an educationally significant discrepancy between their estimated intellectual potential and their actual level of performance in one or more of the processes of language, perception, reading, spelling, arithmetic or writing, which may or may not be accompanied by demonstrable central nervous system dysfunctions or behavioral disturbances. Such term shall not include children who have learning problems which are primarily the result of (a) visual, hearing, or motor handicaps, (b) mental retardation, (c) emotional disturbance, (d) environmental disadvantage, or (e) other problems otherwise provided for in this section."; and in line 2 strike "*(7)*" and insert "*(8)*".

3. On page 7, strike lines 26 and 27 and insert:
"Sec. 5. That section 43-611, Revised Statutes Supplement, 1971, be amended to read as".

4. On page 8, line 2, strike "All funds" and insert "Sufficient funds shall be"; in line 3, insert "section 43-601 and" after "of"; in line 4, strike the stricken matter and remove underscoring from the new matter; in line 4, strike "shall" and insert "such funds to"; in line 9, after "districts" insert "or educational service units"; in line 14, insert an underscored comma after "children"; and in line 16, strike the first comma and show the same as stricken.

5. On page 8, line 22, strike "1969" and insert "1971".

6. In standing committee amendment 3, remove all underscoring; in line 2, strike "and show stricken,"; and in the last line strike "~~such~~".

7. Strike the matter interlined in longhand on page 10.

8. On page 10, line 15, insert an underscored semicolon after "residence"; and in line 16 strike the semicolon and show the same as stricken.

9. In new section 9, line 3, insert "*to*" after "*required*".

10. On page 16, line 8, strike "43-604,"; in line 9, strike "43-611,"; in line 11 strike the first "and"; in line 11 strike "43-613,"; and in line 12 insert ", and sections 43-604, 43-611, and 43-613, Revised Statutes Supplement, 1971" after "1969".

11. In the title, line 2, strike "43-604,"; in line 3, strike "43-611,"; in line 5 strike "and" and also in line 5 strike "43-613,"; and in line 7 insert ", and sections 43-604, 43-611, and 43-613, Revised Statutes Supplement, 1971" after "1969".

LEGISLATIVE BILL 1040. Placed on Select File as amended.
Enrollment and Review amendments to LB 1040:

1. On page 3, line 4, strike "of the State of Nebraska"; and in line 17, insert an underscored comma after "*nonprofit*".

2. On page 5, line 10, strike "*shall*" and insert "*to*"; in line 14, insert an underscored comma after "*thereof*" and in line 18, strike "*subsection*" and insert "*subdivision*".

3. On page 6, line 24, strike "*State*".

4. On page 7, line 3, insert an underscored comma after "*commission*"; in line 5, insert an underscored comma after "*management*".

5. On page 8, insert "*appointive*" at the end of line 10.

6. On page 9, line 25, strike *"From and after"* and insert *"After"*.

7. On page 10, line 3, strike *"Effective July 1, 1970,"* and insert *"After the effective date of this act,"*; and in line 17, strike *"State"*.

8. On page 11, lines 11 and 15, insert an underscored comma after *"Health"*; and in lines 19 and 20, strike *"or biennium"*.

9. On page 12, insert *"to a"* at the end of line 8.

10. On page 13, line 2, insert an underscored comma after *"shall"*; and in line 4, insert an underscored comma after *"dollars"*.

11. In the title, line 4, insert "to define terms;" after the semicolon.

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 817. Laid over at the request of Mr. Luedtke.

LEGISLATIVE BILL 1481. Enrollment & Review amendments found in the Journal on page 584 for the Twenty-Fourth Day were adopted.

Laid over at the request of Mr. Maresh.

LEGISLATIVE BILL 1015. Enrollment & Review amendment found in the Journal on page 585 for the Twenty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 664. Enrollment & Review amendment found in the Journal on page 664 for the Twenty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly re-engrossed: 311 719

The following bill was correctly engrossed: 760

The following bills were correctly re-engrossed: 777 1018

The following bill was correctly enrolled: 837

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 837.

UNANIMOUS CONSENT—Bracket LB 763

Mr. Carpenter asked unanimous consent to bracket LB 763 for one week to February 15. No objections. So ordered.

MOTION—Raise LB 1215

Mr. Simpson renewed his pending motion found in the Journal on page 520 for the Twentieth Day, to place LB 1215 on General File notwithstanding the action of the Committee.

The motion lost with 12 ayes, 22 nays and 15 not voting.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 439. Title read. Considered. Mr. DeCamp asked unanimous consent to withdraw LB 439. Laid over.

LEGISLATIVE BILL 740. Title read considered. Bracketed until February 15, at the request of Mr. Stahmer.

LEGISLATIVE BILL 345. Bracketed until February 15, at the request of Mr. Stahmer.

LEGISLATIVE BILL 66. Bracketed until February 15, at the request of Mr. Carpenter.

LEGISLATIVE BILL 1042. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 758. Title read. Considered. Bracketed until February 15, at the request of Mr. Clark.

LEGISLATIVE BILL 855. Mr. Waldo asked unanimous consent to withdraw LB 855. Laid over.

LEGISLATIVE BILL 893. Title read. Considered.

The Standing Committee Amendments found in the Journal on page 1058, for the Fifty-Third Day, First Session, were adopted.

Mr. Schmit offered the following amendments which are pending:

1. Insert a new Section 1 as follows:

"Section 1. That section 19-2106, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

19-2106. When such system shall have been established, the municipality may provide by ordinance for the management and operation thereof, the rates to be charged for such service, *including collection and disposal* the manner of payment and collection thereof and prescribe penalties for the violation of such ordinance, and do whatever is necessary to protect the general health in the matter of removal and disposal of garbage.".

2. Renumber original section 1 as section 2; on page 2, line 1, strike "Section" and insert "Sec."; in line 10, line 17, and line 21, strike "Health" and show as stricken and insert *"Environmental Control"*; in line 13 strike *"71, article 41"* and insert *"81, article 15"*; in line 24 strike *"Chapter 71, article 41"* and insert *"Chapter 81, article 15,"*; and in page 3, line 1, strike "Health" and show as stricken and insert *"Environmental Control"*; and on line 10 strike *"Chapter 71, article 41"* and insert *"Chapter 81, article 15"*.

3. Renumber original section 2 as section 3; and on page 3, line 14, strike "section" and insert "sections 19-2106 and"; and on line 15 strike "is" and insert "are".

Laid over.

UNANIMOUS CONSENT–Member Excused

Mr. Schmit asked unanimous consent to be excused at 10:00 a.m., today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 964. Mr. Simpson asked unanimous consent to have LB 964 laid over. Mr. Holmquist objected.

Title read. Considered.

PRESIDENT MARSH PRESIDING

Mr. Simpson offered the following amendment to the Standing Committee amendments found in the Journal on page 936, for the Forty-Sixth Day, First Session, which was adopted with 10 ayes, 7 nays and 32 not voting:

Amend the Standing Committee amendments to LB 964 in Section 7, line 2 by striking "5 mills" and inserting "one half mill".

Line 8, strike "state general fund" and insert "Rural development and marketing fund".

Mr. Carpenter moved to strike Standing Committee amendment number "6". The motion prevailed with 23 ayes, 0 nays and 26 not voting.

The Standing Committee amendments, as amended, were adopted.

Mr. Holmquist moved to indefinitely postpone LB 964. The motion prevailed with 32 ayes, 4 nays and 13 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Carpenter asked unanimous consent to be excused at 10:15 a.m., for the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 674. Title read. Considered.

Mr. Barnett offered the following amendment which was adopted with 19 ayes, 3 nays and 27 not voting.

Amend the committee amendments to read after "shall" on line 1 "on each Tax notice and receipt place".

To line 3 "a tax table disclosing.

Should read—The County Treas. shall on each tax notice and receipt place a tax table disclosing.

Mr. Warner offered the following amendment which was adopted:

Strike "on each" in Barnett amendment and insert *"include with the"*, strike "place".

The Standing Committee amendments found in the Journal on page 1096, for the Fifty-Fifth Day, First Session, were adopted, as amended, with 26 ayes, 0 nays and 23 not voting.

Mr. Whitney offered the following amendment which was adopted:

Delete on line 4 of the committee amendment after the word "of" the word "property".

Advanced to Enrollment & Review with 30 ayes, 1 nay and 18 not voting.

LEGISLATIVE BILL 373. Title read. Considered.

Mr. Warner offered the following amendments which were adopted:

1. Strike the Holmquist and Carpenter amendments adopted January 13, 1972.

2. On page 2, strike all of the new matter and in line 9 after "Governor" insert *"and filed with the Legislative Council office after a hearing has been set on such rule pursuant to section 84-907, Reissue Revised Statutes of*

Nebraska, 1943. After such hearing, any rule adopted by any agency shall be filed with the Legislative Council office and by that office referred to a committee of seven members of the Legislature appointed by the Executive Board of the Legislative Council at the close of each second session of the Legislature to serve until the end of the second session of the next Legislature. Any vacancy on such committee occasioned by the fact that any member thereof is not a member of the next session of the Legislature shall be filled by appointment of the Executive Board from among members of the Legislature.".

"Sec. 2. *The committee created by section 1 of this act shall maintain a continuous study to evaulate the rules adopted by agencies and report its recommendations for legislative action pursuant to section 84-904, Reissue Revised Statutes of Nebraska, 1943, at the beginning of each session of the Legislature. The committee may meet and employ such personnel as may be necessary to perform its duties.*".

3. On page 2, line 9 strike "rules" and show as stricken and insert: "*Sec. 3. Rules*", and in line 10 strike the comma after "commission", "which" and "not" and show as stricken, strike "until" and show as stricken and insert "*when*".

4. Renumber "Sec. 2." as "Sec. 4.".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1151. Laid over at the request of Mr. Holmquist.

LEGISLATIVE BILL 1177. Title read. Considered.

Standing Committee amendment found in the Journal on page 389 for the Thirteenth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 575. Title read. Considered.

Mr. Proud moved to indefinitely postpone LB 575. The motion prevailed with 29 ayes, 9 nays and 11 not voting.

MESSAGES FROM THE GOVERNOR

January 28, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature

State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that on this date I have made the following reappointments to the Public Welfare and Public Institutions Advisory Committee:

Mrs. Betty Matz, Cozad, Nebraska-four year term ending January 1, 1976.

John Humpal, 10538 Larimore Circle, Omaha, Nebraska-four year term ending January 1, 1976.

I respectfully submit these appointments for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

February 8, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

In examining the various bills which have heretofore been introduced by your honorable body, I note that a number of these bills pertain to salaries for both elected and appointed officials. In many cases, it appears that the proposed increase is rather substantial, often being as much as 25 percent.

In view of the fact that the President has called for restraint and has through the pay board imposed certain guideline restrictions; and further in view of the fact that state government is covered by those guideline restrictions, I ask that you examine each such bill in light of the Pay Board's guidelines before adopting such legislation.

As a helpful suggestion on this matter, I would direct your attention to the federal guidelines and this administration's budget recommendations. The federal guidelines authorize pay increases of 5.5 percent generally but up to a maximum 7 percent where past increases have not been great enough to cover cost of living increases under spiraling inflation.

There may well be some exceptions and in a few instances inequities, but we must recognize the federal restraints under which we currently operate.

In view of the fact that the federal government has called upon the private citizen to forego any raise in excess of the guidelines and to aid in combating inflation, it seems to me that it is only appropriate that we in state government likewise abide by such requests.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:do

STANDING COMMITTEE REPORTS

Appropriations

LEGISLATIVE BILL 1128. Placed on General File.

LEGISLATIVE BILL 1279. Placed on General File.

LEGISLATIVE BILL 1282. Placed on General File.

LEGISLATIVE BILL 1283. Placed on General File.

(Signed) Richard Marvel, Chairman

Nebraska Retirement Systems

LEGISLATIVE BILL 1379. Indefinitely postponed.

LEGISLATIVE BILL 1116. Placed on General File.

LEGISLATIVE BILL 1176. Placed on General File as amended.
Standing Committee amendments to LB 1176:

1. On page 3, line 15, insert after "abridged" "*; Provided, that such retirement benefits shall become fully vested in the event of an employee's termination of employment, if such an employee shall have at least ten years of service at the date of termination*".

2. On page 4, lines 20 to 22 strike "*Provided,* that all rights and privileges of existing faculty members shall be fully protected." and show as stricken.

LEGISLATIVE BILL 1471. Placed on General File as amended.
Standing Committee amendments to LB 1471:

1. On page 4, line 10 strike "within ten days after the" and show as stricken, and in line 11 strike "close of each calendar quarter thereafter." and show as stricken, and insert "*each month*".

2. On page 6, line 1 after "section," insert "*the matching contributions for county judges and municipal judges as provided in section 24-703.01,*".

3. On page 6, line 8 after "section," insert "*the matching contributions for county judges and municipal judges as provided in section 24-703.01,*".

4. On page 7, line 25 strike "county judge or municipal judge" and show as stricken and insert "*judge whose salary is paid by any county or municipality*".

LEGISLATIVE BILL 1472. Placed on General File.

(Signed) Claire Holmquist, Chairman

VISITORS

Mr. Kremer introduced 30 students and their teacher, Mr. Kurth, from Stromsburg High School, Stromsburg, Nebraska.

ADJOURNMENT

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 9, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 9, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. John F. Streng, D.D.

> Lord God, Heavenly Father, the dawn of this day awakens us to new duties. How refreshing to come into Your Presence. This is the day you have generously given to us without restrictions. Yesterday is already vanished under the mantle forgiveness. Tomorrow is only a thought we cannot translate into reality.
>
> How pleasant to trust you, Lord, for you never let us down. Even when our minds are muddled and coordination escapes us, you lead us on the path of righteousness.
>
> From the recesses of this inner sanctum we look out upon others who desparately need guidance to regain their proper place in society. These Thy chosen servants can find the answer to their problems; we know they can. We trust them to speak wisely in this awesome arena of opinion.
>
> Grant them humility and honesty in their search to solve the jig-saw puzzles prepared by the public. Let them meet criticism with sympathetic concern and rudeness with compassion.
>
> Let neither Aquarius or any other popular semi-deity replace the benign influence of Thy 10 commandments.
>
> To Thy care we commend the President and Congress of the United States, the governor and this body and all in authority. Protect all in military service today, be they afoot, ashore, afloat, aboard or abroad. This we ask in Thy Holy Name. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Chambers who was absent until 10:00 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Twenty-Fifth Day was approved.

UNANIMOUS CONSENT—Member Excused

Mr. Luedtke asked unanimous consent to be excused at 10:00 a.m. for the remainder of the morning. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

February 7, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 302, 503, 542, 543, 884, 1190, 1280, and 1281.

These bills were signed by me on February 5, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1023. Replaced on Select File as amended. Enrollment and Review amendments to LB 1023:

(Note: There is a discrepancy between the bill as introduced and as printed. All amendments are to the bill as printed.)

1. On page 3, line 5, strike "is" and insert "are"; and in lines 6 and 7, strike "9, and 12" and insert "and 9".

2. On page 6, line 23, strike "~~achool~~" and insert "~~school~~" as in the Constitution.

LEGISLATIVE BILL 650. Placed on Select File as amended.
Enrollment and Review amendments to LB 650:

1. In line 1 of new sections 2 to 10, strike "Section" and insert "Sec.".

2. In new section 2, line 7, strike "herein expressed" and insert "expressed in this act".

3. In new section 3, line 3, strike "cabins" and insert "cabin"; in line 4, strike "campgrounds" and insert "campground"; in line 9, strike "The aforementioned lodging businesses must" and insert "Any person engaged in the business of furnishing such rooms, lodging, or accommodations shall"; in line 10 strike "herein" and insert "in this section"; in lines 15 and 16 strike "which is hereby created and"; in line 18 strike "appropriated" and insert "lapsed"; and in line 18 insert "shall" after "but".

4. In new section 4, lines 2, 4, and 7, strike "is to" and insert "shall"; in line 10 strike "recreation" and insert "recreational"; and in line 13 strike "heretofore stated objectives," and insert "objectives of this act".

5. In new section 5, line 1, after "established" insert "the following"; at the end of line 1 insert "promotion"; and in line 9, strike "Promotions Region" and insert "Promotion Region Three shall".

6. In new section 6, line 3, strike "be" and insert "have been".

7. In new section 7, line 2, strike "President and Vice President" and insert "chairman and vice-chairman".

8. In new section 8, line 4, strike "board" and insert "commission".

9. In new section 9, line 3, strike "above established" and insert "established by section 5 of this act".

10. In new section 10, line 5, strike "Section 4, subparagraph (1)" and insert "subdivision (1) of section 4"; in line 9, strike "is provided in Section 4, subparagraph (2)" and insert "provided in subdivision (2) of section 4"; and in line 11, strike "will" and insert "shall".

11. In the title, strike lines 2 to 18 and insert:
"FOR AN ACT relating to tourism; to provide for tourism promotion as prescribed; to impose a transit lodging tax and provide for its expenditure as prescribed; and to provide for administration.".

LEGISLATIVE BILL 343. Placed on Select File as amended.
Enrollment and Review amendments to LB 343:

1. In standing committee amendment 1, line 3, insert "~~and one eighth~~" after "~~one~~"; and in line 3, insert "after '*taxpayer*' " before the period.

2. On page 4, line 3, strike "*is*" and insert "*shall be*".

3. On page 7, line 8, strike "1969" and insert "1971"; in line 21 insert "*and one-eighth*" after "*one*"; and after the period in line 27 insert "One-eighth of one cent of the refundable tax shall be deposited in the Grain Alcohol Fuel Tax Fund.".

4. On page 19, line 18, strike "and"; in line 19, strike "66-452,"; in line 20, insert ", and section 66-452, Revised Statutes Supplement, 1971" after "1969".

5. In the title, line 6, strike "and"; in line 7, strike "66-452,"; in line 8, insert ", and section 66-452, Revised Statutes Supplement, 1971" after "1969"; and in line 13, insert "to provide an operative date;" after the semicolon.

LEGISLATIVE BILL 895. Placed on Select File as amended.
Enrollment and Review amendments to LB 895:

1. On page 2, line 1, strike "For purposes of" and insert "As used in"; in lines 10, 14, and 25, strike the period and insert a semicolon; and in line 11, strike "and constitute".

2. On page 3, line 1, strike the period and insert "; and"; and in line 8, strike ", provided that" and insert "if".

3. On page 4, line 12, strike "The other sections" and insert "Sections 4 to 11".

4. On page 5, line 12, strike "(a)"; strike lines 13 and 14 and insert "under this section to resist an arrest which the actor knows is"; in line 16 strike "; or" and insert a period; in line 17, strike "(ii) To" and insert "(3) The use of such force is not justifiable under this section to"; and in line 23, strike "(A)" and insert "(a)".

5. On page 6, line 1, strike "(B)" and insert "(b)"; in line 4, strike "(C)" and insert "(c)"; in line 7, strike "(b)" and insert "(4)"; in line 11, strike the semicolon and insert a comma; in line 13, strike "(i)" and insert "(a)"; in line 16, strike "(ii)" and insert "(b)"; and in line 22, strike "(A)" and insert "(1)".

6. On page 7, line 1, strike "(B)" and insert "(2)"; in line 10, strike "(c)" and insert "(5)"; in lines 10 and 11, strike "subdivisions (a) and (b) of this subsection" and insert "subsections (3) and (4) of this section"; in line 17, strike "(3)" and insert "(6)"; and in line 21, insert "do so" after "can".

7. On page 9, line 24, strike "(i)" and insert "(1)"; and in line 26, strike "(ii)" and insert "(2)".

8. On page 10, line 18, strike "(a)"; and in lines 23, 24, and 26, strike "(i)", "(ii)", and "(iii)" respectively and insert "(a)", "(b)", and "(c)" respectively.

9. On page 11, line 2, strike "(b)" and insert "(4)"; in line 6, strike "(c)" and insert "(5)"; in lines 9 and 11 strike "recaption" and insert "recapture"; in line 11, strike "(i)" and insert "(a)"; in line 14, strike "(ii)" and insert "(b)"; in line 16, strike "(d)" and insert "(6)"; in line 18, strike "(i)" and insert "(a)"; in line 21, strike "(ii)" and insert "(b)"; and in line 25, strike "(A)" and insert "(1)".

10. On page 12, line 1, strike "(B)" and insert "(2)"; in line 5, strike "(4)" and insert "(7)"; in line 11, strike "(5)" and insert "(8)"; and in line 23, strike "(6)" and insert "(9)".

11. On page 13, line 22, strike "(a)"; and in line 24, strike "(i)" and insert "(a)".

12. On page 14, line 1, strike "(ii)" and insert "(b)"; in line 4, strike "(b)" and insert "(3)"; in lines 6 to 14, strike "(i)" to "(iv)" and insert "(a)" to "(d)" respectively; in line 15, strike "(A)" and insert "(1)"; in line 18, strike "(B)" and insert "(2)"; and in line 21, strike "(3)" and insert "(4)".

13. On page 15, line 4, strike "(4) (a)" and insert "(5)"; strike the comma at the end of line 5; in line 9, strike "(b)" and insert "(6)"; in line 15, strike "(i)" and insert "(a)"; in line 16, strike "(ii)" and insert "(b)"; in line 18, strike "(5) (a)" and insert "(7)"; and in line 26, strike "(i)" and insert "(a)".

14. On page 16, line 6, strike "(ii)" and insert "(b)"; in line 8, strike "(A)" and insert "(1)"; in line 15 strike "(B)" and insert "(2)"; in line 21, strike "(b)" and insert "(8)"; in lines 21 and 22 strike "this subsection" and insert "subsection 7 of this section"; and in line 25, insert "do so" after "can".

15. On page 17, line 26, strike "subsection" and insert "subdivision".

16. On page 19, lines 9 and 24, strike "due to" and insert "the result of"; and in line 11, insert a comma after the first "law".

17. On page 20, line 11, strike ", inclusive,"; in line 17, strike "due to" and insert "the result of"; and in line 19, insert a comma after the first "law".

18. Strike original section 12 and insert two new sections to read:

"Sec. 12. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.

Sec. 13. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

19. In the title, strike lines 4 and 5 and insert "define terms; to provide severability; and to declare an emergency.".

LEGISLATIVE BILL 1078. Placed on Select File.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT
Appropriations

LEGISLATIVE BILL 1284. Placed on General File.

(Signed) Richard D. Marvel, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 730. Bracketed at the request of Mr. Whitney.

LEGISLATIVE BILL 1036. With emergency.

A BILL FOR AN ACT to amend section 2-2104, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Rural Rehabilitation Corporation; to remove an inconsistency therein; to harmonize provisions thereof; to remove obsolete matter; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers Duis Klaver Lewis

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 30.

Introduced by Wally Barnett, 26th District.

WHEREAS, it is the goal and objective to develop Rules of the Road which would be uniform and applicable throughout the State and in all political subdivisions and municipalities therein, and

WHEREAS, uniform and appropriate Rules of the Road will tend to (1) reduce the huge annual loss of life and property which occurs on Nebraska's highways, (2) promote economic savings by relieving congestion and confusion in traffic, (3) increase the efficiency of streets and highways by the application of uniform traffic control devices, and (4) assist traffic law enforcement by encouraging voluntary compliance with law through uniform rules, and

WHEREAS, in several previous sessions of the Legislature Proposals to update and consolidate the many provisions of the Rules of the Road have been considered without sufficient study.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature of the State of Nebraska hereby believes that a sincere effort should be made to study the Rules of the Road in the interim period, and that a study committee be assigned to formulate legislation to be considered at the Legislative Session to be held in 1973.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 31.

Introduced by Herbert J. Duis, 39th District; William H. Hasebroock, 18th District.

WHEREAS, Swan Carlson, a retired farmer, who served on school district and township boards before election to the State Legislature, served as a member of the House of Representatives in 1935 and the first and second and third regular sessions of the Nebraska One-House Legislature in 1937, 1939 and 1941. Senator Carlson was born in Urshult, Sweden, and came to Nebraska in 1893. He married Miss Olson in 1901. He is survived by two daughters and six sons, Melanie Carlson of Funk;

Ann Carlson of Bellflower, California; Adolph of Funk; Harry of Cincinnati, Ohio; Walter of Holdrege; Philip of Van Nuys, California; Paul of North Hollywood, California; and Edwin of Los Angeles, California.

WHEREAS, Swan Carlson died Saturday, February 5, 1972, in Holdrege, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND SESSION ASSEMBLED:

1. That the Legislature extend its sympathy to the survivors of Swan Carlson.

2. That the Legislature wishes to recognize the valuable contributions made to the community in which he resided, and to the State of Nebraska. He will be long remembered for his untiring interest in the promotion of the cause of agriculture, in which he stood out as one of its prominent and effective leaders.

3. That a copy of this resolution be sent to his children as a mark of respect for his service to his community and the State of Nebraska.

4. That the Legislature stand for a moment of silent tribute to his memory.

Speaker Hasebroock moved to suspend the Rules and consider LR 31 today. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. Ziebarth asked unanimous consent to add his name to LR 31. No objections. So ordered.

LR 31 was adopted with 42 ayes, 0 nays and 7 not voting.

The members stood for a moment of silence in memory of Mr. Carlson.

MOTION—Introduce Bills

Mr. Kennedy moved the introduction of a new bill by the Committee on Public health and Welfare to be known as LB 1489.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 37 ayes, 0 nays and 12 not voting.

The Kennedy motion prevailed with 36 ayes, 1 nay and 12 not voting.

Mr. Kennedy moved the introduction of a new bill by the Committee on Public Health and Welfare to be known as LB 1490. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Luedtke moved the introduction of a new bill by the Committee on Judiciary to be known as LB 1491. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1489. By Public Health and Welfare Committee: Thomas Kennedy, 21st District; Richard Maresh, 32nd District; Glenn Goodrich, 20th District; Harold Moylan, 6th District; Leslie Stull, 49th District; Richard Lewis, 38th District.

A BILL FOR AN ACT relating to the University of Nebraska; to provide for travel expenses of senior medical students and interns as prescribed.

LEGISLATIVE BILL 1490. By Public Health and Welfare Committee: Thomas Kennedy, 21st District; Glenn Goodrich, 20th District; Harold Moylan, 6th District; Richard Maresh, 32nd District; Leslie Stull, 49th District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 71-2301, Reissue Revised Statutes of Nebraska, 1943, relating to public health and welfare; to remove the limitation on the salary of the director at the Scottsbluff laboratory; and to repeal the original section.

LEGISLATIVE BILL 1491. By Judiciary Committee: Roland Luedtke, Chairman, 28th District; Walter Epke, 24th District; Ernest Chambers, 11th District; Harold Simpson, 46th District; John DeCamp, 40th District; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 48-179, Revised Statutes Supplement, 1971, relating to Nebraska Workmen's Compensation Court; to provide that a tape recording is another method of recording the testimony and evidence submitted at a hearing; and to repeal the original section.

SELECT FILE

LEGISLATIVE BILL 817. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1481. Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 1169. Enrollment and Review amendments found in the Journal on page 605 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 820. Enrollment and Review amendments found in the Journal on page 606 for the Twenty-Fifth Day were adopted.

Mr. Proud offered the following amendment which is pending:

On page 13 at line 18 strike the words "If the". On the same page strike lines 19, 20 & 21.

Laid over until Monday, February 14, at the request of Mr. Carpenter.

LEGISLATIVE BILL 285. Enrollment and Review amendments found in the Journal on page 606 for the Twenty-Fifth Day were adopted.

Mr. Maresh asked unanimous consent to add the emergency clause. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 905. Enrollment and Review amendments found in the Journal on page 607 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 690. Enrollment and Review amendments found in the Journal on page 607 for the Twenty-Fifth Day were adopted.

Mr. Ziebarth asked unanimous consent to adopt his pending amendments found in the Journal on page 579 for the Twenty-Third Day. Mr. Goodrich objected.

Laid over at the request of Mr. Ziebarth.

LEGISLATIVE BILL 1040. Enrollment and Reivew amendments found in the Journal on page 608 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Override Governors' Veto

Mr. Elrod renewed his motion found in the Journal on page 543 for the Twenty-First Day to pass LB 998 notwithstanding the objections of the Governor.

Voting in the affirmative, 21:

Barnett	Burbach	Clark	Craft	DeCamp
Duis	Elrod	Goodrich	Keyes	Lewis
Marvel	Morgan	Proud	Savage	Simpson
Snyder	Stahmer	Syas	Waldron	Warner
Ziebarth				

Voting in the negative, 23:

Carpenter	Carsten	Epke	Hasebroock	Holmquist
Johnson	Kennedy	Kime	Kokes	Kremer
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Schmit	Skarda	Stromer	Stull
Swanson	Waldo	Wiltse		

Not voting, 5:

Carstens	Chambers	Klaver	Luedtke	Whitney

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the motion lost.

UNANIMOUS CONSENT—Withdraw LB 439

Mr. DeCamp renewed his request found in the Journal on page 610, for the Twenty-Fifth Day to withdraw LB 439. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 855

Mr. Waldo revewed his request found in the Journal on page 610, for the Twenty-Fifth Day, to withdraw LB 855. No objections. So ordered.

UNANIMOUS CONSENT—Print In Journal

Mr. Marvel asked unanimous consent to have the following amendments to LB 1476 printed in the Journal. No objections. So ordered.

Amendment No. 1.

1. Amend Section 11, page 9, line 12, by striking "4,178,018" and inserting "4,185,995", and by striking "4,457,727" and inserting "4,465,704"; on line 14 by striking "119,389" and inserting "127,366".

2. Amend section 11, page 12, line 21, by striking "47,502,853" and inserting "47,510,830" and striking "79,254,994" and inserting "79,262,971".

3. Amend section 15, page 14, line 4, by striking "68,670" and inserting "70,700".

4. Amend section 21, page 19, line 24, by striking "159,885" and inserting "157,166" and striking "231,885" and inserting "229,166"; on page 20, line 1, strike "5,661,731" and insert "5,727,131", strike "5,677,213 and insert "5,742,613"; on line 3, strike "4,685,301" and insert "4,750,701"; on line 5, strike "159,885" and insert "157,166", strike "5,733,731" and insert "5,799,131", and strike "5,909,098" and insert "5,971,779".

5. Amend section 34, page 29, line 14, by striking "223,782" and inserting "229,320" in both the General (G) Fund and Total Appropriation By Program columns. On line 16 of the same page strike "191,255" and insert "196,793". On line 22 of the same page strike "228,077" and insert "233,615" and strike "270,327" and insert "275,865".

6. Amend section 45, page 35, line 24, by striking "165,797" and inserting "148,170", strike "207,856" and insert "225,483". On page 36, line 14, strike "1,009,053" and insert "991,426", strike "207,856" and insert "225,483".

7. Amend section 47, page 42, line 3, by striking "12,246,283" and inserting "11,753,944".

8. Amend section 66, page 58, line 5, by striking "282,848" and inserting "41,435".

9. Amend section 79, page 65, line 8, by striking ";" and adding the following: ", Heart Society Gift Cash Fund, Tuberculosis Association Gift Cash Fund;". On line 22, strike ";" and add the following: ", Crippled Children Cash Fund, State Assistance Fund;". On page 68, line 14, strike ";" and add the following: ", Administration Expense Employee Cash Fund;".

10. Amend section 82, page 70, lines 5 and 6, by striking "Telecommunications Revolving Fund" and in line 7, strike the semi-colon after "Fund" and add the following: ", Capital Facilities Parking Revolving Fund;".

11. Amend section 87, page 79, line 6, by striking "1973" and inserting "1972".

Amendment No. 2.

1. On page 13, insert a new paragraph after line 15, to read as follows:

"The Tax Commissioner shall prepare and use an accounting system that identifies those programs and subprograms which are recognized as functions of the agency and account into these programs and subprograms the various direct and indirect expenditures incurred in the operation of the agency. The detailed information of such accounting shall be incorporated into the development and presentation of the 1973-74 budget request."

2. On page 23, insert two new paragraphs after line 11, to read as follows:

"Expenditures for Sub-Program No. 03 - Program Support shall not exceed $7,739,059."

"The State Engineer shall prepare and use an accounting system that identifies those programs and subprograms which are recognized as functions of the agency and account into these programs and subprograms the various direct and indirect expenditures incurred in the operation of the agency. The detailed information of such accounting shall be incorporated into the development and presentation of the 1973-74 budget request."

3. On page 32, insert a new paragraph after line 15, to read as follows:

"Expenditures for building rental shall not exceed $400,000 and capital outlay shall not exceed $63,655."

4. On page 53, strike lines 7 through 12 and insert the following:

	GENERAL	CASH	FEDERAL	TOTAL
(1) Program No. 189 - Command and Support	2,348,771		88,260	2,437,031
Personal Services expenditures shall not exceed $933,580.				
(2) Program No. 195 - Road Operations	2,877,717		41,500	2,919,217
Personal Services expenditures shall not exceed $2,685,206.				
(3) Program No. 190 - Criminal Investigation	620,158		41,513	661,671
Personal Services Expenditures shall not exceed $456,973.				
(4) Program No. 191 - Deputy Sheriffs - Indian Affairs	39,952			39,952
Personal services expenditures shall not exceed $19,002.				

Amendment No. 3.

1. Amend LB 1476 by striking Sections 47, 48, 49 and 50 and inserting the corresponding new sections as follows:

Sec. 47. University of Nebraska at Lincoln and Outstate Activities -- Agency No. 51-1.				
(1) Program No. 714 -- Administration and General Expense	1,943,488	301,650		2,245,138
Personal Services expenditures shall not exceed $2,148,945 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				
Revolving Fund expenditures for this program are estimated at $489,254.				
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 701 - Administration and General Expense, plus University of Nebraska News and Central Planning Committee. Deleted from the program were University Exam Service, Placement Service, Convocations, Honors Day, Commencement, and Military Stores.				

	GENERAL	CASH	FEDERAL	TOTAL
(2) Program No. 711 -- Instruction and Research Support	17,818,496	11,437,806	1,048,404	30,304,706

Personal Services expenditures shall not exceed $27,591,816 from all funds inclusive of expenditures, credits, and transfers from revolving funds.

Revolving Fund expenditures for this program are extimated (sic) at $2,993,677.

The unexpended General Fund balances existing on June 30, 1972, in Program No. 705 - Library are hereby reappropriated in an amount not to exceed $150,000 in Program No. 711, which sum is intended for payment of obligations incurred prior to June 30, 1972, and which funds are in addition to the appropriation shown in Column (G) of this subsection.

For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 702 - Instruction and Departmental Research plus Program No. 703 - Organized activities Relating to Instruction, Program No. 704 - Organized Research Program No. 705 - Library, Program No. 722 - Agriculture Experiment Stations, Program No. 726 - Conservation and Survey, Honors Day, Convocations, Commencement, Military Stores, Rental of Physical Plant Property, Prairie Schooner, Law Review, Off Campus Classes, and Night Classes. Deleted from the program were All State - Summer 1971, University of Nebraska News, and Music Tours.

(3) Program No. 713 -- Plant Operation and Maintenance	4,300,021	278,860		4,578,881

Personal Services expenditures shall not exceed $2,507,813 from all funds inclusive of expenditures, credits, and transfers from revolving funds.

There is included $325,000 of General Funds for special maintenance and repairs, which sum shall not be expended for any other purpose.

Revolving Fund expenditures for this program are estimated at $846,948.

	GENERAL	CASH	FEDERAL	TOTAL
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 706 - Plant Operation and Maintenance less Central Planning Committee, Chancellor's Residence Equipment, and Rental of Physical Plant Property.				
(4) Program No. 712 -- Extension	3,519,182	25,000	1,554,799	5,098,961
Revolving Fund expenditures for this program are estimated at $3,536,279.				
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 720 - Extension and Public Service plus Program No. 724 - Agriculture Extension Service, Mucic Tours, All State - Summer 1971, University Exam Service, Placement Service. Deleted from the program were Prairie Schooner, Law Review, Off Campus Classes, and Night Classes.				
(5) Program No. 715 -- Curtis School	403,735	138,000		541,735
Revolving Fund expenditures for this program are estimated at $31,912.				
(6) Program No. 741 -- Federal Letter of Credit - Lincoln			6,000,000	6,000,000
(7) Program No. 742 - Federal Grants - Lincoln Campus and Outstate			4,500,000	4,500,000
(8) Program No. 767 -- Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $14,246,596.				
(9) Program No. 700 -- Stores and Services				
Revolving Fund expenditures for this program are extimated (sic) at $11,536,422.				
The unexpended Cash Fund balances existing on June 30, 1972, in subsections (1) to (9) of this section are hereby reappropriated.				
For Informational Purposes Only: Total Appropriations to Agency No. 51-1 and Fund Source.	27,984,922	12,181,316	13,103,183	53,269,421
Sec. 48. University of Nebraska - Omaha Campus --				

	GENERAL	CASH	FEDERAL	TOTAL
Agency No. 51-2				
(1) Program No. 794 - Administration and General Expense	994,759	225,700		1,220,459
Personal Services expenditures shall not exceed $1,001,001 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				
Revolving Fund expenditures for this program are estimated at $128,233.				
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 771 - Administration and General Expense plus Alumni. Deleted from the program were Student Placement, University Senate, Commencement and Convocation, and Honors Convocation.				
(2) Program 791 - Instruction and Research Support	3,816,610	6,127,453		9,944,063
Personal Services expenditures shall not exceed $8,639,889 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				
Revolving Fund expenditures for this program are estimated at $10,589.				
The unexpended General Fund balances existing on June 30, 1972, in Program No. 775 - Library are hereby reappropriated in an amount not to exceed $70,000 in Program No. 791, which sum is intended for payment of obligations incurred prior to June 30, 1972, and which funds are in addition to the appropriation shown in column (G) of this subsection.				
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 772 - Instruction and Departmental Research plus Program 773 - Organized Activities Relating to Instruction, Program 774 - Organized Research, Program 775 - Library, Commencement and Convocation, Honors Convocation, and Military Program - Offutt.				
(3) Program 793 - Operation and Maintenance of Physical Plant	1,282,266	118,833		1,401,099

	GENERAL	CASH	FEDERAL	TOTAL
Personal Services expenditures shall not exceed $905,444 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				
Revolving Fund expenditures for this program are estimated at $79,701.				
For informational purposes, the preceding program is composed of the following programs and accounts in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 776 - Plant Operation and Maintenance plus Parking Meters.				
(4) Program No. 792 - Extension	79,194	193,094		272,288
Revolving Fund expenditures for this program are estimated at $146,108.				
For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as introduced on January 26, 1972: Program No. 777 - Extension and Public Service plus MOEBA and Student Placement. Deleted from the program was Military Program - Offutt.				
(5) Program No. 747 - Federal Letter of Credit - University of Nebraska at Omaha			250,000	250,000
(6) Program No. 748 -- Federal Grants - University of Nebraska at Omaha			225,000	225,000
The unexpended Cash Fund balances existing on June 30, 1972, in subsections (1) to (6) of this section are hereby appropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 51-2 and Fund Source	6,172,829	6,665,080	475,000	13,312,909
Sec. 49. University of Nebraska - Medical Center -- Agency No. 51-3.				
(1) Program No. 744 -- Federal Letters of Credit - Medical			4,250,000	4,250,000
(2) Program No. 745 -- Federal Grants - Medical			475,000	475,000
(3) Program No. 734 -- Administration and General Expense	621,475	359,335		980,810
Personal Services expenditures shall not exceed $637,746 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				

	GENERAL	CASH	FEDERAL	TOTAL
Revolving Fund expenditures for this program are estimated at $34,000. For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 751 - Administration and General Expense plus Organized Research - Grants Management.				
(4) Program No. 731 -- Instruction, Research, and Treatment Support	7,156,286	8,995,413		16,151,699
Personal Services expenditures shall not exceed $4,680,778 from all funds inclusive of expenditures, credits, and transfers from revolving funds. The limitation of expenditures for Personal Services shall not apply to those positions in the University Hospital. Revolving Fund Expenditures for this program are estimated at $48,916. For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 752 - Instruction and Departmental Research plus Program No. 753 - Organized Activities Relating to Instruction, Program No. 754 - Organized Research, Program No. 755 - Library, Program No. 758 - University Hospital, and Auxiliary Enterprises - Ambulatory Residence. Deleted from this program was Grants Management.				
(5) Program No. 733 -- Plant Operation and Maintenance	1,659,632	26,480		1,686,112
Personal Services expenditures shall not exceed $944,272 from all funds inclusive of expenditures, credits, and transfers from revolving funds. For informational purposes, the preceding program is composed of the following programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 756 - Plant Operation and Maintenance plus Parking Lots.				

	GENERAL	CASH	FEDERAL	TOTAL
(6) Program No. 732 -- Extension and Public Service				
Revolving fund expenditures for this program are estimated at $76,818.				
The unexpended Cash Fund balances existing on June 30, 1972, in subsections (1) to (6) of this section are hereby reappropriated.				
For Informational Purposes Only: Total Appropriations to Agency No. 51-3 and Fund Source.	9,437,393	9,381,228	4,725,000	23,543,621
Sec. 50. University of Nebraska - System WIDE -- Agency No. 51-4				
(1) Program No. 781 -- Administration Expense and Computer Services	2,648,308	184,351	411,590	3,244,249
Personal Services expenditures shall not exceed $1,599,859 from all funds inclusive of expenditures, credits, and transfers from revolving funds.				
Revolving Fund expenditures for this program are estimated at $355,181.				
For informational purposes, the preceding program is composed of the programs and accounts as shown in total or part thereof in this bill as it was introduced on January 26, 1972: Program No. 781 - Administration and General Expense plus Program No. 782 - Computer Services, and Chancellor's Residence Equipment.				
(2) Program No. 784 -- Board of Regents Discretionary Fund	413,369			413,369
The unexpended Cash Fund balances existing on June 30, 1972, for the program in subsection (1) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriation to Agency No. 51-4 and Fund Source	3,061,677	184,351	411,590	3,657,618

Amendment No. 4.

Amend Section 60 as follows:

1. On page 53, line 18, strike "88,477" and insert "409,517", insert "7,400 in the Federal (F) Fund Estimated column, and strike "88,477 in the Total Appropriation By Program column and insert "416,917".

2. On page 53, add a new paragraph following line 20, which reads as follows:

"The sum of $321,040 of general funds and $7,400 of federal funds are included for all data processing charges assessed to the agency for central data processing services for Budget, State Planning, Comprehensive Health Planning, Social Security Administration, and Accounting, and shall not be expended for any other purpose."

3. On page 53, strike lines 21 through 24.

4. On page 54, strike lines 1 and 2.

5. On page 54, line 3, strike "(3)" and insert "(2)".

6. On page 54, strike lines 5 through 9.

7. On page 54, line 10, strike "(5)" and insert "(3)".

8. On page 54, strike lines 14 through 19.

9. On page 54, line 20, strike "(7)" and insert "(4)"; strike "Central Buildings and" and insert "General Services".

10. On page 54, line 21, strike "Grounds Administration"; strike "599,431" and insert "718,447" in both General (G) Fund and Total Appropriation By Program columns.

11. On page 54, line 23, strike "356,252" and insert "514,602".

12. On page 54, add a new paragraph following line 23, to read as follows:

"Revolving Fund expenditures for this program are estimated at $827,893."

13. On page 55, line 1, strike "(8)" and insert "(5)".

14. On page 55, line 2, strike "(9)" and insert "(6)", strike "265,926" and insert "235,226", strike "312,274" and insert "304,874", and strike "578,200" and insert "540,100".

15. On page 55, line 5, strike "(10)" and insert "(7)".

16. On page 55, line 6, strike "25,057" and insert "19,657" in both the General (G) Fund and Total Appropriation By Program columns.

17. On page 55, line 9, strike "(11)" and insert "(8)" and strike "446,481" and insert "161,541" in both the General (G) Fund and Total Appropriation By Program columns.

18. On page 55, line 13, strike "(3)" and insert "(2)".

Amend Section 66 as follows:

1. On page 57, line 22, strike "481,319" and insert "540,029", strike "679,424" and insert "738,134". On line 24, strike "282,848" and insert "324,283".

2. On page 58, strike lines 3, 4, and 5.

3. On page 58, line 6, renumber subsection (4) as (3).

4. On page 58, line 12, strike "(4)" and insert "(3)".

Amendment No. 5

1. Amend section 6, page 5, line 5, by striking "10,860" and inserting "13,393" in both places. Also amend line 7 by striking "10,860" and inserting "13,393" in both places.

2. Amend section 18, page 17, line 20, by striking "674,323" and inserting "689,263", and by striking "1,933,165" and inserting "1,948,105". On page 17, line 24, strike "156,749" and insert "159,818" and strike "229,004" and insert "232,073". On page 18, line 4, strike "102,812" and insert "105,630" and strike "1,644,308" and insert "1,647,126". On page 18, line 11, strike "933,884" and insert "954,711" and strike "3,806,477" and insert "3,827,304".

3. Amend section 29, page 26, line 2, by striking "336,331" and inserting "466,631" in both places; and line 19 by striking "422,061" and inserting "552,361" and striking "424,561" and inserting "554,861".

4. Amend section 11, page 9, line 12, by striking "4,185,995" and inserting "4,198,554" and by striking "4,465,704" and inserting "4,478,263"; and on line 14 by striking "127,366" and inserting "139,925".

5. Amend section 11, page 10, line 17, by striking "3,971,129" and inserting "4,519,463" and by striking "4,318,983" and inserting "4,867,317". On page 10, line 22, after the period, add the following additional language:

"An additional expenditure for personal services is authorized in an amount not to exceed $101,042 from federal funds generated through Establishment Grants."

6. Amend section 11, page 11, line 9, by striking "19,790" and inserting "74,246" and by striking "54,456". On page 11, following line 11, add the following new language:

"Cash fund expenditure authority for the program identified in this sub-section is unlimited. Income received in accordance with legislative intent as identified in section 87 of this act shall be used for the purpose of defraying operating costs of the school and any such cash fund expenditures shall be in lieu of general funds appropriated herein to the program identified in this sub-section."

7. Amend section 11, page 11, line 17, by striking "227,831" and inserting "247,831" and by striking "320,515" and inserting "300,515".

8. Amend section 11, page 12, line 14, by striking "518,455" and inserting "498,455" and by adding in column F "20,000".

9. Amend section 11, page 12, line 21, by striking "47,510,830" and inserting "47,577,845", by striking "2,418,779" and inserting "2,364,323", striking "29,333,362" and inserting "29,881,696", and striking "79,262,971" and inserting "79,823,864".

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 9, 1972, at 9:15 a.m.: LB 837.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment And Review

The following bills were correctly engrossed:

550 664 716 1015

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS
Banking, Commerce and Insurance

LEGISLATIVE BILL 1364. Indefinitely postponed.

LEGISLATIVE BILL 1415. Indefinitely postponed.

LEGISLATIVE BILL 1416. Indefinitely postponed.

LEGISLATIVE BILL 1189. Placed on General File as amended.
Standing Committee amendments to LB 1189:

1. On page 4, line 6, insert a period "." after "member", and strike the remainder of the line showing old matter as stricken.

2. On page 4, strike lines 7 to 17 and show the old matter as stricken; on line 18, strike *"five thousand* dollars." and show "dollars" as stricken.

LEGISLATIVE BILL 1330. Placed on General File.

LEGISLATIVE BILL 1428. Placed on General File as amended. Standing Committee amendment to LB 1428:

1. On page 3, lines 8 and 9, strike the new matter and reinstate the old matter.

LEGISLATIVE BILL 1445. Placed on General File.

(Signed) Sam Klaver, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 1225. Indefinitely postponed.

LEGISLATIVE BILL 1406. Placed on General File as amended. Standing Committee amendment to LB 1406:

1. On page 2, line 18, after *"bond"* insert *"by January 15 of the year in which such cattle are assessed in such county"*.

LEGISLATIVE BILL 1411. Placed on General File.

LEGISLATIVE BILL 1413. Placed on General File as amended. Standing Committee amendments to LB 1413:

1. On page 4, line 5 after "44", insert ", 4th Edition, 1971,"; in line 7 after "Devices," strike "and" ; and in line 8 strike "supplements thereto or revisions thereof,".

2. On page 4, line 16 after "act," insert: *"including but not limited to the registration of weighing and measuring device repairmen, pit installation requirements, adoption of such additional standards as are not specifically provided for in this act and such additional reasonable regulations regarding; (a) the varieties of kinds of devices, (b) attachments or parts entering into the constriction or installation of weights and measures or weighing or measuring appliances, which shall tend to secure correct results in the use of such appliances, and (c) reasonable registration fees for weighing and measuring devices to be established by the director following a public hearing held for that purpose."*.

3. On page 5, line 9 after "test", insert *"annually"*.

4. On page 6, after line 26, insert:

"*(16) Require all persons who maintain or have in their possession for use in commerce any weighing or measuring device to register such device annually with the director upon forms furnished by the director and to pay the registration fees as prescribed.*".

5. On page 8, strike section 7 and insert:

"Sec. 7. *Any weights and measures offical appointed for a county or city shall have the powers enumerated by city ordinance or county resolution in so far as those powers do not conflict with the provisions of this act and regulations promulgated thereunder; Provided, the director may, if he finds it in the public interest, inspect the work of such local officials and require that the weights and measures program maintained by such officials be equal to the protection afforded the public by this act and the regulations promulgated thereunder. To avoid dual registration of weights and measures by state, city and county officials, the director may grant exemptions as provided by section 5 of this act.*".

6. On page 11, line 2 after "duties." insert:

"*(4) Maintain or have in his possession for use in commerce any weight or measure that has not been registered in accordance with the provisions of this act.*".

7. On page 11, insert a new section 18 as follows:

"Sec. 18. *The director shall collect annual registration fees for weights and measures as are established by regulations promulgated for that purpose in accordance with the provisions of section 5 of this act and all such fees collected shall be paid to the state treasury and by the State Treasurer credited to the Weights and Measures Administrative Fund, which fund is hereby created. All money so collected shall be appropriated to the uses of the Department of Agriculture for the purpose of administering the provisions of this act. Any unexpended balance in such fund at the close of any biennium shall, when reappropriated, be available for the uses and purposes of the fund for the succeeding biennium; otherwise it shall lapse into the General Fund. The registration fees provided for in this act shall constitute a lien on the weights and measures, registered and approved for use in this state until such fees are paid, and the director may sue therefor in the name of the state.*"

8. Renumber existing sections accordingly.

LEGISLATIVE BILL 1447. Placed on General File as amended.
Standing Committee amendments to LB 1447:

1. On page 2, line 22, after "birds" insert "*; Provided, that game birds obtained from the holder of a game farm permit*

or otherwise legally obtained which have been transported and are tagged in accordance with commission regulations and which are being used for dog training purposes, may be reclaimed through the use of recall boxes or recall pens by the holder of a written permit issued by the commission, subject to regulations established by the commission. Such person owning or controlling any device used for reclaiming purposes shall, prior to the operation thereof, pay an annual fee of ten dollars to the commission for each such device under his ownership or control. The commission is hereby authorized to promulgate rules and regulations for the possession, use and licensing of such reclaim devices;".

2. On page 3, line 4 strike "except by" and show as stricken; strike line 5 and show as stricken; in line 6 strike "commission" and show as stricken and strike the new matter and insert: "*except as specified in subsection (4) of this section*".

3. On page 3, after line 25, insert a new section 3 as follows:

"Sec. 3. That section 37-513, Revised Statutes Supplement, 1969, be amended to read as follows:

37-513. (1) It shall be unlawful for any person ~~(a) to train or run any hunting dog or dogs, including pointers, setters, droppers, retrievers, springers, or spaniels, during the period from April 1 to July 15 of each year, in fields or upon lands where game birds or game animals may be found or which are apt to be frequented by game birds or (b) to allow such a dog or dogs to run loose in such fields or upon such lands from April 1 to July 15 of each year~~ *to kill or capture game birds or game animals while training or running a dog except as provided in subsection (4) of section 37-501; Provided,* that game birds obtained from the holder of a game farm permit, which ~~were~~ *have been* transported and *are* tagged according to commission regulations, and which are being used for training purposes by the holder of a required permit may be pursued and taken at any time on specified land areas designated, approved, and operated according to rules and regulations established by the commission or during a sporting dog trial, which is conducted under written authority of the commission.

(2) ~~No game birds, referred to in subsection (1) of this section, shall be taken during the prescribed closed season except as provided in subsection (1) of this section.~~ No dog under the provisions of this section shall be run upon private property at any time without the express permission of the landowner or tenant.".

and renumber existing sections accordingly.

4. On page 3, line 26, strike the comma and insert "and 37-513,"; and in line 27, strike "is" and insert "are".

(Signed) Loran Schmit, Chairman

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1489	Public Health and Welfare
1490	Public Health and Welfare
1491	Judiciary

(Signed) William F. Swanson, Chairman
Executive Board

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed, LR 29.

NOTICE OF COMMITTEE HEARINGS
Judiciary

LB 1491 Tuesday, February 15, 1972 2:00 p.m.

(Signed) Roland Luedtke, Chairman

Miscellaneous Subjects

LB 1388 The hearing set for Thursday, February 17, 1972 at 2:00 p.m. has been cancelled.

(Signed) J. James Waldron, Chairman

STANDING COMMITTEE REPORTS
Public Works

LEGISLATIVE BILL 1214. Indefinitely postponed.

LEGISLATIVE BILL 1242. Indefinitely postponed.

LEGISLATIVE BILL 1217. Placed on General File as amended.
Standing Committee amendments to LB 1217:

1. Strike section 1 and insert the following:

"Section 1. As used in this act, unless the context otherwise requires, terms shall mean the same as they are defined in section 39-741, Revised Statutes Supplement, 1971.

Sec. 2. Any person who rides a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle provided in Chapter 39, article 7, except as to special regulations in such chapter and except as to those provisions of this act which by their nature can have no application.

Sec. 3. (1) Any person who rides a bicycle upon a roadway shall obey official traffic-control devices provided for motor vehicles, unless otherwise directed by a police officer.

(2) Whenever authorized signs are erected indicating that no right or left or U turn is permitted, no person who rides a bicycle upon a roadway shall disobey the direction of any such sign, except where such person dismounts from such bicycle to make any such turn, in which event such person shall then obey the provisions applicable to pedestrians.

Sec. 4. (1) Any person who rides a bicycle on a roadway shall not ride other than upon or astride a permanent and regular seat attached thereto.

(2) No person shall use a bicycle to carry more persons at one time than the number for which such bicycle is designed and equiped.

Sec. 5. No person who rides on a roadway upon any bicycle, coaster, roller skates, sled or toy vehicle shall have attached to such bicycle, coaster, roller skates, sled or toy vehicle or to himself any motor vehicle.

Sec. 6. (1) Any person who rides a bicycle upon a roadway shall ride as near to the right side of the highway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(2) Any person who rides a bicycle upon a roadway shall ride single file except on paths or parts of roadways set aside for the exclusive use of bicycles.

(3) Wherever a usable path for bicycles has been provided on a highway, any person who rides a bicycle on such highway shall use such path and shall not use any other roadway of such highway.

Sec. 7. No person who rides a bicycle on a roadway shall carry any package, bundle or article which prevents such rider from keeping at least one hand upon the handlebars of such bicycle.

Sec. 8. (1) Any person who rides a bicycle on a roadway between one half hour after sunset and one half hour before sunrise shall provide, (a) a lamp on the front of such bicycle which shall emit a white light visible to the front; and, (b) a red reflector on the rear of such

bicycle of a type approved by the department which shall be visible from the rear of such bicycle when such bicycle is in front of lower beams of head lamps on a motor vehicle. A lamp emitting a red light visible to the rear may be used in addition to such red reflector.

(2) Any person who rides a bicycle upon a roadway shall equip such bicycle with a brake which shall enable such person to make the braked wheels skid on dry, level, clean pavement.

Sec. 9. The Department of Roads and local authorities, in their respective jurisdictions, may erect signs on any highway or roadway prohibiting the riding of bicycles thereon by any person and when such signs are in place no person shall disobey the same

Sec. 10. Any municipality may regulate by ordinance operation of bicycles by requiring the licensing of any person who rides a bicycle on the public way, in addition to the authorization granted by section 39-767, Revised Statutes Supplement, 1969.

Sec. 11. The parent of any child and the guardian of any ward shall not authorize or knowingly permit any such child or ward to violate any of the provisions of this act.

Sec. 12. Any person who violates any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof, shall be fined in a sum not to exceed one hundred dollars, or imprisoned in jail for not to exceed one month, or punished by both such fine and imprisonment.".

LEGISLATIVE BILL 1236. Placed on General File as amended.
Standing Committee amendments to LB 1236:

1. Strike sections 1 to 6 and insert the following:

"Section 1. That section 39-771, Revised Statutes Supplement, 1971, be amended to read as follows:

39-771. Every solid rubber tire on a vehicle moved on any highway shall have rubber on its entire traction surface at least one inch thick above the edge of the flange of the entire periphery. No tire on a vehicle moved on a highway shall have on its periphery and clock, stud, flange, cleat or spike or any other protuberance of any material other than rubber which projects beyond the tread of the traction surface of the tire, except that (1) this prohibition shall not apply to pneumatic tires with metal or metal-type studs not exceeding five-sixteenths of an inch in diameter inclusive of the stud-casing with an average protrusion beyond the tread surface of not more than seven sixty-fourths of an inch between ~~October~~ *November* 1 and

April ~~15~~ *1; Provided, that school buses, mail carrier vehicles and emergency vehicles shall be permitted to use metal or metal type studs between April 15 and October 1,* (2) ~~*it shall be permissible*~~ to ~~*use*~~ farm machinery with tires having protuberances which will not injure the highway, and (3) ~~*it shall be permissible*~~ to *the* use *of* tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice or other condition tending to cause a vehicle to slide or skid. The Department of Roads and local authorities in their respective jurisdictions may, in their discretion, issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of

Sec. 2. That original section 39-771, Revised Statutes Supplement, 1971, is repealed.".

(Signed) Claire W. Holmquist, Chairman

NOTICE OF COMMITTEE HEARING
Committee on Committees

February 16, 1972

Cancellation of Hearing - February 16, 1972 - for the following appointment submitted by Governor J. James Exon:

Lewis H. Harris - Environmental Control Council

(Signed) Richard F. Proud, Chairman

MOTION—Raise LB 1333

Mr. Syas moved to place LB 1333 on General File notwithstanding Committee action. Laid over.

GENERAL FILE

LEGISLATIVE BILL 1472. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Order of the Day

Mr. Swanson asked unanimous consent to take up LB 1476 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1476. Title read. Considered.

Mr. Carpenter moved to consider LB 1477 as a substitute to LB 1476. The motion lost with 5 ayes, 27 nays and 17 not voting.

MR. SWANSON PRESIDING

Mr. Carpenter moved that after Mr. Marvel is through explaining LB 1476, we go back to the beginning of the bill and discuss it line by line.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 14:

Carpenter	Carsten	Carstens	Chambers	Epke
Goodrich	Keyes	Klaver	Kokes	Marvel
Moylan	Schmit	Skarda	Stahmer	

Voting in the negative, 27:

Barnett	Burbach	Clark	Craft	DeCamp
Duis	Holmquist	Johnson	Kennedy	Kremer
Lewis	Mahoney	Morgan	Nore	Orme
Proud	Savage	Simpson	Snyder	Stromer
Stull	Syas	Waldo	Waldron	Warner
Whitney	Ziebarth			

Not voting, 8:

Elrod	Hasebroock	Kime	Luedtke	Maresh
Pfister	Swanson	Wiltse		

The motion lost with 14 ayes, 27 nays and 8 not voting.

PRESIDENT MARSH PRESIDING

NOTICE OF COMMITTEE HEARING
Nebraska Retirement Systems

LB 1386	Friday, February 18, 1972	1:00 p.m.
LB 1479	Friday, February 18, 1972	1:00 p.m.
LB 1480	Friday, February 18, 1972	1:00 p.m.

(Signed) Claire W. Holmquist, Chiarman

UNANIMOUS CONSENT—Executive Session

Mr. Moylan asked unanimous consent that the Labor Committee have an executive session at 1:30 p.m. in Room 1009 to consider claims against the state. No objections. So ordered.

UNANIMOUS CONSENT—Members Excused

Messrs. Schmit, Stromer and Waldron asked unanimous consent to be excused Thursday, February 10, 1972. No objections. So ordered.

VISITORS

Mr. DeCamp introduced 11 students from several parts of the country from the Career Development Class of the High School Equivalency Program at the University of Nebraska with teacher, Ted Rethmeier.

Mr. Waldo introduced 30 Fifth Grade students and their teacher, Cheryl Baumaun from Crete Grade School, Crete, Nebraska

Mr. Mahoney introduced 38 Ryan High School students and their teachers, Mrs. Miller and Miss Kregmien from Omaha, Nebraska.

ADJOURNMENT

At 12:01 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Thursday, February 10, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 10, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Streng, D.D.

O Lord, Our Lord, how excellent is Thy Name in all the earth. From the rising of the sun to its eclipse beyond the western horizon, Thy glory shall be exalted among all nations. Early in the morning our song and prayer rise to thee as morning incense.

Thou hast lifted the mantle of darkness and freely given us a few precious fleeting hours to use wisely. Give us grace to lower our voices so that Thine may penetrate above human babel of conflict, confusion and condemnation. Judge us not by our opinions but by what they make of us.

Keep this shrine of statesmanship an open court of justice and righteousness where the misunderstood will receive a sympathic ear and the persecutes find a haven of refuge. Hold us responsible this day for every ounce of ability potential with which you have endowed us.

Thou alone knowest whose sphere of influence is greatest in this chamber. Give him or her a generous measure of fore- and far-sightedness so that at the close of the 2nd session of the 82nd Legislature all citizen shall benefit. Grant this petition, O Lord. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Proud, Schmit, Stromer and Waldron who were excused and Mr. DeCamp who was absent until 9:30 a.m.

CORRECTIONS FOR THE JOURNAL

Page 629, line 12, delete "39,952" in Federal Column and insert it in the Total Column.
Page 643, line 7, delete "(1)" and insert "(2)".
Page 644, line 25, delete "1337" and insert "1333".

The Journal for theTwenty-Sixth Day was approved as corrected.

UNANIMOUS CONSENT—Member Excused

Mr. Wiltse asked unanimous consent to be excused Monday and Tuesday, February 14 and 15. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1042. Placed on Select File as amended.
Enrollment and Review amendments to LB 1042:
(Note: Amendments are to the printed bill.)
1. On page 2, strike lines 1 to 5 and insert
"Section 1. That section 46-1008, Revised Statutes Supplement, 1971, be amended to read as follows:".
2. On page 3, strike lines 23 to 26 and insert
"Sec. 2. That original section 46-1008, Revised Statutes Supplement, 1971, is repealed.".
3. In the title, strike lines 2 to 5 and insert:
"FOR AN ACT to amend section 46-1008, Revised Statutes Supplement,".

LEGISLATIVE BILL 674. Placed on Select File as amended.
Enrollment and Review amendments to LB 674:
1. Pursuant to the Barnett amendment, in new section 1, strike beginning with "make" in line 1 through the comma in line 3.
2. In the title, strike line 3 and insert
"information to be included with the tax notice and".

LEGISLATIVE BILL 373. Placed on Select File as amended.
Enrollment and Review amendments to LB 373:
1. In the Warner amendment 2, lines 3 and 6, strike "*office*"; and strike beginning with the comma in line 4 through "1943" in line 5.
2. In new section 2, line 4, strike "Reissue"; and strike line 5 through the second comma.
3. In lieu of the Warner amendment 3, on page 2, strike beginning with the comma in line 9 through the period in line 11 and show the same as stricken; and insert a new section to read:
"Sec. 3. *Rules of the Nebraska State Railway Commission shall become effective when filed with the Attorney General.*".
4. In the title, at the end of line 6, insert
"to provide a committee for the continuous study of such rules;".

LEGISLATIVE BILL 1177. Placed on Select File as amended.
Enrollment and Review amendments to LB 1177:

1. In new section 1, line 4, insert "*including and*" after the first comma.

2. In new section 3, strike the comma at the end of line 1.

3. In the title, strike lines 2 to 5 and insert:
"FOR AN ACT relating to schools; to clarify authority to purchase liability insurance; to provide for additional insurance coverage; to authorize insurance coverage for members of governing boards; to amend section 23-2413, Reissue Revised Statutes of Nebraska, 1943, and section 79-2630, Revised Statutes Supplement, 1971; and to repeal the original sections.".

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORT
Education

LEGISLATIVE BILL 1091. Indefinitely postponed.

LEGISLATIVE BILL 1417. Indefinitely postponed.

LEGISLATIVE BILL 1224. Placed on General File as amended.
Standing Committee amendment to LB 1224:

1. On page 2 line 7 strike "its" and insert "the", strike line 8 and insert "influence the well being", line 18 strike "Human", and strike line 19, line 20 strike "prevention" and insert "Prevention", and line 27 strike "amount of instruction time" and insert "instruction program".

LEGISLATIVE BILL 1268. Placed on General File as amended.
Standing Committee amendments to LB 1268:

1. Add three new sections as follows:

"Section 1. That section 79-439, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-439. In all meetings of any school board, or board of education, a majority of the members shall constitute a quorum for the transaction of business. Regular meetings shall be held on the first Monday of every month. *All meetings of the board shall be subject to the provisions of sections 84-1401 to 84-1405.* Special meetings may be called by the president or any two members, but all members shall have notice of the time and place of meeting; *Provided,* the provisions of sec-

tions 79-439 to 79-444 shall not apply to Class V districts.

Sec. 2. That section 79-523, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-523. The board of education shall hold two or more regular meetings each month, the time of which shall be fixed by the by-laws adopted by such board; but special meetings may be held ~~from time to time~~ as circumstances may demand. All meetings shall be open to the public *unless otherwise especially ordered.*

Sec. 3. That section 79-805, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-805. The regular meetings of the board of education of a Class III school district shall be held on or before the second Monday of each month; but special meetings may be held ~~from time to time~~, as circumstances may demand, and all meetings of the board shall be open to the public ~~unless otherwise specially ordered~~. It shall be the duty of the secretary of such board of education, within ten days after any regular or special meeting thereof to publish one time in a legal newspaper published in or of general circulation in such city or village a list of the claims arising on contract or tort, allowed thereat, setting forth the name of the claimant, the amount, and nature of the claim allowed consisting of not more than ten words in stating the nature of such claim. The secretary of the board of education shall likewise cause to be published a concise summary of all other proceedings of such meetings; *Provided,* publication of such claims or proceedings in a legal newspaper shall not be required unless the same can be done at an expense not exceeding the rates provided by law for the publication of proceedings of county boards.".

2. Renumber original sections 1 and 2 as sections 4 and 5.

3. On page 2, line 12 strike section and insert "sections 79-439, 79-523, 79-805," and line 13 strike "is" and insert "are".

LEGISLATIVE BILL 1400. Placed on General File.

(Signed) Donald Elrod, Chairman

MOTION—Suspend Rules

Speaker Hasebroock moved to suspend the Rules and take up tomorrow's Final Reading Bills today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 311. Laid over at the request of Mr. Stahmer.

LEGISLATIVE BILL 719.

A BILL FOR AN ACT to adopt the Air Pollution Control Tax Exemption Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 22:

Burbach	Carsten	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kime	Kremer	Lewis	Luedtke	Morgan
Orme	Pfister	Simpson	Stahmer	Swanson
Waldo	Whitney			

Voting in the negative, 17:

Barnett	Chambers	Clark	Kennedy	Keyes
Kokes	Mahoney	Maresh	Marvel	Moylan
Nore	Savage	Skarda	Snyder	Stull
Syas	Ziebarth			

Not voting, 10:

Carpenter	Carstens	DeCamp	Klaver	Proud
Schmit	Stromer	Waldron	Warner	Wiltse

Having failed to receive a constitutional majority in the affirmative the bill failed of passage.

LEGISLATIVE BILL 760. With emergency.

A BILL FOR AN ACT to amend section 68-1007, Revised Statutes Supplement, 1969, relating to public assistance; to discontinue certain disregarded income; to repeal the original section, and also section 68-1011, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Savage
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 1:

Chambers

Not voting, 7:

DeCamp	Luedtke	Proud	Schmit	Simpson
Stromer	Waldron			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 777.

A BILL FOR AN ACT to amend sections 37-213 and 37-301, Reissue Revised Statutes of Nebraska, 1943, and sections 37-204 and 37-215, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to increase nonresident annual fishing permit fees; to define an offense of hunting without a waterfowl stamp; to provide additional regulations of deer and turkey hunting; to increase a penalty; to reduce the minimum age for certain permits; to enlarge regulatory powers of the commission; to provide for emergency closings and openings of seasons on game birds and animals; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Savage	Simpson	Skarda

Snyder	Stahmer	Stull	Swanson	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 2:

Keyes	Klaver

Not voting, 8:

Barnett	DeCamp	Kennedy	Proud	Schmit
Stromer	Syas	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1018. With emergency.

A BILL FOR AN ACT relating to motor vehicles; to provide for right turns on red traffic signals; to provide for prohibition of right turns on red lights by appropriate ordinances of governmental subdivisions; to provide for the adoption of a uniform system of traffic control devices; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Savage	Skarda	Snyder	Stahmer
Stull	Swanson	Syas	Waldo	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Pfister	Proud	Schmit	Simpson	Stromer
Waldron	Warner			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly enrolled: 1036

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1036.

RESOLUTIONS

LEGISLATIVE RESOLUTION 32.

Introduced by Leslie A. Stull, 49th District.

WHEREAS, under programs administered by the Agricultural Stabilization and Conservation Service of the U.S. Department of Agriculture a reduction in the amount of wheat acreage planted is accomplished in part by a cropland set-aside program; and

WHEREAS, under the present program wheat land may be pastured until April 15, and it should be permissible to pasture the land until June 25 so as to totally destroy the wheat; and

WHEREAS, the pasture date should be the same as the date to which wheat may be cut for hay on overseeded acres; and

WHEREAS, conservation and set-aside acres accomplish the same result in that both reduce the total acres of planted wheat; and

WHEREAS, if wheat growers could transfer set-aside planted wheat acres to other conservation acres it is their belief that many more acres of wheat would be taken out of production.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the production adjustment programs of the Agricultural Stabilization and Conservation Service be changed to provide that June 25 shall be the date to which wheat acreages may be utilized both for pasture and for hay, and that wheat growers be allowed to transfer set-aside acres to other conservation acres.

2. That copies of this resolution be sent to the members of the Nebraska Congressional delegation, to the Secretary of the U.S. Department of Agriculture, and to the Administrator of the Agricultural Stabilization and Conservation Service.

Laid over.

LEGISLATIVE RESOLUTION 33.

Introduced by William F. Swanson, 27th District; Claire W. Holmquist, 16th District.

WHEREAS, it is recognized that fringe benefits are important in the attraction to and retention in state government employment of competent persons; and

WHEREAS, some departments of state government provide certain benefits, such as life insurance or health benefits, to their employees which other state agencies do not; and

WHEREAS, it is important that any fringe benefits provided to any state employees should be uniformly granted to all state employees; and

WHEREAS, legislation has been introduced to provide death benefits to state employees, and it is essential to work proposed and present partially-granted benefits into a uniform state-wide program applying to all state employees.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That it would be beneficial in the present situation to conduct a study of the entire subject of fringe benefits to state employees, including those presently available and those being proposed.

2. That the Executive Board of the Legislative Council be directed to see that such a study be carried out so that recommendations for an adequate and uniform program for fringe benefits can be formulated for presentation to the next regular session of the Nebraska Legislature.

Referred to the Executive Board.

SELECT FILE

LEGISLATIVE BILL 817. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 690. Laid over temporarily.

LEGISLATIVE BILL 1023. Enrollment and Review amendments found in the Journal on page 618 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 650. Enrollment and Review amendments found in the Journal on page 619 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 343. Enrollment and Review amendments found in the Journal on page 619 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 895. Enrollment and Review amendments found in the Journal on page 620 for the Twenty-Sixth Day were adopted.

Mr. DeCamp offered the following amendment which was adopted by unanimous consent:

1. On page 22, strike lines 1 and 2.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1078. Advanced to E and R for engrossment.

LEGISLATIVE BILL 690. Laid over until Monday, February 14, at the request of Mr. Ziebarth.

MOTION—Contact Welfare Department

Mr. Carpenter moved that the Clerk be directed to work with Senator Chambers in regard to a welfare case in his district and report the information back to the Legislature. The motion prevailed.

COMMITTEE MEETING—Executive Session

Mr. Carpenter asked unanimous consent that the Government Committee have an Executive Session at 1:30 p.m. today. No objections. So ordered.

UNANIMOUS CONSENT—Committee Meeting

Mr. Clark asked unanimous consent to have a meeting of the Telecommunications Committee at 12:00 noon, today. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Mr. Carpenter moved to discontinue discussion of this bill until the Appropriation Committee can bring in a complete set of recommendations. The motion prevailed with 34 ayes, 1 nay and 14 not voting.

PRESIDENT MARSH PRESIDING

UNANIMOUS CONSENT—Print in Journal

Mr. Simpson asked unanimous consent to print the following amendments to LB 928 in the Journal. No objections. So ordered.

1. Strike original sections 1 to 3 and insert the following:

"Section 1. That section 79-2208, Revised Statutes Supplement, 1969, be amended to read as follows:

79-2208. When requested in writing by local boards of education or school boards, on forms prescribed by the Commissioner of Education, the board of each educational service unit may, at its discretion and within the limitations imposed by sections 79-2209 and 79-2210, *except that in addition to the one mill levy, educational service units may charge for a portion or all of the costs of such additional requested services provided,* (1) provide to the requesting school systems within its geographical area supplementary services, (2) plan and coordinate educational services within its geographical area whenever such services are offered on a cooperating basis between local school districts, and (3) contract for educational services with the board of any other educational service unit, *any school district,* any other educational agency, or with any appropriate state or federal officer or agency; *Provided,* that within that area of the service unit wherein there exists, or is hereinafter formed, an organized, full-time, approved city-county, multicounty, or regional health department with health services available, the educational service unit, if health services are provided, shall first seek to contract for school health services with such department for an amount of compensation agreeable to both such unit and board. If an educational service unit on December 25, 1969 has a health service facility, nothing in this section shall prevent the continued use by the unit of such facility. The educational service unit may contract with such health department to provide school health services for that area of the educational service unit not served by such city-county, multicounty, or regional health department.

Sec. 2. That section 79-2209, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-2209. The board of each educational service unit may receive, for the purpose for which made available, any *school district,* county, state or federal funds made available to it, *or funds or property received from any other source,* and may use tax revenue from the levy of the unit for operational expenses and for the purpose of matching any funds that may be made available to it

on a matching basis by any state or federal agency, and may utilize such personnel or services that may lawfully be offered by any state or federal agency or governmental unit.

Sec. 3. That section 79-2210.01, Revised Statutes Supplement, 1969, be amended to read as follows:

79-2210.01. The board of each educational service unit, prior to the levying of any tax as provided by law, shall prepare a budget for the operation and maintenance of the educational service unit for the ensuing year. This budget shall itemize the contemplated expenditures and the expected revenue from taxation and ~~sources other than taxation.~~ *by the educational service unit, and from available federal, state, and county sources, contractual revenue from school districts, and from all other agencies and sources.*

Sec. 4. That original section 79-2209, Reissue Revised Statutes of Nebraska, 1943, and sections 79-2208 and 79-2210.01, Revised Statutes Supplement, 1969, are repealed.".

STANDING COMMITTEE REPORTS

Public Works

LEGISLATIVE BILL 1250. Placed on General File.

LEGISLATIVE BILL 1263. Indefinitely postponed.

LEGISLATIVE BILL 1277. Placed on General File.

LEGISLATIVE BILL 1296. Placed on General File.

LEGISLATIVE BILL 1303. Placed on General as amended.
Standing Committee amendments to LB 1303:

1. Strike sections 1 and 2 and insert the following:

"Section 1. That section 60-503, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-503. Any person aggrieved by an order or act of the department, under the provisions of sections 60-501 to 60-569, may, within ~~ten~~ *twenty* days after notice thereof, file a petition in the district court of the county where the aggrieved person resides but in the event the aggrieved person is a nonresident, then said petition shall be filed in the district court of Lancaster County for a review thereof; ~~but~~ the filing of such a petition shall ~~not~~ suspend the order or act ~~unless a stay thereof shall be allowed by a judge of said court~~ pending a final determination

of the review; *Provided,* the license or registration of any person claiming to be aggrieved shall not be restored to such person in the event the final judgment of a court finds against such person until the full time of revocation as fixed by the department shall have elapsed. The court shall summarily hear the petition as a case in equity *without a jury* and may make any appropriate order or decree.

Sec. 2. That section 60-507, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-507. *(1)* Within ninety days after the receipt by the Department of Roads of a report of a motor vehicle accident within this state which has resulted in bodily injury or death, or damage to the property of any one person, including such operator, to an apparent extent in excess of one hundred dollars, the Department of Motor Vehicles shall suspend ~~*(1)*~~ *(a)* the license of each operator ~~*and owner and all registrations of each owner*~~ of a motor vehicle in any manner involved in such accident, and ~~*(2)*~~ *(b)* the privilege, if such operator is a non-resident, of operating a motor vehicle within this state, ~~*and of the use within this state of any motor vehicle owned by him*~~ unless such operator, ~~*owner, or operator and owner*~~ shall deposit security in a sum which shall be sufficient, in the judgment of the Department of Motor Vehicles, ~~*and in no event less than five hundred dollars*~~ to satisfy any judgment or judgments for damages resulting from such accident which may be recovered against such operator, ~~*owner, or operator and owner*~~ and unless such operator ~~*and owner*~~ shall give proof of financial responsibility; *Provided,* notice of such suspension shall be sent by the Department of Motor Vehicles *by certified mail* to such operator ~~*and owner*~~ and not less than twenty days prior to the effective date of such suspension and shall state the amount required as security and the requirement of proof of financial responsibility; *and provided further,* that in the event a person involved in a motor vehicle accident within this state fails to make a report to the Department of Motor Vehicles indicating the extent of his injuries or the damage to his property within thirty days after the accident, and the department does not have sufficient information on which to base an evaluation of such injury or damage, the department after reasonable notice to such person, may not require any deposit of security for the benefit or protection of such person.

(2) The order of suspension provided for in subsection (1) of this section shall be not entered by

the Department of Motor Vehicles, if the department determines that in its judgment that there is no reasonable possibility of a judgment being rendered against such operator.

(3) In determining whether there is a reasonable possibility of judgment being rendered against such operator, the department shall consider all reports and infromation filed in connection with said accident.

(4) The order of suspension provided for in subsection (1) of this section shall advise said operator that he has a right to appeal the order of suspension in accordance with the provisions set forth in section 60-503.

Sec. 3. That section 60-519, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-519. Such license, registration and nonresident's operating privilege shall, except as provided in sections 60-521 to 60-523, remain so suspended and shall not be renewed, nor shall any such license or registration be thereafter issued in the name of such person, including any such person not previously licensed, unless and until every such judgment is stayed, satisfied or discharged, ~~except that a discharge in bankruptcy shall not be deemed a satisfaction of such judgment~~ and until the said person gives proof of financial responsibility.

Sec. 4. That original sections 60-503, 60-507 and 60-519, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

2. Renumber section 3 as section 5.

LEGISLATIVE BILL 1312. Placed on General File.

LEGISLATIVE BILL 1320. Placed on General File as amended.
Standing Committee amendment to LB 1320:

1. On page 2 line 9 strike "main thoroughfare that connects with or" and show as stricken matter, line 10 strike the new matter, and line 11 by striking the new matter and inserting: *" federal or state highways in the city or village or upon a street or route, designated by the mayor and council or board of trustees as a main thoroughfare, that connects to either a federal or state highway or a county road.".*

LEGISLATIVE BILL 1347. Placed on General File as amended.
Standing Committee amendments to LB 1347:

1. On page 2, line 10 reinstate the stricken matter; in lines 12 to 14 reinstate the stricken matter and strike the new matter; and in line 13, after "successor," insert *"or a cooperative nonprofit corporation organized to provide financing,".*

2. On page 2, after line 19, insert the following new section:

"Sec. 2. That section 70-646, Revised Statutes Supplement, 1969, be amended to read as follows:

70-646. Neither by sale under forclosure, receivership or bankruptcy proceedings, nor by alienation in any other manner, may the property of such a district become the property or come under the control of any private person, firm or corporation engaged in the business of generating, transmitting or distributing electricity for profit, but *this restriction shall not apply to a nonprofit cooperative corporation that has provided financing for property, projects or undertakings when such property is covered by a mortgage, pledge or revenue, or other hypothecation to secure the payment of a loan or loans made to a district, and* this restriction shall not apply to a sale, transfer or lease of property to a nonprofit electric cooperative corporation engaged in the retail distribution of electric energy in established service areas and which cooperative corporation is organized under the laws of the State of Nebraska or domesticated in the State of Nebraska; *Provided,* that such property so acquired by a *cooperative nonprofit corporation organized to provide financing or by a* nonprofit electric cooperative corporation shall never become the property or come under the control of any person, firm, or corporation engaged in the business of generating, transmitting or distributing electricity for profit.".

3. On page 2, line 20, renumber section 2 as section 3 and in line 21, after "1943," insert "and section 70-646, Revised Statutes Supplement, 1969," strike "is" and insert "are".

4. Add the emergency clause.

LEGISLATIVE BILL 1351. Placed on General File as amended.
Standing Committee amendment to LB 1351:

1. On page 2 line 2 strike "set back" and line 6 strike "lower mileage" and insert "a mileage different".

LEGISLATIVE BILL 1452. Placed on General File as amended.
Standing Committee amendment to LB 1452:

1. Add emergency clause.

(Signed) Claire W. Holmquist, Chairman

Judiciary

LEGISLATIVE BILL 1179. Indefinitely postponed.

LEGISLATIVE BILL 1323. Indefinitely postponed.

LEGISLATIVE BILL 1211. Placed on General File.

LEGISLATIVE BILL 1222. Placed on General File.

LEGISLATIVE BILL 1245. Placed on General File as amended.
Standing Committee amendment to LB 1245:

1. Strike section 1 and insert the following:

"Section 1. Any person who connects or attempts to connect any pipe or wire or other device or contrivance to any conduit used for the transportation or delivery of natural gas, liquefied petroleum gas, water, or electricity or to any supporting structure of such conduit without the knowledge and consent of the person owning the natural gas, liquefied petroleum gas, water or electricity in the conduit with the intent to deprive the owner of the natural gas, liquefied petroleum gas, water or electricity of either the natural gas, liquefied petroleum gas, water or electricity passing through the conduit or the revenue derived from the sale of the natural gas, liquefied petroleum gas, water or electricity passing through the conduit, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished for each offense by a fine of not more than five hundred dollars or by imprisonment in the county jail for not more than three months, or be both so fined and imprisoned.".

LEGISLATIVE BILL 1253. Placed on General File.

LEGISLATIVE BILL 1301. Placed on General File.

LEGISLATIVE BILL 1362. Placed on General File as amended.
Standing Committee amendment to LB 1362:

1. On page 2 insert after line 8 the following:

"In counties having two judges of the separate juvenile court, the office of presiding judge shall rotate annually.".

LEGISLATIVE BILL 1437. Placed on General File as amended.
Standing Committee amendment to LB 1437:

1. Strike sections 1 and 2 and insert:

"Section 1. That section 24-708, Revised Statutes Supplement, 1969, be amended to read as follows:

24-708. Any judge may retire upon reaching the age of sixty-five and upon making application to the board. Any judge upon reaching age seventy shall retire. Upon retiring each such judge shall receive retirement annuities as provided in section 24-710. ~~When any in-~~

~~cumbent judge attains the age of seventy, said judge may if he so desires finish serving the term during which he attains the age of seventy. The compulsory retirement provisions of this section shall not be applicable to any incumbent judge of the Supreme Court or district court who is seventy years old or older on January 3, 1957, to any incumbent judge of the Nebraska Workmen's Compensation Court who is seventy years old or older on September 20, 1957, until the end of his present term, as to county judges the compulsory retirement provisions of this section shall not be applicable to any incumbent judge who is seventy years old or older on January 5, 1961, until the end of his term commencing January 5, 1961, and as to judges of the municipal court the compulsory retirement provisions of this section shall not be applicable to any incumbent judge who is seventy years old or older on November 18, 1965 until the expiration of the term he is then serving.~~

Sec. 2. That original section 24-708, Revised Statutes Supplement, 1969, is repealed.

LEGISLATIVE BILL 1464. Placed on General File.

(Signed) Roland A. Luedtke, Chairman

Revenue

LEGISLATIVE BILL 1136. Indefinitely postponed.

LEGISLATIVE BILL 1138. Indefinitely postponed.

LEGISLATIVE BILL 1453. Indefinitely postponed.

LEGISLATIVE BILL 1101. Placed on General File as amended.
Standing Committee amendments to LB 1101:

1. On page 2, line 5, strike "thirty" and insert "twenty".

2. On page 3, line 3, strike "thirty" and insert "twenty" strike line 15 and insert "those totals already provided in sections 1 and 2 of this act", and line 17 strike "sections 1 and 2" and insert "section 1" and line 19, strike "ten" and insert "twenty".

LEGISLATIVE BILL 1103. Placed on General File.

LEGISLATIVE BILL 1315. Placed on General File.

(Signed) Rudolf C. Kokes, Chairman

GENERAL FILE

LEGISLATIVE BILL 1096. Title read. Considered.

Standing Committee amendment found in the Journal on page 421 for the Fifteenth Day was adopted.

Mr. Carpenter offered the following amendment which was adopted with 21 ayes, 17 nays and 11 not voting.

Sec. 1, line 3, strike *may* insert *shall.*

Add new sentence line 26. *Parents shall be liable for expenses of such treatment to minors under their custody.*

Mr. Whitney offered the following amendment which was adopted with 22 ayes, 8 nays and 19 not voting.

Add to the end of line 26, the following:

"In the event such person is affected with a venereal disease, the state or local director of health may cause an interview of the person by a venereal disease investigator to secure the names of sexual contacts so that appropriate investigation can be made in an effort to locate and eliminate sources of infection..".

Mr. Whitney asked unanimous consent to have his name added to LB 1096. No objections. So ordered.

Advanced to Enrollment & Review with 29 ayes, 6 nays and 14 not voting.

LEGISLATIVE BILL 1302. Title read. Considered. Mr. Whitney asked unanimous consent to have the bill held over. Mr. Stahmer objected.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Committee Meeting

Mr. Swanson asked unanimous consent that the Executive Board meet today at 1:00 p.m. in the Speaker's office. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Moylan asked unanimous consent to be excused Friday, February 11. No objections. So ordered.

RULES COMMITTEE REPORT

The rules committee met today, February 9, in the Legislative Council Hearing Room at 1:30 p.m. to discuss various rules changes proposed by members of the legislature.

The following rule changes were approved for consideration by the Legislature.

AMENDMENT TO RULE 1, Sec. 18(c), page 5

(c) ~~Only adopted amendments~~ *All amendments for which a vote is taken* shall be entered in the daily journal. The hour at which the Legislature adjourns shall be entered in the daily journal.

AMENDMENT TO RULE 2, Sec. 3(a), page 7

(a) Chambers, Guests, Distribution of Material. The floor of the Legislative Chamber shall consist of that part of the Legislative Chamber forward from the row of desks or dividing line back of the last row of Senators including the space under the balcony on either side adjacent thereto, *except back of the East double columns*, or any other space designated by the Legislature or the Executive Board thereof.

(Signed) Jerome Warner, Chairman

VISITORS

President Marsh introduced 17 Senior students and sponsors, Phil Wainwright and George Staten, from New Market, Iowa.

Mr. Swanson introduced 19 Second grade students and their teacher, Gladys E. Pieper, from Park School, Lincoln.

Mr. Maresh introduced his Son-in-law, Joe DeFlyer and his friend, John Bryan, from the University of Nebraska.

ADJOURNMENT

At 11:51 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, February 11, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 11, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. John F. Streng, D.D.

> Lord, God of Hosts. Another workweek fraught with perennial personal and public problems is drawing to a close. Within a few hours this assembly will recess to return home and face vascillating public opinion. May their inventory of achievement achieve brilliant stature regardless of the tribunals to whom they owe a stewardship.
>
> This day's purpose is enhanced by our commemoration of the birth anniversary of America's ingenious Thomas Edison whose benefactions can be measured only in light years. And in this memorable reverie we would project our thoughts to tomorrow's anniversary of the Great Emancipator, Abraham Lincoln, who epitomized malice toward none and charity toward all. May their abiding influence on fluorescence and freedom inspire Americans everywhere to thankfulness.
>
> May all resolutions passed by this counselling body this week become keystones in the archway of Nebraska's progress. Keep us mindful how our fathers brought forth upon this continent a new nation conceived in liberty and dedicated to the proposition that all men are created equal. In that reassurance of our privileges let us here highly resolve with a firm reliance on the protection of Divine Providence to pledge to each other our lives, our fortunes and our sacred honor. This we pray in Thy eternal Name. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Clark, Klaver and Moylan who were excused.

CORRECTIONS FOR THE JOURNAL

Page 647, line 11, insert "Prayer was offered by Rev. Streng, D. D."
The Journal for the Twenty-Seventh Day was approved as corrected.

MEMBERS BIRTHDAY

Speaker Hasebroock announced today is Mr. Syas' birthday. The members sang Happy Birthday to him.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1472. Placed on Select File.

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS
Education

LEGISLATIVE BILL 1383. Indefinitely postponed.

LEGISLATIVE BILL 741A. Placed on General File.

(Signed) Donald Elrod, Chairman

Revenue

LEGISLATIVE BILL 1241. Placed on General File.

(Signed) Rudolf C. Kokes, Chairman

Labor

LEGISLATIVE BILL 1318. Placed on General File as amended.
Standing Committee amendment to LB 1318:
1. On page 2, line 7 reinstate the stricken "ten"
and strike "twelve".

(Signed) Harold T. Moylan, Chairman

UNANIMOUS CONSENT–Print In Journal

Mr. Barnett asked unanimous consent to print the following amendments to LB 1095 in the Journal. No objections. So ordered.

1. Strike section 1 and insert:
"Section 1. That section 39-727, Revised
Statutes Supplement, 1971, be amended to read as follows:

39-727. It shall be unlawful for any person to operate or be in the actual physical control of any motor vehicle while under the influence of alcoholic liquor or of any drug or when that person has ten-hundredths of one per cent or more by weight of alcohol in his ~~*blood*~~ *body fluid* as shown by chemical analysis of his blood, breath, or urine. Any person who shall operate or be in the actual physical control of any motor vehicle while under the influence of alcoholic liquor or of any drug or while having ten-hundredths of one per cent by weight of alcohol in his ~~*blood*~~ *body fluid* as shown by chemical analysis of his blood, breath, or urine shall be deemed guilty of a crime and, upon conviction thereof, shall be punished as follows: (1) If such conviction is for a first offense, such person shall be imprisoned in the county jail for not more than three months, or shall be fined one hundred dollars, or both such a fine and imprisonment, and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for any purpose for a period of six months from the date of his final discharge from the county jail, or the date of payment or satisfaction of such fine, whichever is the later, and shall order that the operator's license of such person be revoked for a like period; (2) if such conviction is for a second offense such person shall be imprisoned in the county jail for not less than five days nor more than three months, and shall be fined the sum of three hundred dollars, and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for any purpose for a period of one year from the date of his final discharge from the county jail, or the date of payment or satisfaction of such fine, whichever is the later, and shall order that the operator's license of such person be revoked for a like period, and if the motor vehicle which such person was operating or was actually physically controlling, while under the influence of alcoholic liquor or any drug, is registered in the name of such person, the motor vehicle shall be impounded in a reputable garage by the court for a period of not less than two months nor greater than one year at the expense and risk of the owner thereof; *Provided,* any motor vehicle so impounded shall be released to the holder of a bona fide lien thereon, executed prior to such impounding, when possession of such motor vehicle is requested in writing by such lienholder for the purpose of foreclosing and satisfying his lien thereon; and (3) if such conviction is for a third offense, or subsequent

offense thereafter, such person shall be imprisoned in the Nebraska Penal and Correctional Complex for not less than one year nor more than three years and the court shall, as part of the judgment of conviction, order such person not to drive any motor vehicle for a period of one year from the date of his final discharge from the Nebraska Penal and Correctional Complex, and shall order that the operator's license of such person be revoked for a like period. Such penalties as provided for in subdivisions (2) and (3) of this section shall be applicable regardless of whether the prior conviction or convictions was or were based upon violation of state law or upon violation of a city or village ordinance, or both. Any city or village may enact ordinances in conformance with this section *and section 39-727.03.* Upon conviction of any person of a violation of such a city or village ordinance, the provisions of this section with respect to the license of such person to operate a motor vehicle shall be applicable the same as though it were a violation of this section."

RESOLUTIONS

LEGISLATIVE RESOLUTION 32. LR 32 found in the Journal on page 654 for the Twenty-Seventh Day was adopted with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Epke asked unanimous consent to be excused at noon today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 817. Laid over.

LEGISLATIVE BILL 1042. Enrollment and Review amendments found in the Journal on page 648 for the Twenty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 674. Enrollment and Review amendments found in the Journal on page 648 for the Twenty-Seventh Day were adopted.

Laid over.

LEGISLATIVE BILL 373. Enrollment and Review amendments found in the Journal on page 648 for the Twenty-Seventh Day were adopted.

Mr. Warner offered the following amendment which was adopted by unanimous consent:

Add the Emergency Clause to LB 373 on Select File.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1177. Enrollment and Review amendments found in the Journal on page 649 for the Twenty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Rule Changes

Mr. Warner moved the adoption of the Rule Changes found in the Journal on page 665 for the Twenty-Seventh Day.

Rule change to Rule 1 was adopted with 33 ayes, 0 nays and 16 not voting.

Mr. Warner moved to adopt the Rule Change to Rule 2.

Mr. Kremer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 27 ayes, 8 nays and 14 not voting.

Mr. Warner requested a Call of the House. The Call showed 44 members present.

Mr. Barnett moved the Call be raised. The motion prevailed with 29 ayes, 6 nays and 14 not voting.

Rule change to Rule 2 failed with 29 ayes, 13 nays and 7 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

285	905	1040	1169

The following bills were correctly enrolled:

760	777	1018

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

760	777	1018	LR 31

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 11, 1972, at 9:30 a.m.: LB 1036.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS
Agriculture and Recreation

LEGISLATIVE BILL 1309. Placed on General File as amended.
Standing Committee amendments to LB 1309:

1. On page 5, after line 13, insert a new section 3 as follows:

"Sec. 3. That section 54-116, Revised Statutes Supplement, 1971, be amended to read as follows:

54-116. No person or persons, whether as principal or agent, shall hereafter sell or otherwise dispose of any livestock, nor shall any person, whether as principal or agent, buy, purchase, or otherwise receive any such stock, unless the person or persons so selling or disposing of any such stock shall give, and the person or persons buying, purchasing or otherwise receiving any such stock shall receive, a properly executed bill of sale in writing to the stock so sold; *Provided, anyone having cattle which were inspected pursuant to section 54-152, Revised Statutes Supplement, 1971, shall be deemed to have complied with this section.* Any person who shall violate or fail to comply with any of the provisions of this section shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in a sum of not less than twenty-five dollars nor more than five hundred dollars, or imprisoned in the county jail not less than thirty days nor exceeding six months, or both.".

and renumber the existing sections accordingly.

2. On page 5, line 25, after the period insert: *"The feeder shall replace one cattleman in August 1972.".*

3. On page 6, after existing section 3, insert a new section as follows:

"Sec. 5. That section 54-152, Revised Statutes Supplement, 1971, be amended to read as follows:

54-152. No owner, seller, shipper, person, persons, or their servant or servants, or agent or agents shall sell or cause to be sold or offer for sale, any cattle at any livestock auction market, farm or ranch sale, within the brand area of the State of Nebraska or at any market designated as an open market by the Nebraska Brand Committee until all such cattle are first inspected for brands by the Nebraska Brand Committee; *Provided,* only cattle originating in the Nebraska brand area are covered by this section *when*

consigned to an open market. No person, firm, association, partnership or corporation shall sell or trade any cattle located within the brand area of Nebraska; nor shall any person, firm, association, partnership or corporation buy or purchase any such cattle, unless and until each such aminal (sic) has been inspected for brands and ownership, and a brand inspection certificate or clearance issued by the Nebraska Brand Committee. Any person, firm, association, partnership, corporation or authorized agent, selling such cattle shall present to the brand inspector a properly executed bill of sale, brand clearance, or other satisfactory evidence or ownership, which shall be filed with the original inspection certificate in the records of the Nebraska Brand Committee. At any time a brand inspection is required by law, any duly authorized Nebraska brand inspector or brand investigator shall have the authority to transfer evidence of ownership of such cattle from a seller to a buyer.".

4. On page 6, line 8, strike "section" and insert "sections"; after "54-104" insert ", 54-116 and 54-152".

(Signed) Loran Schmit, Chairman

NOTICE OF COMMITTEE HEARINGS
Committee on Committees

February 11, 1972

The Committee on Committees will meet at 1:00 P.M. on Thursday, February 24, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, to the Agricultural Products Industrial Utilization Committee, as follows:

Ervin Friehe
Holly Hodge, Jr.
Robert Rauner
Ray Ratliff
Ronald Kelly
Jack Quackenbush
Gary Shults

The Committee on Committees will meet at 1:00 P.M. on Tuesday, February 22, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

State Board of Health:
Mrs. Maxine Morrison
Dr. Clarence Davis, Jr.
D. M. Krogh, D.C.

Board of Public Roads Classifications and Standards:
David O. Coolidge
F.B. Thompson
Roberts W. Laing
J. R. McBride

(Signed) Richard F. Proud, Chairman

UNANIMOUS CONSENT–Executive Session

Mr. Syas asked unanimous consent to hold an Executive Session of the Consitutional Revision Committee at 1:15 p.m., today. No objections. So ordered.

UNANIMOUS CONSENT–Print In Journal

Mr. Marvel asked unanimous consent to have the following amendment to LB 1476 printed in the Journal. No objections. So ordered.

Amendment No. 6.

1. Amend section 83, page 72, line 1, by striking the semi-colon after "Fund" and adding the following: ", Nebraska Orthopedic Hospital Fund;". On line 6, strike the semi-colon after "Fund" and add the following: ", Municipal Retirement Fund;". On line 9, strike the semi-colon after "Fund" and add the following: ", University of Nebraska at Omaha Endowment Fund;". On page 73, line 4, strike the semi-colon after "Annuity" and add the following: ", Future Judges Retirement Fund, State Employees Retirement Fund;".

2. Amend section 11, page 12, line 8, by striking "21,791" and inserting "21,296".

3. Amend section 87, page 76, by striking entirely lines 8 through 16 and inserting in lieu thereof the following paragraph:

"(b) Program No. 403 -- School for the Trainable Retarded (Cozad School) - The appropriation for Program 403 assumes that the school will require payment from the pupils' home school district of an amount equal to that school district's average per pupil cost and also require the county in which the student resides to pay $400 per student as a special education cost. All such income receipted to the school's cash fund shall be used to meet the operating costs of the school and all such expenditures shall result in a corresponding savings in general fund expenditures."

4. Amend LB 1476 as amended, section 18, page 18, line 4, by striking "105,630" and inserting "605,630" and by striking "1,647,126" and inserting "2,147,126"; also amend line 11 by striking "954,711" and inserting "1,454,711" and by striking "3,827,304" and inserting "4,327,304"; also, amend line 6 of the same section by striking "401,582" and inserting "467,774".

5. Amend section 10, page 7, line 19, by striking "66,244" and inserting "69,084" in both places; also amend line 21 by striking "51,344" and inserting "54,184"; also, amend the same section, page 8, line 2, by striking "66,244" and inserting "69,084" and striking "133,396" and inserting "136,236".

6. Amend section 68, page 59, line 1, by striking "92,448" and inserting "95,288" in both places; also line 3 by striking "80,384" and inserting "83,224"; also line 5 by striking "92,448" and inserting "95,288" in both places.

7. Amend section 42, page 33, by striking entire matter in lines 3 through 8; also amend line 10 by striking "22,152" and by striking "153,503" and inserting "131,351".

8. Amend section 23, page 21, line 17, by striking "5,651,336" and inserting "5,658,683" and striking "6,630,228" and inserting "6,637,575"; also amend line 22, same section, by striking "959,177" and inserting "936,252" and by striking "3,045,092" and inserting "3,022,167"; also amend same section, page 22, line 5, by striking "21,698,807" and inserting "21,683,229" and striking "36,833,733" and inserting "36,818,155".

	Fund Distribution in Dollars			
	(G) General Fund	(C) Cash Fund	(F) Federal Fund	Total Appropriations By Program
9. Amend section 2, page 3, line 2, by striking "119,054" and inserting "249,054" in both places; also amend line 12, page 3, by striking "1,533,426" and inserting "1,663,426" and by striking "1,693,608" and inserting "1,823,608"; also amend page 3, line 4, by striking "109,599" and inserting "181,939".				
10. Amend LB 1476 by striking all of section 17 and inserting in it's place the following new matter:				
Sec. 17. Department of Banking -- Agency No. 19				
(1) Program No. 028 -- Departmental Administration		103,346		103,346
Personal Services expenditures shall not exceed $76,588.				
(2) Program No. 065 -- Enforcement of Standards-Financial Institutions & small loan companies		397,964		397,964
Personal Services expenditures shall not exceed $348,150.				
(3) Program No. 066 -- Enforcement of Standards-Securities		39,891		39,891
Personal Services Expenditures shall not exceed $23,094.				
The unexpended Cash Fund balances existing on June 30, 1972, for the programs in subsections (1) to (3) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 19 and Fund Source		541,201		541,201
11. Amend LB 1476 by striking all of section 27 and inserting in it's place the following new matter:				
Sec. 27. Department of Water Resources -- Agency No. 29				
(1) Program No. 072 -- Enforcement of Standards-Nebraska Power Review Board		58,627		58,627
Personal Services expenditures shall not exceed $38,951.				
The unexpended Cash Fund balances existing on June 30, 1972, are hereby reappropriated.				
(2) Program No. 527 -- Administration of Water Rights	321,884			321,884
Personal Services expenditures shall not exceed $238,114.				
For Informational Purposes only: Total Appropriations to Agency No. 29 and Fund Source	321,884	58,627		380,511
12. Amend LB 1476 by striking all of section 27 and inserting in it's place the following new matter:				

	Fund Distribution in Dollars			
	(G) General Fund	(C) Cash Fund	(F) Federal Fund	Total Appropriations By Program
Sec. 28. Military Department -- Agency No. 31				
(1) Program No. 192 -- Governor's Emergency Program	250,000			250,000
(2) Program No. 544 -- National and State Guard and General Support	693,255	88,624		781,879
Personal Services expenditures shall not exceed $462,451.				
(3) Program No. 545 -- Civil Defense	136,794	2,470	287,184	426,448
Personal Services expenditures shall not exceed $242,280.				
(4) Program No. 565 -- Emergencies and Incidentals	25,000		500,000	525,000
The unexpended Cash Fund balances existing on June 30, 1972, in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 31 and Fund Source	1,105,049	91,094	787,184	1,983,327
13. Amend section 60 of LB 1476, as amended, by adding a new subsection following after the last subsection as follows:				
(9) Telecommunications	160,000			160,000
Personal Services expenditures shall not exceed $41,675.				
Revolving Fund expenditures for this program are estimated at $1,348,030.				
14. Amend section 60 of LB 1476, as amended, by amending the total apporpriations to the agency to read as follows:				
	1,766,888			4,570,989
	~~1,606,888~~	2,491,827	312,274	~~4,410,989~~

15. On page 70, lines 5 and 6, reinsert the previously strickened matter following the Telephone Expense Revolving Fund to read: "Telecommunication Revolving Fund".

Mr. Whitney asked unanimous consent to have the following amendment to LB 1476 printed in the Journal. No objections. So ordered.

Amend LB 1476 to read as follows:
1. pg 33, line 13, strike "698,641" and insert "642,674" in col. (G)
pg 33, line 13, strike "881,126" and insert "937,093" in column (C)
pg 34, line 11, strike "1,951,105" and insert "1,895,138" in column (G)
pg 34, line 11, strike "1,046,153" and insert "1,102,120" in column (C)
2. Pg 34, line 14, strike "1,1737,453" and insert "1,642,159" in column (G)
pg 34, line 14, strike "2,010,279" and insert "2,105,573" in column (C)
pg 35, line 13, strike "3,761,095" and insert "3,665,801" in column (G)
pg 35, line 13, strike "2,312,203" and insert "2,407,497" in column (C)
3. pg 36, line 17, strike "569,312" and insert "514,645" in column (G)
pg 36, line 17, strike "1,141,868" and insert "1,196,535" in column (C)
pg 37, line 16, strike "1,921,692" and insert "1,867,025" in column (G)
pg 37, line 16, strike "1,298,588" and insert "1,353,255" in column (C)
4. pg 35, line 16, strike "283,528" and insert "261,608" in column (G)
pg 35, line 16, strike "388,310" and insert "410,230" in column (C)
pg 36, line 14, strike "474,336" and insert "496,256" in column (C)
Amend the standing commmittee amendment to LB 1476 to read as follows:
(6) Amend section 45, page 35, line 24, by striking "165,797" and inserting "148,170", strike "207,856" and insert "225,483". On page 36, line 14, strike "1,009,053" and insert "969,506", strike "207,856" and insert "225,483".
Sec. 47.,(2) strike "17,818,496" and insert "17,484,719" and strike "11,437,806" and insert "11,771,583"; and strike "27,984,922" and insert "27,651,145" and strike "12,181,316" and insert "12,515,093"; after the lettering "for imformational purposes only."
Sec. 48., (2) strike "3,816,610" and insert "3,681,933" and strike "6,127,453" and insert "6,262,130" and strike "6,172,829" and insert "6,038,152" and strike "6,665,080" and insert "6,799,757", after the lettering "for informational purposes only."

GENERAL FILE

LEGISLATIVE BILL 1036A. Title read. Considered.

Mr. Schmit offered the following amendment which is pending:
1. On page 2, line 2 strike "seventy-five thousand one hundred sixty-two" and insert "ninety-seven thousand four hundred twenty-two" and in line 9 strike "twelve thousand three hundred sixty-two" and insert "twenty eight thousand nine hundred forty-two".

Laid over.

LEGISLATIVE BILL 1145. Title read. Considered.

Standing Committee amendments found in the Journal on page 566 for the Twenty-Second Day were adopted with 27 ayes, 0 nays and 22 not voting.

Mr. Epke offered the following amendments which were adopted:
1. Insert a new section to read:
"Sec. 3. That section 32-4,152, Revised Statues

Supplement, 1971, be amended to read as follows:

32-4,152. (1) Vacancies in city and village offices shall be filled by appointment by the mayor and council or board of trustees for the balance of the unexpired term, except as provided in ~~subsections~~ *subsection* (2) ~~*and (3)*~~ of this section.

~~*(2) When any vacancy occurs prior to the final day for filing as a candidate for election at the next city or village election, such appointment shall run only until a successor is elected and qualified at such election.*~~

~~*(3)*~~ *(2)* Vacancies in city offices in any home rule charter city shall be filled as provided in the home rule charter.".

2. Amend original section 2 to read:

"Sec. 4. That original sections 16-217 and 17-115, Reissue Revised Statues of Nebraska, 1943, and section 32-4,152, Revised Statutes Supplement, 1971, are repealed.".

3. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

STANDING COMMITTEE REPORT
Urban Affairs

LEGISLATIVE BILL 1317. Indefinitely postponed.

LEGISLATIVE BILL 1344. Indefinitely postponed.

LEGISLATIVE BILL 1143. Placed on General File as amended.
Standing Committee amendment to LB 1143:

1. Strike the new matter on pages 2 and 3 and insert: *"Any municipality whose valuation has been reduced so that the maximum levy permitted by this section is inadequate to produce the necessary revenue may exceed such maximum levy upon the presentation to the governing body of petitions signed by a majority of the registered voters of the municipality requesting such action and specifying the extent to and period of time, not to exceed five years, in which such maximum may be exceeded. No signature may be withdrawn after the petitions have been filed with the governing body. The governing body shall cause such petitions, accompanied by the certificate of the county clerk or election commissioner that he has examined the petitions and that they have been signed by a majority of the registered voters of the municipality, to be filed with the county board or boards of the county or counties in which the municipality is located. After such filing, the governing body may exceed the maximum*

mill levy to the extent and for the period of time specified in the petitions.".

LEGISLATIVE BILL 1272. Placed on General File as amended.
Standing Committee amendments to LB 1272:

1. On page 2 strike lines 23 to 27 and show old matter as stricken.

2. On page 3 strike line 1 and show as stricken matter, and on line 2 strike "three" and insert "~~*three*~~ *one and one half*".

LEGISLATIVE BILL 1387. Placed on General File.

LEGISLATIVE BILL 1430. Placed on General File as amended.
Standing Committee amendments to LB 1430:

1. On page 5 lines 18 and 19 reinstate the stricken matter and lines 19 and 20 strike the new matter.

2. On page 7 line 23 insert after the stricken period the following:
"Such bonds may be issued either before or after the completion of the acquisition or construction of the off-street parking facility, as the mayor and city council may determine best. For the purpose of paying costs of an off-street parking facility prior to issuance of bonds, warrants may be issued by the mayor and city council upon such terms as the mayor and city council may determine, which warrants shall be redeemed and paid upon the sale of bonds herein authorized.".

3. Add a new section 6 to read as follows:
"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1442. Placed on General File.

LEGISLATIVE BILL 1454. Placed on General File.

(Signed) Harold D. Simpson, Chairman

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

MOTION—Introduce New Bills

Mr. Marvel moved the introduction of a new bill by the Appropriations Committee to be known as LB 1493. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Marvel moved the introduction of a new bill by the Appropriations Committee to be known as LB 1494. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Marvel moved the introduction of a new bill by the Appropriations Committee to be known as LB 1495. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 905A. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to appropriate seventy-one thousand nine hundred fifty-four dollars from the state General Fund for the period ending June 30, 1972, to the Department of Agriculture, Agency No. 18 for Program 333 to aid in carrying out the provisions of Legislative Bill 905, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

LEGISLATIVE BILL 1492. At the request of the Governor, by William F. Swanson, 27th District.

A BILL FOR AN ACT to amend sections 71-3608, 71-3610, 71-3611, and 71-3612, Reissue Revised Statutes of Nebraska, 1943, relating to communicable tuberculosis; to provide treatment for persons having communicable tuberculosis as prescribed; to provide for costs of care and transportation, and payment of same as prescribed; and to repeal the original sections; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 1493. By the Appropriations Committee, Richard D. Marvel, 33rd District, Chairman; E. Thome Johnson, 15th District; David H. Stahmer, 8th District; Herb Nore, 22nd District; Fern Hubbard Orme, 29th District; John S. Savage, 10th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 79-2110, Revised Statutes Supplement, 1971, relating to schools; to change the name of the Department of Education Fund to the Instructional Television Cash Fund as prescribed; and to repeal the original section.

LEGISLATIVE BILL 1494. By the Appropriations Committee, Richard D. Marvel, 33rd District, Chairman; E. Thome Johnson, 15th District; David H. Stahmer, 8th District; Herb Nore, 22nd District; Fern Hubbard Orme, 29th District; John S. Savage, 10th District and Robert L. Clark, 47th District.

A BILL FOR AN ACT to amend section 84-304, Revised Statutes Supplement, 1969, relating to the Auditor of Public Accounts; to provide that the Auditor of Public Accounts may contract for audits to be made by reputable public accountants; to give effect to such audits; and to repeal the original section.

LEGISLATIVE BILL 1495. By the Appropriations Committee, Richard D. Marvel, 33rd District, Chairman; E. Thome Johnson, 15th District; David H. Stahmer, 8th District; John S. Savage 10th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District and Robert L. Clark, 47th District.

A BILL FOR AN ACT relating to highway safety; to provide for a Highway Safety Commission and its duties; to provide for a Director of Highway Safety, his appointment, term, duties, and compensation; to establish the Highway Safety Advisory Committee, and provide for its members, appointments, duties, and compensation; to provide for local highway safety commissions, their membership and duties; to provide an operative date; and to declare an emergency.

LEGISLATIVE BILL 1496. At the request of the Governor, by Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to amend sections 39-2310 and 66-424 Revised Statutes Supplement, 1971, relating to the Highway Cash Fund; to provide for deposits to and disbursements of such fund, as prescribed; and to repeal the original sections.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1492	Public Health and Welfare
1493	Appropriations
1494	Appropriations
1495	Appropriations
1496	Appropriations

(Signed) William F. Swanson, Chairman
Executive Board

UNANIMOUS CONSENT – Print in Journal

Mr. Ziebarth asked unanimous consent to have the following amendment to LB 690 printed in the Journal. No objections. So ordered.

Sec. 4. That section 43-607, Revised Statutes Supplement, 1969, be amended to read as follows:

43-607. The board of education ~~or board of trustees~~ shall furnish one of the following types of education to the handicapped children who are residents of the school district:

(1) Pay the per pupil cost of the special program in which the child is enrolled in any district *or educational service unit* ~~and~~ *and* ~~an amount not to exceed two hundred dollars to the parent or guardian for actual~~ *provide for the* transportation expenses ~~per year~~ for those handicapped children who are forced to leave the school district temporarily because of lack of education ~~and trainable~~ services; *Provided,* that ~~any parent or guardian having more than one handicapped child in his custody or control shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year;~~ *payments to a parent or guardian for transportation expenses for such child shall* ~~not exceed two hundred dollars per year,~~ *be made in accordance with provisions of section 79-490, and when any parent or guardian has more than one handicapped child in his custody or control enrolled in programs at the same location, the aggregate amount of payments to such parent or guardian shall not exceed* ~~two hundred dollars~~ *the cost of transportation of one such child per year;*

(2) ~~Provide transportation for those deaf or visually or orthopedically handicapped and trainable mentally retarded children within the school district who are physically able to take care of themselves in the regular school; Provided, that any parent or guardian shall be limited to an aggregate amount of two hundred dollars for such transportation expenses per year;~~ *Provide for the transportation expenses within the school district of any deaf, visually handicapped, orthopedically handicapped, trainable mentally retarded, or seriously emotionally disturbed, or specific learning disability child or other handicapped child for whom transportation is otherwise required by law, who is enrolled in a special educational program of the district; Provided, that* ~~payments to~~ *a parent or guardian* ~~for transportation expenses for~~ *transporting such child shall* ~~not exceed two hundred dollars per year,~~ be paid *for each day of attendance 40¢ per mile for each mile or fraction thereof of the distance between the residence and the school of attendance, and when any parent or guardian has more than one child in his custody or control enrolled in programs at the same location, the aggreage amount of payments to such parent or guardian shall not exceed* ~~two hundred dollars~~ *the cost of transportation of one such child per year;*

(3) Provide visiting teachers for the homebound handicapped child, such teachers to be certified and qualified in the same manner as required for other teachers in Nebraska;

(4) Provide correspondence instruction approved by the Commissioner of Education; or

(5) Provide any other method of instruction approved by the Commissioner of Education.

Sec. 5. That section 43-611, ~~Reissue Revised Statutes of Nebraska, 1943,~~ *Revised Statutes Supplement, 1971,* be amended to read as follows:

43-611. ~~All funds~~ *Sufficient funds shall be* appropriated by the Legislature to carry out the provisions of *section 43-601 and* sections 43-604 to ~~43-616~~ 43-616.01, ~~shall~~ *such funds to* be channeled through the office of the State Department of Education and the department shall be authorized to expend such funds upon proper vourchers (sic) approved by the department and warrants issued by the Director of Administrative Services for (1) financial reimbursement to local school districts~~,~~ *or* educational service units, *including* full *reimbursement for the amount expended* pursuant to sections 43-607 and 43-616.01 *for actual transportation expenses per year* ~~not to exceed two hundred dollars~~ not to exceed four hundred dollars *for handicapped* and trainable mentally retarded *children,* ~~forced to leave the district temporarily because of lack of educational and trainable services,~~ *(2) instructional aids and consultative, superivosry, (sic) research and testing services to local school districts, and (3) salaries, wages, maintenance, supplies, travel, and other expenses essential to carrying out the provisions for special education.*

VISITORS

Mr. Luedtke introduced 30 students from East High School, Lincoln.

Mr. Savage introduced 2 students, Martin Jensen and Lennie Schaffer, from St. Pius X High School, Omaha.

RESOLUTION

LEGISLATIVE RESOLUTION 34.

Introduced by Gerald Stromer, 36th District; Wayne Ziebarth, 37th District; Herbert Duis, 39th District.

WHEREAS, the 1969 Legislature adopted a package of road bills with drastic allocation changes between political subdivisions for the distribution of highway user funds; and

WHEREAS, the cost of construction, repair and maintaining the bridges has increased greatly; and

WHEREAS, Legislative Bill 1088 was introduced in the 1972 session providing that the state construct, repair and maintain all bridges crossing streams over three hundred feet in width; and

WHEREAS, the present formula gives ten per cent weight factor to bridges over twenty feet in length in the allocation of highway user funds; and

WHEREAS, many counties are approaching their constitutional mill levy limits.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Executive Board of the Legislative Council appoint a committee to:

(1) Conduct a comprehensive study of all bridges located upon county and township roads, including costs of construction, improvement and maintenance;

(2) That the study cover the broad spectrum of funds available for construction, improvement and maintenance of county bridges, including review of funding formulas and allocations; and

(3) That the committee report to the next regular session of the Legislature the results of the study, together with its recommendations.

Referred to the Executive Board.

ADJOURNMENT

At 12:01 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, February, 14, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

TWENTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 14, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Gracious God, we acknowledge that most of us are expert when it comes to hiding who we really are. We build invisible walls that keep people at arms length. For Thy mercies sake, give us courage to be ourselves and to run the risk of self-disclosure. Grant that even those who come to us with a request we have to reject will find themselves saying, "we have received a hearing. He tried to understand. He let us know where he stood." Amen.

ROLL CALL

The roll was called and all members were present except Mr. Wiltse who is excused and Messrs. DeCamp and Snyder were excused until 10:30 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Twenty-Eighth Day was approved.

UNANIMOUS CONSENT—Members Excused

Messrs. Kime and Kokes asked unanimous consent to be excused at 10:30 a.m. today. No objections. So ordered.

COMMUNICATIONS

February 11, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to express my sincere appreciation to the President, the Speaker, and members of the Legislature for the privilege of offering the morning invocations February 7th through February 11th.

The courtesies and the kindness of the individual Senators, the Pages, and Chamber Police is greatly appreciated. The affairs of the State and its future are in excellent hands.

Respectfully yours,

(Signed) Reverend John F. Streng
Temporary Chaplain

JFS:g

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 14, 1972, at 9:00 a.m.: LB 760, LB 777 and LB 1018.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 650. Replaced on Select File as amended. Enrollment and Review amendments to LB 650:

1. In new section 5, line 7, insert a comma after "Lancaster".
2. In new section 7, line 13, strike "this" and insert "the".

LEGISLATIVE BILL 343. Replaced on Select File as amended. Enrollment and Review amendment to LB 343:

1. On page 14, line 21, strike "refund" and insert "~~refund~~ *credit*".

LEGISLATIVE BILL 895. Replaced on Select File as amended. Enrollment and Review amendments to LB 895:

1. On page 17, line 15, strike "or".
2. In E & R amendment 14, line 5, strike "7" and insert "(7)".
3. On page 6, line 2, strike "recaption" and insert "recaptive".

LEGISLATIVE BILL 1096. Placed on Select File as amended. Enrollment and Review amendments to LB 1096:

1. Insert the Whitney amendment immediately following the Carpenter amendment.

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, strike lines 2 and 3 and insert: "FOR AN ACT relating to public health, to provide for the examination and treatment for"; in line 5 strike "; and" and insert "as prescribed; to provide exemptions from liability; to provide for parental liability for expenses; to provide for interviews as prescribed;"; and in line 7, insert "; and to declare an emergency" after "1969".

LEGISLATIVE BILL 1302. Placed on Select File as amended.
Enrollment and Review amendments to LB 1302:

1. On page 2, line 7, strike the second comma; and in line 14, strike "treatment" and insert "treatments".

2. In the title, strike lines 2 and 3 and insert: "FOR AN ACT relating to public health; to provide for the examination and treatment for"; in line 4 insert "of" after "condition"; and in line 6, strike the semicolon and insert "as prescribed; to provide exemptions from liability;".

(Signed) Duke Snyder, Chairman

ANNOUNCEMENT

Speaker Hasebroock announced that Mr. Mahoney has been elected a Member of the Governing Board of the Council of State Governments.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 550.

A BILL FOR AN ACT to amend section 79-442, Revised Statutes Supplement, 1971, relating to schools; to increase the maximum amount of contract in which a school officer may be interested; to provide an additional prohibition; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Epke	Goodrich

Hasebroock	Johnson	Kennedy	Klaver	Kokes
Kremer	Luedtke	Mahoney	Morgan	Moylan
Orme	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Ziebarth	

Voting in the negative, 7:

Chambers	Holmquist	Keyes	Lewis	Maresh
Nore	Proud			

Not voting, 8:

DeCamp	Elrod	Kime	Marvel	Pfister
Snyder	Warner	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 664.

A BILL FOR AN ACT to amend section 60-332, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to provide a special registration fee for certain trailers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

DeCamp	Luedtke	Morgan	Snyder	Warner
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 716.

A BILL FOR AN ACT to adopt the Water Pollution Control Tax Refund Act.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Burbach	Carsten	Carstens	Clark	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Klaver
Kokes	Kremer	Luedtke	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Stahmer	Stromer	Swanson
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 8:

Barnett	Carpenter	Keyes	Lewis	Mahoney
Skarda	Stull	Syas		

Not voting, 6:

Chambers	DeCamp	Pfister	Simpson	Snyder
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1015.

A BILL FOR AN ACT relating to education; to adopt the Interstate Agreement on Qualification of Educational Personnel; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Marvel	Morgan

Moylan	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

DeCamp	Hasebroock	Maresh	Nore	Snyder
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 311.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide compensation for members of the Legislature as prescribed; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature; *Provided,* that when the Legislature is redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their term. Each member shall be nominated and elected in a non-artisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive an annual salary of not to exceed four hundred dollars per month during the term of his office for services while attending sessions of the Legislature. In addition to his salary, each member shall receive an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive a per diem

compensation as provided by law for such services when they are on legislative business when the Legislature is not in session and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for a per diem compensation for members of the Legislature as provided by law for services when the Legislature is not in session.
For
Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carpenter	Carsten	Carstens	Chambers
Clark	Duis	Elrod	Goodrich	Johnson
Keyes	Kime	Klaver	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Orme
Pfister	Proud	Simpson	Skarda	Stahmer
Stromer	Swanson	Syas	Warner	Whitney
Ziebarth				

Voting in the negative, 11:

Burbach	Epke	Hasebroock	Holmquist	Kennedy
Kokes	Kremer	Morgan	Schmit	Stull
Waldo				

Not voting, 7:

Craft	DeCamp	Nore	Savage	Snyder
Waldron	Wiltse			

Having failed to receive a constitutional four-fifths majority having voted in the affirmative, with the primary election clause attached, the question is, "Shall the bill pass with the general election clause inserted?"

Mr. Skarda requested a Call of the House. The Call showed 45 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 30 ayes, 8 nays and 11 not voting.

Mr. Carpenter requested a Roll Call vote on placing LB 311 on the General election ballot.

Voting in the affirmative, 30:

Barnett	Carpenter	Carsten	Carstens	Chambers
Clark	Duis	Elrod	Goodrich	Johnson
Keyes	Kime	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Orme	Pfister
Proud	Simpson	Skarda	Stahmer	Stromer
Swanson	Syas	Waldron	Whitney	Ziebarth

Voting in the negative, 14:

Burbach	Epke	Hasebroock	Holmquist	Kennedy
Klaver	Kremer	Morgan	Nore	Savage
Schmit	Stull	Waldo	Warner	

Not voting, 5:

Craft	DeCamp	Kokes	Snyder	Wiltse

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Reconsider Action

Mr. Warner moved to reconsider the action taken on LB 719 on Final Reading.

Mr. Warner requested a Call of the House. The Call showed 45 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 33 ayes, 4 nays and 12 not voting.

The Warner motion to reconsider lost with 25 ayes, 12 nays and 12 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

1023 1042 1078 1177

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS
Judiciary

LEGISLATIVE BILL 1182. Placed on General File as amended.
Standing Committee amendments to LB 1182:

1. On page 3, line 20, insert *"or revised articles of incorporation"* after "incorporation".

2. On page 16, line 13, insert *"or trade name"* after *"name"*.

3. On page 17, line 8, insert *"and recording"* after "filing", lines 11 and 16 strike the work (sic) "then" and insert *"~~then~~ previously designated"*.

4. Strike section 16 and renumber original sections 17 to 24 as sections 16 to 23 respectively. Add a new section 24 to read as follows:

"Sec. 24. That section 21-2048, Revised Statutes Supplement, 1971, be amended to read as follows:

21-2048. The officers of a corporation shall consist of a president, one or more vice presidents as may be prescribed by the by-laws, a secretary, and a treasurer, each of whom shall be elected by the board of directors at such time and in such manner as may be prescribed by the by-laws. Such other officers and assistant officers and agents as may be deemed necessary may be elected or appointed by the board of directors or chosen in such other manner as may be prescribed by the by-laws. Any two or more offices may be held by the same person~~, except the offices of president and secretary and except the offices of president and vice president unless where the law requires that all officers and directors be stockholders of the corporation.~~

All officers and agents of the corporation, as between themselves and the corporation, shall have such authority and perform such duties in the management of the corporation as may be provided in the by-laws, or as may be determined by resolution of the board of directors not inconsistent with the by-laws.".

5. On page 51, line 16 strike *"Duplicate originals"* and insert *"The original and a duplicate copy of the restated articles of incorporation"*, line 21, strike *"franchise"* and insert *"occupation"*, line 22, strike *"each of such"* and insert *"the"*, line 22, strike *"originals"* and insert *"copy"*, strike lines 25 and 26.

6. On page 52, strike lines 1 to 14 and insert *"(2) File the original in his office; and"*, reinstate lines 15 to 17, and on line 15 strike reinstated "(b)" amd (sic) insert *"~~(b)~~ (3)"*.

7. On page 73, line 14, insert *"any trade name registered with the Secretary of State or"* after *"to"*, and

line 19, insert "*or holder of trade name registration*" after "*name*".

(Signed) Roland Luedtke, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 32.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the Rules to take LR 24 from the Agriculture and Recreation Committee and consider it today. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Considered. LR 24 was adopted with 39 ayes, 0 nays and 10 not voting.

UNANIMOUS CONSENT—Withdraw LB 1294

Mr. Elrod asked unanimous consent to withdraw LB 1294. Laid over.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1085A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate ten thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Legislative Council, Agency No. 3, for Program 526, to aid in carrying out the provisions of Legislative Bill 1085, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1328A. By Ellen Craft, 45th District.

A BILL FOR AN ACT to appropriate one thousand eighty dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the State Arena Board, Agency No. 87, for Program 322 to aid in carrying out the provisions of Legislative Bill 1328, Eighty-second Legislature, Second Session, 1972.

NOTICE OF COMMITTEE HEARINGS
Public Health and Welfare

LB 1489 Tuesday, February 22, 1972 2 p.m.

LB 1490	Tuesday, February 22, 1972	2 p.m.
LB 1492	Tuesday, February 22, 1972	2 p.m.

(Signed) Thomas Kennedy, Chairman

SELECT COMMITTEE REPORT
Committee on Committees

February 10, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the following appointments to the Game and Parks Commission listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a recored (sic) vote on each confirmation.

William Lindeken

Committee Vote: For: (9) Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Savage, Syas and Wiltse

Against: None

Absent and not voting: (4) Senators, Proud, Schmit, Waldron and Warner

Gerald "Bud" Campbell

Committee Vote: For: (9) Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Savage, Syas and Wiltse.

Against: None

Absent and not voting: (4) Senators Proud, Schmit, Waldron and Warner

February 10, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Ken Jenkins-Public Employees Retirement Board

Committee Vote: For: (9) Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Savage, Syas and Wiltse

Against: None

Absent and not voting: (4) Senators Proud, Schmit, Waldron and Warner

Richard C. Hanna–State Board of Health

Committee Vote: For: (9) Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Savage, Syas and Wiltse

Against: None

Absent and not voting: (4) Senators Proud, Schmit, Waldron and Warner

William H. Riley-Nebraska Investment Council

Committee Vote: For: (9) Senators Carpenter, Clark, Holmquist, Klaver, Kremer, Luedtke, Savage, Syas and Wiltse

Against: None

Absent and not voting: (4) Senators, Proud, Schmit, Waldron and Warner

Respectfully submitted,

(Signed) Terry Carpenter, Vice Chairman

STANDING COMMITTEE REPORTS
Urban Affairs

LEGISLATIVE BILL 1423. Placed on General File as amended.
Standing Committee amendments to LB 1423:

1. Add a new section 2 to read to follows:

"Sec. 2. That section 17-708, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

17-708. The mayor and council or board of trustees shall have no power to appropriate, issue or draw any order or warrant on the treasurer for money, unless the same has been appropriated or ordered by ordinance, or the claim for the payment of which such order or warrant is issued has been allowed according to the provisions of sections 17-714 and 17-715, and funds for the class

or object out of which such claim is payable have been included in the adopted budget statement *or transferred according to law.* ~~*Neither the city council nor the board of trustees nor any department or office of the corporation shall add to the corporation expenditures in any one year anything over and above the amounts provided for in the annual appropriation bill for that year, except as otherwise especially provided in section 17-706 or this section, and no expenditure for any improvement to be paid for out of the general fund of the corporation shall exceed in any one year the amount provided for such an improvement in the adopted budget statement.*~~".

2. Renumber original section 2 as section 3.

3. On page 3 line 1 strike "section 17-706" and insert "sections 17-706 and 17-708", and line 2 strike "is" and insert "are".

LEGISLATIVE BILL 1424. Placed on General File as amended.
Standing Committee amendments to LB 1424:

1. Insert 5 new sections to read:

"Sec. 3. That section 23-227, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-227. The citizens of the several towns of this state, qualified by the Constitution to vote at general elections, shall assemble and hold annual town meetings at their respective towns ~~*on the third Tuesday in Janaury, at such place in such town as the electors thereof at their annual town meetings shall from time to time appoint*~~ *at the time of the budget hearing as provided by sections 23-921 to 23-933.* Notice of the time and the place of holding such meeting, after the first meeting, shall be given by the town clerk by publishing said notice in a newspaper in or of general circulation in said town at least ten days prior to said meeting.

Sec. 4. That section 23-250, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-250. ~~*Within ten days after the third Tuesday in January of each year the town clerk in counties under township organization shall prepare an itemized report as recommended by the Auditor of Public Accounts of all money received and all money paid out during the year by the town board and shall publish the same once within thirty days after the annual town meeting in one newspaper in the county. The expense of the publication of the report shall be paid the same as other town expenses. A copy of such report shall be filed with the*~~

~~county clerk of the county in which such township is located within thirty days after the first Tuesday in January of the year following the year which the report covers.~~ *Not later than the date specified in section 23-923, the town clerk in counties under township organization shall proceed to prepare the township budget as prescribed in sections 23-921 to 23-933.*

Sec. 5. That section 23-252, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-252. In each town, the clerk, the treasurer, and the chairman of the board shall examine the accounts of the overseers of highways for money received and disbursed by them, and shall require all officers to account to such board for any and all such money received and disbursed by such officers in their official capacity. Such board shall examine and audit all charges and claims against the town, and the compensation of all town officers. In case of the absence of any of said officers, or their failure to attend any meeting of the board, the two attending may appoint any qualified elector to act with them in the place of the absentee, and the appointee shall act, only for such meeting, in the place of such absentee as a member of such board. Each township shall make an annual ~~statement of its receipts, disbursements, and other financial transactions upon forms to be prescribed by the Auditor of Public Accounts, which statement shall be filed with the county clerk of the county in which the township is located within thirty days after the first Tuesday in January of the year following the year which the report covers~~ *budget statement as set out in sections 23-921 to 23-933.* The county board may require an audit of the accounts of any township within the county, whenever in its judgment such audit is necessary. The audit shall be made by the Auditor of Public Accounts.

Sec. 6. That section 23-253, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-253. The board shall meet at the town clerk's office or other convenient place for the purpose of examining and auditing the town accounts ~~three times~~ in each *fiscal* year ~~as follows: On the first Thursday after the first Tuesday in January and on the Tuesday next preceding each of the regular meetings of the board of supervisors of the county, and~~ at such ~~other~~ times as the interest of the town may require. Notices of such meetings shall be published once at least ten days before such meeting in a legal newspaper of general circulation

in the *county.* ~~*township; Provided, ten days prior to the annual meeting, the county treasurer shall make out and file with each township board of the county a statement showing the amount of money now on hand.*~~

Sec. 7. That section 23-259, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-259. ~~*(1)*~~ The money necessary to defray the town charges of each town shall be levied on the taxable property in such town in the manner prescribed by ~~*law for raising revenue*~~ *sections 23-921 to 23-933.* The rate of taxes for town purposes shall not exceed eight mills on the dollar upon the assessed value of all the taxable property in such township, except intangible property, for all pruposes.

~~*(2) The electors at the annual town meeting shall determine the amount of money necessary to be levied for town purposes. The town board shall certify to the county clerk the amount of money voted to be raised at the annual town meeting, and said amount shall be levied by the county board on the taxable property in such township, as provided by subsections (1) and (2) of this section, and be collected as other taxes.*~~".

2. Renumber original sections 3 and 4 as sections 8 and 9.

3. On page 6, lines 6 and 7, strike "and 16-706" and insert ", 16-706, 23-227, 23-250, 23-253, and 23-259".

(Signed) Harold Simpson, Chairman

Public Works

LEGISLATIVE BILL 1232. Indefinitely postponed.

LEGISLATIVE BILL 1164. Placed on General File as amended.
Standing Committee amendment to LB 1164:

1. On page 2, line 9, strike ", cargo trailers,", and after line 26 insert "*The provisions of subsections (2), (3), and (4) shall not apply to travel trailers, recreational trailers, or trailers attached to a towing vehicle if such trailers are now licensed in the State of Nebraska.*".

LEGISLATIVE BILL 1252. Placed on General File.

LEGISLATIVE BILL 1274. Placed on General File as amended.
Standing Committee amendment to LB 1274:

1. On page 15, strike lines 7 to 18 and insert the following:

"Public Passenger Transportation Systems

(38) To acquire, by the exercise of the power of eminent domain or otherwise, lease, purchase, construct, own, maintain and operate, of contract for the operation of, public passenger transportation systems, excluding taxicabs and railroad systems, including all property and facilities required therefor, within and without the limits of the city, to redeem such property from prior encumbrance in order to protect or preserve the interest of the city therein, to exercise all powers granted by the Constitution and laws of the State of Nebraska or exercised by or pursuant to a home rule charter adopted pursuant thereto, including but not limited to receiving and accepting from the government of the United States or any agency thereof, from the State of Nebraska or any subdivision thereof, and from any person or corporation, donations, devises, gifts, bequests, loans or grants for or in aid of the acquisition, operation and maintenance of such public passenger transportation systems, and to administer, hold, use, and apply the same for the purposes for which such donations, devises, gifts, bequests, loans or grants may have been made, to negotiate with employees and enter into contracts of employment, to employ by contract or otherwise individuals singularly or collectively, to enter into agreements authorized under the Interlocal Cooperation Act, to contract with and operating and management company for the purpose of operating, servicing and maintaining any public passenger transportation systems any city of the metropolitan class shall acquire under the provisions of this act, and to exercise such other and further powers as may be necessary, incident or appropriate to the powers of such city.".

(Signed) Claire W. Holmquist, Chairman

MOTION – Remaining Bills

Mr. Carpenter moved that the Executive Board and the Speaker bring in recommendations on the bills remaining at the end of this Session, whether to have them re-drafted and introduced next Session. The motion prevailed.

UNANIMOUS CONSENT – Member Excused

Mr. Burbach asked unanimous consent to be excused at 11:00 a.m. for the remainder of the morning. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 820. Mr. Carstens moved to return the bill to General File for his specific amendment found in the Journal on page 597 for the Twenty-Fourth Day.

Mr. Carstens requested a Call of the House. The Call showed 43 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 26 ayes, 6 nays and 17 not voting.

The Carstens motion failed with 22 ayes, 14 nays and 13 not voting.

The Proud amendments found in the Journal on page 626 for the Twenty-Sixth Day were adopted by unanimous consent.

Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 674. Mr. Stull offered the following amendment which was adopted by unanimous consent:

Add the following sentence to Standing Committee Amendments: "The prescribed form and necessary information regarding State funds shall be furnished to the county treasurer by the Department of Revenue by October 1 (one) of each year."

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1472. Advanced to E and R for engrossment.

LEGISLATIVE BILL 690. Mr. Ziebarth asked unanimous consent to withdraw his pending amendments found in the Journal on page 579 for the Twenty-Third Day. No objections. So ordered.

Mr. Ziebarth offered the following amendment to his pending amendments found in the Journal on page 680 for the Twenty-Eighth Day which was adopted by unanimous consent.

On page 7, line 18, new section (3), renumber Sec. 3, 4, 5 as Sec. 4, 5, 6.

(3) Provide for the transportation of children enrolled in the Nebraska School for the Deaf or the Nebraska School for the Visually Handicapped through reimbursement of the parent or guardian for expenses incurred in the transportation to and from school of the child in his custody or control, such reimbursement to be paid at the rate of forty cents per mile for the distance between the place of residence and the State operated school in which the child is enrolled; Provided, that payment to any parent or guardian of a deaf or visually handicapped child enrolled as a residential student in such school shall be limited to an amount determined by no more than five trips per year, that payment to any parent or guardian of a deaf or visually handicapped child transporting the child daily

shall be limited to the number of days of attendance, and that any parent or guardian having more than one deaf or visually handicapped child in his custody or control enrolled in such school be limited to an aggregate amount not to exceed payment based upon the transportation of one child to the State operated school for the deaf or visually handicapped in which he is enrolled most distant from his place of residence;

The Ziebarth amendments as amended were adopted by unanimous consent.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 817. Bracketed at the request of Mr. Holmquist.

SPEAKER HASEBROOCK PRESIDING

STANDING COMMITTEE REPORTS
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1191. Indefinitely postponed.

LEGISLATIVE BILL 1254. Indefinitely postponed.

LEGISLATIVE BILL 1321. Indefinitely postponed.

LEGISLATIVE BILL 1083. Placed on General File as amended.
Standing Committee amendment to LB 1083:
1. On page 2, line 2, strike "shall" and insert "may".

LEGISLATIVE BILL 1205. Placed on General File.

LEGISLATIVE BILL 1212. Placed on General File as amended.
Standing Committee amendments to LB 1212:
1. On page 2, line 12, strike "five" and insert "three".
2. On page 4, line 9, strike "five" and insert "three".

LEGISLATIVE BILL 1247. Placed on General File as amended.
Standing Committee amendment to LB 1247:
1. On page 8, lines 1 and 8, strike the word "ten" and insert the words "thirty-one calendar".

LEGISLATIVE BILL 1266. Placed on General File.

LEGISLATIVE BILL 1273. Placed on General File.

LEGISLATIVE BILL 1334. Placed on General File.

LEGISLATIVE BILL 1339. Placed on General File.

LEGISLATIVE BILL 1369. Placed on General File as amended.
Standing Committee amendments to LB 1369:

1. On page 3, line 12 strike "(1)"; in line 17 after "lies" insert "*and*" and strike "(2)"; in line 19 strike "ten" and insert "*thirty*"; in line 24 strike the comma, insert a period and strike the rest of the line and all of lines 25, 26 and 27.

2. On page 4 strike lines 1 and 2.

LEGISLATIVE BILL 1381. Placed on General File.

LEGISLATIVE BILL 1382. Placed on General File as amended.
Standing Committee amendments to LB 1382:

1. On page 5, line 17, after "not" insert "*be required to*"; and in line 20, after "will" insert "*, together with other income and revenue available for such purpose and however derived,*"; in line 4, strike the second "the" and show as stricken and insert "*any*"; and in lines 11, 12 and 13, reinstate the stricken matter and in line 12 after "operation" insert "*, at least equal to those set by the Department of Health of the State of Nebraska,*".

2. Strike the emergency clause.

LEGISLATIVE BILL 1433. Placed on General File as amended.
Standing Committee amendments to LB 1433:

1. On page 4, line 18, strike "lease-purchase", and insert "*lease*".

2. On page 5, line 20, after "construction" insert "*, excluding interest on indebtedness,*".

3. On page 6, line 1 after "selected," insert "*which may be leased by the State of Nebraska to such person, firm or corporation*"; and in line 4 after "85-402." insert "*The liability of the Board of Regents of the University of Nebraska under such lease shall be limited to the revenue of the field house and the money appropriated from time to time from the University of Nebraska at Lincoln Field House Fund.*".

LEGISLATIVE BILL 1436. Placed on General File.

LEGISLATIVE BILL 1440. Placed on General File.

LEGISLATIVE BILL 1446. Placed on General File as amended.
Standing Committee amendment to LB 1446:

1. On page 2, line 9, after "contract", insert ", not including interest on revenue bonds issued by the city of

Lincoln,"; and in line 25, after the word "Lincoln", insert "Field House Fund to the State Board of Agriculture the sum of".

LEGISLATIVE BILL 1448. Placed on General File as amended.
Standing Committee amendments to LB 1448:

1. On page 3, add the following sections:

"Sec. 4. That section 76-710.01, Revised Statutes Supplement, 1969, be amended to read as follows:

76-710.01. Where any condemner shall have taken or attempts to take property for public use, the damages for taking such property shall be determined according to the laws of this state irrespective of whether the condemner may be reimbursed for a part of such damage from the federal government and such damages shall include all compensable damages suffered by the condemnee including but not limited to reasonable severance damages ~~and the reasonable cost of any necessary removal of personal property of any party occupying such property, irrespective of the length of term of his tenancy, from the real estate being taken~~ and condemnee's abstracting expenses. In determining the amount of such severance damages, account shall be taken, together with other relevant factors, of the economic effect, if any, caused by the severance therefrom of the part taken or sought to be taken upon the whole of such property as a going concern as it will be and remain after the severance. *Any decrease or increase in the fair market value of real property prior to the date of valuation caused by the public improvement for which such property is acquired, or by the likelihood that the property would be acquired for such improvement, other than due to physical deterioration within the reasonable control of the owner, will be disregarded in determining the compensation for the property.* The provisions of this section shall apply to any case now or hereafter pending.

Sec. 5. That original section 76-710.01, Revised Statutes Supplement, 1969, is repealed.".

2. Add the emergency clause.

LEGISLATIVE BILL 1470. Placed on General File.

(Signed) Terry Carpenter, Chairman

GENERAL FILE

LEGISLATIVE BILL 1476. Mr. Carpenter moved that we direct Mr. Marvel to inquire about the federal loan program for welfare. The motion prevailed.

PRESIDENT MARSH PRESIDING

Mr. Carpenter moved to have Mr. Marvel bring in an amendment to transfer money from the Highway Department to the Game and Parks Department for recreation roads and earmark the money. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT–Executive Session

Mr. Proud asked unanimous consent to hold an executive session of the Committee on Committees in the Legislative Council Hearing Room at 1:00 p.m. today. No objections. So ordered.

NOTICE OF COMMITTEE HEARING
Committee on Committees

February 14, 1972

Cancellation of Hearing - February 22, 1972 - for the following appointment submitted by Governor J. James Exon:

J. R. McBride - Board of Public Roads Classifications and Standards

(Signed) Richard F. Proud, Chairman

MESSAGE FROM THE GOVERNOR

February 14, 1972

Dear Mr. President, Mr. Speaker and
Members of the Legislature:

While you are presently considering LB 1476 and what is and is not included, I thought it might be helpful for all of us if I would officially inform you of some of my concerns with LB 1476.

Let me just emphasize that the budgets of the departments were thoroughly investigated, line by line and item by item by the executive. There is no "fat" remaining in our budget recommendations. With the record of this administration in controlling costs, I would hope that the legislature would consider our recommendations herewith in that light.

In the State Department of Education budget, the general fund recommendation is $101,000 lower for the Nebraska Vocational Technical College than was my recommendation. The amount in LB 1476 is actually $82,000 under the appropriation for 1971-72 for this important facility. At a time when vocational education is becoming increasingly important, it does not seem wise to reduce the level of appropriation for one of the country's finest vocational colleges.

In the Department of Revenue budget, the amount in LB 1476 is $98,851 below my recommendation. I feel that I must point out to you that as we understand the reductions made by the bill this would require the department to slow the processing of tax returns and refunds, thereby depriving the state of interest and receipts and depriving the citizens of timely returns and refunds. If this was not done, the department would have to use monies provided for auditors to take care of processing thereby potentially costing the state hundreds of thousands of dollars of revenue. Although the Fiscal Office's red information booklet indicates that four new auditors have been added in LB 1476 this is misleading since at least four and probably six vacant auditor positions were taken out of the budget. Thus the authorized strength is no greater than during the current year and may in fact be less. We also feel that the personal services limitation in this department should not include the revolving fund which is used to assist counties at their request.

The appropriation recommended in LB 1476 for the Game and Parks Commission is $250,000 lower than my general fund recommendation. With the increasing demand being placed on our recreational facilities by Nebraska citizens and with the need for continued development of our parks, we feel there is an easily recognizable need above that met by LB 1476.

The difference between my budget and LB 1476 for the State Patrol is relatively small ($30,000), however that amount would enable the Patrol to maintain all positions filled at all times. The additional men on the roads which this would allow is vital at this time to assist in holding down our soaring traffic death rate.

Historically, the Governor's Emergency Fund has been at one million dollars or more. Our recommendation was to cut this to $500,000. The budget committee has halved this to $250,000. Although, historically, expenditures from this fund have not exceeded $250,000, it is well to remember that this is an emergency fund and none of us can predict the size or time of a catastrophe. We are facing another potential flood situation this year. Surely an extra $250,000 is not an excessive amount to guarantee that the state is adequately able to respond to crises. Such funds will not be expended unless an emergency occurs. It should also be pointed out that the emergency fund in the Agriculture Department has been reduced from $100,000 to $50,000. If a serious agricultural epidemic were to break out, it would be necessary to look to the Governor's Emergency program to help combat the epidemic.

I have sent a letter to Senator Marvel and Senator Hasebroock indicating a change in my original budget recommendations by moving Water Quality Planning from the Soil and Water Conservation Commission to the Environmental Control Agency. I would urge your consideration of this move. When Water Quality Planning was placed in Soil and Water, the Environmental Agency had not yet been formed. Since the planning is for the Environmental Agency, we feel that it should logically be accomplished in that agency. I have met with members of the Soil and Water Commission and they concur with the move.

Your appropriations committee accepted my recommendations for the State Colleges except for the instructional budgets. The difference which exists concerns the level of staffing in the teaching programs. Although some would urge consideration above my recommendations and those of the committee for basically administrative positions, it is difficult to justify these administrative positions in the face of declining enrollments. Let me emphasize again that the only differences between your committee and myself are in the area of instructional staff. To improve the teaching load at the colleges toward that of other institutions of higher learning, I request that $90,000 be added to this area in LB 1476.

Although there are several areas in which LB 1476 is higher than my recommendation, the most crucial agency is institutions where LB 1476 is $2,000,000 higher in General Fund support and $2,000,000 lower in Cash Fund support. Thus the agency would have no more spending authorized than under my recommendations. The department entered the current fiscal year with a multi-million dollar cash balance and will begin the next year with a multi-million dollar cash balance. To appropriate general funds rather than use available cash funds deprives all other agencies of necessary appropriations or results in higher sales and income tax rates. This is not necessary.

I hope that by making my concerns known to you at this time, it will be possible for us to reach an agreeable level of appropriation in all areas with the reasonable and relatively minor but important changes I am requesting herewith. I could then agree to endorse LB 1476.

Thank you for your consideration and cooperation in these matters. We stand ready to assist each of you in any way possible.

Sincerely,

(Signed) J. James Exon
Governor

VISITORS

Mr. Johnson introduced 22 Midland College students from the Kappa Phi Fraternity and their Vice-President, Steve Peterson.

Mrs. Orme introduced 55 First Grade students and their teacher, Nancy Coker from Maude Rousseau School, Lincoln, Nebraska.

Governor Marsh introduced Mr. and Mrs. Herb Jost, Lincoln; Mrs. Helen Holt, Miss Barbara Priddy, and Mrs. Inez Kramp all from Washington, D.C.; Dick Lowe, Lincoln, and Sister Janet Micheal from Des Moines, Iowa.

Mr. Luedtke introduced 25 Students and their teacher, Mr. Barrett, from East High, Lincoln, Nebraska.

ADJOURNMENT

At 11:59 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Tuesday, February 15, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 15, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord, what would we do without words? What would we do without speeches and reports and journals? Our language is our life. You have given to all of us so much to say, and the means to say it. We have the gift of speech. We can change our minds, also our plans, change our words, and hold to our convictions. Our language is our life. It is our way to open our minds, reveal our wills, show our feelings. Words keep us healthy and are the way we make love, invite friends, vote our convictions, and pray. O Christ, live in our language. Live in our words, phrases, cliches, in our stories, favorite phrases, our votes, and on our lips. Your word is holy, O Lord, make our words holy also. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Stahmer who was excused, Mr. Morgan was excused until 11:00 a.m. Mr. DeCamp was absent and Mr. Chambers was absent until 10:45 a.m.

CORRECTIONS FOR THE JOURNAL

Twenty-Eighth Day–Page 670, line 6, insert:

> **LEGISLATIVE BILL 1177.** Enrollment and Review amendments found in the Journal on page 649 for the Twenty-Seventh Day were adopted.
>
> Advanced to Enrollment and Review for engrossment.

The Journal for the Twenty-Eighth Day was approved as corrected.
The Journal for the Twenty-Ninth Day was approved.

UNANIMOUS CONSENT—Change of Hearing Room

Mr. Klaver asked unanimous consent to have the Banking, Commerce and Insurance Committee hearing in the West Chamber this afternoon if necessary. No objections. So ordered.

UNANIMOUS CONSENT—Executive Session

Mr. Luedtke asked unanimous consent that the Judiciary Committee hold an Executive Session at 1:30 p.m. today. No objections. So ordered.

COMMUNICATIONS

Thank-you notes were received from Mr. and Mrs. Ed Uldrich III and Mr. and Mrs. Joe Deflyn for the wedding gifts from the members.

UNANIMOUS CONSENT—Member Excused

Mr. Epke asked unanimous consent to be excused at 11:00 a.m. No objections. So ordered.

EXPLANATION OF VOTE

Had I been present for Final Reading on Monday morning, February 14, I would have voted "aye" on LB 550, LB 664, and LB 1015. I would have voted "nay" on LB 716.

(Signed) Duke Snyder

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1145. Placed on Select File as amended.
Enrollment and Review amendment to LB 1145:

1. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT relating to city and village offices; to provide for filling certain vacancies as prescribed; to amend sections 16-217 and 17-115, Reissue Revised Statutes of Nebraska, 1943, and section 32-4,152, Revised Statutes Supplement, 1971; to repeal the original sections; and to declare an emergency.".

The following bills were correctly engrossed:

373 1472

The following bills were correctly enrolled:

311 550 664 716 1015

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills:

311 550 664 716 1015
LR 24

STANDING COMMITTEE REPORTS

Education

LEGISLATIVE BILL 1171. Placed on General File as amended.
Standing Committee amendment to LB 1171:
1. On page 6 line 3 strike "one thousand" and insert "five hundred".

(Signed) Don Elrod, Chairman

Revenue

LEGISLATIVE BILL 1475. Placed on General File as amended.
Standing Committee amendment to LB 1475:
1. On page 6, line 5, 23 and 24 strike "*on items of qualified personal property*".

(Signed) Rudolf C. Kokes, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 35.

Introduced by Fern Hubbard Orme, 29th District.

WHEREAS, the Legislature encourages the commemoration of those who have or shall serve in the United States Armed Forces; and

WHEREAS, numerous rest and recreational areas for the use of the traveling public lie along Interstate Highway 80 as it traverses the State of Nebraska; and

WHEREAS, the Interstate Highway 80 rest and recreational areas would serve as sites for the erection of memorial markers commemorating those persons who have or shall serve in the United States Armed Forces; and

WHEREAS, members of the Federated Garden Clubs of Nebraska have expressed their desire to donate and place Blue Star Memorial Markers at various Interstate Highway 80 rest and recreational areas, and to hold dedication services, presenting them to the Department of Roads.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature hereby expresses its support of designating Interstate Highway 80 in Nebraska as a Blue Star Memorial Highway.

Laid over.

SELECT FILE

LEGISLATIVE BILL 650. Enrollment and Review amendments found in the Journal on page 684 for the Twenty-Ninth Day were adopted.

Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 343. Enrollment and Review amendment found in the Journal on page 684 for the Twenty-Ninth Day was adopted.

Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 895. Enrollment and Review amendments found in the Journal on page 684 for the Twenty-Ninth Day were adopted.

Laid over.

LEGISLATIVE BILL 1096. Enrollment and Review amendments found in the Journal on page 684 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1302. Enrollment and Review amendments found in the Journal on page 685 for the Twenty-Ninth Day were adopted.

Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 817. The Carpenter pending amendment found in the Journal on page 602 for the Twenty-Fourth Day was adopted by unanimous consent.

Mr. Proud moved to indefinitely postpone LB 817 and requested a record vote.

Voting in the affirmative, 31:

Barnett	Carstens	Clark	Craft	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Maresh	Moylan	Orme	Pfister
Proud	Savage	Skarda	Snyder	Stull
Swanson	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 10:

Burbach	Carpenter	Carsten	Duis	Luedtke
Marvel	Nore	Schmit	Stromer	Waldron

Not voting, 8:

Chambers	DeCamp	Elrod	Mahoney	Morgan
Simpson	Stahmer	Syas		

The motion prevailed with 31 ayes, 10 nays and 8 not voting.

MESSAGE FROM THE GOVERNOR

February 14, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 837 and 1036.

These bills were signed by me on February 12, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORTS
Public Works

LEGISLATIVE BILL 1227. Indefinitely postponed.

LEGISLATIVE BILL 1243. Placed on General File as amended.
Standing Committee amendment to LB 1243:

1. On page 2, line 3, insert "or municipality" after "county".

LEGISLATIVE BILL 1275. Placed on General File as amended.
Standing Committee amendments to LB 1275:

1. On page 4, line 5, strike "by" and show as stricken, and insert "*under*"; and in line 8, strike "by" and show as stricken and insert "*under*".

2. On page 5, line 12, strike "metropolitan" and show as stricken.

3. Strike section 3 and insert the following:

"Sec. 3. *Any city of the metropolitan class may create by ordinance a transit authority to be managed and controlled by a board of five members which shall be elected as provided in section 13 of this act, and shall have full and exclusive jurisdiction and control over all facilities owned or acquired by such city for a public passenger transportation system; Provided, that the governing body of such city, in the exercise of its discretion, shall find and determine in the ordinance creating such transit authority that its creation is expedient and necessary. The chairman of such transit authority shall be paid as compensation for his services, not more than two hundred fifty dollars per month. Each other member of such transit authority shall be paid, as compensation for his services, not more than two hundred dollars per month. All salaries and compensation shall be obligations against, and paid solely from the revenue of such transit authority. Members of such transit authority shall also be entitled to reimbursement for expenses paid or incurred in the performance of the duties imposed upon them by this act. The board may delegate to one or more of the members, or to its officers, agents, and employees, such powers and duties as it may deem proper. Any transit authority created pursuant to this act shall have and retain full and exclusive jurisdiction and control over all public passenger transportation systems in such city, excluding taxicabs and railroad systems, with the right and duty to charge and collect revenue for the operation and maintenance of such systems and for the benefit of the holders of any of its bonds or other liabilities. In the event such authority ceases to exist, its rights and properties shall pass to and vest in such city.*".

4. On page 6, line 19, after "14-1804." strike the next two sentences and show as stricken.

5. On page 8, line 1, after "same" insert: "*, to negotiate with employees and enter into contracts of employment, and to employ persons singularly or collectively, and, with the consent of such city, to use the services of agents, employees and facilities of such city, including the city attorney as legal advisor to such authority, for which such authority shall reimburse such city a proper proportion of the compensation or cost thereof*".

6. On page 8, line 8, strike "in" and show as stricken and insert "*within or without*".

7. On page 9, line 10 after "14-1826" insert "*, and to enter into agreements authorized under the Interlocal*

Cooperative Act"; and in lines 11 to 14 strike all of the matter and show the original statutory matter as stricken and insert: "*(9) To contract with an operating and management company for the purpose of operating, servicing and maintaining any public passenger transportation systems of such authority.*"

8. On page 11, line 5, strike the first "the" and show as stricken and insert "*any*".

9. On page 13, line 17, after "America" insert "*or its successors,*".

10. On page 21, lines 21 and 22, and on page 22, lines 2 and 16 after "mayor" insert "*, with the approval of the city council,*".

11. On page 23, line 21, strike "four" and show as stricken and insert "*three*".

12. On page 25, line 20 strike the comma and insert a period, all of lines 21 and 22 and show the original statutory matter as stricken.

13. Add the emergency clause.

LEGISLATIVE BILL 1401. Placed on General File as amended.
Standing Committee amendments to LB 1401:

1. On page 3 strike lines 8 to 11 and to the period on line 12 and show same as stricken matter.

2. After the stricken period in line 24, insert the following:
"*Each public power district shall pay for the election expense of nominating its directors at a primary election. The district shall pay to each county from which a candidate is to be nominated, as follows: Counties having a population of less than three thousand inhabitants, twenty-five dollars; counties having a population of three thousand inhabitants and less than nine thousand inhabitants, thirty dollars; counties having a population of nine thousand inhabitants and less than sixteen thousand inhabitants, forty dollars; and counties having a population of sixteen thousand or more inhabitants, fifty dollars. The county clerk shall send a statement to each public power district for the amount due the county, using the most recent decennial census, which amount shall be paid to the county clerk within thirty days of receiving such statement; Provided, that when a public power election district does not include all of a county, then the cost to the district shall be reduced fifty per cent.*".

LEGISLATIVE BILL 1438. Placed on General File as amended.
Standing Committee amendment to LB 1438:

1. On page 2, line 16, following "towing" insert "*or hauling*".

LEGISLATIVE BILL 1439. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

Constitutional Revision

LEGISLATIVE BILL 1127. Placed on General File as amended.
Standing Committee amendments to LB 1127:

1. Strike sections 1 to 3 and insert the following:

"Section 1. The governing body of each home rule charter city in this state shall submit to the registered voters of the city at the general election to be held in November, 1972:

Do you favor the repeal of the home rule charter of the city of _____ and the merger of the city of _____ and the county of _____ into a single governmental unit?

FOR such repeal and merger

AGAINST such repeal and merger.

If a majority of the voters on such question cast at any election favor such merger and repeal, the Legislature shall provide by general law the time when the home rule charter shall stand repealed and the merger be effected and the necessary details to accomplish such merger. The resulting governmental unit shall be considered as a municipal rather than as a county government.".

(Signed) Wally Barnett, Vice-chairman

NOTICE OF COMMITTEE HEARING
Committee on Committees

February 15, 1972

Cancellation of Hearing - February 22, 1972 - for the following appointment submitted by Governor J. James Exon:

Dr. Clarence Davis, Jr. - State Board of Health

(Signed) Richard F. Proud, Chairman

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on pages 693 and 694 for the Twenty-Ninth Day and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of William Lindeken to the Game and Parks Commission.

Voting in the affirmative, 37:

Barnett	Carpenter	Carsten	Carstens	Clark
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Kime	Klaver
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Snyder	Stull
Swanson	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Burbach	Chambers	DeCamp	Duis	Johnson
Kremer	Morgan	Schmit	Skarda	Stahmer
Stromer	Syas			

The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Mr. Proud moved to confirm the appointment of Gerald "Bud" Campbell to the Game and Parks Commission.

Voting in the affirmative, 38:

Barnett	Carsten	Carstens	Clark	Craft
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Kime	Klaver	Kokes
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Swanson	Waldo	Waldron
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Burbach	Carpenter	Chambers	DeCamp	Duis
Keyes	Kremer	Morgan	Stahmer	Syas
Warner				

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Mr. Proud moved to confirm the appointment of Ken Jenkins to the Public Employees Retirement Board.

Voting in the affirmative, 32:

Barnett	Carsten	Carstens	Clark	Craft

Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Klaver	Kokes	Lewis
Luedtke	Mahoney	Maresh	Moylan	Nore
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stull	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Burbach	Carpenter	Chambers	DeCamp	Duis
Keyes	Kime	Kremer	Marvel	Morgan
Orme	Stahmer	Stromer	Swanson	Syas
Waldo	Warner			

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Proud moved to confirm the appointment of Richard C. Hanna to the State Board of Health.

Voting in the affirmative, 36:

Barnett	Carpenter	Carsten	Carstens	Clark
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Luedtke	Mahoney	Maresh
Moylan	Nore	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stull
Swanson	Waldo	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Burbach	Chambers	DeCamp	Duis	Kremer
Lewis	Marvel	Morgan	Orme	Stahmer
Stromer	Syas	Whitney		

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Mr. Proud moved to confirm the appointment of William H. Riley to the Nebraska Investment Council.

Voting in the affirmative, 34:

Barnett	Carpenter	Carsten	Carstens	Clark

Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Klaver
Kokes	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Snyder	Stull	Swanson	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Burbach	Chambers	DeCamp	Duis	Keyes
Kremer	Lewis	Marvel	Morgan	Simpson
Skarda	Stahmer	Stromer	Syas	Whitney

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

MOTION—Introduce Bill

Mr. Kennedy moved the introduction of a new bill by the Committee on Public Health and Welfare to be known as LB 1497. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1497. By the Public Health and Welfare Committee; Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend sections 71-1626 to 71-1628, Reissue Revised Statutes of Nebraska, 1943, sections 71-1630.02 and 71-1631, Revised Statutes Supplement, 1969, and section 71-1630, Revised Statutes Supplement, 1971, relating to public health; to provide for organization of county, district and city-county health departments; to provide the qualifications for directors; to provide for selection of boards of health; to repeal the original sections; and to declare an emergency.

STANDING COMMITTEE REPORT
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1187. Indefinitely postponed.

LEGISLATIVE BILL 1204. Placed on General File as amended.
Standing Committee amendment to LB 1204:
1. On page 2, line 17, after *"United States"* insert *"as defined in section 80-401.01"*.

LEGISLATIVE BILL 1332. Placed on General File as amended.
Standing Committee amendments to LB 1332:

1. On page 3, strike lines 15 to 21 and insert the following new matter: *"(2) All nonsocial meetings of which all members of any governmental body shall be required by law to be notified, or shall have been actually notified, to convene as a collective body for the primary purposes of any formal action shall be deemed to be a convened meeting of such governing body open to attendance by the public; Provided, that this subsection shall not apply in the cases of preliminary interview or preliminary recuritment (sic) of new personnel.".*

2. On page 4, line 16, add "and" after "convened;"; and strike lines 17 to 26.

3. On page 5, line 1, strike "(6)" and insert "(5)"; on lines 18 and 19 strike the new matter.

4. On page 6, line 15, strike "not" and show as stricken; on lines 16 to 23, reinstate the stricken matter; on lines 23 to 27 strike the new matter.

5. On page 7, strike lines 1 to 3.

LEGISLATIVE BILL 1370. Placed on General File as amended.
Standing Committee amendments to LB 1370:

1. On page 5, after line 6 insert two new sections as follows:

"Sec. 3. *This act shall apply to all contract carrier permits issued on or before January 1, 1972.*

Sec. 4. *The commission shall prescribe minimum rates, fares and charges for contract carriers. No reduction shall be made in any such charge, either directly or by means of any change in any rule, regulation or practice affecting such charge or the value of service thereunder, except after ten days' notice of the proposed change filed in the form and manner provided for common carrier rate changes. Such notice shall plainly state the change proposed to be made and the time when such change will take effect. No such carrier shall demand, charge or collect less compensation for such transportation than the charges to be made by common carriers for the same transportation in accordance with this act as affected by any rule, regulation or practice so filed, or as may be prescribed by the commission, and it shall be unlawful for any such carrier, by the furnishing of special service, facilities or privileges, or by any other device whatsoever, to charge, accept or receive less than the minimum charges so filed or prescribed.".*

2. Renumber original sections 3 and 4 as sections 5 and 6.

(Signed) Terry Carpenter, Chairman

UNANIMOUS CONSENT–Withdraw LB 1294

Mr. Elrod renewed his request found in the Journal on page 692 for the Twenty-Ninth Day to withdraw LB 1294. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 36.

Introduced by William F. Swanson, 27th District; Fern Hubbard Orme, 29th District.

WHEREAS, The Nebraska State Capitol is known throughout the world as an outstanding architectural example deserving of controlled environs; and

WHEREAS, steps have been taken in the past by the State to own or control such immediate environs; and

WHEREAS, as a result of this action the State now owns the land and structures immediately adjacent to the restored 1869 Statehood Memorial at 1627 H Street administered by the Nebraska State Historical Society, and

WHEREAS, a decision must now be made on the future use of the unique Ferguson Mansion at 700 South 16th, Lincoln, one of the important architectural landmarks in the State.

NOW, THEREFORE, BE IT RESOLVED BY MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Nebraska State Historical Society take the necessary steps to nominate the property to the National Register of Historic Places as provided by the National Historic Preservation Act of 1966 (P.L. 89-665) and Nebraska Statutes, Sec. 82-118.

2. That the Nebraska State Historical Society carry out a study for future potential uses for the Ferguson Mansion to include its possible presentation as a public exhibit for its educational and cultural values in connection with the adjacent Nebraska Statehood Memorial.

3. Be it further resolved that the Nebraska State Historical Society be designated as the coordinating agency for the State of Nebraska to supervise and preserve the house and any furnishings that may be donated during the period of the study.

Laid over.

ANNOUNCEMENT

Speaker Hasebroock asked that members of the Legislature inform him of priority bills, by members, to be taken up on General File.

STANDING COMMITTEE REPORT
Public Works

LEGISLATIVE BILL 1200. Placed on General File as amended.
Standing Committee amendments to LB 1200:

1. On page 4, strike the new matter and in line 3 insert: "*; Provided, that resident and nonresident operators of combines or combine vehicles may move such vehicles into or through this state without such permit from sunrise to sunset when the overall width does not exceed fifteen feet and the height does not exceed fifteen feet six inches without being served with a summons for operating without such permit, and provided further, that such operator of any vehicle not within size and weight standards to qualify for such a permit exemption shall be subject to summons.*".

2. On page 6, strike the new matter.

3. Add the emergency clause.

LEGISLATIVE BILL 1201. Placed on General File as amended.
Standing Committee amendments to LB 1201:

1. On page 2, line 4, strike the colon and insert: "the company shall first give written notice by mail of the intended termination of service at least seven days prior to such termination to any subscriber of such utility company and a copy of such notice shall be mailed to any county welfare department which shall have previously notified the company in writing that such subscriber is a client of such welfare department."; and strike lines 5 to 27.

2. On page 3, strike line 1 and insert a new section as follows:

"Sec. 2. No applicant for the services of a public or private utility company furnishing water, natural gas, or electricity at retail in this state shall be denied service because of unpaid bills for similar service which are not collectible at law because of statutes of limitations or discharge in bankruptcy proceedings.".

3. On page 3, line 2, before "Any" insert "Sec. 3.".

LEGISLATIVE BILL 1352. Placed on General File as amended.
Standing Committee amendments to LB 1352:

1. On page 2, line 5 strike the first "the" and show as stricken and insert "*all owners or*"; in line 9 reinstate the stricken matter and after "operates" insert "*or*".

2. On page 3 after line 6 insert the following new section 2:

"Sec. 2. *Any customer served by a municipal electric system and located outside the corporate limits of such municipality may obtain its electrical service from any other supplier if the rates charged for electric service by such*

municipal system are greater than those offered by such alternate supplier of electricity.".

3. Renumber existing section 2 as section 3.

(Signed) Claire W. Holmquist, Chairman

GENERAL FILE

LEGISLATIVE BILL 763. Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 740. Placed at the bottom of General File at the request of Mr. Stahmer.

LEGISLATIVE BILL 345. Placed at the bottom of General File at the request of Mr. Stahmer.

LEGISLATIVE BILL 66. Title read. Considered.

Mr. Waldo asked unanimous consent to add his name to LB 66. No objections. So ordered. Mr. Carpenter asked unanimous consent to withdraw his name from LB 66. No objections. So ordered. Mr. Stahmer asked unanimous consent to add his name to LB 66. No objections. So ordered.

Mr. Savage offered the following amendments:

1. Add a new section 1 to read as follows:

"Section 1. That section 53-123.04, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-123.04. A retailer's license shall allow the licensee to sell and offer for sale at retail either in the original package or otherwise, as therein prescribed, in the premises specified in such license, alcoholic liquors or beer regardless of alcholic content for use or consumption but not for resale in any form; *Provided,* that sale by a retailer to the holder of a bottle club license shall not be considered as a wholsale sale nor as a sale for resale; ~~and~~ *provided further,* that for the purposes of this act possession of a federal wholesale tax stamp shall not be deemed evidence of a wholesale transaction; *provided further, that the number of retail licenses shall not exceed one license per twenty-five hundred persons, or portion thereof, except where there is only one license in which case the Nebraska Liquor Commission may choose to issue a second license; and provided further, that this section shall not be construed to effect renewal or transfer existing licenses.*

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. On page 4 line 20 strike "section" and insert "sections 53-123.04 and", and on line 21 strike "is" and insert "are".

The amendments failed to be adopted with 10 ayes, 23 nays and 16 not voting.

Mr. Warner offered the following amendments which were adopted.

1. Insert two new sections to read:

"Sec. 2. That section 53-164.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-164.01. Payment of the tax provided for in section 53-160 on alcoholic liquors shall be paid by the manufacturer or distributor as herein provided. All aforesaid manufacturers or distributors, whether within or without this state, shall, on or before the twenty-fifth day of each calendar month commencing on the twenty-fifth day of the calendar month following the month in which the aforesaid shipments are made, make a report under oath to the Nebraska Liquor Control Commission upon forms to be furnished by the Nebraska Liquor Control Commission for the purpose of showing the exact total amount in gallons of alcoholic liquors or fractional parts thereof shipped by such aforesaid manufacturer or distributor whether within or without the State of Nebraska, during the preceding calendar month. *Such report shall also contain a statement of the exact total amount in gallons, or fractional parts thereof, of alcoholic liquors, except beer, shipped to holders of retailer's licenses within this state.* All reports submitted by such manufacturer or distributor, as required by the provisions of this section, shall contain such other information as the Nebraska Liquor Control Commission may require. The manufacturer or distributor shall, at the time of the filing of the report, pay to the Nebraska Liquor Control Commission the amount of the tax due on beer shipped to distributors within this state and on alcoholic liquors, except beer, *shipped to holders of retailer's licenses within this state* at the rate fixed in accordance with the provisions of section 53-160; said tax to be due on the date the aforesaid report is due, less a discount of one per cent of such tax on alcoholic liquors as defined by subdivision (6) of section 53-103, and which discount shall be deducted from the payment of such tax before remittance thereof to the Nebraska Liquor Control Commission, which discount shall be shown in such report to the Nebraska Liquor Control Commission as required in this section, and which discount shall be a commission for the making of such report, for the timely payment of such tax, and for making the advance payment of tax as provided in

section 53-160.02 but if such tax is not paid within the time provided herein, then such discount shall not be allowed and the same shall not be deducted from the payment of such tax.

A penalty of ten per cent of the amount of the tax shall be collected by the Nebraska Liquor Control Commission if the aforesaid report is not filed by the twenty-fifth day of the calendar month or if the tax is not paid to the Nebraska Liquor Control Commission by the twenty-fifth day of the calendar month and in addition thereto, interest on the tax shall be collected at the rate of one per cent per month, or fraction of a month, from the date the tax became due until paid.

No tax shall be levied or collected on alcoholic liquors manufactured within the State of Nebraska and shipped or transported outside the State of Nebraska for sale and consumption outside the State of Nebraska.

In order to insure the payment of all state taxes imposed by law on alcoholic liquors together with all interest and penalties thereon, all persons required to make reports and payment of such tax shall first enter into a surety bond with corporate surety, both such bond form and surety to be approved by the Nebraska Liquor Control Commission. *In lieu of such corporate surety bond, there may be filed a personal bond in such form as the commission may prescribe and secured by the pledge of property having a net value over and above any encumbrance or encumbrances thereon at least double the amount of the bond required.* Subject to limitations hereinafter specified, the amount of such bond required of any taxpayer shall be fixed by the Nebraska Liquor Control Commission and may be increased or reduced by it at any time; *Provided,* that in fixing the amount, the Nebraska Liquor Control Commission shall require a bond in a total amount equal to the amount of the taxpayer's estimated maximum monthly excise tax, ascertained in such manner as the Nebraska Liquor Control Commission may deem proper; *and provided further,* nothing contained in this section shall be construed to prevent or prohibit the commission from accepting and approving bonds which run for a term longer than the licensed period. In any event, the amount of such bond required of any one taxpayer shall not be less than one thousand dollars nor more than one hundred thousand dollars. These bonds shall be filed with the Nebraska Liquor Control Commission.

No person shall order or receive alcoholic liquors in this state which have been shipped directly to him from outside this state by any person other than a holder of a permit for a license year issued by the Nebraska Liquor Control Commission. The Nebraska Liquor Control Commission

may issue such permits to out-of-state shippers which shall allow the permittee to ship alcoholic liquors to and only to holders of a distributor's license issued under the provisions of this section. A fee of twenty-five dollars shall be charged by the Nebraska Liquor Control Commission for each permit issued. The application for such permit and the permit shall be in such form as the Nebraska Liquor Control Commission shall prescribe. The application shall contain all such provisions as the Nebraska Liquor Control Commission shall deem proper and necessary to effectuate the purpose of this section and shall include, but without limitation by reason of this special mention, a provision that the permittee in consideration of the issuance of a permit, agrees:

(1) To comply with and be bound by the provisions of this section pertaining to the making and filing of a bond and the making and filing of returns, the payment of taxes, penalties, interest, and the keeping of records;

(2) That he will permit and be subject to all the powers granted by the provisions of this section to the Nebraska Liquor Control Commission or its duly authorized employees or agents for inspection and examination of his premises and his records; and to pay his actual expenses excluding salary, reasonably attributable to such inspections and examinations made by duly authorized employees of the Nebraska Liquor Control Commission, if within the United States; and

(3) If any such permittee violates any of the provisions of his application or of the provisions of this section, or the rules of the Nebraska Liquor Control Commission, the Nebraska Liquor Control Commission may revoke or suspend such permit for such period of time as it may determine.

Where a manufactuer or distributor shall sell and deliver beer upon which the tax has been paid to any instrumentality of the armed forces of the United States engaged in resale activities as provided in section 53-160.01, the manufacturer or distributor shall be entitled to a credit in the amount of the tax paid upon such beer sold and delivered to such person or persons in the event no tax is due on said beer as provided in section 53-160.01, and the amount of said credit, if any, shall be deducted from the tax due on the following monthly report, as provided by the provisions of this section to be filed, or shall be allowed as a credit on subsequent reports until liquidated."

"Sec. 3. Within ten days after the effective date of this act, each manufacturer or distributor shall file with the Nebraska Liquor Control Commission, on forms to be prescribed by the Commission, a report of all alcoholic liquors on hand as of the close of business on the day immediately preceding

the effective date of this act and on which the tax imposed by section 53-160 has been paid. The manufacturer or distributor shall collect from the retailer and be liable for payment to the Commission of the tax as increased by this act but shall be allowed a credit against such liability for tax paid prior to the effective date of this act. Five per cent of such credit may be taken each month against further tax payments, but such monthly credit may not exceed the amount of tax actually due for any month. If any manufacturer or distributor fails to file the report required by this section, or files a false report, or improperly claims credit against any tax liability, the commission may revoke or suspend his license after notice and hearing pursuant to rules of the commission.

2. Renumber original section 2 as section 4.

3. On page 4, line 20, strike "section 53-160" and insert "sections 53-160 and 53-164.01"; and in line 21 strike "is" and insert "are."

Mr. Goodrich moved to indefinitely postpone LB 66. The motion failed with 14 ayes, 25 nays and 10 not voting.

Mr. Mahoney offered the following amendment:

Line 7, strike "*twelve*" and insert 10 cents per gal.

Mr. Goodrich moved to amend the Mahoney amendment as follows:

Amend Mahoney amendment No. 1 by striking in line number and inserting as follows:

	strike	insert
Line 8	30	$ .25
Line 11	70	$ .60
Line 14	2.00	$1.80

Mr. Goodrich requested a Call of the House. The Call showed 45 members present.

Mr. Whitney moved the Call be raised. The motion prevailed with 37 ayes, 2 nays and 10 not voting.

Mr. Goodrich requested a record vote. Mr. Waldron requested a roll call vote.

Voting in the affirmative, 24:

Barnett	Burbach	Carpenter	Carstens	Elrod
Goodrich	Hasebroock	Holmquist	Kime	Kokes
Luedtke	Mahoney	Marvel	Moylan	Nore
Pfister	Proud	Schmit	Simpson	Skarda
Stromer	Swanson	Waldron	Warner	

Voting in the negative, 20:

Carsten	Clark	Craft	Duis	Johnson
Kennedy	Keyes	Klaver	Kremer	Lewis
Maresh	Orme	Savage	Snyder	Stull
Syas	Waldo	Whitney	Wiltse	Ziebarth

Not voting, 5:

Chambers	DeCamp	Epke	Morgan	Stahmer

The Goodrich amendment was adopted with 24 ayes, 20 nays and 5 not voting.

The Mahoney amendment, as amended, was adopted with 26 ayes, 13 nays and 10 not voting.

Mr. Mahoney offered the following amendment which was adopted:

Amend the Warner amendment line 93 by striking "twenty-five" and inserting "*one hundred*".

Mr. Mahoney offered the following amendments:

1. Add a new section 2 to read as follows:

"Sec. 2. That section 53-179, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

53-179. (1) No person shall sell at retail or dispense any alcoholic liquor on the day of any election, including any primary election, within the boundaries of any political subdivision when the election is one in which all of the electors of such political subdivision may participate in the voting, during the hours the polls are open within the political subdivision in which such election is being held.

(2) No alcoholic liquors, including beer, shall be sold at retail or dispensed on the first day of the week, commonly called Sunday, between the hours of one o'clock a.m. Sunday and six o'clock a.m. Sunday. No alcoholic liquors for consumption on the premises, ~~except~~ *including* beer, shall be sold at retail or dispensed on the first day of the week, commonly called Sunday, between the hours of six o'clock a.m. Sunday and ~~six~~ *twelve* o'clock ~~p.m.~~ *noon* Sunday; and no alcoholic liquors for consumption off the premises, ~~except~~ *including* beer, shall be sold at retail or dispensed on the first day of the week, commonly called Sunday, between the hours of six o'clock a.m. Sunday and twelve o'clock *noon* ~~midnight~~ Sunday; *Provided,* that such limitations shall not apply after twelve o'clock noon on Sunday to a licensee which is a nonprofit corporation as defined in section

53-103 and is the holder of a license issued under the provisions of either subdivision (5) C. or subdivision (5) H. of section 53-124 but such licensee shall not sell or dispense liquors on more than six days each week. The permissible hours for the sale of alcoholic liquors, including beer, at retail or the dispensing thereof on Sunday, if allowed, by other than a nonprofit corporation licensee, within the corporate limits of cities and villages, shall be governed by ordiance of the local governing body; and outside the corporate limits of cities and villages, as shall be determined by resolution of the county board as provided more fully in subsection (3) hereof.

(3) No alcoholic liquors, including beer, shall be sold at retail or dispensed on secular days between one o'clock a.m. and six o'clock p.m.; *Provided,* that the local governing body of any city or village, in respect to the licensees within the corporate limits of cities or villages, or the county board, in respect to licensees outside the corporate limits of cities or villages, may require closing prior to one o'clock a.m. by ordinance or resolution on any day, including Sundays.

(4) Nothing in this section shall be construed to prohibit licensed premises from being open for other business on days and hours during which the sale or dispensing of alcoholic liquor is prohibited by this section.".

2. Renumber original section 2 as section 3.

3. On page 4 line 20 strike "section 53-160" and insert "sections 53-160 and 53-179", and on line 21 strike "is" and insert "are".

The amendment lost with 9 ayes, 21 nays and 19 not voting.

Mr. Carpenter offered the following amendments which were adopted with 15 ayes, 3 nays and 31 not voting.

1. Add a new section 1 to read as follows:

"Section 1. That section 53-130, Revised Statutes Supplement, 1971, be amended to read as follows:

53-130. New licenses to manufactureers, distributors, railroads, airlines, boats, and nonbeverage users of alcoholic liquors may be issued by the commission upon (1) written application in duplicate, to be filed in the manner and on such forms as the commission shall from time to time prescribe, and in which the applicant for a beer *and alcoholic liquor* distributor's license shall set forth the sales territory in Nebraska in which it is authorized by a manufacturer or manufacturers to sell their brans or brands and the name of such brand or brands, (2) receipt

of bond as provided in section 53-138.02, (3) payment in advance of the state registration fee and the license fee, and (4) such notice and hearing as the commission by its own order shall fix and a notice of such application shall be served upon the manufacturer or manufacturers listed in any application for a beer *and alcoholic liquor* distributor's license and upon any existing distributor licensed to sell the brand or brands in the described sales territory. A license so issued may be renewed without formal application upon payment of license and registration fees; *Provided,* that the payment thereof shall be an affirmative representation and certification by the licensee that all answers contained in an application, if submitted, would be the same in all material respects as the answers contained in the last previous application; *and provided further,* that the commission may at any time require a licensee to submit an application.".

2. Renumber original section 1 as section 2.

3. Add three new sections to be known as sections 3, 4, and 5 and to read as follows:

"Sec. 3. That section 53-166.01, Revised Statutes Supplement, 1971, be amended to read as follows:

53-166.01. It is the declared policy of the State of Nebraska that it is necessary to regulate and control the agreements, franchises and relationships between manufacturers of beer *and alcoholic liquors* and their distributors for the purpose of fostering and promoting temperance in consumption thereof and to promote respect for an obedience to the laws controlling the distribution and sale of beer *and alcoholic liquors.* It is necessary to accomplish the declared policy in order to eliminate the undue stimulation of sales of beer *and alcoholic liquors* in this state by manufacturers inducing, coercing or attempting to induce or coerce distributors of beer *and alcoholic liquors* to do acts detrimental to the orderly and lawful distribution thereof by threatened or actual termination of the manufacturer and distributor relationship, directly or indirectly, or by the establishment of dual distributors of a brand or brands thereof in a territory presently served by a distributor. It is the further declared policy of the State of Nebraska that temperance and the obedience to the laws controlling the distribution and ultimate sale of beer *and alcoholic liquors* is promoted by legislation encouraging distributors of beer *and alcoholic liquors* to make investments in their facilities to serve retail licensees by providing for the succession of their distributorships and to protect them against the terminations of such distributorships or other acts described herein without the manufacturers' establishing

good cause for such termination or other such acts in proceedings before the Nebraska Liquor Control Commission or before the courts of this state, as the case may be. ~~*The Legislature further recognizes the distinction between the nature of the distribution of beer and other alcoholic liquors in that the other distributors are franchised by manufacturers to distribute many brands of various kinds of alcoholic liquors and are not as vulnerable to the economic pressures of the manufacturers as beer distributors, which traditionally handle mainly one brand of beer or, in rare instances, only two or three brands of beer in their distributorships.*~~

Sec. 4. That section 53-166.02, Revised Statutes Supplement, 1971, be amended to read as follows:

53-166.02. No manufacturer shall (1) induce or coerce, or attempt to induce or coerce, any distributor to accept delivery of any alcoholic liquor, any form of advertisement, or any other commodity which shall not have been ordered by the distributor; (2) induce or coerce, or attempt to induce or coerce, any distributor to enter into any agreement with such manufacturer, or do any other act unfair to the distributor, by threatening to cancel any distributorship existing between such manufacturer, or representative thereof, and such distributor, or to add competition in the distribution of the brand or brands of beer *and alcoholic liquors* in the established territory of the existing distributor; (3) unfairly, without due regard to the equities of the distributor, cancel, induce, coerce, or attempt to induce or coerce any distributor to resign its distributorship relationship with such manufacturer, or or fail to renew the distributorship of any distributor; (4) fail or refuse to deliver to a distributor having a distributorship, or contractual arrangement for the distribution of alcoholic liquor for the manufacturer, any alcoholic liquor publicly advertised for immediate sale within sixty days after such distributor's order shall have been received.

"Sec. 5. That section 53-166.17, Revised Statutes Supplement, 1971, be amended to read as follows:

53-166.17. The provisions of sections 53-166.01 to 53-166.16 shall apply to franchises, agreements, or distributorships for beer ~~*only*~~ *and alcoholic liquorss, and nothing* in this act shall prevent any manufacturer newly licensed under this act from appointing original distributorships in this state.".

4. Renumber original section 2 as section 6.

5. On page 4 line 21, strike "is" and insert "and sections 53-130, 53-166.01, 53-166.02, and 53-166.17, Revised Statutes Supplement, 1971, are".

Mr. Carpenter offered the following amendments which were adopted:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 53-118, Revised Statutes Supplement, 1971, be amended to read as follows:

53-118. The rules and regulations established by the commission shall include, among such other things as the commission may determine, the following: (1) Fixing and determining the nature, form, and capacity of all containers used for alcoholic liquors, which rules and regulations shall provide for the sale of imported beer in such capacity of containers as are provided by the producer thereof; (2) determining the nature of and the representations to be shown upon the labels attached to the containers; Provided, that the commission shall require that the labels attached to all original packages of alcoholic liquors sold or offered for sale in this state shall set forth in plain and legible print in the English language the quantity of such liquors in full gallons, quarts, pints, or half pints, exclusive of the original package containing it, or in fractions or in multiples thereof; *and provided further,* that no original package of alcoholic liquor, except *wine in the original package containing six and four-tenths ounces and* beer, sold or offered for sale in the original package in this state shall contain less than one half pint, except that licensees holding a railroad or airline license may dispense on the railroad or airline alcoholic liquor from miniature containers; (3) prescribing the conditions as to the issuance of duplicate licenses in lieu of those lost or destroyed; (4) determining for what violations of the rules and regulations licenses shall be suspended or revoked; (5) establishing standards of purity, sanitation, honest advertising, and representation; and (6) including any and all the other details which are necessary or convenient to the enforcement of the intent, purpose, and requirements of this act. In the case of manufacturers and distributors of alcoholic liquors, the commission shall require that the labels attached to all containers of such liquors, which are intended for sale in this state, shall set forth, among other things, in plain legible print in the English language the grade and quality of such liquors, together with their alcoholic content, except in the case of beer, and their age and, if the liquors to be sold in this state be a blended product, also the other ingredients contained in such blended product.".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. On page 4 line 21 strike "is" and insert "and section 53-118, Revised Statutes Supplement, 1971, are".

Mr. Carpenter offered the following amendments:

1. Amend the bill by adding two new sections to be known as sections 2 and 3 and to read as follows:

"Sec. 2. That section 53-168, Revised Statutes Supplement, 1969, be amended to read as follows:

53-168. (1) It shall be unlawful for any person having a retailer's license to sell beer to accept credit or *any discount* for the purchase of beer from any manufacturer, distributor, or wholesaler of beer and for any person having a retailer's license to sell alcoholic liquor, or any officer, associate, member, representative, or agent of such licensee, to accept, receive, or borrow money or anything else of value or to accept or to receive credit, other than merchandising credit in the ordinary course of business for a period not to exceed thirty days, or to accept any ~~discount,~~ rebate, free goods, allowances, or other inducement of any kind whatsoever directly or indirectly, from (a) any person, partnership, or corporation engaged in the manufacturing, distributing, or wholesaling of such liquor, (b) from any person connected with or in any way representing such manufacturer, distributor, or wholesaler, (c) from any member of the family of such manufacturer, distributor, or wholesaler, (d) from any stockholders in any corporation engaged in amnufacturing, distributing, or wholesaling of such liquor, or (e) from any officer, manager, agent, or representative of such manufacturer, distributor, or wholesaler.

(2) It shall be unlawful for any manufacturer, distributor, or wholesaler to give or lend money or anything of value or otherwise loan or extend credit, except the merchandising credit referred to in subsection (1) of this section, directly or indirectly, to any such licensee or to the manager, representative, agent, officer, or director of such licensee.

(3) It shall be unlawful for any manufacturer, distributor, or wholesaler to grant to a retailer licensed under this section to sell alcoholic liquors, directly or indirectly, any discount, rebate, free goods, allowances or other inducement of any kind whatsoever, ~~except as provided in~~ *which the retailer is prohibited from accepting by* subsection (1) of this section.

(4) If any recipient of a license to sell alcoholic liquors at retail or wholesale shall violate any of the provisions of subsection (1), (2), or (3) of this section,

his license shall be suspended or revoked by the commission in the manner provided by law for revocation or suspension for other violations of the laws of the state.

Sec. 3. That section 53-168.01, Revised Statutes Supplement, 1971, be amended to read as follows:

53-168.01. It is the declared policy of the State of Nebraska that it is necessary to regulate and control the manufacture, sale, and distribution of alcoholic liquors within the state for the purpose of fostering temperance in their consumption and respect for and obedience to the law. The advertising material furnished by suppliers of alcoholic liquor to retail licensees is an integral part of the distribution and the sale of alcoholic liquor together with the pricing by the suppliers of their products to retail licensees. In the supplying of advertising materials to retail accounts certain confusion has resulted from the enactment of conflicting legislation and failure to clarify the regulation of advertising materials which can legally be supplied may result in the placing in retail establishments of advertising materials which are not primarily for advertising purposes, but which would, in fact, give to the retail licensee matters of considerable value resulting in a tied-house between suppliers and retailers. There is a need to clarify existing legislation regulating advertising matters to be furnished retail licensees to promote an orderly marketing of alcoholic liquor which, in turn, will serve to promote temperance. ~~*To further accomplish these objectives and the declared legislative policy of the state in the manufacture, distribution and sale of alcoholic liquor, it is necessary that legislation be enacted to provide for the suppliers of alcoholic liquor to file with the Nebraska Liquor Control Commission schedules of prices at which the suppliers' brands of alcoholic liquor are available for purchase by retail licensees. Sections 53-168.01 to 53-169 are not for the purpose of fixing the wholesalers' prices to be charged to retailers but are for the purpose of making known to retail licensees the price at which alcoholic liquor will be sold to any retailer in the state. The further requirement that such schedules be posted thereof, at the supplier's place of business will promote the orderly marketing of alcoholic liquor.*~~ In part, this legislation will also implement section 53-168. In this implementation it is recognized that there are marketing factors which differ between beer and other alcoholic liquors. Some of these factors are the more frequent turnover of a retailer's beer inventory, the fact that wholesalers of other liquors handle more brands of their

products than beer wholesalers, most of whom distribute only one of two major brands of beer, the shelf life of beer, and other factors. ~~*Because of these differences it is the declared policy of this state to have sections 53-168.01 to 53-169 apply to beer only as it pertains to the initial filing of price schedules and then have the marketing of beer governed by the provisions of section 53-168. Recognizing the marketing requirements of alcoholic liquor, except beer, it is the legislative intent to require the filing of price changes and in order to promote a more orderly marketing of alcoholic liquor, except beer, to allow only the posting down of the pricing of each brand thereof not more than two times each year. These provisions will enable the retail licensees to be advised of price changes and enable the Nebraska Liquor Control Commission to adequately enforce the provisions of section 53-168.*~~".

2. Renumber original section 2 as section 4

3. On page 4, line 21 strike "is" and insert: "section 53-168, Revised Statutes Supplement, 1969, and section 53-168.01, Revised Statutes Supplement, 1971, and also sections 53-168.02, 53-168.03, and 53-168.04, Revised Statutes Supplement, 1971, are".

Amendments pending. Laid over.

REFERENCE COMMITTEE REPORT

LB	COMMITTEES
1497	Public Health and Welfare

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARINGS
Public Health and Welfare

LB 1341	Tuesday, Febraury 22, 1972	1:00 p.m.
LB 1374	Tuesday, February 22, 1972	1:00 p.m.
LB 1497	Tuesday, February 22, 1972	1:00 p.m.

Cancel hearing for LB 1489, 1490 and 1492 for February 22nd, 1972 at 2 p.m. and reschedule for 1 p.m. on February 22, 1972.

(Signed) Thomas C. Kennedy Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 37.

Introduced by Jerome Warner, 25th District; Loran Schmit, 23rd District.

WHEREAS, the livestock feeding industry is one of Nebraska's leading industries; and

WHEREAS, the treatment of organic waste is a concern to all who engage in livestock feeding operations; and

WHEREAS, there are varied opinions as to what con- stitutes effective animal waste control measures and what constitutes effective devices and facilities to process animal waste; and

WHEREAS, there are a number of State and Federal agencies involved in this broad problem area and need time to study issues and coordinate actions, and

WHEREAS, the involvement of government and industry is costly in terms of dollars and effort; and

WHEREAS, the established date of December 31, 1972 to have in operation a state-wide pollution control system was established by Rules and Regulations of an agency of State government and subsequently provided to the Federal government as a target date to have livestock waste control facilities established in the State; and

WHEREAS, that date is now generally known to be unrealistic in terms of compliance; and

WHEREAS, comprehensive hearings need to be held to arrive at a unified and most feasible course of action.

NOW, THEREFORE, BE IT RESOLVED that the Governor contact appropriate Federal authorities outlining reasons why Nebraska cannot reasonably meet the December 31, 1972 time-frame for compliance in the area of feed lot waste control and requesting that December 31, 1977 be the revised target date for the completion of a feed lot waste control program, and that concurrence of the Federal Government in this realistic date be sought.

Laid over.

VISITORS

Mr. Luedtke introduced Mrs. Schneider and Mrs. Ireland and 8 Senior Citizens from Tabitha Home, Lincoln.

Mrs. Orme introduced Robert Bussman, Lincoln; 125 students from Prescott School, Lincoln, five teachers, two student teachers and a teachers aide.

Mr. Savage introduced Kathy Whitt and Terry Ryan of Omaha.

ADJOURNMENT

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 16, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 16, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Our Father, before we become involved in the necessary routine of another day, we stop to seek your help. Well experienced in the ways of men, we know too little of the ways of God. But you know each one of us, by name and by need. Therefore, turn our wayward minds and hearts to your truth. Forgive our faults and failures that we have committed in the past and set us free from them that we may live for the present. Forgive our failure to apply to ourselves the standards of conduct we demand of others. Forgive our slowness to see the good in others or to see the evil in ourselves. In our differences may we be kind; in our agreements may we be humble; that your will may be done in us and through us for the sake of our State. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Snyder who was excused until he arrived. Mr. Chambers was absent until 9:45 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Thirtieth Day was approved.

UNANIMOUS CONSENT—Executive Session

Mr. Kokes asked unanimous consent that the Revenue Committee meet in Executive Session today at 2:00 p.m. in the East Chamber. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 285. With emergency.

A BILL FOR AN ACT to amend section 3-128, Reissue Revised Statutes of Nebraska, 1943, relating to aeronautics; to provide for issuing certificates authorizing persons to conduct aerial pesticide operations as prescribed; to provide for revocation of such certificates; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Chambers	Holmquist	Snyder	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 905.

A BILL FOR AN ACT to amend sections 2-2601, 2-2602, 2-2603, 2-2604, and 2-2605, Reissue Revised Statutes of Nebraska, 1943, relating to state administrative departments; to redefine terms; to provide for sampling and inspection of economic poisons and devices; to provide for enforcement of sections 2-2601 to 2-2611, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett	Chambers	Morgan	Snyder

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1040. Bracketed at the request of Mr. Goodrich.

LEGISLATIVE BILL 1169.

A BILL FOR AN ACT to amend sections 81-815.37 and 81-815.38, Reissue Revised Statutes of Nebraska, 1943, sections 81-815.39 and 81-1204, Revised Statutes Supplement, 1969, and section 81-805, Revised Statutes Supplement, 1971, relating to tourism; to transfer the powers, duties and functions regarding tourism to the Department of Economic Development from the Game and Parks Commission as prescribed; to provide authority for the Game and Parks Commission; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Klaver	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Stahmer
Stull	Swanson	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 6:

Kokes	Kremer	Nore	Snyder	Stromer
Syas				

Not voting, 5:

Carpenter	Chambers	Kennedy	Kime	Proud

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1078. With emergency.

Mr. C. Carsten moved to suspend the rules to take up LB 1078 on Final Reading today. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. C. Carsten asked unanimous consent to expedite LB 1078. No objections. So ordered.

A BILL FOR AN ACT to establish an Arbor Day Centennial Commission; to provide for the appointment, qualification and expenses of the members of the commission; to provide powers and duties of the commission; to provide an appropriation; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Kennedy	Marvel	Swanson	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—East Chamber

Mr. Proud asked unanimous consent to use the East Chamber for a meeting from 1 to 2:00 p.m. on March 1, 1972. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 16, 1972 at 8:55 a.m.:

311 550 664 716 1015

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 674. Replaced on Select File as amended.
Enrollment and Review amendments to LB 674:

1. In line 4 of the Stull amendment, strike "(one)".

2. In the title, line 4, insert "; and to provide duties" after "prescribed".

LEGISLATIVE BILL 690. Replaced on Select File as amended.
Enrollment and Review amendments to LB 690:

In lieu of the Ziebarth amendments, as amended, adopted 2/24&72:

1. On page 6, strike line 18 and insert *"shall be made in accordance with the provisions of section 79-490, and when"*; and in lines 22 and 23 strike *"two hundred dollars"* and insert *"the cost of transportation of one such child"*.

2. On page 7, line 7, strike the first *"or"*; in line 7, insert *", or specific learning disability"* after *"disturbed"*; strike beginning with line 11 through *"year"* in line 13 and insert *"a parent or guardian transporting such child shall be paid for each day of attendance forty cents per mile for each mile or fraction thereof of the distance between the residence and the school of attendance"*; strike line 17 and insert *"the cost of transportation of one such child per year;"*; after line 17 insert:

"(3) Provide for the transportation of children enrolled in the Nebraska School for the Deaf or the Nebraska School for the Visually Handicapped through reimbursement

of the parent or guardian for expenses incurred in the transportation to and from school of the child in his custody or control, such reimbursement to be paid at the rate of forty cents per mile for the distance between the place of residence and the state-operated school in which the child is enrolled; Provided, that payment to any parent or guardian of a deaf or visually handicapped child enrolled as a residential student in such school shall be limited to an amount determined by no more than five trips per year. Payment to any parent or guardian of a deaf or visually handicapped child transporting the child daily shall be limited to the number of days of attendance. Any parent or guardian having more than one deaf or visually handicapped child in his custody or control enrolled in such school shall be limited to an aggregate amount not to exceed payment based upon the transportation of one child to the state-operated school for the deaf or visually handicapped in which he is enrolled most distant from his place of residence;"; in line 18, strike "(3)" and insert "~~*(3)*~~ *(4)*"; in line 22, strike "(4)" and insert "~~*(4)*~~*(5)*"; and in line 24, strike "(5)" and insert "~~*(5)*~~*(6)*".

3. On page 8, line 12, strike the reinstated "two" and insert "~~*two*~~*four*".

4. In the title, line 9, insert "change and" after "to".

LEGISLATIVE BILL 1096. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1096:

1. In the title, line 4, insert "of" before "any".

(Signed) Duke Snyder, Chairman

STANDING COMMITTEE REPORTS

Revenue

LEGISLATIVE BILL 1259. Placed on General File.

LEGISLATIVE BILL 1359. Placed on General File as amended.
Standing Committee amendments to LB 1359:

1. Strike sections 1 to 3 of the bill and in lieu thereof insert a new section 1 to read as follows:

"Section 1. *Whenever a motor vehicle is registered by the owner under section 60-302, Revised Statutes Supplement, 1969, and the personal property taxes imposed in section 77-1240.01, Reissue Revised Statutes of Nebraska, 1943, have been paid on that motor vehicle for the calendar year, then the motor vehicle is registered under the provisions of section*

60-305.09, Revised Statutes Supplement, 1969 the Department of Motor Vehicles, upon application of the owner of the motor vehicle on forms prescribed by the department, shall certify that the motor vehicle is registered under the provisions of section 60-305.09, Revised Statutes Supplement, 1969 and that the owner is entitled to receive the refunds of the unused registration fees and personal property taxes for the balance of the calendar year as prescribed in the manner set forth in sections 60-315, Revised Statutes Supplement, 1969, and 77-1240.03, Revised Statutes Supplement, 1971.".

2. Renumber original section 4 as section 2.

(Signed) Rudolf Kokes, Chairman

BILL ON FIRST READING

The following bill was read the first time by title.

LEGISLATIVE BILL 1081A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate twenty-nine thousand six hundred eighty-two dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Economic Development, Agency No. 72, for Program 537 to aid in carrying out the provisions of Legislative Bill 1081, Eighty-second Legislature, Second Session, 1972; and to provide a restriction.

UNANIMOUS CONSENT—Member Excused

Mr. Chambers asked unanimous consent to be excused this afternoon. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 36. LR 36 found in the Journal on page 719 for the Thirtieth Day was adopted with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE RESOLUTION 38.

Introduced by Don Elrod, 35th District; Fred W. Carstens, 30th District.

WHEREAS, it was the intent of the Legislature that the salaries of state employees be raised by at least as much as three hundred dollars per annum on salaries under seven thousand dollars per annum, as manifested by the passage of Legislative Bill 1476 in the 1971 session which so provided; and

WHEREAS, this intent has not been implemented, due to problems of

administration and funding, resulting in considerable inequity; and

WHEREAS, the scope, nature, and cause of these problems, or any others which may be involved in blocking the implementation of these raises, are not known to the Legislature; and

WHEREAS, attempts to discover information on all such problems have not been successful.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That, an interim study committee be established to inquire into these problems and propose solutions to them and draft legislation where needed such that the entire salary structure for state employees at all levels shall be equitable and nondiscriminatory.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 39.

Introduced by the Public Works Committee: Claire W. Holmquist, 16th District, Chairman; Richard Lewis, 38th District; LeRoy Pfister, 17th District; Irving Wiltse, 1st District; Roland Luedtke, 28th District; Leslie Stull, 49th District; Ernest Chambers, 11th District.

WHEREAS, there is a move to remove falsehoods in advertising and campaign statements; and

WHEREAS, there are many approaches to better the practices of fair advertising.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study the interrelation between consumer protection, truth in advertising and political campaign statements, the moral and legal responsibility of businesses engaged in commerce, including automobile dealers, of political candidates and of news media for willful falsehoods in advertising and campaign statements, questions of fair political campaign practices, the feasibility of voluntary codes dealing with these topics, and constitutional issues therein.

2. That the committee report its finding with recommendations to the next Legislature.

Referred to the Executive Board.

MOTION—Introduce Bills

Mr. Kennedy moved the introduction of a new bill to be known as LB 1498. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Luedtke moved the introduction of a new bill by the Judiciary

Committee to be known as LB 1499. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1498. By Glenn A. Goodrich, 20th District; Richard Lewis, 38th District.

A BILL FOR AN ACT to amend section 71-1,137, Revised Statutes Supplement, 1969, and section 71-139, Revised Statutes Supplement, 1971, relating to public health; to provide for licensing of osteopaths as prescribed; to provide for prescription and administration of drugs and medicines by osteopaths as prescribed; and to repeal the original sections.

LEGISLATIVE BILL 1499. By the Judiciary Committee: Roland Luedtke, 28th District, Chairman; Harold D. Simpson, 46th District; P. J. Morgan, 4th District; Fred W. Carstens, 30th District; Terry Carpenter, 48th District; Walter H. Epke, 24th District.

A BILL FOR AN ACT to amend sections 83-185, 83-188, 83-1,101, 83-1,105 to 83-1,108, 83-1,110, 83-1,111, 83-1,120, and 83-1,123, Revised Statutes Supplement, 1969, and section 83-187, Revised Statutes Supplement, 1971, relating to state institutions; to provide for treatment of prisoners as prescribed; to provide for pardons and paroles as prescribed; to transfer functions as prescribed; to provide alternatives for fixing of sentences as prescribed; to provide for treatment of parolees; to provide for revocation of paroles as prescribed; and to repeal the original sections.

UNANIMOUS CONSENT—Substitute Amendments to LB 1224

Mr. Elrod asked unanimous consent to substitute the following Standing Committee amendments and ask they be printed in the Journal as such to replace the amendments found in the Journal on page 649 for the Twenty-Seventy Day. No objections. So ordered.

Standing Committee amendments to LB 1224:

1. On page 2 Line 6 strike " of the human organism "; line 7 strike "its" and insert "the"; strike line 8 and insert "influence the well-being"; line 18 strike "Human", and strike line 19, line 20 strike "prevention" and insert "Prevention"; and line 27 strike "amount of instruction time" and insert "instruction program".
2. Strike Sections 4 and 5
3. Renumber Section 6 as Section 4.

STANDING COMMITTEE REPORTS
Education

LEGISLATIVE BILL 1377. Placed on General File as amended.
Standing Committee amendment to LB 1377:

"1. Strike sections 1 to 12 and insert:

Section 1. There is hereby established in the State treasury a fund to be known as the Public School Support Fund.

Sec. 2. Beginning with the 1973-74 school year, and each year thereafter, each Class II, III, IV, and V school district shall levy a tax of fourteen mills, Class I district six mills, except that for a Class I district which is part of a Class VI district offering instruction in grades seven to twelve the levy shall be four mills, and Class VI districts eight mills, except that for a Class VI school district offering instruction in grades seven to twelve the levy shall be ten mills, on all taxable property within the district, except intangible property, for the general operation and maintenance of the schools within the district to qualify for funds to be received from the Public School Support Fund, except that each school district shall receive an average daily minimum of twenty-five dollars per year for each pupil in membership.

Sec. 3. (1) The Legislature shall appropriate an amount of money each year to the Public School Support Fund which, when added to the total funds derived from the property tax levied by each school district as provided in section 2 of this act and all other receipts, except capital construction funds and federal funds from the Elementary and Secondary Education Act of 1965 as amended, shall provide an amount of money per pupil by class of district as shall be determined by the Legislature; *Provided,* that the amount of money provided per pupil by this section shall never be less than the state average cost per pupil or the actual cost per pupil in each district, whichever is the lesser, for the preceding school year as determined by the State Department of Education.

(2) When the population density in any school district is less than four persons per square mile, as determined from the most recent federal decennial census, the total financial support under subsection (1) this section insured for such district shall be increased by the following percentages: (a) If the population density is three or more but less than four persons per square mile, ten per cent; (b) if the density is two or more but

less than three persons per square mile, twenty per cent; (c) if the density is one or more but less than two persons per square mile, thirty per cent; and (d) if the density is less than one person per square mile, forty per cent. Any school district showing a density greater than provided in this subsection shall not qualify for such percentage increases.

Sec. 4. Each school district shall, on or before July 1 of each year, submit its budget to the State Department of Education for review and compliance with the provisions of this act. A total budget increase of not more than six per cent may be allowed each district each year except as provided in section 5 of this act.

Sec. 5. A school district may apply to the State Board of Education for an exemption to the budget increase provided in section 4 of this act. The State Board of Education may grant such an exemption for, but not limited to, the following reasons: (1) Change in pupil enrollment; (2) increase in number of staff; (3) increase in transportation costs; and (4) for the new programs and additions to the curriculum. If an exemption is granted by the State Board of Education, the additional amount of money granted beyond the six per cent limitation as provided in section 4 of this act shall be appropriated by the Legislature and placed in the Public School Support Fund for payment to the school districts granted the exemption.

Sec. 6. A school district may levy an additional tax of five mills on the taxable property, except intangible property, within the district in excess of the levy provided in section 2 of this act and any increases granted by section 5 of this act by a two-thirds vote of the board of education after a public hearing on the proposed additional tax. Any further additional tax may be levied only if approved by a majority vote of the State Board of Education.

Sec. 7. The money appropriated pursuant to section 3 of this act shall be paid to each qualifying school district in an amount equal to the difference between (1) the amount per pupil as determined by the Legislature, or (2) the state average cost per pupil or the actual cost per pupil as determined for each school district, whichever is the lesser, multiplied by the number of pupils in average daily membership, and the money raised by the qualifying levy and all other receipts as provided in section 2 of this act. Payments to school disricts (sic) shall be in equal installments payable September

30, January 15, March 15, and May 15 of each year.

Sec. 8. Beginning January 1, 1973, the State Treasurer on the first day of each month shall place so much of all funds collected by a general sales tax and income tax into the Public School Support Fund as shall equal one-twelfth of the amount required annually to fund the provisions of this act.

Sec. 9. That sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, and amendments thereto, are repealed.".

LEGISLATIVE BILL 1159. Placed on General File as amended.
Standing Committee amendments to LB 1159:

1. On page 5 insert "*equally*" after "*be*", and strike line 27 and insert "*membership basis.*"
2. On page 6 strike line 1.

LEGISLATIVE BILL 1418. Placed on General File.

(Signed) Don Elrod, Chairman

Constitutional Revision

LEGISLATIVE BILL 1166. Placed on General File as amended.
Standing Committee amendments to LB 1166:

1. On page 2, line 25 strike "*twelve thousand five hundred dollars per year*" and insert "*six hundred twenty-five dollars per month*".
2. Strike section 10.
3. On page 4, line 20 strike "and" and insert a period, and strike lines 21 and 22.

LEGISLATIVE BILL 1199. Placed on General File as amended.
Standing Committee amendments to LB 1199:

1. On page 5, after line 20 insert the following:

"*(5) Members of the nominating commission shall vote for the nominee of their choice by roll call. Each candidate must receive a majority of the voting members of the nominating commission to have his name submitted to the Governor.*".

2. On page 6, line 5 strike "and"; line 6 strike the period and insert "; and to provide the manner of voting on names of candidates and the number of votes required to be nominated.".

LEGISLATIVE BILL 1331. Placed on General File as amended.
Standing Committee amendment to LB 1331:

1. On page 3 strike the new matter in lines 12 to 18 and insert the following:

"The Legislature may by general law exempt from real estate taxation or provide a method of real estate tax deferment or taxation on other than an ad valorem basis (1) all or any part of any body of water and the land thereunder; or for (2) land upon which timber or other woody plants are growing when the land or water is not used for any productive purpose, produces no income, no buildings are located thereon, and is not a part of an urban area.".

LEGISLATIVE BILL 1121. Indefinitely postponed.

LEGISLATIVE BILL 1469. Indefinitely postponed.

(Signed) George Syas, Chairman

SELECT FILE

LEGISLATIVE BILL 1145. Enrollment and Review amendment found in the Journal on page 708 for the Thirtieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1302.

Mr. Stahmer offered the following amendment which was adopted by unanimous consent:

Page 2, line 4, strike *"may"* and insert *"shall"*.

Page 2, line 13, after "disease." add: *"In the event such person is infected with a venereal disease, the state or local director of health may cause an interview of the person by a venereal disease investigator to secure the names of sexual contacts so that appropriate investigation can be made in an effort to locate and eliminate sources of infection."*

Page 2, line 17, after "person." add *"Parents shall be liable for expenses of such treatment to minors under their custody."*

Page 3, line 13, add: *"And further provided that the drug methadone shall not be administered without the physician securing parental consent."*

Advanced to Enrollment and Review for engrossment.

MOTION—Place LB 1333 on General File

Mr. Syas renewed his pending motion found in the Journal on page 644 for the Twenty-Sixth Day to place LB 1333 on General File notwithstanding the action of the Committee. The motion prevailed with 25 ayes, 3 nays and 21 not voting.

GENERAL FILE

LEGISLATIVE BILL 66. Considered.

The Carpenter pending amendments found in the Journal on page 731, for the Thirtieth Day, were adopted with 28 ayes, 5 nays and 16 not voting.

Mr. Carpenter offered the following amendment which was adopted:

Amend the Carpenter amendment of February 15,

1972 at Section 1 Line 21 by adding the following:
six and one-tenth ounces and

Mr. Waldo offered the following amendment:

Strike period following last sentence of section 53-160 R.R.S. 1943, (line 19, page 4, L.B. 66).

Add the following:

"except that a portion of these revenue proceeds shall be placed in the Nebraska Secondary Wastewater Treatment Dedicated Fund as follows: for all beer, 2 cents per gallon; for wine and other dilute alcoholic beverages containing fourteen percent or less of alcohol, by volume, 5 cents; for wine and other dilute alcoholic beverages containing more than fourteen per cent of alcohol, by volume, 5 cents; for alcohol and spirits, 20 cents.

Mr. Waldo asked unanimous consent to have the bill laid over. Mr. Carpenter objected.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease"? The motion prevailed with 29 ayes, 1 nay and 19 not voting.

The Waldo amendment lost with 2 ayes, 22 nays and 25 not voting.

Advanced to Enrollment and Review with 29 ayes, 4 nays and 16 not voting.

LEGISLATIVE BILL 1101. Title read. Considered.

Standing Committee amendments found in the Journal on page 663, Twenty-Seventh Day, were adopted with 28 ayes, 5 nays and 16 not voting.

Mr. Keyes offered the following amendments which failed with 10 ayes, 23 nays and 16 not voting:

Amend Section 1, Line 5, after the word "of"
and substitute "one hundred (100)" in place of "thirty".

Strike all of Sections 2, 3, 4, 5, 6, 7, & 8,
and renumber Section 9 as Section 2.

Mr. Swanson offered the following amendments which were adopted with 31 ayes, 11 nays and 7 not voting:

1 In Section 1 on page 2, line 5, strike "Thirty" and
nsert *"Fifteen"*.

In Section 2 on page 3, line 9, strike "twenty" and insert *'fifteen"*.

In Section 3 on page 3, line 14, strike "twenty"
and insert *"fifteen"*.

In Section 4 on page 3, line 19, strike "ten" and insert "*fifteen*".

In Section 5 on page 3, line 24, strike "ten" and insert "*fifteen*".

ADD A NEW SECTION 6 TO READ:

"*Effective January 1, 1978, an additional fifteen per per (sic) cent exemption from actual value to those totals already provided in sections 1, 2, 3, 4, and 5 of this act shall be allowed for the classes of property as provided in section 1 of this act.*"

STRIKE OLD SECTION 6

ADD A NEW SECTION 7 TO READ:

"*Effective January 1, 1979, only ten percent of the total actual value of the classes of property enumerated in section one of this act shall be subject to personal tangible property taxation.*"

2. In Section 8, line 16, strike "7" and insert "*8*".

3. In Section 9, line 22, strike "1 to 5" and insert "*1 to 6*".

4. In Section 10, page 6, line 5, strike "7" and insert "*8*", and on line 25 strike "7" and insert "*8*", and on page 7, line 2, strike "7" and insert "*8*".

5. Renumber old sections 7, 8, 9, 10, 11, and 12 as 8, 9, 10, 11, and 12.

Mr. Klaver moved to indefinitely postpone.

Mr. Klaver requested a record vote.

Mr. Chambers moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 3 nays and 15 not voting.

Voting in the affirmative, 14:

Chambers	DeCamp	Goodrich	Keyes	Klaver
Mahoney	Morgan	Moylan	Pfister	Savage
Simpson	Skarda	Stahmer	Syas	

Voting in the negative, 30:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	Duis	Epke	Hasebroock	Holmquist
Johnson	Kennedy	Kime	Kokes	Kremer
Lewis	Maresh	Marvel	Nore	Proud
Schmit	Snyder	Stromer	Stull	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Not voting, 5:

Barnett	Elrod	Luedtke	Orme	Swanson

The Klaver motion lost with 14 ayes, 30 nays and 5 not voting.

Mr. Proud moved to adjourn. The motion lost with 14 ayes, 28 nays and 7 not voting.

LB 1101 was advanced to Enrollment and Review with 29 ayes, 16 nays and 4 not voting.

STANDING COMMITTEE REPORT
Banking, Commerce and Insurance

LEGISLATIVE BILL 1394. Indefinitely postponed.

LEGISLATIVE BILL 1358. Placed on General File.

LEGISLATIVE BILL 1396. Placed on General File.

(Signed) Sam Klaver, Chairman

Judiciary

LEGISLATIVE BILL 1032. Placed on General File as amended.
Standing Committee amendments to LB 1032:
(Standing Committee amendments to LB 1032 are printed and available in the Clerk's Office.)

(Signed) Roland A. Luedtke, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1078. Correctly enrolled.

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, The President signed LB 1078.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE

1498 Public Health and Welfare
1499 Judiciary

(Signed) William F. Swanson, Chairman
Executive Board

NOTICE OF COMMITTEE HEARINGS
Public Health and Welfare

LB 1498 Tuesday, February 22, 1972 1:00 p.m.

(Signed) Thomas C. Kennedy, Chairman

Judiciary

LB 1499 Tuesday, February 22, 1972 1:00 p.m.

(Signed) Roland Luedtke, Chairman

VISITORS

Mrs. Orme introduced 70 students from Maude Rousseau School, Lincoln and teachers Jill Cook and Pat Clossen.

Mr. Carsten introduced Col. Ellis Lacy and Mr. Ernest Norris.

Speaker Hasebroock introduced Mr. John Soll, Cuming County Veteran Officer.

Mr. Kremer introduced former State Senator T. C. Reeves from Central City.

ADJOURNMENT

At 12:12 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 17, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 17, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Father John Healey, Columbian Fathers, Foreign Mission Society, Bellevue, Nebraska.

> Once again, O God, through the demanding hours of this day, keep us true to our promises to you.
>
> Hold us: In any moment of temptation, In any test of ordinary routine; In any moment when others praise; In any experience of delight; In any hour when doubt appears; In any unexpected demand.
>
> With all the enticing rewards of earth in sight, let us choose your way today.
>
> With the joyous consent of all our faculties, let us serve you as we can; So keep us through this day. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Proud who was excused.

CORRECTIONS FOR THE JOURNAL

Page 742, line 34, correct spelling of "salaries".
The Journal for the Thirty-First Day was approved as corrected.

UNANIMOUS CONSENT—Members Excused

Mr. C. Carstens asked unanimous consent to be excused from 10:00 a.m. until 11:00 a.m. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused tomorrow. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

February 15, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 760 and Reengrossed Legislative Bills Nos. 777 and 1018.

These bills were signed by me on February 14, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 16, 1972, at 1:25 p.m.: LB 1078.

(Signed) Hazel Kaltenberger,
Ass't. Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly engrossed: 1145

The following bills were correctly enrolled:

285 905 1169

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: LB 285, LB 905, and LB 1169.

STANDING COMMITTEE REPORTS
Banking, Commerce and Insurance

LEGISLATIVE BILL 1395. Indefinitely postponed.

LEGISLATIVE BILL 1397. Indefinitely postponed.

LEGISLATIVE BILL 1398. Indefinitely postponed.

LEGISLATIVE BILL 1399. Indefinitely postponed.

LEGISLATIVE BILL 1462. Indefinitely postponed.

(Signed) Sam Klaver, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1023

A BILL FOR AN ACT for submission to the electors of amendments to Article VII of the Constitution of Nebraska by amending sections 1, 2, 3, 4, 6, 7, 8, and 9, and by repealing sections 14 to 17 relating to education; to recodify, revise, and clarify the provisions of Article VII; to provide for the submission of the proposed amendments to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendments to Article VII of the Constitution of Nebraska, which are hereby proposed by the Legislature:

"1. That sections 1, 2, 3, 4, 6, 7, 8, and 9 be amended to read as follows:

Sec. 1. The Legislature shall provide for the free instruction in the common schools of this state of all persons between the ages of five and twenty-one years. The Legislature may provide for the education of other persons in educational institutions owned and controlled by the state or a political subdivision thereof.

Sec. 2. The State Department of Education shall be comprised of a State Board of Education and a Commissioner of Education. The State Department of Education shall have general supervision and administration of the school system of the state and of such other activities as the Legislature may direct.

Sec. 3. The State Board of Education shall be composed of eight

members, who shall be elected from eight districts of substantially equal population as provided by the Legislature. Their term of office shall be for four years each. Their duties and powers shall be prescribed by the Legislature, and they shall receive no compensation, but shall be reimbursed their actual expense incurred in the performance of their duties. The members of the State Board of Education shall not be actively engaged in the educational profession and they shall be elected on a nonpartisan ballot.

Sec. 4. The State Board of Education shall appoint and fix the compensation of the Commissioner of Education, who shall be the executive officer of the State Board of Education and the administrative head of the State Department of Education, and who shall have such powers and duties as the Legislature may direct. The board shall appoint all employees of the State Department of Education on the recommendation of the Commissioner of Education.

Sec. 6. No lands now owned or hereafter acquired by the state for educational purposes shall be sold except at public auction under such conditions as the Legislature shall provide. The general management of all lands set apart for educational purposes shall be vested, under the direction of the Legislature, in a board of five members to be known as the Board of Educational Lands and Funds. The members shall be appointed by the Governor, subject to the approval of the Legislature, with such qualifications and for such terms and compensation as the Legislature may provide.

Sec. 7. The following are hereby declared to the perpetual funds for common school purposes of which the annual interest or income only can be appropriated, to wit:

First. Such per cent as has been, or may hereafter be, granted by Congress on the sale of lands in this state.

Second. All money arising from the sale or leasing of sections number sixteen and thirty-six in each township in this state, and the lands selected, or that may be selected, in lieu thereof.

Third. The proceeds of all lands that have been, or may hereafter be, granted to this state, where by the terms and conditions of such grant the same are not to be otherwise appropriated.

Fourth. The net proceeds of lands and other property and effects that may come to this state, by escheat or forfeiture, or from unclaimed dividends, or distributive shares of the estates of deceased persons.

Fifth. All other property of any kind now belonging to the perpetual fund.

Sec. 8. All funds belonging to the state for educational purposes, the interest and income whereof only are to be used, shall be deemed trust funds. Such funds with the interest and income thereof are hereby solemnly pledged to the purposes for which they are granted and set apart and shall not be transferred to any other fund for other uses. The state shall supply any net aggregate losses thereof realized at the close of each calendar year that may in any manner accrue. Notwithstanding any other provisions in the Constitution, such funds shall be invested as the Legislature may by statute provide.

Sec. 9. The following funds shall be exclusively used for the support and maintenance of the common schools in each school district in the state as the Legislature shall provide:

a. Income arising from the perpetual funds;

b. The income from the unsold school lands, except that costs of administration shall be deducted from the income before it is so applied;

c. All other grants, gifts and devises that have been or may hereafter be made to the state which are not otherwise appropriated by the terms of the grant, gift or devise; and

d. Such other support as the Legislature may provide.

No distribution or appropriation shall be made to any school district for the year in which school is not maintained for the minimum term required by law.

2. That sections 14, 15, 16, and 17 are hereby repealed."

Sec. 2. The proposed amendments shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendments shall be placed upon the ballot in the following form:

"Constitutional amendments to recodify, revise, and clarify provisions of Article VII of the Constitution of Nebraska.

For

Against"

Sec. 3. That the proposed amendments, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim them as part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Barnett

Not voting, 4:

Chambers	Keyes	Morgan	Proud

A constitutionl three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1042.

A BILL FOR AN ACT to amend section 46-1008, Revised Statutes Supplement, 1971, relating to irrigation; to eliminate the provisions for acquiring land or interest in land outside the district; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Duis	Kime	Klaver	Kokes
Morgan	Proud	Skarda		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1177.

A BILL FOR AN ACT relating to schools; to clarify authority to purchase liability insurance; to provide for additional insurance coverage; to authorize insurance coverage for members of governing boards; to amend section 23-2413, Reissue Revised Statutes of Nebraska, 1943, and section 79-2630, Revised Statutes Supplement, 1971; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Moylan	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Clark	Craft	Marvel	Morgan
Proud	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION–Suspend the Rules

Speaker Hasebroock moved to Suspend the Rules and take up the Final Readings set for tomorrow, today. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 373. With emergency.

A BILL FOR AN ACT to amend section 84-908, Reissue Revised Statutes of Nebraska, 1943, relating to administrative procedure; to provide for the filing and approval of agency rules as adopted, amended, or repealed as prescribed; to provide a committee for the continuous study of such rules; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Kokes	Lewis	Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1472.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 7, of the Constitution of Nebraska, relating to the Legislature; to provide that members and employees of the Legislature may be included in an existing retirement system for state officers and employees at any time; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 7, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 7. At the general election to be held in November, 1964, one half the members of the Legislature, or as nearly thereto as may be practicable, shall be elected for a term of four years, and the remainder for a term of two years, and thereafter all members shall be elected for a term of four years, with the manner of such election to be determined by the Legislature; *Provided,* that when the Legislature is redistricted the members elected prior to the redistricting shall continue in office, and the law providing for such redistricting shall where necessary specify the newly established district which they shall represent for the balance of their

term. Each member shall be nominated and elected in a nonpartisan manner and without any indication on the ballot that he is affiliated with or endorsed by any political party or organization. Each member of the Legislature shall receive a salary of not to exceed four hundred dollars per month during the term of this office. In addition to his salary, each member shall receive an amount equal to his actual expenses in traveling by the most usual route once to and returning from each regular or special session of the Legislature. Members of the Legislature shall receive no pay nor perquisites other than said salary and expenses, and employees of the Legislature shall receive no compensation other than their salary or per diem, except that each member and employee may be included in an existing retirement system for state officers and employees at any time."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form: "Constitutional amendment to provide that members and employees of the Legislature may be included in an existing retirement system for state officers and employees at any time.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Luedtke	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull Swanson		Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Kokes	Lewis	Mahoney	Morgan	Proud

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 1040

Mr. Kennedy asked unanimous consent to unbracket LB 1040 on Final Reading. Mr. Goodrich objected.

Mr. Kennedy moved to unbracket LB 1040. The motion prevailed with 26 ayes, 4 nays and 19 not voting.

BILLS ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1040. With emergency.

A BILL FOR AN ACT to amend sections 71-2042, 71-2043, and 71-2044, Revised Statutes Supplement, 1969, relating to nursing home administrators; to define terms; to transfer duties from the Director of Health to the examing board; to define terms; to designate the board as the Board of Examiners in Nursing Home Administration and to change its composition and increase its duties; to provide for fees; to make certain acts unlawful; to provide penalties; to repeal the original sections, and also sections 71-2041 and 71-2045, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Carsten	Carstens	Chambers	Clark	Craft
DeCamp	Duis	Elrod	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Schmit
Skarda	Stromer	Stull	Swanson	Syas
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 14:

Barnett	Burbach	Carpenter	Epke	Goodrich
Kokes	Lewis	Luedtke	Savage	Simpson
Snyder	Stahmer	Waldron	Whitney	

Not voting, 1:

Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT–Expedite LB 1101

Mr. Burbach asked unanimous consent to expedite LB 1101. No objections. So ordered.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1435. Placed on General File as amended.
Standing Committee amendments to LB 1435:

1. On page 2, line 27, after "air" insert ", *land, or water*".

2. On page 8, line 16, after "The" insert "*director shall serve as*", and after "secretary" insert "*of the council and*".

3. On page 10, strike lines 12 and 13 and insert "*the department shall be made by the director in accordance with priorities established by the council. A*".

4. On page 12, line 18, after "air" insert ", *land,*".

5. On page 13, line 24, after "air" insert ", *land,*".

6. On page 14, line 3, after "works" insert ", *and water treatment plant waste*"; and in line 22 after "air" insert ", *land,*".

7. On page 15, strike lines 3 to 5 and show as stricken, and insert:

"*(16) To establish bureaus, divisions, or sections for the control of air pollution, water pollution, and solid wastes, to be administered by*"; line 16 after "emissions" insert "*or discharges*"; and strike line 21 and insert "*to air, land, or water pollution;*".

8. On page 16, line 26 strike "and" and show as stricken.

9. On page 17, line 9 strike the period and show as stricken and insert "*; and*"; and after line 9 insert the following:

"*(26) To conduct tests and take samples of air, water or land contaminants, fuel, process materials or any other substance which effects or may affect discharges or emissions of air, water or land contaminants from any source, giving the owner or operator a receipt for the sample obtained.*".

10. On page 18, line 12, strike "council" and show as stricken, and insert *"department"*.

11. On page 21, line 25, strike "Such" and show as stricken, and insert *"When deemed necessary by the director, such"*.

12. On page 24, line 10, after "director" insert *"or hearing officer"*; line 19 strike "recommendations for" and show as stricken; lines 21 and 22, strike "and recommendations" and show as stricken; and in line 24, strike "recommended" and show as stricken.

13. On page 27, line 2, after "director" insert *"or hearing officer"*; and in line 8 strike "council or its representative" and show as stricken and insert *"director"*.

14. On page 34, line 4, after "air" insert *", land,"*.

15. On page 35, line 7, after "emissions" insert *"or discharge"*.

(Signed) Thomas Kennedy, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 36.

RESOLUTIONS

LEGISLATIVE RESOLUTION 40.

Introduced by William Hasebroock, 18th District; Claire Holmquist, 16th District; Jerome Warner, 25th District; Irving Wiltse, 1st District; Jules Burbach, 19th District; Calvin Carsten, 2nd District; Orval Keyes, 3rd District;

WHEREAS, the Eighty-second Legislature, First Session, 1971, of the Nebraska State Legislature did duly enact Legislative Bill 1034, a bill for an act to ratify the Nebraska-Missouri Boundary Compact therein set forth; and

WHEREAS, the purpose of that Compact was to determine a new and compromise boundary between the two states without disturbing private titles or claims which may have been established by private individuals as to lands along or in proximity to the Missouri River; and

WHEREAS, the Compact contained a provision that it was to be void and inoperative unless approved by the General Assembly of the State of Missouri and the Legislature of the State of Nebraska on or before April 1, 1972; and

WHEREAS, there exists some doubt that the General Assembly of the State of Missouri will ratify the Compact by April 1, 1972, presumably

because of unfounded statements by private individuals that the compact would distrub private titles or claims; and

WHEREAS, the State of Missouri did on May 26, 1967, initiate an action in the Supreme Court of the United States against the State of Nebraska, which action is in such Court designated as No. 32, Original, and a purpose of which is to establish a boundary between the states; and

WHEREAS, the State of Nebraska desires to take every possible step to avoid the tremendous and unnecessary cost of carrying forward the action in the United States Supreme Court on an adversary basis, but on the contrary desires to settle and compromise said action on an amicable basis.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Attorney General of the State of Nebraska is authorized to submit said Compact, as embodied in Legislative Bill 1034, to the Supreme Court of the United States as an offer to compromise and settle the case of State of Missouri, Plaintiff, v. State of Nebraska, Defendant, No. 32, Original, now pending before such court.

Laid over.

LEGISLATIVE RESOLUTION 41.

Introduced by Richard Maresh, 32nd District; Bill Skarda, 7th District; LeRoy Pfister, 17th District; Rudolf Kokes, 41st District; Leslie Stull, 49th District; William Hasebroock, 18th District.

WHEREAS, the Interstate Commerce Commission has modified its rules relating to abandonment of railroad lines to establish a single mathematical criterion for establishing a rebuttable presumption that the requirements of public convenience and necessity for the continued operation of a branch line are minimal or nonexistent; and

WHEREAS, such criterion is that fewer than 34 carloads of freight per mile per year were carried on the branch line during the preceding 12-month period prior to institution of abandonment proceedings; and

WHEREAS, the effect of such rule is to throw the burden of proof of public convenience and necessity on to the party protesting abandonment; and

WHEREAS, the rule change was made ex parte and became effective upon publication in the Federal Register on January 22, 1972; and

WHEREAS, the regional and sectional differences within this country are so great as to cast serious doubt upon the validity of a single mathematical criterion being of uniform nationwide applicability; and

WHEREAS, the application of the new rule is calculated to result in the wholesale abandonment of branch lines with the following harmful effects on Nebraska:

(a) The isolation of branch line towns built on railroad property whose economy was based on railroad service for the present and future;

(b) The placing of a greater burden on Nebraska to facilitate construction of highway systems that will enable motor carriers to transport heavier loads on secondary roads;

(c) The farmer will have to truck his grain to the price-making market via his own or leased motor carriers to retain his present economic status, with the farmer presently served by a local elevator with rail pricing for his grain being forced to find a new market where his prices for his grain will be comparable to direct rail service;

(d) Country elevators will be curtailed as a transit house to store grain for further rail movement to the primary market. In addition trackage south of the Platte River will lose its present rail rate advantage to Omaha and Kansas City primary markets, which advantage has meant approximately five cents per bushel more to the farmer than he would realize from truck transported grain.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. The Interstate Commerce Commission is respectfully requested to (a) suspend the application of its modified rule, (b) hold public hearings throughout the nation on the problems involved in railroad branch line abandonment, giving special consideration to the economic impact thereof on agricultural and other shippers, (c) leave the burden of proof of the lack of public convenience or necessity on the railroad company seeking abandonment, and (d) establish separate mathematical criteria which realistically recognize the regional and sectional differences of the country if reliance is to be placed on any mathematical criterion.

2. That a copy of this resolution be sent to the Interstate Commerce Commission, to each member of the Nebraska delegation in the Congress of the United States, Governor J. J. Exon and to the Nebraska State Railway Commission.

Laid over.

LEGISLATIVE RESOLUTION 42.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, the soil and water resources are the primary source of wealth in Nebraska and are limited compared to present and potential future needs; and

WHEREAS, the management of Nebraska's lands and waters on a comprehensive coordinated basis is necessary for the efficient and productive use of each; and

WHEREAS, the 1967 session of the Legislature requested completion by June 30, 1971, of a statewide framework plan to guide resource development; and

WHEREAS, the Framework Study of the State Water Plan was completed and delivered to the Legislature for its review on May 26, 1971; and

WHEREAS, the Basic Framework included within the Framework Study discusses the developments of in-basin water resources which appear to be reasonable and necessary in the foreseeable future.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature recognizes the in-basin development proposed in the State Water Plan and the recommendation of the Framework Study as the flexible guide for the orderly control, protection, development, utilization, and management of the water and water-related resources of Nebraska.

2. That the officers, boards, commissions, agencies, and departments of the state are directed to:

(a) Take cognizance of the Basic Framework of the State Water Plan in their water related activities;

(b) Adopt such policies as will facilitate implementation of the Basic Framework and to refrain from activities detrimental to implementation of the Basic Framework; and

(c) Encourage the implementation of the in-basin development proposed in the Framework Study and the recommendation by whatever reasonable means are available to them.

3. That local political subdivisions of the state are directed to conduct their water development activities within the Basic Framework.

4. That the Governor is requested to issue an order to all executive offices of the state encouraging their adherence to the policies expressed in items (1), (2), and (3) above and to refrain from approving, on behalf of the state, any projects, programs, or resource developments which conflict with the Basic Framework.

5. That the Nebraska Soil and Water Conservation Commission update the Framework Study periodically, not less often than every ten years, with specific timing as may be dictated by availability of census data and other studies having a close relation to the State Water Plan.

Laid over.

LEGISLATIVE RESOLUTION 43.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District.

WHEREAS, the severe problems of water and land resources planning in the Platte River and its tributaries require additional study at an early date; and

WHEREAS, the U. S. Congress, acting through the Federal Water Resources Council, is planning an intensive study which will largely determine future federal development projects in the Platte River and its tributaries; and

WHEREAS, the State has an opportunity to participate in any studies made; and

WHEREAS, it is vital that state assistance be given to the management and guidance of any such study to assure protection of the state's interests.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That it shall be the policy of the state to participate actively and intensively in the river basin planning activities for the Platte River and its tributaries which are to be accomplished under the general guidance of the Federal Water Resources Council.

2. That the Governor be encouraged to recommend and the Legislature encouraged to provide assistance through the Nebraska Soil and Water Conservation Commission to the leadership of that study through appropriation of $35,000 annually for the duration (estimated 3½ years) of the study above and beyond presently planned participation to assure the study will be conducted and any resulting plans formulated in such a way as to fully consider state goals and objectives.

3. That the Nebraska Soil and Water Conservation Commission anticipate completion of other basin studies which might be necessary in an appropriate order following completion of the study of the Plate River and its tributaries.

Laid over.

LEGISLATIVE RESOLUTION 44.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, the Bureau of Reclamation and collaborating agencies have investigated in varying degrees of refinement a number of potential multiple purpose water and related land resource development projects in Nebraska; and

WHEREAS, one of these proposed developments, the Nebraska Mid-State Division, has been authorized for construction and the advance planning work is underway but it has not been funded for construction; and

WHEREAS, five others, the North Loup Division, the O'Neill Unit, the Mirage Flats Project (Supplemental Water), the Little Blue Unit, and the Cedar Rapids Division have met the required tests of engineering and economic feasibility; and

WHEREAS, the North Loup Division, the O'Neill Unit, and the Mirage Flats Project are presently before the Congress; and

WHEREAS, four others, the Logan Unit, the Highland Unit, the Norfolk Unit, and the Sunbeam Unit have been investigated to less than feasibility standards and appear to be economically and engineeringly feasible; and

WHEREAS, all of these proposed developments appear to be compatible with Nebraska's long-range planning for development of water and related land resources and have been included in the Basic Framework.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature memorializes the Congress of the United States and the respective committees thereof, to support the proposals of the Bureau of Reclamation for these developments, and

a. Provide funds to initiate construction of the authorized Nebraska Mid-State Division as soon as all advance planning requirements of the authorizing legislation are met.

b. Provide early authorization and funding for construction of the North Loup Division, the O'Neill Unit, the Mirage Flats Project (Supplemental Water), the Little Blue Unit, and the Cedar Rapids Division, all of which have been found feasible and have local sponsoring districts.

c. Provide necessary funds for continuation of the Bureau of Reclamation's Nebraska State Water Plan studies and for feasibility studies for the Logan Unit, the Highland Unit, the Norfolk Unit, and the Sunbeam Unit.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the United State Senate and House of Representatives, to the Honorable Henry Jackson, Chairman of the Senate Committee on Interior and Insular Affairs, the Honorable Wayne Aspinall, Chairman of the House Committee on Interior and Insular Affairs, and to each member from Nebraska in the Senate and the House of Representatives of the United States.

Laid over.

LEGISLATIVE RESOLUTION 45.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, the State of Nebraska has recently completed the Framework Study of the State Water Plan with encouragement and financial support by the Federal Government; and

WHEREAS, the Framework Study itemizes twenty-four (24) watershed areas in Nebraska where application has heretofore been made to the Secretary of Agriculture by Sponsoring local Organizations for assistance under authority of the Watershed Protection and Flood Prevention Act (Public Law 566, 83rd Congress; 68 Stat. 666); and

WHEREAS, as a result of the Framework Study, these twenty-four potential watershed projects are incorporated as an integral part of the state's plan for water and land management; and

WHEREAS, sixteen of these said watersheds are presently in various stages of planning while two are approved for construction; four are under construction, and two have been dropped; and

WHEREAS, it is recognized that during the past ten years the State of Nebraska has provided funds in excess of federal funds for purposes of planning watersheds under the aforementioned act; and

WHEREAS, the Framework Study recognizes the need for Federal accleration in the planning and implementation of watershed developments.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That in view of the foregoing considerations plus other numerous unstated benefits, the Nebraska State Legislature recommends and urges the U. S. Congress to act favorably toward the following:

a. Accelerate construction funds in order to assist completion of construction in all PL-566 watersheds already approved for construction by the Congress.
b. Provide additional planning funds to stimulate planning of additional work plans.
c. Remove all special restrictions such as limited construction or planning starts.
d. Eliminate the practice of applying changed interest rates to Work Plans after they have been found feasible and have been approved by sponsors.
e. Give special attention to review time of work plans and assist in eliminating the long processes toward approval. Suggested action to reduce review time is to limit review and comment time by all Federal agencies to 30 days.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the United States Senate and House of Representatives, to the Honorable Henry Jackson, Chairman of the Senate Committee on Interior and Insular Affairs, the Honorable Wayne Aspinall, Chairman of the House Committee on Interior and Insular Affairs, and to each member from Nebraska in the Senate and the House of Representatives of the United States.

Laid over.

LEGISLATIVE RESOLUTION 46.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, flood damages continue unabated year after year in many parts of Nebraska; and

WHEREAS, the U. S. Corps of Engineers has performed studies on certain projects which demonstrate their feasibility for construction; and

WHEREAS, two of these projects are presently authorized for construction and have been included in the Framework Study of Nebraska's State Water Plan.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That through this action the U. S. Congress is hereby memoralized to:

(a) Continue provision of construction funds for additions to the Nebraska portions of the Missouri River Levee System.

(b) Continue construction funds for the Papillion Creek and Tributaries Project.

(c) Authorize additional studies of flood control projects by the Corps of Engineers as may be appropriate, and authorize and fund for construction as soon as possible after endorsement by the State of Nebraska those projects found to be feasible.

2. That copies of this resolution be transmitted by the Clerk of the Legislature to the United States Senate and House of Representatives, to the Honorable Henry Jackson, Chairman of the Senate Committee on Interior and Insular Affairs, the Honorable Wayne Aspinall, Chairman of the House Committee on Interior and Insular Affairs, and to each member from Nebraska in the Senate and the House of Representatives of the United States.

Laid over.

LEGISLATIVE RESOLUTION 47.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, many and varied proposals for water and land resource development projects are now being considered in the state; and

WHEREAS, the successful prosecution of these proposals will generally require legislative action or financial support; and

WHEREAS, the Legislature and others have need for current, accurate information on these resource development proposals before considering commitments; and

WHEREAS, both the previous and the present interim study committees have encouraged periodic revision and submission of this information to the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Status Summary of Proposed Projects (one of four sections of the State Water Plan) shall be prepared bienially and presented to the Legislature each regular session of an odd-numbered year.

Laid over.

LEGISLATIVE RESOLUTION 48.

Introduced by the Interim Study Committee on State Water Planning: Maurice Kremer, 34th District; Irving Wiltse, 1st District; Otho Kime, 43rd District; Rudolf Kokes, 41st District; Ellen Craft, 45th District; Wayne Ziebarth, 37th District; E. Thome Johnson, 15th District.

WHEREAS, there is extensive support for an agressive program of water and land resources development; and

WHEREAS, the Framework Study of Nebraska's State Water Plan clearly states the need for establishment of criteria for setting priorities for planning, authorization, and funding of federal projects; and

WHEREAS, priorities are needed to enable the formation of unified state support for specific projects.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Nebraska Soil and Water Conservation Commission is directed to:

1. Submit by May 1, 1972, the following items to the Nebraska Legislative Council Committee on Water Resources for their review and comment, said items to be prepared in a manner which will allow sufficient flexibility to accomodate unanticipated changes in project status:

(a) A proposed set of criteria for use in establishing state priorities on planning and construction of public projects for land and water resource development;

(b) A proposed procedure for assigning priorities which, upon application of the criteria established pursuant to item (a), will clearly indicate relative priorities among types of projects and also project priorities within each project type.

2. Finalize items (a) and (b) above and assign priorities to those projects included in recommendations 14, 15 and 16 of the Framework

Study and such other projects as the Commission may see fit to include within ninety days of the review and approval of items (a) and (b) above by the Nebraska Legislative Council Committee on Water Resources.

3. Prepare and submit to the Speaker by the first day of the 1973 legislative session a Special Recommendation to Nebraska's State Water Plan including the following:

(a) An analysis of the state funds required for participation in specific projects included on the priority list and recommendations for the distribution of such funds based on statewide project benefits, local need, and other appropriate factors.

(b) An investigation of the sources of revenue and alternatives of financing a statewide water and land development fund with specific recommendations thereto.

Laid over.

LEGISLATIVE RESOLUTION 49.

Introduced by the Public Health and Welfare Committee: Thomas Kennedy, Chairman, 21st District.

WHEREAS, the Public Health and Welfare Legislative Committee, after hearing testimony suggesting that over expansion of health care facilities and unnecessary duplication of health care services are escalating health care costs, recognizes the necessity for a study to determine the need for additional or revised regulatory legislation governing construction and expansion of health care facilities, including hospitals, nursing homes, clinics, schools of medicine and clinics related to such schools; governing needs, for health care services and the way such health care needs are being met in this state; and governing the means by which health care facilities and services are financed.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That an Interim Legislative Study Committee be formed to evaluate the probable need for additional or revised regulatory legislation referred to above.

2. That the Interim Legislative Study Committee use consultants from the health insurance industry, hospital industry, comprehensive health planning agencies, and such other groups, persons or agencies deemed necessary in performing this task.

3. That the Interim Legislative Study Committee and their consultants meet through 1972 or until their objectives are attained. Their objectives will be:

(a) The regular evaluation of comparable usage statistics from hospitals, nursing homes, clinics, schools of medicine, and related health care facilities; from insurance companies and from other sources that might aid in the completion of the charge contained or implied herein.

(b) The documentation of conclusions made by the committee which supports or rejects the need for additional or revised regulatory legislation in the areas mentioned.

(c) The preparation of any regulatory legislation for use in the event the 1973 Legislature decides adoption of such legislation is in the public interest.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 37. Referred to a Committee at the request of Mr. Warner.

LEGISLATIVE RESOLUTION 35. LR 35 found in the Journal on page 709 for the Thirtieth Day was adopted with 35 ayes, 0 nays and 14 not voting.

MOTION—Introduction of Bill

Mr. Kokes moved the introduction of a new bill to be known as LB 1501.

Mr. Waldo requested a Call of the House. The Call showed 41 members present.

Mr. Savage moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The Waldo motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1500. At the request of the Governor; Fred Carstens, 30th District.

A BILL FOR AN ACT to amend section 28-743, Reissue Revised Statutes of Nebraska, 1943, and section 28-729.01, Revised Statutes Supplement, 1969, relating to crimes and punishments; to provide specific penalties for assulting a police officer; to provide the minimum time which a prisoner must serve for murdering a police officer, law enforcement officer, or lawfully designated guard; and to repeal the original sections.

LEGISLATIVE BILL 1501. By the Revenue Committee: Rudolf Kokes, 41st District; William Skarda, 7th District; Willard Waldo, 31st District; Jerome Warner, 25th District; Jules Burbach, 19th District; Maurice Kremer, 34th District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to amend sections 77-1301.02, 77-1301.03 and 77-1301.08, Reissue Revised Statutes of Nebraska, 1943, and sections 77-1301.01, 77-1301.06 and 77-1301.07, Revised Statutes Supplement, 1969, relating to taxation; to provide for reappraisals to be conducted by direction of the Tax Commissioner; to provide for revised appraisals; to provide for budget limitations the first year following reappraisal; to strike obsolete provisions; and to repeal the original sections.

MOTION–Rule Change

Mr. Warner moved to amend the Rules by adding a new Sec. 11 to Rule 2, page 9 as follows:

Sec. 11. Personal Privilege. Personal privilege shall be, first, those affecting the rights, dignity and integrity of the Legislature collectively; and second, the rights, reputation, and conduct of members individually. They shall have precedence over all other questions except motions to adjourn. Personal privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature. All questions of privilege shall be channeled through the presiding officer, who shall determine their order of consideration.

Referred to Rules Committee.

RESOLUTIONS

LEGISLATIVE RESOLUTION 50.

Introduced by J. James Waldron, 42nd District; Rudolf C. Kokes, 41st District; Claire W. Holmquist, 16th District; Jerome Warner, 25th District; Maurice A. Kremer, 34th District; Leslie A. Stull, 49th District; William H. Hasebroock, 18th District; Otho Kime, 43rd District; Loran Schmit, 23rd District; Wayne Ziebarth, 37th District; Terry Carpenter, 48th District.

WHEREAS, it is reported that the Federal Government is considering an increase in the level of beef imports in response to consumer complaints about meat prices.

AND WHEREAS, a 1970 study of Food Costs and Farm Prices prepared for the Committee on Agriculture of the U. S. House of Representatives revealed that the retail price of choice beef had increased 46% per pound since 1949 while the price to producers had only increased 25%.

AND WHEREAS, the price of beef cattle has now only reached the prices paid twenty years ago while the prices farmers and ranchers must pay for equipment, goods and services have increased 155% in the same period.

AND WHEREAS, the importation of more beef into the United States will have a disastrous effect on the beef cattle industry and the economy of the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERSHIP OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

We strongly protest any increase in beef import quotas and that a copy of this resolution be sent to the President, Secretary of Agriculture and to all our Congressional Delegation.

Laid over.

UNANIMOUS CONSENT—Member Excused

Mr. Kime asked unanimous consent to be excused Friday, February 18. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 674. Enrollment and Review amendments found in the Journal on page 740 for the Thirty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 690. Enrollment and Review amendments found in the Journal on page 740 for the Thirty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 690 to Select File

Mr. Ziebarth moved to return LB 690 to Select File for consideration of the following specific amendment:

1. On page 10, lines 20 and 21 as amended, strike "*exceed* two hundred dollars" and insert "~~*two hundred dollars*~~"; in line 21, insert "*be made at the rate of forty cents per mile for the distance between the place of residence and the school of attendance*" before "per"; and in line 25, strike "*two hundred dollars*" and insert "*the cost of transportation of one such child*".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 690. The Ziebarth specific amendment found in today's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1096. Enrollment and Review amendment found in the Journal on page 741 for the Thirty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Add Co-Introducers

Messrs. Waldron, C. Carsten and Mrs. Craft asked unanimous consent to add their names to LR 41. No objections. So ordered.

UNANIMOUS CONSENT–Members Excused

Messrs. C. Carsten and Epke asked unanimous consent to be excused Friday, February 18. No objections. So ordered.

STANDING COMMITTEE REPORT
Judiciary

LEGISLATIVE BILL 1258. Indefinitely postponed.

LEGISLATIVE BILL 1202. Placed on General File as amended.
Standing Committee amendment to LB 1202:

1. On page 2, strike lines 1 to 10 and insert:

"In any criminal proceeding where a sentence of confinement has been imposed and the particular law under which such sentence was pronounced is thereafter amended to decrease the maximum period of confinement which may be imposed, then any person sentenced under the former law shall be entitled to his discharge from custody when he has served the maximum period of confinement authorized by the new law, notwithstanding the fact that the court may have ordered a longer period of confinement under the authority of the former law.".

LEGISLATIVE BILL 1256. Placed on General File as amended.
Standing Committee amendments to LB 1256:

1. On page 2, line 19, strike ", related by blood or marriage" and show as stricken; on line 20, strike "to the deceased," and show as stricken.
2. On page 2, strike lines 24 to 27, and on page 3 strike lines 1 to 8 and the new matter in line 9.

LEGISLATIVE BILL 1264. Placed on General File.

LEGISLATIVE BILL 1299. Placed on General File.

LEGISLATIVE BILL 1463. Placed on General File.

(Signed) Roland Luedtke, Chairman

UNANIMOUS CONSENT—Unbracket LB 343

Mr. Duis asked unanimous consent to unbracket LB 343 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 343. Advanced to E & R for engrossment.

MOTION—Return LB 343 to Select File

Mr. Duis moved to return LB 343 to Select File for consideration of the following specific amendments:

1. Insert a new section to read:

"Section 1. That section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

66-421. All sums of money received under sections 66-410 and 66-428 by the State Treasurer shall be placed by him in a fund to be known as the Highway Trust Fund, *except that the State Treasurer shall first transfer such amounts to the Tax Refund Fund as the Tax Commissioner shall determine to be equal to the credits and refunds allowed under the provisions of sections 66-445 to 66-466 and shall transfer to the Grain Alcohol Fuel Tax Fund the amounts required by section 66-452.* Any money in the Highway Trust Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.".

2. Renumber original sections 1 to 21 as sections 2 to 22.

3. On page 14, line 7, insert "*A refund shall be allowed to the extent the credit for tax credit gasoline exceeds the income tax or franchise tax levied by sections 77-2701 to 77-27,135 but no refund shall be made in any amount less than two dollars.*" after the period.

4. Insert two new sections to read:

"Sec. 23. That section 77-27,132, Revised Statutes Supplement, 1969, be amended to read as follows:

77-27,132. (1) There is hereby created a fund to be designated Tax Refund Fund which shall be set apart and maintained by the State Treasurer for prompt payments of all tax refunds under the provisions of sections 77-2701 to 77-27,135. Such fund shall be in such amount as the Tax Commissioner shall determine is necessary to meet current refunding requirements under the provisions

of *section 44-461 and* sections 77-2701 to 77-27,135.

(2) The Tax Commissioner shall pay to a depository bank designated by the State Treasurer all amounts collected under the provisions of sections 77-2701 to 77-27,135. The Tax Commissioner shall present to the State Treasurer bank receipts showing amounts so deposited in the aforementioned bank and of the amounts so deposited the State Treasurer shall (a) first credit to the Tax Refund Fund such amounts as are necessary to maintain such Tax Refund Fund at the level required by subsection (1) of this section, and (b) then credit to the Highway Allocation Fund all of the proceeds of the sales and use taxes derived from motor vehicles, trailers, and semitrailers. The balance of the amounts so paid shall be credited to the General Fund.

Sec. 24. *The provisions of this act shall become operative January 1, 1973 for tax credit gasoline purchased after that date. For the purpose of facilitating the administration of the credit for refund tax gasoline purchased prior to January 1, 1973, during the transitional period, a claim for credit may be made in accordance with section 66-461 as it appears prior to its amendment by this act.*".

5. Renumber original section 22 as section 25.

6. On page 19, line 18, strike "and"; in lines 19 and 20, strike "and 66-465" and insert "66-465, and 77-27,132"; and in line 20 insert ", and section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972" after "1963".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 343. The Duis specific amendments found in today's Journal were adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to E & R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Mr. Marvel moved the adoption of the Standing Committee amendments 1 through 5 found in the Journal on pages 627 for the Twenty-Sixth Day and Standing Committee amendment 6 found in the Journal on pages 673 through 675 for the Twenty-Eighth Day.

Standing Committee amendments 1 through 5 were adopted.

Mr. Marvel moved to amend Standing Committee amendment 6 by striking "462,451" and inserting *"463,451"* on page 675, Sec. 28.

Standing Committee amendment 6 was adopted as amended.

Mr. Marvel offered the following amendments:
Amendment No. 7:
1. Amend Section 43. Chadron State College - Agency 50-1
Program No. 211 - - General Institutional Operations
p. 33, line 17: strike "800,660" and insert "810,446"; and strike "851,927" and insert "861,713";
p. 33, line 19: strike "$541,935" and insert "$551,721";
Program 221 - - Related Instructional Services
p. 33, line 21: strike "336,329" and insert "349,959"; and strike "771,168" and insert "784,798".
Informational Purposes
p. 34, line 11: strike "1,951,105" and insert "1,974,521"; and strike "3,375,142" and insert "3,398,558".
2. Amend Section 44. Kearney State College - Agency 50-2
Program No. 222 - - Related Instructional Services
p. 34, line 22: strike "733,387" and insert "743,177"; and strike "1,360,718" and insert "1,370,508".
Informational Purposes
p. 35, line 13: strike "3,761,095" and insert "3,770,885"; and strike "6,596,674" and insert "6,606,464".
3. Amend Section 45. Peru State College - Agency 50-3
Program No. 213 - - General Institutional Operations
p. 35, line 20: strike "473,305" and insert "494,924"; and strike "496,341" and insert "517,960";
p. 35, line 22: strike "$324,014" and insert "$345,633".
Program No. 223 - - Related Instructional Services
p. 35, line 24: strike "148,170" and insert "151,839"; and strike "406,153" and insert "409,822".
Informational Purposes
p. 36, line 14: strike "991,426" and insert "1,016,714"; strike "1,691,245" and insert "1,716,533".
4. Amend Section 46. Wayne State College - Agency 50-4
Program No. 214 - - General Institutional Operations
p. 36, line 21: strike "856,936" and insert "866,722"; and strike "902,306" and insert "912,092";
p. 36, line 23: strike "$576,248" and insert "$586,034".
Program No. 224 - - Related Instructional Services
p. 37, line 2: strike "380,666" and insert "381,889"; and strike

"566,550" and insert "567,773".
Program No. 234 - - Student Services
p. 37, line 3: strike "114,778" and insert "132,753"; and strike "175,228" and insert "193,203";
p. 37, line 5: strike "142,114" and insert "159,249".
Informational Purposes
p. 37, line 16: strike "1,921,692" and insert "1,950,676"; and strike "3,355,264" and insert "3,384,248".

5. Amend Section 11, page 11, line 13, by striking "1,066,929" and inserting "1,106,724" and by striking "2,151,764" and inserting "2,191,559"; amend same section page 11, line 15, by striking "1,326,845" and inserting "1,366,640"; amend page 12, line 21, by striking "47,577,845" and inserting "47,617,640" and by striking "79,823,864" and inserting "79,863,659".
6. Amend Section 14, page 13, line 13, by striking "3,255,834" and inserting "3,281,764" and by striking "3,895,980" and inserting "3,921,910"; amend same section, page 13, line 15, by striking "$2,299,582" and inserting "$2,325,512"; amend same section, page 13, line 21, by striking "9,555,834" and inserting "9,581,764" and by striking "10,195,980" and inserting "10,221,910".
7. On page 21, line 16, strike "11,931,851" and insert "9,424,096"; strike "4,935,202" and insert "7,442,957".
8. On page 21, line 20, strike "2,385,214" and insert "2,905,384"; strike "4,500,000" and insert "3,979,830".
9. On page 22, line 5, strike the previously amended total of "21,683,229" and insert "19,695,644" and strike "11,258,014" and insert "13,245,599".
10. Insert a new paragraph on page 22 following line 3 to read as follows:
"The appropriation in this section is based upon the assumption that cash funds as paid by counties for patient care will be received on a current and fully paid basis. If, during the 1972-73 fiscal year, in the course of performing the function and tasks as outlined in the budget documents, the cash funds as appropriated for expenditure are not realized, the Director of the Department of Public Institutions shall submit to the Legislature for its consideration a supplementary budget request, in order that the care and treatment of patients is not jeopardized because of insufficient funds."

Amendments pending. Laid over at the request of Mr. Stahmer

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1500	Judiciary
1501	Revenue
LR 37	Agriculture and Recreation

(Signed) William F. Swanson, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1101. Placed on Select File as amended.
Enrollment and Review amendments to LB 1101:

1. On page 3, line 3, as amended, strike "twenty" and insert "fifteen".

2. On page 3, line 20, insert a comma after "2".

3. In the Swanson amendment 2, line 1, strike "In section 8" and insert "On page 5".

4. In lieu of the Swanson amendment 3, on page 5, line 22, strike "5" and insert "6".

5. In the Swanson amendment 5, line 1, strike "11, and 12" and insert "and 11".

6. On page 7, line 3, insert "has" after "error"; and in line 10, insert ", and amendments thereto" after "1943".

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT - Withdraw LB 1418

Mr. Elrod asked unanimous consent to withdraw LB 1418. Laid over.

UNANIMOUS CONSENT--Member Excused

Mr. Barnett asked unanimous consent to be excused until 11:00 a.m. on Friday, February 18, 1972. No objections. So ordered.

VISITORS

Mrs. Orme introduced 66 - 2nd Grade students from Maude Rousseau School, Lincoln and teachers Mrs. Susan Stall and Mrs. Delma Marquardt.

Speaker Hasebroock introduced 81 members of the Farmers Union Central Exchange from St. Paul, Minnesota.

ADJOURNMENT

At 11:54 a.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, February 18, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 18, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, this word has come to us through the prophet of old: "Your young men will see visions, and your old men will dream dreams." We in this legislative chamber admit that when we face one irritating problem after another and the weather is dismal, it is mighty difficult to see visions and dream dreams. Oh renew us in body, mind and spirit. Grant that today we may find a sense of fulfillment which is ours when we do the best we can do, and having done our best, to leave the rest to Thee. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. C. Carsten, Clark, Epke, Kime, Klaver and Lewis who were excused. Mr. Barnett was excused until 11:00 a.m. and Mr. Swanson was excused until 10:00 a.m.

CORRECTIONS FOR THE JOURNAL

Page 758, line 5, delete "with the emergency clause".
Page 763, line 3, insert after constitutional "two-thirds".
Page 773, line 17, delete "Interim Study" and insert "Public".
The Journal for the Thirty-Second Day was approved as corrected.

UNANIMOUS CONSENT—Member Excused

Mr. Morgan asked unanimous consent to be excused at noon today. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1302. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1302:

1. In lieu of the first Stahmer amendment,
on page 2, line 4, strike "may" and insert "shall".

2. In lieu of the fourth Stahmer amendment,
on page 3, line 13, insert ", *and provided further,* that the drug methadone shall not be administered without parental consent" after "medication".

3. In the title, line 6, insert "to provide for parental liability for expenses; to provide for interviews as prescribed; to restrict the use of methadone;" before "and".

LEGISLATIVE BILL 343. Replaced on Select File as amended.
Enrollment and Review amendments to LB 343:

1. Because of new section 24, strike the Duis amendment 2, adopted 2/7/72.

2. On page 19, lines 19 and 20, strike "and 66-465" and insert "66-465, and 77-27,132"; and in line 20, insert "and section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972," after the third comma.

3. In E & R amendment 4, line 2, strike the second "and".

4. In E & R amendment 5, line 2, strike "and".

5. In the title, line 8, insert "and section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972," after the second comma; at the end of line 12, insert "or refunds"; and in line 13, insert "; to amend section 77-27,132, Revised Statutes Supplement, 1969; to provide for transition" after "prescribed".

LEGISLATIVE BILL 66. Placed on Select File as amended.
Enrollment and Review amendments to LB 66:

1. Renumber sections as follows:

Section 1. Amends section 53-118
Sec. 2. Amends section 53-130
Sec. 3. Amends section 53-160
Sec. 4. Amends section 53-164.01
Sec. 5. New Sec. 3. of Warner amendments
Sec. 6. Amends section 53-166.01
Sec. 7. Amends section 53-166.02
Sec. 8. Amends section 53-166.17
Sec. 9. Amends section 53-168

Sec. 10. Amends section 53-168.01
Sec. 11. Repeal section.

2. In lieu of the Carpenter amendment found on page 749 of the Journal, in renumbered section 1, line 21, insert *"six and one-tenth ounces and"* after *"and"*.

3. In renumbered section 2, lines 9 and 18, strike *"and"* and insert *"or"*.

4. In lieu of the Mahoney amendment, found on page 725 of the Journal, as amended by the Goodrich amendment, on page 2, line 7, strike *"twelve"* and insert *"ten"*; in line 8, strike *"thirty"* and insert *"twenty-five"*, in line 11 strike *"seventy"* and insert *"sixty"*; and in line 14, strike the new and stricken matter and insert "one dollar and ~~*sixty*~~ *eighty* cents".

5. In renumbered section 4, line 27, insert *"~~said alcoholic liquors~~"* after "on".

6. In lieu of the Mahoney amendment to the Warner amendment, in renumbered section 4, line 93, strike "twenty-five" and insert *"~~twenty-five~~ one hundred"*.

7. In line 143 of the Warner amendments, insert an underscored comma after *"act"*.

8. On page 4, strike lines 20 to 21 and insert:

"Sec. 11. That original sections 53-160 and 53-164.01, Reissue Revised Statues of Nebraska, 1943, section 53-168, Revised Statutes Supplement, 1969, and sections 53-118, 53-130, 53-166.01, 53-166.02, 53-166.17, and 53-168.01, Revised Statutes Supplement, 1971, and also sections 53-168.02, 53-168.03, and 53-168.04, Revised Statutes Supplement, 1971, are repealed.".

9. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 53-150 and 53-164.01, Reissue Revised Statutes of Nebraska, 1943, section 53-168, Revised Statutes Supplement, 1969, and sections 53-118, 53-130, 53-166.01, 53-166.02, 53-166.17, and 53-168.01, Revised Statutes Supplement, 1971, relating to liquors; to provide an exception to the size of containers; to extend provisions to all alcoholic liquors rather than beer only; to increase the tax on liquors and change the method of payment; to provide transition; to increase a fee; to provide for personal bond; to clarify provisions; and to repeal the original sections, and also sections 53-168.02, 53-168.03, and 53-168.04, Revised Statutes Supplement, 1971.".

The following bills were correctly engrossed:

674 1096

The following bills were correctly enrolled:

373 1023 1040 1042 1177
1472

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed:

373 1023 1040 1042 1177
1472 LR 35

REPORT OF LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period February 4, 1972 through February 17, 1972, inclusive.

(Signed) Vincent D. Brown
Clerk of the Legislature

Alesio, A. Michael - Lincoln, Nebraska Mobil Housing Institute, Inc.
Cariotto, Joseph J. - Lincoln, Nebraska Podiatry Association
Dickerson, James G. - Omaha, Nebraska Educational Service Unit Boards Association
Dunlevey, James E. - Lincoln, National Farmers Organization
Kiernan, Richard M. - Lincoln, Nebraska Department of Roads Employees Association
Londerholm, Robert C. - Lincoln, Eastmont Manor, Inc.
Monaghan, Thomas - Omaha, Greater Omaha Heavy Construction Association
Nelson, Richard P. - Lincoln, Waverly School District No. 145, Waverly, Nebraska
Plant, Joseph J. - Lincoln, Joseph J. Plant
Portsche, Stanley L. - Lincoln, Nebraska Real Estate Association
Ryan, James E. - Lincoln, Committee for Constitutional Amendment No. 10; Nebraska New Car Dealers Association; Wells Fargo Armored Service Corporation

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 18, 1972 at 8:55 a.m.: LB 285, LB 905 and LB 1169.

(Signed) Barbara Jackson, Enrolling Clerk

STANDING COMMITTEE REPORTS
Revenue

LEGISLATIVE BILL 1100. Placed on General File.

LEGISLATIVE BILL 1267. Placed on General File as amended.
Standing Committee amendment to LB 1267:

1. Strike sections 1 and 2 and insert the followins:

"Section 1. There is hereby created a Drug Education Fund in the Department of Education, a Narcotics Division Fund in the Nebraska State Patrol, and a Treatment and Rehabilitation of Drug Addicts Fund in the Department of Public Institutions."

(Signed) Rudolf Kokes, Chairman

VISITORS

Mr. Luedtke introduced Miss Sally Warner, Miss Nebraska, and Mr. Gordon MacRae. Mr. MacRae spoke to the members briefly.

RESOLUTIONS

LEGISLATIVE RESOLUTION 51.

Introduced by Willard Waldo, 31st District.

WHEREAS, Dewitt, Nebraska, will be celebrating its Centennial in 1972; and

WHEREAS, the monthly events for the Centennial in 1972, are as follows:

March -- Square Dance & Box Social
April 15 -- Fashion Show
May -- Musket Shoot
June -- Horseshoe Tournament -- Centennial Displays
June 18 -- Tractor Pulling Contest
June 25 -- Horse Show
June 30 -- Carnival

; and

WHEREAS, the Dewitt Centennial will be celebrated July 1, 2, 3, and 4, 1972 with the following events:

July 1 -- Carnival, Balloon Ascension
July 2 -- Parade, Program, Melo-drama, Street Dance
July 3 -- Centennial Displays
July 4 -- Flea Market, Street Dance, Fireworks

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

This Legislature commends Dewitt, Nebraska for its one hundred years of existence and its Centennial celebration on July 1, 2, 3, and 4, 1972.

Laid over.

LEGISLATIVE RESOLUTION 40.
LR 40 was adopted with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE RESOLUTION 41. Considered.

Messrs. Mahoney, Kennedy, DeCamp, Epke, Nore, Schmit, Holmquist, Simpson, Waldo, Burbach, Syas, Chambers and Carpenter asked unanimous consent to add their names to LR 41. No objections. So ordered.

Mr. Stromer moved to amend LR 41 as follows:
Strike point 1 and substitute the following:
1. Support the action of the Nebraska R. R. Commission on their recent action to seek a public hearing from the Interstate Commerce Commission for the purpose of modifying their rules for the abandonment of branch lines.

The amendment was adopted. Laid over until Tuesday, February 22, 1972 at the request of Mr. Maresh.

LEGISLATIVE RESOLUTION 50. Considered.

Messrs. Kennedy and Nore asked unanimous consent to add their names to LR 50. No objections. So ordered.

LR 50 found in the Journal on page 775 for the Thirty-Second Day, was adopted with 33 ayes, 0 nays and 16 not voting.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Epke asked unanimous consent to add his name to LR 37. No objections. So ordered.

STANDING COMMITTEE REPORT
Urban Affairs

LEGISLATIVE BILL 1380. Indefinitely postponed.

LEGISLATIVE BILL 1125. Placed on General File as amended.
Standing Committee amendments to LB 1125:
1. On page 2, line 22 after the period insert the following: *"When commissioners are appointed or reappointed by a mayor of a city or a chairman of a*

board of trustees of a village, such appointments or reappointments shall be referred to the governing body of such city or village for confirmation or denial by such governing body within five days and such governing body shall have thirty days after such referral to confirm or deny such appointment or reappointment.".

2. On page 3, line 7 strike *"be a bar to"* and insert *"preclude"*; in line 8 after *"commissioner"* insert a new semicolon and strike the rest of the line; strike all of lines 9 to 12 up to and including *"a"* and insert *"and provided further, that one commissioner shall be a tenant in metropolitan and primary cities, and be appointed as provided in this section. In any housing authority having a tenant commissioner, such tenant commissioner shall be replaced when such tenant commissioner ceases to be a tenant of such housing authority. A"*; in lines 20 and 21 strike the last sentence and insert the following: *"In the event no tenant is nominated within ninety days of the date such position becomes vacant, or if all tenants nominated decline such appointment, such vacancy may be filled by appointment of a person who is not a tenant in the same manner as other commissioners."*; and lines 22 to 24 strike the first sentence and show as stricken matter.

(Signed) Harold Simpson, Chairman

Constitutional Revisions

LEGISLATIVE BILL 1455. Indefinitely postponed.

(Signed) George Syas, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1408. Indefinitely postponed.

LEGISLATIVE BILL 1451. Indefinitely postponed.

LEGISLATIVE BILL 1270. Placed on General File as amended.
Standing Committee amendments to LB 1270:

1. Strike sections 1 to 6 and insert the following:

Section 1. There is hereby established within the Department of Public Welfare a program for making available funds to provide for care and treatment for Nebraska residents suffering from chronic renal diseases when they require care and treatment for such conditions to save and preserve their life and productivity. Such care and

treatment shall include, but is not necessarily limited to, dialysis and kidney transplant procedures.

Sec. 2. The program established shall be administered by the Director of Public Welfare with the aid and advice of the Advisory Committee on Chronic Renal Diseases, as hereinafter provided for.

Sec. 3. There is hereby created an advisory committee on chronic renal diseases to the Director of Public Welfare, which advisory committee shall be called the Advisory Committee on Chronic Renal Diseases. The committee shall consist of five (5) members, who shall be appointed by the Governor, subject to confirmation by a majority of the members elected to the Legislature. One member shall be appointed for a term of one year, two members for a term of two years and two members for a term of three years. Thereafter, their successors shall be appointed to serve a term of three years. Members shall be eligible to succeed themselves once and shall thereafter be eligible to serve on the committee again only after they have been off the committee for at least one year. One member shall be an administrator of a hospital licensed as such in this state, which hospital shall be currently involved in providing treatment for chronic renal diseases either through dialysis or kidney transplant; two members shall be physicians licensed and practicing in this state, at least one of which shall have a special interest, as exhibited by his medical practice, in the care, treatment and study of chronic renal diseases; one member shall be or have been a patient under treatment for a chronic renal disease, although not necessarily eligible for care or treatment under the program established by this act, or the spouse, child or parent of such a patient; and one member shall be a member of the general public who has a desire to contribute to the constructive development and continuation of a program for the care and treatment of persons who suffer from chronic renal diseases. The director shall be a member of this committee but shall be entitled to vote only in cases where such is necessary to break a tie vote. All members shall be at least twenty-five (25) years of age. Members of this committee shall receive no compensation for services rendered in the performance of the duties of this committee but shall be entitled to reimbursement for actual and necessary expenses incurred in the performance of their official duties. Except for the director, no employee of the state shall be eligible to be appointed to the committee.

Sec. 4. The duty of the Advisory Committee on Chronic Renal Diseases shall be to provide useful information and counsel about chronic renal diseases and the care and treatment of such diseases to the Legislature, the Governor, the

Director of Public Welfare, other agencies of the federal, state and local governments and the general public, when deemed necessary by the committee or upon request of the persons or agencies named. Specifically, the committee shall:

(1) Keep itself informed of all major matters concerning the function of the Department of Public Welfare with respect to this program and other programs of that department which have a direct bearing on this program;

(2) Keep itself informed of the general field of care and treatment of persons suffering from chronic renal diseases, particularly within this state;

(3) Assist in the correlation of this program and other programs within the department which are or ought to be correlated with this program to assure maximum benefit and efficiency in the care and treatment of those residents of this state who are in need of care and treatment for chronic renal diseases and designate where such programs can be developed.

(4) Conduct specific studies of and make recommendations for programs pertaining to the care and treatment of persons suffering from chronic renal diseases, when requested by the Legislature, Governor, or the Director of Public Welfare, or when the committee deems it necessary;

(5) Assist the Director of Public Welfare in the preparation of a budget to finance this program, in reviewing expenditures of this and relative programs, in formulating, adopting and implementing rules and regulations for the administration of this program, including correlating this program with other state or federal programs for financing and other purposes;

(6) Conduct not less than four (4) meetings each year held in the State Capitol, Lincoln, Nebraska. At these quarterly meetings, reports concerning this program shall be received from the director and discussed by the committee. An appraisal of the program, including recommendations and observations for continuing, modifying, funding and determining the effectiveness, shall be made. Minutes of these quarterly meetings and all meetings of the committee shall be recorded and kept for review by the Legislature and the Governor upon request.

Sec. 5. In order to qualify for financial assistance in securing care and treatment under this act, an individual:

(1) Shall be a bona fide resident of the State of Nebraska;

(2) Shall not be receiving or be entitled to or eligible to receive financial assistance to provide all of the

cost of care and treatment for chronic renal diseases under any other state assistance program such as medical assistance to dependent children or to the aged, blind or disabled;

(3) Shall not be receiving or be eligible to receive such care and treatment as an inmate of a public institution at no cost to the patient or his legally responsible relatives;

(4) Shall not be able to pay the total cost of such needed care and treatment without depriving himself or those legally dependent upon him for their necessaries of life;

(5) Shall not have deprived himself, directly or indirectly, of any property for the purpose of qualifying for assistance under the provisions of this act;

(6) Shall not have relatives legally responsible to provide such care and treatment who refuse or neglect to provide such care and treatment in whole or in part without good cause; and

(7) Shall be a proper candidate for such care and treatment, including willingness of that person to receive such care and treatment and a medical finding that such person would likely respond in a positive manner to such care and treatment.

Sec. 6. The amount of assistance available to provide such care and treatment shall be based on the need of the individual and the circumstances existing in each case. All reasonably available resources, including other federal and state funded public assistance medical programs, and the available resources of the individual and his legally responsible relatives, shall be considered in determining need under this program. The assistance may be either money payments to the vendor of the care and treatment in part or full depending upon the individual need or the providing of such care and treatment free or at a reduced cost depending on the individual need. The Director of Public Welfare shall have the authority to decide the form of the assistance available.

Sec. 7. The Director of Public Welfare, with the advice and consent of the Advisory Committee on Renal Diseases, is authorized to adopt and promulgate rules and regulations for the administration of the program provided for in this act; to enter into agreements necessary or expedient to the administration of this act and its purposes; to adopt fee schedules with regard to funding the cost of care and treatment for chronic renal diseases to persons eligible for assistance under the program provided for in this act; and to take action necessary or expedient to secure federal funding, if any be available, to assist in the financing of this program. The rules and regulations adopted and promulgated

for the administration of the program provided for in this act shall provide procedures for applying for assistance under this program, for determining eligibility for assistance under this program for all who apply, for giving reasonable notice to applicants of eligibility or ineligibility and for providing an appeal and fair hearing before the Department of Public Welfare to any applicant dissatisfied with the determination of his eligibility under this program. Such provisions in the rules and regulations on application, notice of determination, right to appeal and hearing, shall be similar to those provided for in the Department of Public Welfare's program of assistance for the aged, blind or disabled.

Sec. 8. The Department of Public Welfare shall have appropriated to it, from state and any federal funds available for such program, the total amount of two hundred thousand dollars for each of its fiscal years to fund the program provided for in this act. State funds which are appropriated for the purpose of funding the program provided for herein and which remain unused during the fiscal year for which they were appropriated shall be transferred to the general fund at the close of that fiscal year for use in funding other state obligations.

Sec. 9. Since an emergency exists, this act shall be in full force and take effect from and after its passage and approval, according to law.

LEGISLATIVE BILL 1310. Placed on General File as amended.
Standing Committee amendment to LB 1310:

1. Strike section 2 and renumber section 3 as section 2.

LEGISLATIVE BILL 1432. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

SELECT FILE

LEGISLATIVE BILL 895. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1101. Enrollment and Review amendments found in the Journal on page 781 for the Thirty-Second Day were adopted.

Mr. Maresh asked unanimous consent to adopt the following amendments:

1. On page 2, line 15, strike the second "and"; and in line 18 insert ", and (d) any building or fixture, whether permanently attached to the land or not" after "1943".

Mr. Burbach objected.

Mr. Ziebarth asked unanimous consent to adopt the following amendments:

1. In new section 6, line 1, strike "fifteen" and insert "twenty-five".

2. Amend new section 7 to read:

"Sec. 7. Effective January 1, 1979, the classes of property enumerated in section 1 of this act shall be totally exempt from tangible personal property taxation.".

3. On page 4, at the end of line 14, insert "to the Tax Commissioner and, as approved by him transmitted".

4. Insert a new section to read:

"Sec. 12. For the partial funding of the provisions of this act, there is hereby imposed a tax of one half per cent in addition to the taxes on income and franchises imposed by section 77-2734, Revised Statutes Supplement, 1969, as determined under the provisions of section 77-2715.01, Revised Statutes Supplement, 1971. The tax imposed by this section shall be subject to all applicable income and franchise tax provisions of sections 77-2714 to 77-27,135, Revised Statutes Supplement, 1969, and amendments thereto.".

5. Renumber original section 11 as section 13.

Mr. Carpenter objected.

Mr. Burbach moved to advance LB 1101 to Enrollment and Review for engrossment. Mr. Carpenter requested a roll call vote.

Mr. Carpenter requested a Call of the House. The Call showed 39 members present.

Mr. Keyes moved the Call be raised. The motion lost with 24 ayes, 9 nays and 16 not voting.

Mr. Elrod moved the Call be raised. The motion prevailed with 27 ayes, 3 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment with 27 ayes, 9 nays and 13 not voting.

UNANIMOUS CONSENT—Change of Hearing Room

Mr. Schmit asked unanimous consent to use the East Senate Chambers at 12:30 p.m. on February 28, 1972. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

STANDING COMMITTEE REPORT
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1456. Placed on General File.

LEGISLATIVE BILL 1482. Placed on General File.

LEGISLATIVE BILL 1483. Placed on General File.

LEGISLATIVE BILL 1484. Placed on General File.

LEGISLATIVE BILL 1485. Placed on General File as amended.
Standing Committee amendment to LB 1485:

1. Add the emergency clause.

LEGISLATIVE BILL 1486. Placed on General File.

(Signed) Terry Carpenter, Chairman

UNANIMOUS CONSENT–Withdraw LB 1418

Mr. Elrod renewed his request found in the Journal on page 782 for the Thirty-Second Day to withdraw LB 1418. Mr. Stahmer objected.

Mr. Elrod moved to withdraw LB 1418. The motion prevailed with 26 ayes, 10 nays and 13 not voting.

UNANIMOUS CONSENT–Print in Journal

Mr. Barnett asked unanimous consent to print the following amendments to LB 1219 in the Journal. No objections. So ordered.

1. On page 2, insert a new section 1 as follows:

"Section 1. That section 79-445, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-445. The school board or board of education may also admit nonresident pupils to the district school, may determine the rate of tuition of the pupils, and shall collect such tuition in advance. No tuition shall be charged *for children who are residents of such district in foster homes by court order or by arrangements made by state or county welfare departments or* such children as are or may be by law allowed to attend the school without charge; *Provided,* the public school district in which the parent or guardian of any nonresident pupil maintains his legal residence, shall not be liable for the payment of tuition fees, and the children of school age or such parent or guardian shall be entitled to free common school privileges the same as any child who is a

bona fide resident of said school district whenever the parent or guardian of such nonresident pupil, having entered the public service of the State of Nebraska, shall have removed from the school district in which he maintains legal residence into another school district for termporary purposes incidental to serving the state, without the intention of making the school district to which said parent or guardian shall have removed his legal residence. The burden of proof as to legal residence shall rest with the person claiming legal residence in any district.".

and renumber existing sections accordingly.

2. On page 2, line 21, insert after "section" "79-445, Reissue Revised Statutes of Nebraska, 1943, and section"; and in line 22 strike "is" and insert "are".

NOTICE OF COMMITTEE HEARING
Agriculture and Recreation

LR 37 – Monday, February 28, 1972 at 12:30 p.m. in the East Senate Chamber.

(Signed) Loran Schmit, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 18, 1972, at 10:15 a.m.:

373 1023 1040 1042 1177 1472

(Signed) Barbara Jackson, Enrolling Clerk

MOTION—Introduction of Bill

Mr. Holmquist moved the introduction of a new bill by the Public Works Committee to be known as LB 1502. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1502. By the Public Works Committee: Claire W. Holmquist, 16th District; Irving Wiltse, 1st District; Leslie A. Stull, 49th District; Roland Luedtke, 28th District; LeRoy Pfister, 17th District; Richard Lewis, 38th District; Ernest Chambers, 11th District; Richard Proud, 12th District.

A BILL FOR AN ACT to amend section 46-1012, Reissue Revised Statutes of Nebraska, 1943, relating to rural water districts; to provide requirements for the attachment of land to such districts; to provide for the consolidation of such districts; and to repeal the original section.

LEGISLATIVE BILL 1503. At the request of the Governor by the Appropriations Committee: Richard Marvel, 33rd District; David Stahmer, 8th District; Wayne Ziebarth, 37th District; Ramey Whitney, 44th District, E. Thome Johnson, 15th District; John Savage, 10th District; Fern Hubbard Orme, 29th District; Herb Nore, 22nd District.

A BILL FOR AN ACT relating to the Department of Environmental Control; to create the Nebraska Secondary Wastewater Treatment Dedicated Fund to match federal funds for secondary wastewater treatment facilities; and to declare an emergency.

LEGISLATIVE BILL 1504. At the request of the Governor by the Appropriations Committee: Richard Marvel, 33rd District; E. Thome Johnson, 15th District; David Stahmer, 8th District; Ramey Whitney, 44th District; Fern Hubbard Orme, 29th District; John Savage, 10th District; Herb Nore, 22nd District; Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to amend sections 3, 11, 16, 18, 23, 24, 26, 37, 38, 47, 49, 50, 55, 57, 58, 64, 66, and 77, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, section 1, Legislative Bill 939A, Eighty-second Legislature, First Session, 1971, section 3, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971, and section 2, Legislative Bill 1038, Eighty-second Legislature, First Session, 1971, relating to appropriations of funds not otherwise appropriated; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 1247A. By Richard Proud, 12th District.

A BILL FOR AN ACT to appropriate thirty-nine thousand eight hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973 to the Department of Environmental Control, Agency No. 84, for Program 513, to aid in carrying out the provisions of Legislative Bill 1247, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

LEGISLATIVE BILL 650A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate four hundred thousand dollars for the period of July 1, 1972 to June 30, 1973 from the Nebraska Tourism Promotion Fund to the Nebraska Tourism Promotion Commission, Agency No. 88, for Program 592, to aid in carrying out the provisions of

Legislative Bill 650, Eighty-second Legislature, First Session, 1971; to place a limit on expenditure of the Nebraska Tourism Promotion Fund; to provide restrictions; to amend section 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

MOTION—Suspend Rules

Mr. Marvel moved to suspend the Rules and place LB 1503 and LB 1504 on General File without a public hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Holmquist moved to suspend the Rules and place LB 1502 on General File without a public hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. F. Carstens asked unanimous consent to be excused for the balance of the day and Tuesday, February 22, 1972. No objections. So ordered.

PRESIDENT MARSH PRESIDING

STANDING COMMITTEE REPORTS
Public Health and Welfare

LEGISLATIVE BILL 1203. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

Constitutional Revision

LEGISLATIVE BILL 1080. Indefinitely postponed.

LEGISLATIVE BILL 1322. Placed on General File.

LEGISLATIVE BILL 1429. Placed on General File.

(Signed) George Syas, Chairman

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Standing Committee amendment No. 7 found in the Journal on page 780 for the Thirty-Second Day was adopted.

Mr. Marvel offered the following amendment No. 8, which was adopted:

1. Amend Section 14, page 13, line 15, by striking the period and adding the following new language:

"exclusive of revolving fund expenditures for personal services."

Mr. Carpenter offered the following amendment which was adopted:

Section 2., (2) Line 9 of page 2, by striking $509,741 and inserting $559,741, in both the General Fund and Total Appropriations columns; and by, after line 13, inserting *"There is included $50,000 of General Funds which shall be expended only for the establishment of a Washington, D.C. liaison office of the Nebraska Legislative Council"*; and on page 3, line 12, by striking $1,663,426 and inserting $1,713,426 and striking $1,823,608 and inserting $1,873,608.

The Whitney pending amendments found in the Journal on page 676 for the Twenty-Eighth Day lost with 3 ayes, 19 nays and 27 not voting.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1345. Placed on General File as amended.
Standing Committee amendments to LB 1345:

1. Strike sections 1 and 2 and insert the following:

"Section 1. That section 83-1,147, Revised Statutes Supplement, 1969, be amended to read as follows:

83-1,147. There is hereby created within the Department of Public Institutions a Division of Medical Services. ~~, which shall:~~ *It is hereby declared and established as the public policy of the State of Nebraska, acting through the Division of Medical Services, to provide financial, staff, and technical assistance to counties, other political subdivisions and private nonprofit organizations, or any combination of these, to encourage and support the development and operation of community mental health programs of service which are adequate in quantity and quality of service. A community mental health program shall mean any consciously adopted program designed to provide comprehensive or specialized diagnosis, care, treatment, or rehabilitation of persons within the State of Nebraska who suffer from mental illness and related disorders. The Division of Medical Services shall:*

(1) Administer the clinical programs and services of the Beatrice State Home, the Nebraska Orthopedic Hospital, the Lincoln Regional Center, the Norfolk Regional Center, the Hastings Regional Center, the Nebraska Hospital for the Tuberculous, and such other

medical facilities as may be provided *or financially supported in whole or in part* by the department;

(2) Plan, develop, administer, ~~and~~ operate, *and assist with technical, staff, and financial support in the development of a statewide pattern of* mental health and mental retardation clinics, programs, and services *which shall be available to mentally ill and mentally retarded persons so that such persons may have access to those clinics, facilities, programs, and services best suited to them throughout the duration of the mental illness or retardation of such persons*;

(3) Plan, develop and execute the clinical programs and services carried on *or supported in whole or in part* by the department;~~.~~

(4) Represent the Department of Public Institutions in its relationship with the University of Nebraska College of Medicine concerning the Nebraska Psychiatric Institute; *Provided,* that the provisions of this act shall not otherwise alter the terms of the existing relationship between the Department of Public Institutions and the Board of Regents of the University of Nebraska relating to the Nebraska Psychiatric Institute; and

(5) Have such additional responsibilities and perform such additional duties as may be assigned to it by law or by the Director of Public Institutions.

Sec. 2. That section 83-1,149, Revised Statutes Supplement, 1969, be amended to read as follows:

83-1,149. The Director of Medical Services shall:

(1) Supervise and be responsible for the administration of the Division of Medical Services;

(2) Establish, consolidate, or abolish administrative subdivisions within the division and appoint and remove for cause the heads thereof, and delegate appropriate powers and duties to them;

(3) Provide funds on a matching basis for the provision of approved community-based services, programs, and facilities, but no more than sixty per cent of the costs of such services, programs, and facilities may be provided by the Director of Medical Services and not less than forty per cent must be provided by public or private sources at the local or regional level. Up to three-fourths of the local or regional contribution may be in the form of facilities, material, or personnel, but local contributions may not be made from state or federal funding resources;

~~(3)~~ *(4)* Establish and administer policies for the clinical programs and services of the division;

~~(4)~~ *(5)* Appoint and remove for cause the chief executive officer of each facility referred to in subdivision (1) of section 83-1,147, and delegate appropriate powers and duties to him;

~~(5)~~ *(6)* Appoint and remove for cause all employees of the division and delegate appropriate powers and duties to them;

~~(6)~~ *(7)* Make rules and regulations, not inconsistent with law, for the government of the division, the conduct of the clinical programs and services of the division, the admission of persons to the facilities, programs and services of the division, the care, treatment and training of patients by the division, the conduct of officers and employees of the division, the custody, use and preservation of the records, papers, books and documents of the division, and such other matters as are necessary and proper in carrying out the duties of his office;

~~(7)~~ *(8)* Designate the appropriate clinical program or service for patients of the division;

~~(8)~~ *(9)* Collect, develop and maintain statistical information concerning the clinical operation of the division and its facilities, programs and services;

~~(9)~~ *(10)* Provide training programs designed to equip employees for duties in the facilities, programs and services of the division and to raise and maintain the educational standards and the level of performance of such employees;

~~(10)~~ *(11)* Operate the division in conformity with the administrative practices of the Department of Public Institutions;

~~(11)~~ *(12)* Transmit annually to the Director of Public Institutions a report of the operations of the division for the preceding calendar year, which report shall be transmitted by the Director of Public Institutions to the Governor and to the Legislature;

~~(12)~~ *(13)* Have such additional responsibilities and perform such additional duties as may be assigned to him by law or by the Director of Public Institutions; and

~~(13)~~ *(14)* Exercise all powers and perform all duties necessary and proper in carrying out his responsibilities.

Sec. 3. That section 83-306, Revised Statutes Supplement, 1969, be amended to read as follows:

83-306. (1) The four state hospitals for the

mentally ill described in section 83-305 shall provide care and treatment for all persons suffering from mental diseases who are admitted to the state hospitals.

(2) Subject to such special limitations as to classes of patients as may be prescribed by law, state hospitals, described in section 83-305, shall receive and treat all mentally ill patients committed by county boards of mental health or by district courts, or who voluntarily apply for admission to the county boards of mental health or to the Director of Medical Services, *except as provided in subsection (3) of this section.*

(3) The county boards of mental health may commit mentally ill persons to any public, private, or other nospital in the State of Nebraska which has facilities and staff certified by the Director of Medical Services, Department of Public Institutions, as adequate for the care and treatment of mentally ill persons. The county and state shall contribute toward the payment of the costs of such commitment, as defined in section 83-376, in an amount which would have been paid if such mentally ill person had become a patient and received care and treatment at a state hospital described in section 83-305 instead of in any other hospital certified by the Director of Medical Services.

~~(3)~~ *(4)* The term mentally ill, as used in this act, shall include persons suffering from any type of mental illness whatsoever, whether hereditary or acquired by internal or external conditions, diseases, narcotics, alcoholic beverages, accident, or any other condition or happening.

~~(4)~~ *(5)* Dipsomaniacs, inebriates, and other persons addicted to the excessive use of alcoholic liquors shall, unless request is made in writing by the patient that he be committed to another state hospital, be committed to the Hastings Regional Center and shall be placed and kept together in a separate building or in one ward, except when, in the opinion of the superintendent, some individual patients would be detrimental to the treatment, care, and program adopted; *Provided,* if no space is available at the Hastings Regional Center to take care of the patient, he may be committed to and accepted by any of the other state hospitals having space available.

Sec. 4. *When funds available to the Division of Medical Services are insufficient to meet all requirements for matching funds as provided in section 83-1,147 to support approved community clinics,*

facilities, programs, and services, distribution shall be made pro rata in proportion to local or regional matching. Allocation of state matching funds shall be limited to use for employment of staff personnel, technical assistance, professional consultation, operation of programs, leasing, renting, or otherwise acquiring and maintaining facilities for the treatment of the mentally ill and for their families, but not to include construction of buildings, and for the initiation and continuance of programs and services for those with mental illness and related disorders.

Sec. 5. (1) In order to carry out the policies set forth in section 83-1,147, the Director of Medical Services shall:

(a) Provide a comprehensive and integrated statewide plan for facilities, programs, and services for mentally ill persons, establish minimum standards for the operation of any facility or program providing services funded in whole or in part by the Division of Medical Services, and provide such assistance as may be necessary to place a mentally ill person in an appropriate facility or program;

(b) Encourage research by public and private agencies, institutions of higher learning, and hospitals in the interest of the elimination and amelioration of mental illness and of the care and treatment of mentally ill persons; and

(c) Promulgate rules and regulations as are necessary to carry out the provisions of this section. In adopting standards, rules, and regulations, the director shall be governed by the provisions of Chapter 84, article 9.

(2) In addition the Director of Medical Services shall:

(a) Enter into agreements with other departments or agencies of the State of Nebraska, counties, other political subdivisions, and private nonprofit organizations, or any combination of these, providing facilities, programs, or services for mentally ill persons;

(b) Contract with local subdivisions that have established offices or departments of mental health, or those organizations designated by such counties to assist in the administration of local and regional services and programs;

(c) Provide programs or services if community-based programs and services are not available

and the Director of Medical Services determines that such programs of services cannot reasonably be provided locally in any area of the state where such programs or services for mentally ill persons are necessary; and

(d) Exercise all powers and perform all duties necessary and proper to carry out the responsibilities of this section.

The Director of Medical Services shall take whatever actions that are lawfully required to assure the coordination of the facilities, programs, and services of the various agencies of the State of Nebraska and those in the regions and communities, whether they be public or private. Facilities, programs, and services, public and private, shall be developed and planned as part of a continuum of services to those mentally ill persons in the State of Nebraska.

Sec. 6. That original sections 83-1,147, 83-1,149, and 83-306, Revised Statutes Supplement, 1969, are repealed.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

(Signed) Thomas Kennedy, Chairman

VISITORS

Mr. Pfister introduced former State Senator Elmer Wallwey.

Mr. Ziebarth introduced William Borgman, Holdrege, Nebraska.

Mr. Simpson introduced his son, Harold, Jr., and friend Bill Nelson of Kearney State College, Kearney.

Mr. Pfister introduced Bert Harris,County Clerk of Burt County.

RECESS

At 12:06 p.m. on a motion by Mr. Holmquist, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. C. Carsten, F. Carstens, Clark, Craft, Epke, Kime, Klaver, Lewis and Morgan who were excused. Messrs. Skarda and Waldo were absent. Messrs. Savage and Waldron were absent until 2:30.

MESSAGE FROM THE GOVERNOR

February 17, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1078.
This bill was signed by me on February 17, 1972 and delivered to the Secretary of State.

Sincerely,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORT
Education

LEGISLATIVE BILL 1271. Placed on General File as amended.
Standing Committee amendment to LB 1271:
1. On page 2 line 11 insert ", and fees used for retirement of revenue bonds shall be an exception to this act" after "accounting".

LEGISLATIVE BILL 1348. Placed on General File as amended.
Standing Committee amendment to LB 1348:
1. On page 1 strike line 8 and insert "~~*schools,*~~ and the arts and sciences", and line 14 strike "*vocations*" and insert "*business, industry*" and on line 14 strike "*major*".

(Signed) Don Elrod, Chairman

UNANIMOUS CONSENT–Print in Journal

Mr. Syas asked unanimous consent to have the following amendments printed in the Journal to LB 461. No objections. So ordered.

1. Strike original sections 1 and 2.
2. Strike Standing Committee amendment.
3. Insert three new sections to read as follows:

"Section 1. That section 81-801, Revised Statutes
Supplement, 1969, be amended to read as follows:
81-801. (1) The Game and Parks Commission shall

consist of ~~seven~~ *eight* members, one *of which shall be appointed* from each of the seven districts provided for by section 81-801.01~~,~~. ~~and~~ *The members from the seven districts provided by section 81-801.01* shall be appointed by the Governor, *subject to confirmation by* ~~with the consent of a majority of all members of~~ the Legislature. *The Governor, or a member of his staff or the Lieutenant Governor designated for such purpose by the Governor, shall be an eighth member of the Commission. The Governor or his designee shall act as the permanent chairman of the commission in an ex officio capacity and shall not be entitled to vote on any question before the commission. The Governor or his designee shall receive no compensation of any kind as is provided in section 81-804 for service on the commission. If the Governor changes the designee member, the Governor shall give the commission ten days' notice in writing. If the chairman is unable to attend or fails to attend the meeting, the other member of the commission shall elect a temporary chairman to serve at that meeting of the commission. If the Governor shall not choose to serve, the Governor's designee shall serve during the term of the Governor and shall not be subject to legislative confirmation. All meetings of the commission shall be conducted in accordance with Robert's Rules of Order. Members of the commission shall be legal residents and citizens of Nebraska. The commission is hereby authorized to adopt regulations pertaining to bag limits, open or closed seasons, and methods of taking game birds, game animals, fish, and furbearers; to establish refuges as provided by law; to make grants-in-aid to political subdivisions under the provisions of the Land and Water Conservation Fund Act; to acquire interests in land as authorized by law; to approve contracts for the construction or major repair of facilities on areas under its ownership or control; to adopt regulations governing the use and administration of all property, real and personal, under its ownership or control; to establish any and all fees, rents, for personal services, or resource utilization which are authorized by law; to grant easements or exchange land as provided by law; to adopt regulations authorized by law relating to power boating; to designate or redesignate areas of the state park system or wildlife management areas; to grant concessions as authorized by law; and to enter into cooperative agreements for the development, reconnaissance and administration of the state park system; Provided, that neither the commission nor any individual member thereof shall assume any administrative or managerial functions, duties or prerogatives, which functions are herewith delegated to the director and staff of the Game and*

Parks Commission. Members of the commission shall be chosen on the basis of demonstrated capability to serve on a policy-making body, interest and knowledge of conservation and wise use of natural resources, and management and preservation of the environment, state parks, and public outdoor recreation. ~~Members of the commission shall be legal residents and citizens of Nebraska, and shall be well informed on wildlife conservation and restoration.~~ At least two members of the commission shall be actually engaged in agricultural pursuits and shall reside on a farm or ranch and note more than four of the members of the commission, other than the chairmen, shall be affilated with one political party. While a commissioner must actually reside in the district from which appointed, it is the intent of the Legislature that such commissioner not solely represent the interests of that district, but rather the interests of the state at large.

(2) When the office of any member of the commission, except the chairman, shall be vacated as provided in this section, the Governor shall appoint a successor from the same district as the member whose office was so vacated. Each member shall serve until the appointment of his successor, unless he shall have been removed from office by the Governor or shall have failed to be reconfirmed.

(3) All members of the commission, except the chairman, shall physically reside in the district from which they are appointed. If a member ceases to so reside in the district from which he was appointed, his office shall be vacant.

(4) All members of the commission shall take office and serve as recess appointees upon appointment by the Governor. All members of the commission must be confirmed by the Legislature in the next regular session following such appointment, and any commissioner not so confirmed by the Legislature shall no longer serve on the commission or be a member thereof; Provided, that legislative confirmation of appointed commissioners may be approved at a special session of the Legislature.

~~(2) When the term of any member of the commission shall expire, the Governor shall appoint a successor for a term of five years from the same district as the member whose term has expired. Each member shall serve until the appointment and qualification of his successor. In case of a vacancy occurring prior to the expiration of the term of a member, the appointment shall be made only for the remainder of the term.~~

~~(3) All members of the commission shall be citizens and bona fide residents of the district from which they~~

~~are appointed. When a member ceases to be a bona fide resident of the district, from which he was appointed, his office shall be immediately vacated.~~

~~(4) If the Legislature is not in session when members of the commission are appointed by the Governor, they shall take office and act as recess appointees until the Legislature next thereafter convenes.~~

(5) Members may be removed by the Governor for inefficiency, neglect of duty, or misconduct in office, but only after delivering to the member a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense, upon not less than ten days' notice. Such hearing shall be held before the Governor.

~~(6)~~ If such member shall be removed, the Governor shall file in the office of the Secretary of State a complete statement of all charges made against such member and his findings thereon, together with a complete record of the proceedings. *Any member who shall, during his term of office on the Game and Parks Commission, change his political affiliation as indicated by the party registration records in his county of residence, shall be removed by the Governor from office and such change of political affiliation shall constitute separate and mandatory grounds for such removal.*

(6) No person *, except the chairman,* who has served a full five-year term shall be eligible for reappointment as a member of the commission until at least five years have elapsed between any previous term which he might have served, and the effective date of his new appointment.

Sec. 2. That section 81-803.01, Revised Statutes Supplement, 1969, be amended to read as follows:

81-803.01. Regular meetings of the Game and Parks Commission shall be held quarterly. Special meetings may be held upon call of the chairman, or pursuant to a call signed by three other members, of which the chairman shall have three days' written notice, but no official action shall be taken except at a public meeting at the headquarters of the commission. All regular meetings shall be held in suitable offices to be provided in Lincoln, Nebraska, under the authority of Chapter 72, article 14. The Game and Parks Commission is authorized to enter into an agreement with the city of Lincoln providing for the supplying by the city of Lincoln to the State of Nebraska for the commission of a headquarters office building and related buildings and facilities therefor, including the parking of motor vehicles, to be located on real estate

which is north of Holdrege Street and east of 33rd Street, as approved by the State Building Commission. Four members of the commission shall constitute a quorum for the transaction of business, *and four affirmative votes shall be necessary for passage and approval of any matter coming before the commission.*

Sec. 3. That orginal sections 81-801 and 81-803.01, Revised Statutes Supplement, 1969, and also section 81-802, Reissue Revised Statutes of Nebraska, 1943, are repealed."

GENERAL FILE

LEGISLATIVE BILL 1036A. Considered.

The Schmit pending amendment found in the Journal on page 676 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 2 nays and 18 not voting.

LEGISLATIVE BILL 1268. Title read. Considered.

Standing Committee amendments found in the Journal on page 649 for the Twenty-Seventh Day were adopted.

Mr. Chambers offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

MOTION–Order of Day

Mr. Mahoney moved to take up LB 1476 on General File at this time. The motion failed with 9 ayes, 17 nays and 23 not voting.

GENERAL FILE

LEGISLATIVE BILL 1209. Title read. Considered.

Standing Committee amendment found in the Journal on page 567 for the Twenty-Second Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE BILL 1207. Title read. Considered.

Mr. Whitney offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 849. Considered.

Mr. Barnett offered the following amendments which were adopted:

1. Add a new section 1 to read as follows:

"Section 1. That section 35-508, Revised Statutes Supplement, 1971, be amended to read as follows:

35-508. The board of directors shall have the following general powers: (1) To determine upon a general fire protection program for the district; (2) to make an annual estimate of the probable expense for carrying out such program; (3) to annually certify such estimate to the proper county clerk in the manner provided by section 35-509; (4) to manage and conduct the business affairs of the district; (5) to make and execute contracts in the name of and on behalf of the district; (6) *to buy real estate when needed for the district and to sell real estate of the district when the district has no further use for it; (7)* to purchase or lease such firefighting equipment, supplies, and other real or personal property as shall be necessary and proper to carry out the general fire protection program of the district; ~~(7)~~ *(8)* to incur indebtedness on behalf of the district within the limits prescribed by section 35-510; ~~(8)~~ *(9)* to authorize the issuance of evidences of the indebtedness permitted under subdivision ~~(7)~~ *(8)*hereof and pledge any real or personal property owned or acquired by the district as security for the same; ~~(9)~~ *(10)* to organize, establish, equip, maintain, and supervise a volunteer fire department or company to serve the district; ~~(10)~~ *(11)* to authorize the execution of a contract with the Game and Parks Commission for fire protection of property of the commission located in the district; ~~(11)~~ *(12)* to levy a tax of not to exceed three mills on the dollar in any one year upon the assessed value of all taxable property within such district for a term of not to exceed ten years, in addition to the amount of tax which may be annually levied to defray the general and incidental expenses of such district, for the purpose of establishing a sinking fund for the construction, purchase, improvement, extension, original equipment, or repair, not including maintenance, of district buildings to house equipment or personal belongings of a fire department, and to purchase firefighting equipment or apparatus and including the acquisition of any land incidental to the foregoing; ~~(12)~~ *(13)* to adopt and enforce fire codes and establish penalties at annual meetings; *Provided,* the code must be available prior to annual meetings and notice shall so provide; and ~~(13)~~ *(14)* generally to perform all acts neces-

44 sary to fully carry out the purposes of this act.".
2. Renumber original sections 1 and 2 as sections
2 and 3 respectively.
3. On page 4 line 13 strike "is" and insert
"and section 35-508, Revised Statutes Supplement, 1971, are".

Mr. Holmquist offered the following amendment which was adopted:
Strike the Holmquist amendment of 2-2-72.

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

LEGISLATIVE BILL 893. Considered.

The Schmit pending amendments found in the Journal on page 611 for the Twenty-Fifth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1151. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1188. Title read. Considered.

Mr. Keyes offered the following amendment which was adopted:
1. In Line 12 following "fees" insert "or charges for
other utility services".
2. In Line 15 after the word "cities," insert "provided
no utility service shall be discontinued for non-payment of charges for
unrelated services,".

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1114. Title read. Considered.

Standing Committee amendment found in the Journal on page 421 for the Fifteenth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1158. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1098. Title read. Considered.

Standing Committee amendment found in the Journal on page 422 for the Fifteenth Day was adopted.

Mr. Stromer asked unanimous consent to add his name to LB 1098. No objections. So ordered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

Mr. Barnett asked unanimous consent to expedite LB 1098 on E & R. No objections. So ordered.

LEGISLATIVE BILL 1122. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1123. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1162. Title read. Considered.

Standing Committee amendments found in the Journal on page 423 for the Fifteenth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1163. Title read. Considered.

Standing Committee amendments found in the Journal on page 423 for the Fifteenth Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1173. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1174. Title read. Considered.

Standing Committee amendment found in the Journal on page 424 for the Fifteenth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1216. Title read. Considered.

Standing Committee amendment found in the Journal on page 424 for the Fifteenth Day was adopted.

Mr. Barnett offered the following amendment which was adopted:

1. On page 2, line 7, insert "with a firearm" after "antelope".

Advanced to Enrollment & Review with 26 ayes, 2 nays and 21 not voting.

LEGISLATIVE BILL 1194. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1208. Title read. Considered.

Standing Committee amendment found in the Journal on page 466 for the Seventeenth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT–Change of Order

Mr. Burbach asked unanimous consent to revert to Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1302. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 343. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 66. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Waldo asked unanimous consent to adopt the following amendment:
Strike the Carpenter General File amendments adopted 2-16-72 on pages 748 and 749.

Mr. Carpenter objected.

Advanced to Enrollment & Review for engrossment.

UNANIMOUS CONSENT–Unbracket LB 76

Stromer asked unanimous consent to unbracket LB 76 on Final Reading. No objections. So ordered.

MOTION–Return LB 76 to Select File

Mr. Stromer moved to return LB 76 to Select for consideration of the following specific amendments. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

1. In the Final Reading copy, strike sections 1 and 2 and insert:

"Section 1. (1) At the statewide primary election in each even-numbered year, there shall be elected in each Class II and Class III school district, except a Class III district of which more than one half of the geographical area lies within a city of the metropolitan class, enough members of the board of education to provide a full complement of either six or nine members. The number of members to be elected and the terms for which they will be elected shall be determined by the county clerk or election commissioner with the aid of the secretary of the board of education of the district in accordance with the following:

(a) The term of each member currently serving on such a board whose term expires in an odd-numbered year is hereby extended to the first Tuesday in June of the following year;

(b) Each member's term of office shall begin on the first Tuesday in June following his election and shall continue for four years, or until the member's successor is elected and qualified, except as provided in subdivision (c) of this subsection; and

(c) Terms shall be staggered so that, by not later than the primary election of 1978, three members shall be elected to each six-member board at each election, and either four or five members shall be elected to each nine-member board at each election. In primary elections prior to 1978, where it is necessary, in order to establish the proper staggering of terms, to elect members for terms of different duration at the same election, candidates elected with the greater number of votes shall be elected for terms of four years, and candidates elected with the smaller number of votes shall be elected for terms of two years.

(2) Any vacancy on such a board resulting from causes other than expiration of a term shall be filled by the remaining members for the remainder of the term.

Sec. 2. That section 79-516.05, Revised Statutes Supplement, 1969, as amended by section 82, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, is repealed.".

2. In the title, strike lines 2 to 8 and insert:
"FOR AN ACT relating to schools; to provide for the number, election, and terms of members of the board of education of Class II and III school districts as prescribed; to repeal section 79-516.05, Revised Statutes Supplement, 1969, as amended by section 82, Legislative Bill 661, Eighty-second Legislature, First Session, 1971; and to declare an emergency.".

SELECT FILE

LEGISLATIVE BILL 76. The Stromer specific amendments found in todays Journal were adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

NOTICE OF COMMITTEE HEARINGS
Nebraska Retirement Systems

LB 1373	Friday, February 25, 1972	1:00 p.m.
LB 1419	Friday, February 25, 1972	1:00 p.m.
LB 1422	Friday, February 25, 1972	1:00 p.m.

(Signed) Claire W. Holmquist, Chairman

Appropriations

LB 1493	Monday, February 28, 1972	1:00 p.m.
LB 1494	Monday, February 28, 1972	1:00 p.m.
LB 1495	Monday, February 28, 1972	1:00 p.m.
LB 1496	Monday, February 28, 1972	1:00 p.m.

(Signed) Richard D. Marvel, Chairman

STANDING COMMITTEE REPORTS
Judiciary

LEGISLATIVE BILL 1117. Placed on General File as amended.
Standing Committee amendments to LB 1117:

1. Strike section 2 and show old matter as stricken, and insert the following:

"Sec. 2. *For purposes of this act, local jail shall mean any institution or facility operated by a village, city, county, or other subdivision of local government, or combination thereof, for the detention or confinement of persons charged with or convicted of any criminal offense, or for the safekeeping of such other*

persons as may be remanded thereto in accordance with law.

Sec. 3. (1) The Director of Corrections shall develop standards for the management, operation, personnel, and programs of local jails.

(2) Standards relating to medical treatment, administration of drugs and controlled substances, sanitation, food preparation and service, dietary criteria and other health related procedures shall be developed in cooperation with the Department of Health.

(3) Standards relating to the structural aspects of a local jail and its safety features shall be developed in cooperation with the State Fire Marshal.

Sec. 4. Upon the request of the Director of Corrections, any state agency shall assist the director in the development of standards for local jails.

Sec. 5. (1) The standards for local jails developed by the Director of Corrections shall be submitted to the Nebraska District Court Judges Association. The association shall approve or modify such standards. Upon approval by the association, the standards shall govern the administration of local jails.

(2) Nothing in this act shall be construed to prohibit a district court judge from imposing additional or more stringent standards, than developed in accordance with this act, for local jails in the judicial district of such judge.

Sec. 6. The standards for local jails shall include:

(1) A requirement that local jails shall, when occupied, have continuous twenty-four hour supervision conducted by a human being in person who is awake at all times;

(2) Qualifications for personnel administering local jails;

(3) Standards relating to medical treatment and personal hygiene of committed offenders;

(4) Standards relating to dietary criteria for committee offenders;

(5) Standards relating to treatment and correctional programs for committed offenders; and

(6) Standards relating to custody and security of committed offenders.

Sec. 7. The Director of Corrections may provide technical assistance to local governments in the improvement of their local jails and in complying with the established standards.

Sec. 8. The Director of Corrections may from time to time propose additions or amendments to the standards.

Such additions or amendments shall be effective upon approval by the Nebraska District Court Judges Association.

Sec. 9. *(1) On and after July 1, 1974, no local jail shall be used to incarcerate or detain any person unless such local jail has been certified by the district judge of the judicial district in which the local jail is located as meeting the standards established in accordance with this act. The district judge may, at any time, withdraw the certification of a local jail if the local jail fails to remain in compliance with the standards.*

(2) In the event the district judge refuses to certify a local jail or withdraws certification of a local jail he shall submit to the subdivision of government involved in writing his reasons for nonapproval and his recommendations for modifications which would justify certification.

Sec. 10. *(1) In the event a local jail fails to meet the standards, a person confined or ordered confined therein shall be confined in the nearest available certified local jail and there detained at the expense of the subdivision of government which initiated the action resulting in his confinement.*

(2) The detaining of persons in an uncertified local jail shall constitute a nuisance which may be enjoined by the state or at the suit of any taxpayer of the state.

(3) The detaining of persons in an uncertified local jail shall constitute unlawful detention of such person.

Sec. 11. *(1) No village, city, county, or other subdivision of government or combination of such subdivisions shall build a new local jail or spend more than one thousand dollars in any two year period toward remodeling or modifying an existing local jail without first submitting the plans for such construction or remodeling to the Director of Corrections.*

(2) Within sixty days after receipt of the plans, the Director of Corrections shall either approve the plans as submitted or recommend modifications in the plans. No such construction or remodeling shall begin without the approval of the Director of Corrections. If the director does not approve or recommend modifications in the plans within sixty days, the director shall be deemed to have approved the plans as submitted.

(3) Upon the request of the Director of Corrections, the Department of Health and the State Fire Marshal shall assist the director in reviewing the plans.

(4) In the event that the Director of Corrections

does not approve the plans as submitted, the director shall submit to the subdivision of government involved in writing the reasons for nonapproval and the recommendations for modification in the plans which would meet the director's approval.

(5) No officer, department or other expending agency shall expend or contract to be expended any money, or incur any liability, or enter into any contract which, by its terms, involves the expenditure of public funds in violation of this section. Any contract, verbal or written, made in violation of this section shall be null and void. Any official whose duty it is to allow claims and issue warrants therefor, or to make purchases, incur indebtedness, enter into contracts for or on behalf of the jurisdiction involved, who issues warrants or evidences of indebtedness or makes any purchase, incurs any indebtedness or enters into any contract for or on behalf of the jurisdiction involved contrary to the provisions of this section shall be liable to the jurisdiction involved for such violations in the full amount of such expenditures. Suit may be brought either by the jurisdiction, by any taxpayer thereof, or by the Director of Corrections for the benefit of the jurisdiction involved for any amount for which any official may be liable as provided in this section.".

2. On page 4 strike "Sec. 3." and insert "Sec. 12."; on line 5 strike "sections" and insert "section", insert a comma "," after "29-2406", and strike "and"; on line 6 strike "47-113" and after "1943," insert "and also section 71-904, Reissue Revised Statutes of Nebraska, 1943,".

(Signed) Roland Luedtke, Chairman

Constitutional Revision

LEGISLATIVE BILL 1102. Placed on General File as amended.
Standing Committee amendment to LB 1102:

1. On page 2 in line 17 strike "*have*" and in line 18 strike "*the power to*".

(Signed) George Syas, Chairman

MOTION—Return to Select File

Mr. Ziebarth moved to return LB 690 to Select File for the following specific amendments. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

1. On page 6, line 18, as amended, insert "*but not to exceed four hundred dollars per year,*" after the comma; and in lines 22 and 23, as amended, strike "*the cost of transportation of one such child*" and insert "*four hundred dollars*".

2. In E & R amendment 2, adopted 2/17/72, line 7, insert "*, but not to exceed four hundred dollars per year*" after "*attendance*"; in lines 8 and 9, strike the new matter and insert "*four hundred dollars per year*"; in line 22 insert "*, but not to exceed four hundred dollars per year*" after "*year*"; and in line 31, insert "*, but not to exceed four hundred dollars per year*" after "*residence*".

3. In the Ziebarth amendment, adopted 2/17/72, line 5, insert "*, but not to exceed four hundred dollars per year*" after "*attendance*"; and in lines 6 and 7, strike "*the cost of transportation of one such child*" and insert "*four hundred dollars*".

SELECT FILE

LEGISLATIVE BILL 690. The Ziebarth specific amendment found in today's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment & Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1237. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 690A. By Wayne Ziebarth, 37th District.

A BILL FOR AN ACT to appropriate four hundred three thousand eighty-eight dollars for the period of July 1, 1972 to June 30, 1973 from the state General Fund to the Department of Education, Agency No. 13, for Program No. 292, to aid in carrying out the provisions of Legislative Bill 690, Eighty-second Legislature, First Session, 1971; to provide restrictions; and to declare an emergency.

ADJOURNMENT

At 4:02 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Tuesday, February 22, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 22, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Dr. Palmer offered a tribute in honor of George Washington's Birthday and a prayer followed.

ROLL CALL

The roll was called and all members were present except Mr. Klaver who was excused and Mr. Chambers was absent until 11:30 a.m.

CORRECTIONS FOR THE JOURNAL

Page 818, line 32, correct spelling of "Constitutional".
The Journal for the Thirty-Third Day was approved as corrected.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 690. Replaced on Select File as amended.
Enrollment and Review amendments to LB 690:

1. Strike E & R amendments 1 and 2, adopted 2/9/72.

2. There being no amendatory material therein, strike original section 6 and strike E & R amendment 5, adopted 2/9/72.

3. Renumber sections 7 to 17 as sections 6 to 16 respectively.

4. On page 10, line 20, strike "*not*".

5. Strike the E & R amendment to page 16, line 8.

6. In line 4 of E & R amendment 10, adopted 2/9/72, strike "sections 43-604, 43-611, and 43-613" and insert "section 43-611".

7. Strike the E & R amendment to the title, line 2.

8. In line 4 of E & R amendment 11, adopted 2/9/72, strike "sections 43-604, 43-611, and 43-613" and insert "section 43-611".

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 42. Considered.

Mr. Kokes offered the following amendment which was adopted with 22 ayes, 7 nays and 20 not voting:

Insert a new paragraph, 6, to read:

That the Legislature approve any water diversion plan prior to its implementation.

LR 42 found in the Journal on page 767 for the Thirty-Second Day was adopted with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE RESOLUTION 43. Considered.

LR 43 found in the Journal on page 767 for the Thirty-Second Day was adopted with 40 ayes, 0 nays and 9 not voting.

LEGISLATIVE RESOLUTION 44. Considered.

LR 44 found in the Journal on page 768 for the Thirty-Second Day was adopted with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE RESOLUTION 45. Considered.

LR 45 found in the Journal on page 769 for the Thirty-Second Day was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 46. Considered.

LR 46 found in the Journal on page 771 for the Thirty-Second Day was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 47. Considered.

LR 47 found in the Journal on page 771 for the Thirty-Second Day was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 48. Considered.

LB 48 found in the Journal on page 772 for the Thirty-Second Day was adopted with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE RESOLUTION 51. Considered.

LR 51 found in the Journal on page 787 for the Thirty-Third Day was adopted with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE RESOLUTION 41. Considered.

Mr. Carpenter offered the following amendment:

Strike the language found in the Stromer amendment adopted February 18, 1972; and after paragraph 1 of the original Resolution, add the following paragraph:

"2. The Nebraska State Railway Commission is directed to order all railroads operating in Nebraska to appear before the Commission at once to reveal their future plans, if any, for railroad abandonments; and the Nebraska State Railway Commission is further directed to report their findings to the Legislature and to use such information at the hearings in Washington, D.C. to supplement Nebraska's position."

On page 3, line 17 of the original Resolution, renumber paragraph 2 to read, "3.".

The Carpenter amendment was adopted with 28 ayes, 2 nays and 19 not voting.

Mr. Elrod asked unanimous consent to have his name added to LR 41. No objections. So ordered.

LR 41 found in the Journal on page 765 for the Thirty-Second Day was adopted with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Moylan asked unanimous consent to use the Legislative Council Hearing Room for an Executive Session, Wednesday, February 23, at 1:00 p.m. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Morgan asked unanimous consent to be excused at 11:15 a.m. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Stahmer asked unanimous consent to print the following amendments to LB 741 in the Journal. No objections. So ordered.

1. On page 4 strike lines 2 to 15 and insert the following:

"(7) Specific learning disability shall mean those children who manifest an educationally significant discrepancy between their estimated intellectual potential and their actual level of performance in one or more of the processes of language, perception, reading, spelling, arithmetic or writing, which may or may not be accompanied by demonstrable central nervous sys-

tem dysfunctions or behavioral disturbances. Such term shall not include children who have learning problems which are primarily the result of visual, hearing, or motor handicaps, of mental retardation, of emotional disturbance, of environmental disadvantage or other problems, otherwise provided for in this section.".

2. Strike section 2 and insert a new section 2 to read as follows:

"Sec. 2. *The Department of Education, in cooperation with institutions of higher education, regional and local educational agencies, is hereby directed to develop and coordinate the implementation of a program for (1) the academic preparation of resource personnel for the schools, (2) a model for in-service training of teachers and administrators, (3) a model for a state-wide comprehensive diagnosis and evaluation system, and (4) the development of prescriptive, instructional packages.".*

3. On page 5 strike section 3 and insert the following:

"Sec. 3. That original section 43-609, Reissue Revised Statutes of Nebraska, 1943, is repealed.".

MOTION–Introduction of Bill

Mr. Waldron moved the introduction of a new bill to be known as LB 1505. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1505. By the Miscellaneous Subjects Committee: J. James Waldron, 42nd District; Ellen Craft, 45th District; William Skarda, 7th District; Eugene Mahoney, 5th District; Richard Maresh, 32nd District.

A BILL FOR AN ACT to repeal section 1, Legislative Bill 710, Eighty-second Legislature, First Session, 1971, relating to elections.

MOTION–Suspend Rules

Mr. Waldron moved to suspend the Rules and place LB 1505 on General File without a public hearing. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

INVITATION

Invitation to members of the Legislature to attend State High School Basketball tournaments from George Round, Director of Public Relations, University of Nebraska.

UNANIMOUS CONSENT—Member Excused

Mr. F. Carstens asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Mr. Carpenter offered the following amendment which was adopted with 19 ayes, 9 nays and 21 not voting:

1. On page 3, after line 10, insert "Any permanent employee of the Legislative Council required to perform duties in the office or in traveling between the hours of six p.m. and seven a.m., or on any Saturday, Sunday, or holiday shall be compensated therefor on a straight overtime basis."

Mr. Carpenter offered the following amendments:

1. In section 59, subsection (1), strike "2,348,771" and insert "2,479,233", and strike "2,437,031" and insert "2,567,493".

2. In the same section and subsection, add a new paragraph following the personal services limitations to read as follows:

"There is included $130,462 of General Funds for payment of overtime to sworn officers of the Nebraska State Patrol and shall not be expended for any other purpose, and which expenditure shall be in addition to the personal services ceiling."

3. In the same section, last paragraph which begins "For Informational Purposes only: ..." strike "5,886,598" and insert "6,017,060" and strike "6,057,871" and insert "6,188,333".

Mr. Carpenter requested a Call of the House. The Call showed 44 members present.

Mr. Proud moved the Call be raised. The motion prevailed with 36 ayes, 3 nays and 10 not voting.

The Carpenter amendments failed with 18 ayes, 21 nays and 10 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Kremer asked unanimous consent to be excused this afternoon. No objections. So ordered.

VISITORS

Mrs. Orme introduced 7 Camp Fire girls and their sponsors from Lincoln, Nebraska.

Mr. Simpson introduced Mark Ellis, John Ingram, Jon Dawson, Gary Hart, Norman Kreps, Jr., David Mar and Keith Funk who are from Troop 26 at Epworth United Methodist Church.

Mr. Skarda introduced Mr. and Mrs. Kraecke from Omaha.

RECESS

At 11:55 a.m. on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except except Messrs. F. Carstens, Klaver, Kremer and Morgan who were excused, and Mr. Waldron who was absent until 3:00 p.m.

MESSAGE FROM THE GOVERNOR

February 18, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 285, 373, 550, 664, 716, 905, 1015, 1023, 1042, 1169, 1177, and 1472 and Reengrossed Bill No. 311.

These bills were signed by me on February 18, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORT
Revenue

LEGISLATIVE BILL 1099. Placed on General File as amended.

Standing Committee amendment to LB 1099:

1. On page 2 lines 5 to 7 strike the new matter and insert: *"three and one half cents per gallon on aviation gasoline and a tax of two cents per gallon on aviation kerosene upon"*, and on lines 17 and 18 strike "section 3-150.01 and in" and show as stricken matter.

LEGISLATIVE BILL 1134. Placed on General File as amended.
Standing Committee amendment to LB 1134:

1. Strike section 1 and insert the following:

"Section 1. That section 77-27,142, Revised Statutes Supplement, 1969, be amended to read as follows:

77-27,142. Any incorporated municipality *of the metropolitan class* by ordinance of its governing body is hereby authorized to impose a sales and use tax of ~~one-half or~~ one per cent *and any incorporated municipality of the primary class by ordinance of its governing body is hereby authorized to impose a sales and use tax of one half per cent* upon the same transactions within such incorporated municipality on which the State of Nebraska is authorized to impose a tax pursuant to the provisions of the Nebraska Revenue Act of 1967, as amended from time to time.

Sec. 2. That original section 77-27,142, Revised Statutes Supplement, 1969, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1342. Placed on General File as amended.
Standing Committee amendment to LB 1342:

1. On page 2 line 6 strike *"thirty"* and reinstate "sixty", and line 8 strike *"May"* and reinstate "April".

(Signed) Rudolf C. Kokes, Chairman

Nebraska Retirement Systems

LEGISLATIVE BILL 1479. Placed on General File.

LEGISLATIVE BILL 1480. Placed on General File as amended.
Standing Committee amendment to LB 1480:

1. Strike sections 1 and 2, and insert the following:

"Section 1. It shall be the duty of the board to have an annual examination and audit of the affairs of the system. The examination and audit required by section 79-546, Reissue Revised Statutes of Nebraska, 1943, may be used to satisfy the requirements of this section.".

(Signed) Claire W. Holmquist, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed: 895 1101.

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Mrs. Orme offered the following amendments which failed with 1 aye, 22 nays and 26 not voting:

1. Strike all amendments to Section 11, sub-section 14.
2. On page 12, line 21, strike "47,617,640" and insert "47,563,184" and strike "2,364,323" and insert "2,418,779".

Mr. Burbach offered the following amendments:

1. Amend Section 25, page 23, line 9, by inserting "500,000" in the General Fund column (G) and by striking in the Total Appropriation column "103,737,774" and inserting "104,237,774".
2. Insert after line 11 a new paragraph to read as follows:

"There is hereby reappropriated any funds unexpended as of June 30, 1972, from the $500,000 General Fund appropriation made to this program by LB 1025 of the 1971 Session which funds are in addition to the amount shown in column (G) of this sub-section; furthermore, personal services expenditures for this sub-section shall not exceed $18,000,000 unless all reappropriated General Funds and the $500,000 General Fund appropriation made herein have been programmed and committed to the construction of recreation access roads."

3. Amend page 23, line 21, by inserting "500,000" in the General Fund column (G) and by striking in the Total Appropriation column "103,740,726" and inserting "104,240,726".

Pending.

UNANIMOUS CONSENT–Change of Order

Mr. Carpenter asked unanimous consent to divert from General File at this time. No objections. So ordered.

MOTION–Place LB 1131 on General File

Mr. Carpenter moved to take LB 1131 from the Appropriations Committee and place it at the top of General File. The motion prevailed with 27 ayes, 1 nay and 21 not voting.

UNANIMOUS CONSENT–Prepare Amendment

Mr. Carpenter asked unanimous consent that Messrs. Marvel, Burbach, F. Carstens and the members of the Appropriations Committee bring in an

appropriate amendment relative to LB 1131. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

Mr. Carpenter offered the following amendments which were adopted:

1. Amend Section 7, page 5, line 10, by striking "68,865" in both columns and inserting "70,865" in both columns.

2. Amend page 6, line 9, by striking "180,410" and inserting "185,410" and by striking "219,957" and inserting "224,957".

Mr. Syas offered the following amendments which were adopted with 26 ayes, 0 nays and 23 not voting:

In section 30, page 27, line 7, strike "960,905" and insert "993,405", also on line 7, strike "1,235,905" and insert "1,268,405".

In section 30, page 27, after line 9, insert the following new language:

"There is included $32,500 of General Funds for the removal and transplanting of trees at Two Rivers State Recreation Area which shall be expended for no other purpose."

In section 30, page 27, line 22, strike "1,826,156" and insert "1,858,656", also on line 22, strike "6,171,335" and insert "6,203,835".

Mr. Stahmer offered the following amendment:

Amend LB 1476 so that each agency and program shall include a sum of $150.00 per full time equivalent employee, and that such funds be earmarked by agency and program, such sums to be used for health, accident, and death benefits.

PRESIDENT MARSH PRESIDING

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 0 nays and 23 not voting.

Mr. Stahmer requested a Call of the House. The Call showed 39 members present.

Mr. Barnett moved the Call be raised. The motion prevailed with 34 ayes, 3 nays and 12 not voting.

The Stahmer amendment lost with 17 ayes, 22 nays and 10 not voting.

Mr. Carpenter offered the following amendments which were adopted with 31 ayes, 0 nays and 18 not voting:

1. On page 21, line 17, strike "5,658,683" and insert "5,858,683" and strike "6,637,575" and insert "6,837,575".

2. On page 22, line 5, strike "19,695,644" and insert "19,895,644" and strike "36,818,155" and insert "37,018,155".

MEMBERS BIRTHDAY

Speaker Hasebroock announced today was Mr. Goodrich's birthday. The members sang Happy Birthday to him.

STANDING COMMITTEE REPORT
Miscellaneous Subjects

LEGISLATIVE RESOLUTION 5. Indefinitely postponed.

LEGISLATIVE BILL 1197. Indefinitely postponed.

LEGISLATIVE BILL 1363. Indefinitely postponed.

LEGISLATIVE BILL 1365. Indefinitely postponed.

LEGISLATIVE BILL 1366. Indefinitely postponed.

LEGISLATIVE RESOLUTION 17. Placed on General File.

LEGISLATIVE BILL 1089. Placed on General File as amended.
Standing Committee amendment to LB 1089:

1. On page 2 line 1, strike "green ash" and insert "cottonwood".

LEGISLATIVE BILL 1175. Placed on General File.

LEGISLATIVE BILL 1181. Placed on General File as amended.
Standing Committee amendments to LB 1181:

1. On page 13 strike lines 16 to 21 and insert: *"Notwithstanding any other provision of this act, no sign, display or device required to be removed under this act, shall be removed until the entire seventy-five per cent federal share required to remove all nonconforming signs, displays and devices is made available to the state for such payment. The Legislature of this state shall make the determination as to what constitutes sufficient federal funds to fulfill the provisions of this section."*.

2. On page 21 line 4 strike *"Any"* and insert *"Except for the provision of section 4 (2) (b), any"*.

LEGISLATIVE BILL 1186. Placed on General File.

LEGISLATIVE BILL 1192. Placed on General File.

LEGISLATIVE BILL 1210. Placed on General File.

LEGISLATIVE BILL 1218. Placed on General File as amended.
Standing Committee amendments to LB 1218:

1. On page 2 line 9 insert *"commencing with the beginning of the regular session in odd-numbered years"* after the word *"period"*.

2. On page 2 line 5 strike *"twenty-five"* and insert *"one hundred"*.

LEGISLATIVE BILL 1262. Placed on General File.

LEGISLATIVE BILL 1375. Placed on General File as amended.
Standing Committee amendment to LB 1375:

1. On page 2 line 26 strike *"six"* and insert *"two"*.

LEGISLATIVE BILL 1376. Placed on General File.

(Signed) J. James Waldron, Chairman

Labor

LEGISLATIVE BILL 1391. Placed on General File as amended.
Standing Committee amendment to LB 1391:

1. On page 3, line 16 strike "August 27, 1971" and insert *"~~August 27, 1971~~ the effective date of this act"*.

LEGISLATIVE BILL 1392. Placed on General File as amended.
Standing Committee amendments to LB 1392:

1. On page 17, line 17 strike "or" and show as stricken matter.

2. On page 29, line 8 strike "and" and show as stricken matter; and line 9 strike "(a)" and show as stricken matter.

3. On page 31, line 16 insert *"or redetermination"* after "determination".

(Signed) Harold T. Moylan, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 40 and LR 50.

VISITORS

Speaker Hasebroock introduced 7 senior Biology students and their teacher, Mr. Chatham from Abilene High School, Abilene, Kansas.

ADJOURNMENT

At 3:54 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, February 23, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, February 23, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Heavenly Father, it is good to know that our place is to serve, and that this is our usefulness. You do not ask us to worry over motives or results, but quietly, unpretentiously, to do our job in trusting obedience to your truth. Thank you for allowing us to serve in this place where our voices and our votes and our lives may make a difference for our state. As we do so, day by day, give us a vision of the larger picture in which we are engaged, that of helping to build your kingdom on earth. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Klaver who was excused and Mr. Simpson who was excused for a short time.

CORRECTIONS FOR THE JOURNAL

The Journal for the Thirty-Fourth Day was approved.

COMMUNICATION

House Joint Resolution 1 proposing to the States an amendment providing a portion of taxes levied on income by Congress be made available to the State Governments was received from the General Assembly of Iowa and is on file in the Office of the Clerk.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1036A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1036A:

1. On page 2, line 15, strike "General Fund" and insert "federal funds".

2. In the title, strike lines 2 and 3 and insert:
"FOR AN ACT to apporpriate two hundred ninety-seven thousand four hundred twenty-two dollars of".

LEGISLATIVE BILL 1098. Placed on Select File as amended.
Enrollment and Review amendments to LB 1098:

1. In new section 1, line 21, insert *"in the Nebraska Penal and Correctional Complex"* after *"imprisoned"*.

2. In the title, strike lines 4 to 6 and insert "and punishments; to make additional acts unlawful; to change penalties; to provide a presumption;".

LEGISLATIVE BILL 1268. Placed on Select File as amended.
Enrollment and Review amendments to LB 1268:

1. In standing committee amendments, renumber section 2 as section 3 and section 3 as section 2.

2. In renumbered section 2, line 8, insert an underscored period after "public"; and in line 8, strike the period and show the same as stricken.

3. In renumbered section 3, line 8, insert an underscored period after "public"; and strike the period at the end of line 8 and show the same as stricken.

4. In renumbered section 3, strike lines 1 and 2 and insert "Sec. 3. That section 79-906, Revised Statutes Supplement, 1971, be amended to read as follows:"; in line 3, strike "79-523." and insert "79-906."; in line 3, insert "of a Class IV district" after "education"; in lines 5 and 6 strike "; but special" and insert ". Special"; and strike the stricken matter in line 6.

5. On page 2, lines 6 and 7, strike "from time to time," and show the same as stricken.

6. On page 2, strike lines 12 and 13 and insert:

"Sec. 5. That original sections 79-439, 79-805, and 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, and section 79-906, Revised Statutes Supplement, 1971, are repealed.

Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

7. In the title, strike lines 2 to 9 and insert :
"FOR AN ACT to amend sections 79-439, 79-805, and 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, and

section 79-906, Revised Statutes Supplement, 1971, relating to schools; to provide that all meetings of school boards and boards of education shall be open to the public; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1209. Placed on Select File as amended.
Enrollment and Review amendments to LB 1209:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 6, strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1207. Placed on Select File as amended.
Enrollment and Review amendments to LB 1207:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, line 5, strike "water" and insert "watershed"; in line 6, strike "and"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 849. Placed on Select File as amended.
Enrollment and Review amendments to LB 849:

1. Renumber new section 1, added by the Barnett amendment, as section 2, and renumber original section 1 as section 3.

2. In the Waldo amendment, page 1, line 16, strike the colon and insert an underscored semicolon.

3. In lieu of the Whitney amendment thereto, on page 2, insert *"which levy may be increased to not to exceed two mills by a majority vote of the eligible voters present at the annual district meeting,"* at the end of line 21.

4. On page 4, strike lines 12 and 13 as amended and insert:

"Sec. 4. That original section 35-502, Reissue Revised Statutes of Nebraska, 1943, section 35-509, Revised Statutes Supplement, 1969, and section 35-508, Revised Statutes Supplement, 1971, are repealed.".

5. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 35-502, Reissue Revised Statutes of Nebraska, 1943, section 35-509, Revised Statutes Supplement, 1969, and section 35-508, Revised Statutes Supplement, 1971, relating to fire protection districts; to change requirements for formation of districts; to provide additional

powers; to permit an increase in the maximum levy for a rural district; and to repeal the original sections.".

LEGISLATIVE BILL 893. Placed on Select File as amended.
Enrollment and Review amendments to LB 893:

1. In line 1 of standing committee amendment 1, insert "show the same as stricken and" after "and".

2. In new section 1, line 6, insert an underscored comma after "disposal"; and in line 10 strike "removalmand" and insert "removal and".

3. On page 3, lines 5 and 6, insert "*or area*" after "facility"; in line 9 strike "*site*" and insert "*area*"; and in line 12 strike "*sites*" and insert "*areas*".

4. Insert a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5, In the title, line 2, strike "section" and insert "sections 19-2106 and "; strike line 5 and insert "extend provisions to cover", in line 10 strike "and" and insert "to provide for charges; to transfer jurisdiction;"; and in line 10 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1151. Placed on Select File.

LEGISLATIVE BILL 1188. Placed on Select File as amended.
Enrollment and Review amendments to LB 1188:

1. On page 2, line 16, strike ", and amendments thereto".

2. In lieu of the Keyes amendment to page 2, line 15, on page 2 insert "No utility service under this section shall be discontinued for non payment of charges for unrelated services." at the end of line 16.

3. In the title, line 4, strike "fees" and insert "or rental fees or charges for other utility services"; and in line 6 insert "; and to restrict discontinuance of services as prescribed" after "districts".

LEGISLATIVE BILL 1114. Placed on Select File as amended.
Enrollment and Review amendments to LB 1114:

1. On page 2, line 18, strike "*one of*"; and in line 19 strike "*has*" and insert "*have*".

2. On page 3, strike the sentence commencing in line 7; and in line 11 strike "*will*" and insert "*shall*".

3. In lieu of the standing committee amendment, on page 4, line 25, insert ", *the rehabilitation and treatment of drug abusers, and education concerning drug abuse*" after "abuse".

LEGISLATIVE BILL 1158. Placed on Select File as amended.
Enrollment and Review amendment to LB 1158:

1. On page 3, line 23, strike "*such*" and insert "*this*".

LEGISLATIVE BILL 1122. Placed on Select File as amended.
Enrollment and Review amendments to LB 1122:

1. On page 3, strike the new matter in lines 7 to 12 and at the end of line 24 insert "*The prohibitions of this section shall not apply to items, such as hobby and craft items, manufactured or produced by offenders on their own time with their own resources, in which case any money derived from the sale of such hobby and craft items shall be placed in the offenders' own individual private accounts.*".

2. In the title, insert "the sale of" at the end of line 4.

LEGISLATIVE BILL 1123. Placed on Select File.

LEGISLATIVE BILL 1162. Placed on Select File as amended.
Enrollment and Review amendments to LB 1162:

1. On page 2, line 24, strike "*appointed as aforesaid*".

2. In the title, line 6, insert "to provide when certain fees shall not be taxed as costs;" after the semicolon.

(Signed) Duke Snyder, Chairman

NOTICE OF COMMITTEE HEARING
Revenue

LB 1501 Wednesday, March 1, 1972 1:30 p.m.

(Signed) Rudolf Kokes, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1506. At the request of the Governor by Ernest Chambers, 11th District.

A BILL FOR AN ACT relating to public welfare; to provide payment for emergency special diets on behalf of members of families receiving aid to dependent children; to provide for county and state financial responsibility; and to declare an emergency.

BILLS ON FINAL READING

The following bills were read and put on final passage:

LEGISLATIVE BILL 1145. With emergency.

A BILL FOR AN ACT relating to city and village offices; to provide for filling certain vacancies as prescribed; to amend sections 16-217 and 17-115, Reissue Revised Statutes of Nebraska, 1943, and section 32-4,152, Revised Statutes Supplement, 1971; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Burbach	Carpenter	Carsten	Chambers	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Barnett	Carstens	Johnson	Klaver	Simpson
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was delcared passed with the emergency clause and the title agreed to.

MOTION–Return LB 674 to Select File

Mr. Warner moved to return LB 674 to Select File for the following specific amendment. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Strike the contents of the amended bill and insert the following:

The county treasurer shall include with tax notice or receipt to every taxpayer:

1. The total amount of aid from State sources appropriated to the county and each city, village and school district in the county.

2. The net amount of property taxes to be levied by the county and each city, village and school district.

The form shall be prescribed by the Department of Revenue. In addition, the necessary information required in paragraph 1 (one) shall be furnished to the county treasurer by the Department of Revenue prior to October 1 of each year; Provided, however, that the form prescribed by the Department of Revenue shall contain the following statement:

"THE AMOUNT OF STATE FUNDS SHOWN ABOVE WOULD HAVE BEEN ADDITIONAL PROPERTY TAXES IF NOT ALLOCATED TO THE COUNTY, CITY, VILLAGE AND SCHOOL DISTRICTS BY THE LEGISLATURE".

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly re-engrossed: 76

The following bill was correctly engrossed: 1302

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LR 42 and LR 46.

SELECT FILE

LEGISLATIVE BILL 690. Enrollment and Review amendments found in the Journal on page 820 for the Thirty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 674. The Warner specific amendment found in today's Journal was adopted with 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment and Review for re-engrossment.

SELECT COMMITTEE REPORT
Committee on Committees

February 22, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James

Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Roberts W. Laing – Board of Public Roads Classification and Standards

Committee Vote: For: Senators Clark, Holmquist, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Klaver, Kremer, Luedtke and Savage

February 22, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

D. M. Krogh, D.C. – State Board of Health

Committee Vote: For: (8) Senators Clark, Holmquist, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Klaver, Kremer, Luedtke, Savage

F. B. Thompson – Board of Public Roads Classification and Standards

Committee Vote: For: (8) Senators Clark, Holmquist, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Klaver, Kremer, Luedtke and Savage

David O. Coolidge – Board of Public Roads Classification and Standards

Committee Vote: For: (8) Senators Clark, Holmquist, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Klaver, Kremer, Luedtke and Savage

Respectfully submitted,

(Signed) Richard F. Proud Chairman

GENERAL FILE

LEGISLATIVE BILL 1436. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1433. Title read. Considered.

Standing Committee amendments found in the Journal on page 701 for the Twenty-Ninth Day were adopted.

Mr. Duis offered the following amendments which were adopted with 28 ayes, 6 nays and 15 not voting:

1. Insert a new section to read:

"Sec. 5. *No bonds shall be issued under the provisions of this act until they shall first have been offered to the state investment officer for purchase in whole or in part. Any such bonds not purchases by the state investment officer shall be sold, at public or private sale, upon the best terms that may be obtained.*".

2. Renumber original sections 5 and 6 as sections 6 and 7.

Mr. Proud offered the following amendment:

Delete Sec. 1 thru 5, as amended.

Mr. Luedtke moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 1 nay and 19 not voting.

The Proud amendment lost with 10 ayes, 27 nays and 12 not voting.

Mr. Luedtke moved to advance LB 1433 to Enrollment & Review.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 32 ayes, 2 nays and 15 not voting.

Advanced to Enrollment & Review with 38 ayes, 7 nays and 4 not voting.

UNANIMOUS CONSENT–Member Excused

Mrs. Orme asked unanimous consent to be excused from 11:40 a.m. to 2:00 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

SPEAKER HASEBROOCK PRESIDING

Mr. Ziebarth offered the following amendment which was adopted with 30 ayes, 0 nays and 19 not voting:

Page 78, Line 5, after Vocational Schools strike Lines 5 - 18 and insert new material, as follows:

All vocational reimbursable programs must be approved by the State Department of Vocational Education as meeting the prescribed criteria established for vocational technical designation and having a classification in the U. S. Directory of Occupational Titles. Full-time equivalency for vocational technical programs will be based on thirty (30) clock hours of instruction per week per quarter or per semester.

Mr. Waldo offered the following amendment:
On page 16, after line 10, add the following new language:

"The unexpended general fund balance existing on June 30, 1972, for the program in subsection (10) of this section is hereby reappropriated in an amount not to exceed $25,000, which shall be in addition to the amount shown in column (G)."

PRESIDENT MARSH PRESIDING

The Waldo amendment was adopted with 26 ayes, 0 nays and 23 not voting.

Mr. Schmit offered the following amendment:
Amend Military Department - Governor's Emergency Program, Section 28, subsection 2, by adding the following new paragraph:

" The unexpended General Fund balance existing on June 30, 1972, is hereby reappropriated in an amount not to exceed $750,000, which funds shall be in addition to the amount shown in Column (G). "

Mr. Marvel moved to amend the Schmit amendment by striking $750,000 and inserting $250,000. The amendment was adopted.

The Schmit amendment, as amended, was adopted.

Mr. Syas moved to reconsider action on adoption of his amendment found in the Journal on page 828 for the Thirty-Fourth Day. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Goodrich offered the following amendment:
Sec. 48 (2) of program 791 - Instruction and Research Support by striking "3,816,610" and inserting "4,083,442" and by striking "9,944,063" and inserting "10,210,895" and by amending after, "Personal Services expenditures shall not exceed", strike "8,639,889" and insert "8,884,851"; and by amending after, "For Informational Purposes only: Total Appropriations to Agency No. 51-2 and Fund Source", by striking "6,172,829" and inserting "6,439,661" and by striking "13,312,909" and inserting "13,579,741".

Amendment pending.

MOTION—Suspend Rules

Mr. Chambers moved to suspend the Rules and place LB 1506 on General File without a public hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

STANDING COMMITTEE REPORT
Labor

LEGISLATIVE BILL 1228. Placed on General File.

(Signed) Harold T. Moylan, Chairman

Public Works

LEGISLATIVE RESOLUTION 20. Placed on General File.

LEGISLATIVE BILL 1384. Placed on General File as amended.
Standing Committee amendment to LB 1384:
1. On page 3 line 6 insert *"or unincorporated area"* after "municipality", and after line 9 insert the following:
"For purpose of this section sufficient commerce shall mean a minimum of two hundred thousand dollars of gross receipts under the Nebraska Revenue Act of 1967.".

LEGISLATIVE BILL 1450. Placed on General File.

LEGISLATIVE BILL 1473. Placed on General File.

(Signed) Claire W. Holmquist, Chairman

Public Health and Welfare

LEGISLATIVE BILL 1410. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

Judiciary

LEGISLATIVE BILL 1390. Indefinitely postponed.

LEGISLATIVE BILL 1425. Indefinitely postponed.

LEGISLATIVE BILL 1248. Placed on General File.

LEGISLATIVE BILL 1249. Placed on General File.

LEGISLATIVE BILL 1491. Placed on General File.

(Signed) Roland Luedtke, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 343. Replaced on Select File as amended.
Enrollment and Review amendments to LB 343:

1. In new section 23, line 2, strike "1969" and insert "1971"; and at the end of line 10 insert "Any money in the Tax Refund Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.".

2. In line 7 of E & R amendment 5, adopted 2/18/72, and in lines 2 and 3 of E & R amendment 4, adopted 2/10/72, strike "section 66-452" and insert "sections 66-452 and 77-27,132".

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 43, LR 44 and LR 51.

VISITORS

Mr. C. Carsten introduced Col. Rex Young from Plattsmouth, Nebraska.

Mr. Waldo introduced 55 students and their teachers, H. Harkrader and R. Hoffman from Wilber High School, Wilber, Nebraska.

RECESS

At 11:54 a.m. on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Carpenter and Klaver who were excused.

UNANIMOUS CONSENT—Member Excused

Mr. Klaver asked unanimous consent to be excused until Monday, February 28. No objections. So ordered.

ANNOUNCEMENT

Speaker Hasebroock announced Mr. Carpenter is in Lincoln General Hospital and getting along fine.

MESSAGE FROM THE GOVERNOR

February 22, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1040.
This bill was signed by me on February 19, 1972 and delivered to the Secretary of State.

Sincerely,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1405. Placed on General File as amended.
Standing Committee amendment to LB 1405:

1. Strike section 4 and insert the following:

"Sec. 4. Upon the payment of eighty thousand dollars to the University of Nebraska Medical Center for the development of the Regional Radiation Health Center described in sections 1 and 2 of this act, a public power district owning a nuclear electric generating plant in Nebraska shall have the right to refer patients to said Regional Radiation Health Center and obtain services at cost, and no public power district shall operate a nuclear electric generating plant in Nebraska without obtaining such right.".

(Signed) Thomas C. Kennedy, Chairman

GENERAL FILE

LEGISLATIVE BILL 1476. Considered.

The Goodrich pending amendment found in Today's Journal was adopted with 20 ayes, 11 nays and 18 not voting.

Mr. DeCamp offered the following amendments:

Amend LB 1476 as amended, by striking all of Section 59 and insert a new section to read as follows:

	GENERAL	CASH	FEDERAL	TOTAL
Section 59 - Department of Roads - Nebraska State Patrol - Agency No. 64				
(1) Program No. 189 - Command and Support Personal Services expenditures shall not exceed $954,766. There is included funds above the 2½% + $200 per FTE policy, $600 per sworn officer for additional salary increases.	2,369,957		88,260	2,458,217
(2) Program No. 195 - Road Operations Personal Services expenditures shall not exceed $2,852,126. There is included funds above the 2½% + $200 per FTE policy, $600 per sworn officer for additional salary increases.	3,044,637		41,500	3,086,137
(3) Program No. 190 - Criminal Investigation Personal Services expenditures shall not exceed $480,727. There is included funds above the 2½% + $200 per FTE policy, $600 per sworn officer for additional salary increases.	643,912		41,513	685,425
(4) Program 191 - Deputy Sheriffs - Indian Affairs 41,87 Personal Services expenditures shall not exceed $20,928. There is included funds above the 2½% + $200 per FTE policy, $600 per sworn officer for additional salary increases.	41,878			41,878
For Informational Purposes only: Total Appropriations to Agency No. 64 and Fund Source	6,100,384		171,273	6,271,657

Mr. DeCamp requested a Call of the House. The Call showed 46 members present.

Mr. Skarda moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Mr. DeCamp requested a roll call vote.

The DeCamp amendments failed to be adopted with 21 ayes, 25 nays, and 3 not voting.

UNANIMOUS CONSENT–Member Excused

Mrs. Orme asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1476. Mr. Swanson moved to reconsider the action taken on the Carpenter amendments found in the Journal on page 824 for the Thirty-Fourth Day. The motion prevailed with 26 ayes, 15 nays and 8 not voting.

The Carpenter amendments were adopted with 27 ayes, 12 nays and 10 not voting.

STANDING COMMITTEE REPORT
Judiciary

LEGISLATIVE BILL 1233. Placed on General File.

LEGISLATIVE BILL 1293. Placed on General File as amended.
Standing Committee amendments to LB 1293:

1. On page 3, line 12, strike "Each" and insert "~~Each~~ *As soon as the same may be legally paid under the Constitution of Nebraska, each*".

2. Strike original section 4 and insert:

"Sec. 4. That section 48-159, Revised Statutes Supplement, 1969, be amended to read as follows:

48-159. (1) ~~Each~~ *As soon as the same may be legally paid under the Constitution of Nebraska, each* judge of the Nebraska Workmen's Compensation Court shall receive an annual salary of ~~twenty~~ *twenty-five* thousand *five hundred* dollars, payable in the same manner as the salaries of other state officers are paid. The clerk and all other assistants and employees of the court shall receive such salaries as the court shall determine, but not to exceed the amount of the appropriation made by the

Legislature for such purpose. Such salaries shall be payable in the same manner as the salaries of other state employees are paid. Such assistants and employees shall not receive any other salary or pay for their services from any other source.

(2) In addition to the salaries, as provided by subsection (1) of this section, the judges of the court, the clerk, and other assistants and employees of the court shall be entitled, while traveling on the business of the court, to be reimbursed by the state for their necessary traveling expenses, consisting of transportation, subsistence, lodging, and such other items of expense as are necessary, to be paid in the same manner as other claims against the state.

Sec. 5. *Sections 1 to 3 of this act shall become operative on the first Thursday after the first Tuesday in January, 1973. Section 4 of this act shall become operative on January 1, 1973.*".

3. Renumber original section 5 as section 6.

4. On page 3, lines 26 and 27, strike "and 24-301.01" and insert ", 24-301.01, and 48-159".

LEGISLATIVE BILL 1295. Placed on General File.

LEGISLATIVE BILL 1305. Placed on General File.

(Signed) Roland Luedtke, Chairman

GENERAL FILE

LEGISLATIVE BILL 1131. Title read. Considered.

Mr. Carstens offered the following amendment:

Amend line 16, after the word "to" by inserting "*and from*"

Mr. Carstens offered the following amendments to his amendment, which were adopted:

1. Amend section 1 to read:

"Section 1. That section 39-1390, Revised Statutes Supplement, 1969, be amended to read as follows:

39-1390. The money in the State Recreation Road Fund shall be transferred by the State Treasurer, on the first day of each month, to the Department of Roads and shall be expended by the Director-State Engineer with the approval of the Governor~~, and after consultation by the Director-State Engineer with the secretary of the Game and Parks Commission, and such other state officers as may be designated by the Governor,~~ for construction and

maintenance of dustless-surface roads to be designated as state recreation roads *as provided in this section. All Only those* roads, ~~*including*~~ *excluding* state highways, giving *direct and immediate* access to ~~*or located within*~~ state parks, state recreation areas, or other ~~*public scenic,*~~ recreational, or historical areas, shall be eligible for designation as state recreation roads. ~~*when approved as such by the Director-State Engineer and the secretary of the Game and Parks Commission with the consent of the Governor and after*~~ *Such eligibility shall be determined by the Game and Parks Commission and certified to the Director-State Engineer, who shall after receiving such certification be authorized to commence construction on such recreation roads as funds are available. After* construction *of such roads they* shall be shown on the map provided by section 39-1311. Preference in construction shall be based on existing or potential traffic use by other than local residents. Unless the State Highway Commission otherwise recommends, such roads upon completion of construction shall be incorporated into the state highway system. If such a road is not incorporated into the state highway system, the Department of Roads and the county within which such road is located shall enter into a maintenance agreement establishing the responsibility for maintenance of the road, the maintenance standards to be met and the responsibility for maintenance costs. Any money in the State Recreation Road Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.".

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

PRESIDENT MARSH PRESIDING

Mr. Carstens amendment, as amended, was adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1476. Considered.

Mr. Burbach renewed his pending amendments found in the Journal on page 827 for the Thirty-Fourth Day.

Mr. Marvel offered the following amendment to the Burbach amendments which was adopted:

Amend the Burbach amendment by striking paragraph No. (1) and No. (3) and last 2 1/2 lines of paragraph (2) starting with *"and the $500,000"*

Mr. Burbach's amendments, as amended, were adopted.

Mr. Waldo offered the following amendments which lost with 12 ayes, 20 nays and 17 not voting:

Amend LB 1476 to provide funds in the Agricultural Experiment Station for:

1. Irrigation Engineer	$45,000
2. Virologist Respitory Disease Research Cattle	45,000
3. Support present program Technician and Supplies	90,000
	$180,000

Advanced to Enrollment & Review with 42 ayes, 1 nay and 6 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Holmquist asked unanimous consent that the Public Works Committee meet in Executive Session at 4:00 p.m. today. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Burbach asked unanimous consent to take up LB 1359 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1359. Title read. Considered.

Standing Committee amendments found in the Journal on page 741 for the Thirty-First Day were adopted.

Mr. Maresh offered the following amendment which was adopted with 27 ayes, 1 nay and 21 not voting.

1. Insert a new section to read:

"Sec. 3. That section 1, Legislative Bill 1101, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

Section 1. Effective January 1, 1972, all persons required by sections 77-1201 and 77-1229, Revised Statutes Supplement, 1969, to list personal tangible property subject to taxation shall be allowed an exemption of fifteen per cent of actual value on the form prescribed in section 77-1229, Revised Statutes Supplement, 1969, on the following classes of property:

(1) Business equipment and agricultural income-producing machinery and equipment, except (a)

motor vehicles, as provided in section 77-1201, Revised Statutes Supplement, 1969, and section 77-1204, Reissue Revised Statutes of Nebraska, 1943, (b) property assessed by the State Board of Equalization and Assessment as provided in sections 77-601 to 77-675, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, *and* (c) property owned by parties deemed public service companies subject to the provisions of sections 77-801 to 77-803, Reissue Revised Statutes of Nebraska, 1943, *and (d) any building or fixture, whether permanently attached to the land or not;*

(2) Business inventory as provided in section 77-1201, Revised Statutes Supplement, 1969, and sections 77-1231.01 and 77-1242, Reissue Revised Statutes of Nebraska, 1943;

(3) Livestock as provided in sections 77-1262 to 77-1268, Reissue Revised Statutes of Nebraska, 1943;

(4) Feed, fertilizer, and farm inventory subject to tax pursuant to section 77-1201, Revised Statutes Supplement, 1969;

(5) Grain and seed as provided in sections 77-1251 to 77-1261, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; *Provided,* that the fifteen per cent exemption shall be from number of bushels reported pursuant to section 77-1253, Reissue Revised Statutes of Nebraska, 1943, rather than actual value; and

(6) Poultry, fish and fur-bearing animals.".

2. Renumber original sections 3 and 4 as sections 4 and 5.

3. On page 4, line 9, strike "and"; and in line 10 insert ", and section 1, Legislative Bill 1101, Eighty-second Legislature, Second Session, 1972" after "1971".

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT–Print in Journal

Mr. Chambers asked unanimous consent to have the following Attorney General's opinion printed in the Journal. No objections. So ordered.

February 14, 1972

Senator Ernest Chambers
Nebraska State Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator Chambers:

You have requested our opinion on several issues related to a hypothetical situation in which a member of the Legislature holds an interest in a school-lands lease. Our comments follow:

An earlier opinion of this office, at Opinions of the Attorney General, 1949-50, p. 220, concludes that a school-land lease is a contract with the State of Nebraska, and as such, disqualifies a school-land lessee from holding a seat in the Legislature, pursuant to Article III, Section 9, Constitution of the State of Nebraska. However, the opinion also concludes that the question whether the member should be expelled on this ground is one for the Legislature to resolve, pursuant to Article III, Section 10, Constitution of the State of Nebraska. Finally, the opinion is there expressed that the lease is void and unenforceable by the lessee, pursuant to the restrictions imposed by Article III, Section 9, Constitution of the State of Nebraska.

Beyond the provisions of Article III, which are discussed in the above opinion, the state is trustee of the school lands. See, e.g., State, ex rel. Ebke v. Board of Educational Lands & Funds, 154 Neb. 244, 47 N.W. 2d 520. Such lands are managed by the Board of Educational Lands and Funds, under the direction of the Legislature, as provided at Article VII, Section 1, Constitution of the State of Nebraska. In view of these factors, we are of the opinion that every member of the Legislature owes a fiduciary duty to the school-lands trust.

In State, ex rel. Ebke v. Board of Educational Lands & Funds, 159 Neb. 79, 85, 65 N.W. 2d 392, the Court stated:

> "Anyone dealing with the school lands must do so with the knowledge of and subject to the trust obligation of the state * * *."

Concerning the effect of dealing with a trust generally, the Court, in Wells v. Carlsen, 130 Neb. 773, 780, 266 N.W. 618, quoted from an earlier opinion, as follows:

> " 'The violation by a trustee of a duty laid upon it by law, whether wilful and fraudulent, or done through negligence or arising through mere oversight or forgetfulness, is a breach of trust. * * *
>
> " 'All persons who knowingly participate or aid in committing a breach of trust are responsible for the wrong, and may be compelled to replace the fund which they have been instrumental in diverting. Whether or not the defendants knowingly participated or aided in committing a breach of trust is a question of fact for the jury to determine under proper instructions and the evidence.' "

In Maddox v. Maddox, 151 Neb. 626, 633, 38 N.W. 2d 547, the Court stated:

> "8 * *. The rule generally is that where a party acting as agent or trustee is barred from purchasing property because of a confidential or fiduciary relationship, the husband or wife of such party is equally barred, and no advantage can be gained by purchasing the property and taking the title thereto in the name of such husband or wife. * * *."

Thus, in response to your question concerning school-land leases held by members of a Legislator's family, it is our opinion that *a Legislator may not avoid his fiduciary duties by causing the lease to be held in the name of any person, including a family member,* if the Legislator himself directly or indirectly collects the benefits therefrom. However, this is not to say that every lease to a family member would be in violation of those duties. Indeed, nothing in the Constitution, statutes, or otherwise would prevent a family member from holding such lease in good faith. The question is one of fact, not of law, and convincing evidence of the bad faith of the Legislator would have to be shown before it could be said that the lease was in violation of the Legislator's fiduciary duties.

If a lease does arise in violation of Article III, Section 9 or 16, Constitution of the State of Nebraska, *such lease would be void* and the lessee would have no rights thereunder. See, e.g., Briggs v. Neville, 103 Neb. 1, 170 N. W. 188. If a lease is in violation of a fiduciary duty to the school-land trust, whether or not in violation of Article III of the Constitution, remedies available for trusts generally would seem applicable, including the remedy of *lease cancellation.* These remedies, however, are too numerous and complex to be discussed meaningfully here.

You also request our opinion whether "*restitution*" could be required. That particular term has a somewhat restricted meaning, and we have assumed that your concern is to determine whether money damages might be recoverable. Although we have found no Nebraska decision directly on point, we are of the opinion that *money damages would be recoverable,* at least on the theory of a breach of trust.

In Arthur v. Trindel, 168 Neb. 429, 96 N.W. 2d 208, a member of the city's board of public works contracted to sell merchandise and services to the city, which the court held to be in violation of statutes prohibiting city officers to contract with the city. In a suit by a private citizen on behalf of the city, *the defendant was required to repay to the city all the money so paid to him, and the city was permitted to retain the merchandise and services which it had received.* Similarly, in Neisius v. Henry, 142 Neb. 29, 5 N.W. 2d 291, a city officer was also a city employee. Again, in a suit by a taxpayer of the city, the officer was required to return to the city the whole of the salary which he had been paid as a city employee during the almost fifteen year period in which he had served in his dual capacity. See, also, Heese v. Wanke, 161 Neb. 311, 73 N.W. 2d 223.

In the above cases, the court has required *restitution of the moneys paid by the public body to the officer-contractor.* In the matter of the school lands, no money has so passed. The officer has, however, received state lands which, presumably, the officer has used, for agricultural or business purposes, to return money to him. Restitution, per se, would not reach such moneys. It is, however, important to note that in *Trindel,* the court held that *the concept of damages flowed from common law principles, rather than from any statute therein involved.* Granting these decisions, and in view of the fiduciary duties of members of the Legislature, we are of the opinion that where a lease is in violation of those duties, *the remedies available to trusts generally would be available* in

respect to the school-lands trust. Those remedies would include nonetary accounting for mismanagement of trust assets. Further those remedies are *addition to,* but independent of, any sanctions which might arise from the provisions of Article III, Constitution of the State of Nebraska.

Yours very truly,

Clarence A. H. Meyer
Attorney General

(Signed) Calvin E. Robinson
Assistant Attorney General

CER:hw

UNANIMOUS CONSENT—Member Excused

Mr. Lewis asked unanimous consent to be excused tomorrow, February 24. No objections. So ordered.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1341. Placed on General File.

LEGISLATIVE BILL 1498. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

VISITORS

Mr. Clark introduced Mr. Mike Ortner and wife, Karen, Director of Legislative Council of South Dakota.

Speaker Hasebroock introduced Mr. Wesley Erickson from Oakland, Nebraska.

ADJOURNMENT

At 4:10 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Thursday, February 24, 1972.

Vincent D. Brown
Clerk of the Legiislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, February 24, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord God of all the earth, who hast made of one blood all nations to live upon this earth, we pray especially this day for the President of these United States and those who consult him as they meet with the Chairman of the Chinese People's Republic and his advisors, that the apparent sense of openness and cordiality now demonstrated may blossom into a genuine rapport between our two nations, a deeper appreciation for one another's backgrounds and differences, and a firmer resolve to seek peace together on this earth. May we here at home support these discussions with our prayers and thoughts and lives that there may be demonstrated in America the kind of spirit that will enable us to speak out convincingly for justice among all peoples and peace around the world. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Klaver who was excused, Mr. Carpenter who was excused until 10:30 and Mr. Chambers who was excused until he arrived, and Mr. Lewis who was absent.

CORRECTIONS FOR THE JOURNAL

Page 850, line 12, delete "$1000,000" and insert "$180,000".
Page 850, line 25, delete "21. Insert a new section".
The Journal for the Thirty-Fifth Day was approved as corrected.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 66. Replaced on Select File as amended.
Enrollment and Review amendment to LB 66:

1. In renumbered section 4, line 108, insert "of" after "all" as in the statutes.

LEGISLATIVE BILL 674. Replaced on Select File as amended.
Enrollment and Review amendments to LB 674:

1. In lieu of the Warner amendment adopted 2/23/72, strike section 1 as amended and insert:

"Section 1. The county treasurer shall include with each tax notice or receipt to every taxpayer the following information:

(1) The total amount of aid from state sources appropriated to the county and each city, village, and school district in the county; and

(2) The net amount of property taxes to be levied by the county and each city, village, and school district in the county.

The necessary form for furnishing such information shall be prescribed by the Department of Revenue. The necessary information required by subdivision (1) of this section shall be furnished to the county treasurer by the Department of Revenue prior to October 1 of each year. The form prescribed by the Department of Revenue shall contain the following statement:

THE AMOUNT OF STATE FUNDS SHOWN ABOVE WOULD HAVE BEEN ADDITIONAL PROPERTY TAXES IF NOT ALLOCATED TO THE COUNTY, CITY, VILLAGE, AND SCHOOL DISTRICT BY THE LEGISLATURE.".

2. In the title, strike lines 2 to 4 as amended and insert:

"FOR AN ACT relating to taxation; to provide for information to be furnished with each tax notice or receipt; and to provide for the form of such notice.".

LEGISLATIVE BILL 690. Replaced on Select File as amended.
Enrollment and Review amendments to LB 690:

1. In line 4 of the Ziebarth amendment 2, adopted 2/18/72, insert an underscored semicolon after *"year"*.

2. In lines 2 and 3 of the Ziebarth amendment 3, adopted 2/18/72, strike *"per year"*.

LEGISLATIVE BILL 1163. Placed on Select File as amended.
Enrollment and Review amendments to LB 1163:

1. On page 3, line 8, strike *"proceedings"* and insert *"proceeding"*; in line 11 strike *"the streets,*

highways" and insert "*any street, highway*"; and in line 22, strike "subsections" and insert "~~*subsections*~~ *subsection*".

2. In standing committee amendment 3, line 3, insert "the second" after "strike".

3. In the title, line 7, strike "and" and insert "to delete an exemption;"; and in line 8 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1173. Placed on Select File as amended.
Enrollment and Review amendment to LB 1173:

1. On page 3, line 12, strike "*subsection*" and insert "*subdivision*".

LEGISLATIVE BILL 1174. Placed on Select File as amended.
Enrollment and Review amendment to LB 1174:

1. In the title, line 5, insert "the Air National Guard and" after "to".

LEGISLATIVE BILL 1216. Placed on Select File.

LEGISLATIVE BILL 1194. Placed on Select File.

LEGISLATIVE BILL 1237. Placed on Select File.

The following bill was correctly enrolled: 1145

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 1145, LR 41, LR 45, LR 47 and LR 48.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1489. Placed on General File as amended.
Standing Committee amendment to LB 1489:

1. On page 2, line 4, insert ",medical residents" after "students", and lines 4 and 5 by striking "who are residents of Nebraska".

(Signed) Thomas Kennedy, Chairman

BILL ON FINAL READING

The following bill was read by title and put on final passage:

LEGISLATIVE BILL 1096. With emergency.

A BILL FOR AN ACT relating to public health; to provide for the examination and treatment for venereal disease of any person under twenty years of age with the consent of such person as prescribed, to provide exemptions from liability; to provide for parental liability for expenses; to provide for interviews as prescribed; to repeal sections 71-1119 and 71-1120, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Barnett	Carsten	Clark	Craft	DeCamp
Duis	Elrod	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Kremer
Luedtke	Maresh	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 8:

Burbach	Carstens	Epke	Kokes	Mahoney
Marvel	Skarda	Snyder		

Not voting, 5:

Carpenter	Chambers	Klaver	Lewis	Pfister

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MOTION—Suspend Rules

Mr. Burbach moved to suspend the Rules and take up tommorrow's Final Readings, today. The motion prevailed with 37 ayes, 1 nay and 11 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 895. With emergency.

A BILL FOR AN ACT relating to law; to provide for justification for use of force under certain conditions; to define terms; to provide severability; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kokes	Kremer	Luedtke	Maresh	Marvel
Morgan	Moylan	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 4:

Mahoney	Orme	Pfister	Skarda

Not voting, 7:

Carpenter	Carstens	Chambers	Kime	Klaver
Lewis	Nore			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1101.

A BILL FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide for severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Burbach	Carsten	Carstens	Clark	Craft

Duis	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Kokes	Kremer	Luedtke
Maresh	Marvel	Nore	Schmit	Stromer
Stull	Swanson	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 17:

Barnett	DeCamp	Elrod	Goodrich	Keyes
Mahoney	Morgan	Moylan	Orme	Pfister
Proud	Savage	Simpson	Skarda	Snyder
Stahmer	Syas			

Not voting, 4:

Carpenter	Chambers	Klaver	Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Burbach asked unanimous consent to expedite LB 1101. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Waldron asked unanimous consent to be excused at 9:45 a.m. for the remainder of the morning. No objections. So ordered.

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1490. Placed on General File.

(Signed) Thomas C. Kennedy, Chairman

BILL ON FIRST READING

The following bill was read the first time by title:

LEGISLATIVE BILL 1507. At the request of the Governor by Thomas C. Kennedy, 21st District.

A BILL FOR AN ACT to amend section 83-323, Reissue Revised Statutes of Nebraska, 1943, relating to mentally ill persons; to require that verified statements alleging a person to be mentally ill must be accompanied by a certificate of a physician; to make it a crime for anyone to falsely sign a mental complaint against another; to repeal the original section; and to declare an emergency.

MOTION–Suspend Rules

Mr. Kennedy moved to suspend the Rules and place LB 1507 on General File without a public hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Johnson asked unanimous consent to be excused at 10:00 a.m. for the remainder of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1036A. Enrollment and Review amendments found in the Journal on page 833 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1098. Enrollment and Review amendments found in the Journal on page 833 for the Thirty-Fifth Day were adopted.

Mr. Whitney offered the following amendment which was adopted by unanimous consent:

1. In Standing Committee amendment 1, line 3
insert ", *except as authorized by sections 28-459 and 28-4,115 to 28-4,142,*" after "Whoever".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1268. Enrollment and Review amendments found in the Journal on page 833 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1209. Enrollment and Review amendments found in the Journal on page 834 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1207. Enrollment and Review amendments found in the Journal on page 834 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 849. Enrollment and Review amendments found in the Journal on page 834 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 893. Enrollment and Review amendments found in the Journal on page 835 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1151. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1188. Enrollment and Review amendments found in the Journal on page 835 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1114. Enrollment and Review amendments found in the Journal on page 835 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1158. Enrollment and Review amendment found in the Journal on page 836 for the Thirty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1122. Enrollment and Review amendments found in the Journal on page 836 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1123. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1162. Enrollment and Review amendments found in the Journal on page 836 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 343. Enrollment and Review amendments found in the Journal on page 843 for the Thirty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Raise LB 1153

Mr. Kime moved to take LB 1153 from the Revenue Committee and place it on General File. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1508. At the request of the Governor by Richard Maresh, 32nd District.

A BILL FOR AN ACT relating to elections; to limit the amount of money to be spent by a candidate directly or by others on his behalf when seeking election to public office; to provide for violations; to provide penalties; and to declare an emergency.

MOTION–Suspend Rules

Mr. Maresh moved to suspend the Rules and place LB 1508 on General File without a public hearing. The motion failed with 10 ayes, 16 nays and 23 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly enrolled: 1101

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1101.

MOTION–Adpot Report

Mr. Proud moved the adoption of the Committee on Committee Report found in the Journal on page 839 for the Thirty-Fifth Day and a record vote on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Roberts W. Laing to the Board of Public Roads Classification and Standards.

Voting in the affirmative, 28:

Barnett	Carstens	Clark	Craft	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Kime
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stull	Syas	Whitney		

Voting in the negative, 0.

Not voting, 21:

Burbach	Carpenter	Carsten	Chambers	DeCamp
Duis	Elrod	Epke	Johnson	Klaver
Lewis	Morgan	Orme	Stahmer	Stromer
Swanson	Waldo	Waldron	Warner	Wiltse
Ziebarth				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of D. M. Krogh, D.C. to the State Board of Health.

Voting in the affirmative, 28:

Barnett	Carstens	Clark	Craft	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kokes	Kremer	Luedtke	Mahoney	Maresh
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Whitney		

Voting in the negative, 0.

Not voting, 21:

Burbach	Carpenter	Carsten	Chambers	DeCamp
Duis	Elrod	Johnson	Kime	Klaver
Lewis	Marvel	Morgan	Moylan	Orme
Stromer	Waldo	Waldron	Warner	Wiltse
Ziebarth				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of F. B. Thompson to the Board of Public Roads Classification and Standards.

Voting in the affirmative, 29:

Barnett	Burbach	Carstens	Clark	Craft
Epke	Goodrich	Hasebroock	Kennedy	Keyes
Kokes	Kremer	Mahoney	Maresh	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Whitney	Ziebarth	

Voting in the negative, 0.

Not voting, 20:

Carpenter	Carsten	Chambers	DeCamp	Duis
Elrod	Holmquist	Johnson	Kime	Klaver
Lewis	Luedtke	Marvel	Morgan	Moylan
Syas	Waldo	Waldron	Warner	Wiltse

The motion carried with 29 ayes, 0 nays and 20 not voting.

Mr. Proud moved to confirm the appointment of David O. Collidge to the Board of Public Roads Classification and Standards.

Voting in the affirmative, 26:

Barnett	Burbach	Carsten	Clark	Craft
Hasebroock	Kennedy	Kime	Kokes	Kremer
Luedtke	Maresh	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stull	Swanson	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 23:

Carpenter	Carstens	Chambers	DeCamp	Duis
Elrod	Epke	Goodrich	Holmquist	Johnson
Keyes	Klaver	Lewis	Mahoney	Marvel
Morgan	Moylan	Stromer	Syas	Waldo
Waldron	Warner	Wiltse		

The motion carried with 26 ayes, 0 nays and 23 not voting.

STANDING COMMITTEE REPORTS
Agriculture and Recreation

LEGISLATIVE BILL 1195. Placed on General File as amended.
Standing Committee amendments to LB 1195:

1. On page 2, line 24 and on page 3, line 24 strike "*four*" and insert "*three*".

2. On page 3, line 26 after "*property*" insert:
"*; Provided, whenever a drainage district shall need additional funds to pay outstanding warrants issued under section 31-416, Revised Statutes Supplement, 1969, the property owners within such district may by majority vote of those voting in an election authorized by the board of directors of such district conducted according to section 31-407, Reissue Revised Statutes of Nebraska, 1943, issue bonds which shall be paid by an addi-*

tional levy."

3. Add the emergency clause.

(Signed) Loran Schmit, Chairman

Judiciary

LEGISLATIVE BILL 1260. Indefinitely postponed.

LEGISLATIVE BILL 1316. Indefinitely postponed.

LEGISLATIVE BILL 1278. Placed on General File as amended.
Standing Committee amendments to LB 1278:

1. On page 2, line 4, strike "apparent".
2. On page 2, line 5, after "duties" insert a comma",", and strike "whether he be on duty or off duty,".

LEGISLATIVE BILL 1499. Placed on General File.

(Signed) Roland Luedtke, Chairman

GENERAL FILE

LEGISLATIVE BILL 650A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 690A. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 905A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1377. Title read. Considered.

Mr. Warner offered the following amendment as a substitute for the Standing Committee amendment found in the Journal on page 745 for the Thirty-First Day:

1. Amend standing committee amendments to read:
"Section 1. *There is hereby established in the state treasury a fund to be known as the Public School Support Fund.*
Sec. 2. *Beginning with the 1973-74 school year, and each year thereafter, each Class II, III, IV, and V school district shall levy a tax of fourteen mills, Class*

I district six mills, except that for a Class I district which is part of a Class VI district offering instruction in grades seven to twelve the levy shall be four mills, and Class VI districts eight mills, except that for a Class VI school district offering instruction in grades seven to twelve the levy shall be ten mills, on all taxable property within the district, except intangible property, for the general operation and maintenance of the schools within the district to qualify for funds to be received from the Public School Support Fund, except that each school district shall receive a minimum of twenty-five dollars per year for each pupil in average daily membership in addition to the funds provided in section 2 of this act. Any funds received from the state in replacement of tax revenue lost because of homestead exemptions or personal property tax exemptions shall be taken into account in determining if the mill levy required by this section has been imposed.

Sec. 3. *(1) The Legislature shall appropriate an amount of money each year to the Public School Support Fund which, when added to the total funds derived from the property tax levied by each school district as provided in section 2 of this act and all other receipts, except capital construction funds and federal funds from the Elementary and Secondary Education Act of 1965 as amended, subsections (3) (a) and (3) (b) of Public Law 874, 81st Congress, as amended, and the Johnson-O'Malley Act, 25 United States Code 452, as amended, shall provide an amount of money per pupil by class of district as shall be determined by the Legislature; Provided, that the amount of money provided per pupil by this section shall never be less than the average of the following amounts: The average per pupil cost for all classes of districts for the preceding year and the cost per pupil in each school district for the preceding year, as determined by the State Department of Education.*

(2) When the population density in any county is less than four persons per square mile, as determined from the most recent federal decennial census, the total financial support to each school district within the county under subsection (1) of this section insured for such district shall be increased by the following percentages: (a) If the population density is three or more but less than four persons per square mile, ten per cent; (b) if the density is two or more but less than three persons per square mile, twenty per cent; (c) if the density is one or more but less than two persons per

square mile, thirty per cent; and (d) if the density is less than one person per square mile, forty per cent. Any school district showing a density greater than provided in this subsection shall not qualify for such percentage increases.

Sec. 4. *Each school district shall, on or before August 15 of each year, submit its budget to the State Department of Education for review and compliance with the provisions of this act. A total budget increase of not more than six per cent shall be allowed each district each year except as provided in section 5 of this act.*

Sec. 5. *A school district may apply to the State Board of Education for an exemption to the budget increase provided in section 4 of this act. The State Board of Education may grant such an exemption for the following reasons: (1) Change in pupil enrollment; (2) increase in number of staff; (3) increase in transportation costs; and (4) for new programs and additions to the curriculum. If an exemption is granted by the State Board of Education, the additional amount of money granted beyond the six per cent limitation as provided in section 4 of this act shall be included in the appropriations by the Legislature and placed in the Public School Support Fund for payment to the school districts granted the exemption.*

Sec. 6. *A school district may levy an additional tax of five mills each year on the taxable property, except intangible property, within the district in excess of the levy provided in section 2 of this act and any increases granted by section 5 of this act by a two-thirds vote of the board of education after a public hearing on the proposed additional tax. Any further additional tax may be levied only if approved by a majority vote of the electors of the district voting on the proposition at any general or special school election.*

Sec. 7. *The money appropriated pursuant to section 3 of this act shall be paid to each qualifying school district in an amount equal to the difference between (1) the amount per pupil as determined by the Legislature, or (2) the average of the following amounts: The average per pupil cost for all classes of districts for the preceding year and the cost per pupil in each school district for the preceding year, multiplied by the number of pupils in average daily membership for the preceding year, and the money raised by the qualifying levy and all other receipts as provided in section 2 of*

this act. Payments to school disricts (sic) shall be in equal installments payable September 30, January 15, March 15, and May 15 of each year.

Sec. 8. *Beginning January 1, 1973, the State Treasurer on the first day of each month shall place so much of all funds collected by a general sales tax and income tax into the Public School Support Fund as shall equal one-twelfth of the amount required annually to fund the provisions of this act.*

Sec. 9. That section 77-27,132, Revised Statutes Supplement, 1971, be amended to read as follows:

77-27,132. (1) There is hereby created a fund to be designated Tax Refund Fund which shall be set apart and maintained by the State Treasurer for prompt payments of all tax refunds under the provisions of sections 77-2701 to 77-27,135. Such fund shall be in such amount as the Tax Commissioner shall determine is necessary to meet current refunding requirements under the provisions of sections 77-2701 to 77-27,135. Any money in the Tax Refund Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.

(2) The Tax Commissioner shall pay to a depository bank designated by the State Treasurer all amounts collected under the provisions of sections 77-2701 to 77-27,135. The Tax Commissioner shall present to the State Treasurer bank receipts showing amounts so deposited in the aforementioned bank and of the amounts so deposited the State Treasurer shall (a) first credit to the Tax Refund Fund such amounts as are necessary to maintain such Tax Refund Fund at the level required by subsection (1) of this section, ~~and~~ (b) then credit to the Highway Allocation Fund all of the proceeds of the sales and use taxes derived from motor vehicles, trailers, and semitrailers, *and (c) then place in the Public School Support Fund the amounts required by section 8 of this act.* The balance of the amounts so paid shall be credited to the General Fund.

Sec. 10. *Sections 1 to 9 of this act shall become operative on January 1, 1973. Section 11 of this act shall become operative on September 1, 1973.*

Sec. 11. That original section 77-27,132, Revised Statutes Supplement, 1971, and also sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, and amendments thereto, are repealed.".

SPEAKER HASEBROOCK PRESIDING

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 7 nays and 17 not voting.

The Warner amendment was adopted with 29 ayes, 3 nays and 17 not voting. The Standing Committee amendment was rejected.

Advanced to Enrollment & Review with 28 ayes, 13 nays and 8 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Swanson asked unanimous consent to print the following Stahmer amendments to LB 1377 in the Journal and computations made available to the members relative to the Warner and Stahmer amendments. No objections. So ordered.

Page 1, line 17, after the word "thereafter", strike all the remainder of Section 2 and insert "each school district in the state shall receive from State General Fund monies $500.00 per pupil for each child within the district attending a school approved by the State Department of Education and enrolled in grades kindergarten through grades twelve, inclusive. In addition, the State shall further provide General Fund monies to each school district an amount equal to one-half of each districts previous years expenditure for transporting students to and from public schools.

That sections 3 through 10 inclusive shall be stricken.

UNANIMOUS CONSENT—Expedite LB 1377

Mr. Carpenter asked unanimous consent to expedite LB 1377. No objections. So ordered.

UNANIMOUS CONSENT—Order of Day

Mr. Carpenter asked unanimous consent that LB 1429 and LB 1430 be the first order of business on General File tomorrow. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 66. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return to Select File

Mr. Holmquist moved to return LB 66 to Select File for the following specific amendment. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

1. Strike the Carpenter amendment adopted February 15, 1972 found on pages 731, 732 and 733.

SELECT FILE

LEGISLATIVE BILL 66. The Holmquist amendment found in today's Journal was adopted with 21 ayes, 1 nay and 16 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Member Excused

Mr. Kokes asked unanimous consent to be excused this afternoon. No objections. So ordered.

MOTION–Place LR 5 on General File

Mr. Holmquist moved to suspend the Rules and place LR 5 on General File notwithstanding the action of the Miscellaneous Subjects Committee.

Mr. Duis requested a Call of the House. The Call showed 33 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

The Holmquist motion prevailed with 28 ayes, 1 nay and 20 not voting.

UNANIMOUS CONSENT–Committee Meeting

Mr. Marvel asked unanimous consent for the Appropriations Committee to meet at 12:00 noon today in the Supreme Court Hearing Room. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 24, 1972, at 10:30 a.m.: LB 1101.

(Signed) Barbara Jackson, Enrolling Clerk

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1508	Government, Military & Veterans Affairs

(Signed) William F. Swanson, Chairman
Executive Board

STANDING COMMITTEE REPORT
Public Health and Welfare

LEGISLATIVE BILL 1374. Placed on General File as amended.
Standing Committee amendment to LB 1374:

1. Strike sections 1 to 11 and insert the following:

"Section 1. There is hereby established the Eugene C. Eppley Institute for Research in Cancer and Allied Diseases, hereinafter referred to as the institute, to be located on the campus of the University of Nebraska Medical Center in Omaha, Nebraska.

Sec. 2. The institute shall operate in accordance with the policies and regulations of the Board of Regents of the University of Nebraska.

Sec. 3. The director of the institute shall be appointed by the Board of Regents of the University of Nebraska. He shall be the chief executive officer and scientific director of the institute, shall hold professorial rank and shall be responsible to the Board of Regents through the Chancellor of the University of Nebraska Medical Center and the president of the university.

Sec. 4. It shall be the purpose and function of the institute to carry on research into the causes, control and cure for cancer and similar disorders and to conduct symposia and lectures and to issue monographs, treatises and reports so that the findings, techniques and discoveries developed or confirmed by the institute may be disseminated to the medical profession, medical schools and research centers to accelerate the conquest of cancer and to alleviate those suffering therefrom. To carry out such purpose and function, the institute may receive and accept, through the University of Nebraska, any grants, gifts or other contributions from any governmental or public agency or from any other person, firm or corporation.

Sec. 5. There is hereby appropriated for the period of July 1, 1972 to June 30, 1973 from the state General Fund to the University of Nebraska the sum of one hundred thousand dollars to be used to assist the institute in carrying out its purpose as prescribed in section 4 of this act.".

(Signed) Thomas C. Kennedy, Chairman

Labor

LEGISLATIVE BILL 1231. Placed on General File as amended.
Standing Committee amendments to LB 1231:

1. On page 2 line 10 strike "*eighty*" and insert "*seventy-two*", line 13 strike "*forty-nine*" and insert "*forty-five*", line 19 strike "*fifty-six*" and insert "*fifty-two*", and lines 20 and 22 strike "*forty-two*" and insert "*forty*".

2. On page 3 line 10 strike "*eighty*" and insert "*seventy-two*".

3. On page 6 line 15 strike "*eighty*" and insert "*seventy-two*" and lines 16 and 18 strike "*forty-nine*" and insert "*forty-five*".

4. On page 7 line 22 strike "*eighty*" and insert "*seventy-two*", line 23 strike "*forty-nine*" and insert "*forty-five*" and line 25 strike "forty" and insert "~~*forty*~~ *forty-five*".

LEGISLATIVE BILL 1340. Placed on General File.

LEGISLATIVE BILL 1357. Placed on General File as amended.
Standing Committee amendments to LB 1357:

1. On page 4 line 13 strike "one" and insert "*one twenty-five*".

2. On page 5 line 12 strike "*thirty-five*" and insert "*forty*".

3. On page 6 line 12 insert "*willfully*" after "To".

4. On page 8 strike lines 2 to 9 and insert the following:

"Sec. 6. *Any person aggrieved by a suspected violation of the provisions of this act shall file with the Equal Opportunity Commission a formal complaint in such manner and form prescribed by the commission. The commission shall then have a period of thirty days to make an investigation and initiate an action to enforce the rights of such employee under the provisions of this act. If the commission does not initiate such action within the thirty day period, the person aggrieved may bring a civil action in any court of competent jurisdiction for such legal* or equitable relief as will effectuate the purposes of this act.".

5. On page 9 line 1 strike "*two thousand*" and insert "*one hundred*", and on line 1 strike "*six months*" and insert "*thirty days*".

LEGISLATIVE BILL 1402. Placed on General File as amended.
Standing Committee amendment to LB 1402:

1. On page 3, lines 16 and 24 insert "*and policemen*" after "firemen"; lines 16 and 25 insert "*or police department*" after "department"; and lines 19 and 26 insert "*or*

assistants holding authority subordinate only to the chief" after "assistant".

LEGISLATIVE BILL 1441. Placed on General File.

(Signed) Harold T. Moylan, Chairman

VISITORS

Mr. DeCamp introduced Mr. Merritt H. DeCamp and Steve DeCamp.

Mr. Keyes introduced 48 students and their teacher, William Buza from Platte View School, Springfield, Nebraska.

Mr. Schmit introduced 9 students and their teacher, Mr. Ken Jensen, from Praque High School, Praque, Nebraska.

Speaker Hasebroock introduced 45 Fourth and Fifth Grade students from Leigh School, Leigh, Nebraska.

RECESS

At 12:05 p.m. on a motion by Mr. Swanson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Carpenter, Johnson and Klaver who were excused. Mr. Lewis was absent.

UNANIMOUS CONSENT–Member Excused

Mr. Carpenter asked unanimous consent to be excused for the remainder of the week. No objections. So ordered.

STANDING COMMITTEE REPORTS
Public Health and Welfare

LEGISLATIVE BILL 1492. Placed on General File as amended.
Standing Committee amendments to LB 1492:

1. On page 2, line 6, strike "or" and insert "*and*", and in line 11, after "regulations" insert "*and orders*".

2. On page 6, line 11, strike "thereof" and insert "*therefor*".

3. On page 7, line 11, strike "not".

4. On page 8, line 4, after "71-3612," insert "and also section 83-361, Reissue Revised Statutes of Nebraska, 1943,", and in line 5, strike the comma after "1943" and insert "and section 83-362, Revised Statutes Supplement, 1969," after 1943.

LEGISLATIVE BILL 1497. Placed on General File as amended.
Standing Committee amendments to LB 1497:

1. On page 2, lines 9 and 10, strike the new matter and in line 10 reinstate "director". In line 10, after reinstated "director" insert "*or of a full-time qualified lay administrator, well trained in public health work and assisted at least part time by at least one medical consultant who shall be a licensed physician,*". In line 13 after "Such" insert "*medical director or lay*". In line 19 reinstate "medical director" and insert thereafter "*or*"; following "administrator" insert "*, well trained in public health work and assisted at least part time by at least one medical consultant who shall be a licensed physician,*".

2. On page 5, reinstate the stricken matter in lines 17 to 19; in line 19 after reinstated "supervisors" insert "*, (c)*"; in line 21 after the comma strike "(c)" and show as stricken and insert "*(d)*"; and in line 24 strike "(d) ~~two~~ *four*" and insert "*(d) (e)* ~~two~~ *five*".

3. On page 6, line 1 strike "one" and show as stricken and insert "*two*" and strike "two" and show as stricken and insert "*five*"; in line 3 strike "other" and show as stricken and insert "*others*". In lines 25 and 26 reinstate the stricken matter and in line 26 after reinstated "district" insert "*, (d)*".

4. On page 7, line 5, strike "(d)" and show as stricken and insert "*(e)*".

5. Strike section 5 and renumber sections 6 to 8 as sections 5 to 7.

6. On page 11, line 18 strike "*may*" and insert "*need*" and after the comma insert "*but if he is not such a graduate, he shall be assisted at least part time by at least one medical consultant who shall be a licensed physician, except that in any department of which a city of the metropolitan class is a part, the health director shall be such a graduate,*".

7. On page 14, line 5 strike "sections 71-1630.02 and" and insert "section".

(Signed) Thomas C. Kennedy, Chairman

Labor

LEGISLATIVE BILL 1346. Indefinitely postponed.

LEGISLATIVE BILL 1389. Placed on General File as amended.
Standing Committee amendment to LB 1389:

1. On page 2 line 6 strike *"seventeen"* and insert *"fifteen"*.

(Signed) Harold Moylan, Chairman

UNANIMOUS CONSENT—Bracket LB 758

Mr. Clark asked unanimous consent to bracket LB 758 and LB 758A on General File until Tuesday, February 29, 1972. No objections. So ordered.

UNANIMOUS CONSENT—Print in Journal

Mr. Stull asked unanimous consent to have the following Attorney General's opinion printed in the Journal. No objections. So ordered.

February 16, 1972

Senator Terry Carpenter
Nebraska State Legislature
Capitol Building
Lincoln, Nebraska

Dear Senator Carpenter:

This is in reply to your inquiry concerning payments to vendors under the medical assistance statutes.

Section 68-1019, R. S. Supp., 1969 provides that medical assistance shall be paid directly to vendors. Section 68-1023, R. S. Supp., 1969 provides:

> "Except for payments to vendors, medical assistance shall be administered by the local county divisions of public welfare subject to supervision by the Department of Public Welfare. * * *."

You will note that except for the matter of making out the warrants the medical assistance program is to be administered by the county divisions of public welfare subject to supervision by the state.

Section 68-1019, R. S. Supp., 1969 further provides that medical assistance includes inpatient and outpatient hospital care, laboratory and X-ray services, nursing home services, care home services, home health care services, drugs, appliances, etc.

Whether or not the recipient is eligible for such items, whether or not

he actually needed the service or item, whether or not he actually received the service or item are all matters which would appear to be matters the county is to administer under Section 68-1023.

In light of the foregoing discussion the answer to your specific questions are as follows:

1. No.
2. No.
3. Section 68-1023, R. S. Supp., 1969 could be amended by removing the first clause "except for payments to vendors," and by deleting in the second clause the words "local county divisions of public welfare subject to supervision by the" so that the first sentence in said statute would now read "Medical assistance shall be administered by the Department of Public Welfare.

Respectfully submitted,

CLARENCE A. H. MEYER
Attorney General

Mel Kammerlohr
Assistant Attorney General

MK:hw

GENERAL FILE

LEGISLATIVE BILL 1159. Bracketed at the request of Mr. Keyes.

LEGISLATIVE BILL 1274. Title read. Considered.

Standing Committee amendment found in the Journal on page 697 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1275. Title read. Considered.

Standing Committee amendments found in the Journal on page 711 for the Thirtieth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 864. Considered.

Mr. Waldron moved to advance LB 864 to Enrollment and Review.

Mr. Waldron requested a Call of the House. The Call showed 43 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 25 ayes, 12 nays and 12 not voting.

Mr. Proud requested a roll call vote.

LB 864 failed to advance to Enrollment & Review with 24 ayes, 17 nays and 8 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Chambers asked unanimous consent to take up LB 1506 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1506. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1095. Title read. Considered.

The Barnett pending amendments found in the Journal on page 667 for the Twenty-Eighth Day were adopted.

Mr. Warner offered the following amendments:

1. On page 6, line 19 strike the period and insert "*and shall be subject to the administrative revocative procedures of the Director of Motor Vehicles provided in this act.*"

2. Add five new sections to read as follows:

"Sec. 4. *If a person arrested pursuant to section 39-727.03, refuses to submit to the chemical test of blood, breath, or urine required by that section, the test shall not be given, and the arresting officer shall make a sworn report to the Director of Motor Vehicles. Such report shall state (1) that the person was validly arrested pursuant to section 39-727.03, and the reasons for such arrest, (2) that such person was requested to submit to the required test, and (3) that such person refused to submit to the required test.*

Sec. 5. *Upon receipt of the officer's report of such refusal, the Director of Motor Vehicles shall notify such person of a date for hearing before him as to the reasonableness of the refusal to submit to the test. The notice of hearing shall be served by the director by mailing it to such person by certified or registered mail to the last-known residence address of such person, or, if such address is unknown, to the last-known business ad-*

dress of such person at least ten days before the hearing. After granting the person an opportunity to be heard on such issue, if it not shown to the director that such refusal to submit such chemical test was reasonable, the director shall summarily revoke the motor vehicle operator's license or nonresident operating privilege of such person, for a period of one year from the date of such order. For the purpose of such hearing, the director may appoint an examiner who shall have power to preside at such hearing, to administer oaths, examine witnesses and take testimony, and thereafter report the same to the director.

Sec. 6. If the Director of Motor Vehicles revokes the operator's license or the nonresident's operating privilege under the provisions of sections 2 to 8 of this act, he shall reduce his order of revocation to writing, and shall notify the person in writing of the revocation. Such notice shall (1) set forth the period of revocation, (2) include a demand that the license be returned to the director immediately, and (3) be served by mailing it to such person by certified or registered mail to the last-known residence address of such person, or, if such address is unknown, to the last-known business address of such person. If any person shall fail to return his license to the director as demanded, the director shall forthwith direct any peace officer or authorized representative of the director to secure possession of such license and return the same to the director; Provided, that a refusal to surrender an operator's license on demand shall be unlawful and any person failing to surrender his license as required by the provisions of this section shall, upon conviction thereof, be punished by a fine of not to exceed five hundred dollars or imprisonment in the county jail not to exceed thirty days, or both such fine and imprisonment.

Sec. 7. Any person who feels himself aggrieved because of such revocation may appeal therefrom to the district court of the county where the alleged events occurred for which he was arrested, in the manner prescribed in section 60-420. Such appeal shall not suspend the order of revocation unless a stay thereof shall be allowed by a judge of such court pending a final determination of the review; Provided, if a stay shall be allowed, and the final judgment of a court finds against the person so appealing, the period of revocation shall commence at the time of final judgment of the court for the full period of the time of revocation.

Sec. 8. *Any person operating a motor vehicle upon a public highway during the period for which his license was revoked under the provisions of sections 2 to 8 of this act, or after such period of revocation but before issuance of a new license, shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in section 60-430.01.*".

3. Renumber original section 4 as section 9.

Mr. Simpson requested a Call of the House. The Call showed 38 members present.

Mr. Chambers moved the Call be raised. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The Warner amendmentswere adopted with 23 ayes, 13 nays and 13 not voting.

Mr. Barnett offered the following amendments which were adopted:

3. Amend section 2, page 5, line 15, by striking the word "such".

4. Add a new section 4 to read as follows:

"Sec. 4. That section 39-727.15, Revised Statutes Supplement, 1971, be amended to read as follows:

'39-727.15. Any person arrested for any offense involving the operation *or actual physical control* of a motor vehicle while under the influence of alcoholic liquor shall be required to submit to a *chemical test of his* blood, *breath,* or urine as provided in section 39-727.03 without the preliminary breath test if the arresting officer does not have available the necessary equipment for administering a breath test *or if the person is unconcious or is otherwise in a condition rendering him incapable of testing by a preliminary breath test. Only a physician, registered nurse, or registered laboratory technologist acting at the request of a law enforcement officer may withdraw blood for the purpose of determining the alcoholic content therein, but this limitation shall not apply to the taking of a urine or breath specimen.* ~~*Any person refusing to submit to the test required by this section shall be subject to the same penalties provided for violation of section 39-727.03.*~~"

Mr. Waldron moved to indefinitely postpone LB 1095. The motion failed with 8 ayes, 18 nays and 23 not voting.

Advanced to Enrollment & Review with 26 ayes, 8 nays and 15 not voting.

LEGISLATIVE BILL 1077. Title read. Considered.

Standing Committee amendment found in the Journal on page 424 for the Fifteenth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

NOTICE OF COMMITTEE HEARING
Government, Military and Veterans Affairs

LB 1508 Thursday, March 2, 1972 1:00 p.m.

(Signed) Fred Carstens, Vice-Chairman

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE BILL 1427. Indefinitely postponed.

LEGISLATIVE BILL 1306. Placed on General File as amended.
Standing Committee amendment to LB 1306:
1. On page 2, line 14, strike "ten" and show as stricken and insert *"fifteen"*.

LEGISLATIVE BILL 1343. Placed on General File as amended.
Standing Committee amendment to LB 1343:
1. On page 2, line 4, after "well" insert "without a mechanical device on such well to protect the underground water supply from contamination in the even such well pump ceases to operate".

(Signed) Loran Schmit, Chairman

Education

LEGISLATIVE BILL 1378. Indefinitely postponed.

(Signed) Don Elrod, Chairman

UNANIMOUS CONSENT–Executive Session

Mr. Holmquist asked unanimous consent that the Public Works Committee hold an executive session immediately upon adjournment. No objections. So ordered.

VISITORS

Mr. Simpson introduced Mr. William Ryerson, Director of the State Government Intern Program of the Population Institute and Mr. Jon Camp an intern from U.N.L.

ADJOURNMENT

At 3:49 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Friday, February 24, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, February 25, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord, take us past the need, take us to the needy. Take us beyond talk, take us to the needy. Give us the wisdom to understand the needy, to know their hurt, to feel their embarrassment, to see their shame. Give us the spirit of compassion that seeks to do what was done unto us, and to serve as we have been served through Jesus Christ. The Mission of your people has always been to people. Take us beyond promises and resolutions. Take us to the people in need, take us where we have been helped and healed. Take us in our understanding to see the needy and do something about their problems. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Klaver and Ziebarth who were excused. Mr. Goodrich was excused until 9:30 a.m. Mr. DeCamp was absent until 10:15 a.m.

CORRECTIONS FOR THE JOURNAL

Page 869, line 5, delete "973" and insert "1973".
The Journal for the Thirty-Sixth Day was approved as corrected.

UNANIMOUS CONSENT—Members Excused

Messrs. Clark and Duis asked unanimous consent to be excused at 11 a.m. today. Mr. Waldo asked to be excused at 10:00. Messrs. Pfister, Mahoney and Skarda asked to be excused this afternoon. Mr. Morgan asked to be excused Monday morning, February 28. Mr. Maresh asked to be excused from 10:45 until noon today. No objections. So ordered.

MOTION—Friday Sessions

Mr. Snyder moved to not hold official sessions on Fridays. The motion failed with 8 ayes, 26 nays and 15 not voting.

COMMUNICATION

February 23, 1972

Honorable Vincent D. Brown
Clerk of the Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

In accord with the request contained in Legislative Resolution No. 19 of January 17, 1972 we are today introducing in the House a bill which would permit a deduction from federal income taxes for the payment by individuals of wheel taxes and motor vehicle registration fees.

Sincerely,

(Signed) John Y. McCollister, M.C.

(Signed) Charles Thone, M.C.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1098. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1098:
1. In the Barnett amendments, page 1, line 8, insert an underscored comma after "destroy".

LEGISLATIVE BILL 343. Replaced on Select File as amended.
Enrollment and Review amendments to LB 343:
1. On page 19, line 20, insert "section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972, and" after "and".
2. In new section 23, line 10, strike *"44-461"* and insert *"66-461"*.

LEGISLATIVE BILL 66. Replaced on Select File as amended.
Enrollment and Review amendments to LB 66:
1. Strike renumbered sections 9 and 10 and renumber section 11 as section 9.

2. Amend renumbered section 9 to read:

"Sec. 9. That original sections 53-160 and 53-164.01, Reissue Revised Statutes of Nebraska, 1943, and sections 53-118, 53-130, 53-166.01, 53-166.02, and 53-166.17, Revised Statutes Supplement, 1971, are repealed.".

3. In the title, as amended, lines 3 and 4, strike "section 53-168, Revised Statutes Supplement, 1969,"; and in lines 5 and 6, strike "53-166.17, and 53-168.01" and insert "and 53-166.17"; and strike lines 12 to 15 and insert "for personal bond; and to repeal the original sections.".

LEGISLATIVE BILL 1436. Placed on Select File.

LEGISLATIVE BILL 1433. Placed on Select File as amended. Enrollment and Review amendments to LB 1433:

1. On page 3, line 16, strike the comma and insert "~~,~~ *and*".

2. On page 4, line 21, insert an underscored comma after "*1973*".

3. On page 5, line 3, insert "*which*" after "*and*"; in line 9, insert an underscored comma after "*1973*"; and in line 21, strike the first "*and*" and insert ". *Such field house*".

4. In standing committee amendment 3, line 3, insert an underscored period after "*corporation*".

5. On page 6, line 1, strike "*provided that the*" and insert "*The*"; and in line 2, strike "*is*" and insert "*shall be*".

6. On page 7, line 4, strike "*where*" and insert "*when*"; and in line 5, strike "*of the State of Nebraska*".

7. On page 9, lines 24 and 25, strike "*as amended by this legislative bill*".

8. Renumber original section 7 as section 8.

9. In the title, line 7, insert "the" after "and"; and in line 11, strike the comma and insert "; to provide additional authority; to provide conditions for the sale of bonds;".

LEGISLATIVE BILL 1131. Placed on Select File as amended. Enrollment and Review amendments to LB 1131:

1. In the Carstens amendment to line 16, insert "*exit*" after "*and*".

2. In the title, strike lines 4 to 7 and insert "Recreation Road Fund; to change provisions concerning use of the fund; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 1359. Placed on Select File as amended. Enrollment and Review amendments to LB 1359:

1. Renumber section 1 as found in standing committee amendments as section 2.

2. In line 2 of the Maresh amendment 1, strike "Sec. 3." and insert "Section 1.".

3. Strike the Maresh amendments 2 and 3.

4. In renumbered section 2, lines 2 and 3 strike ", *Revised Statutes Supplement, 1969,*"; in line 4, strike ", *Reissue Revised Statutes of Nebraska, 1943,*"; in line 7, strike "*Revised Statutes Supplement, 1969*"; in line 11, strike ", *Revised Statutes Supplement, 1969*"; and strike lines 15 and 16 and insert "*sections 60-315 and 77-1240.03.*".

5. Add a new section to read:

"Sec. 3. That original section 1, Legislative Bill 1101, Eighty-second Legislature, Second Session, 1972, is repealed.".

6. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT relating to personal property taxation; to restrict an exemption of personal property from taxation; to provide for refunds of certain motor vehicle taxes and fees; to amend section 1, Legislative Bill 1101, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.".

LEGISLATIVE BILL 905A. Placed on Select File.

(Signed) Duke Snyder, Chairman

REPORT OF LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period February 18, 1972 through February 24, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Moylan, James H. - Omaha, Distilled Spirits Institute; Wine Institute

UNANIMOUS CONSENT – Print in Journal

Mr. Snyder asked unanimous consent to print the following amendments to LB 1126 in the Journal. No objections. So ordered.

1. Strike section 1 and insert:

"Section. 1. That section 60-401, Revised Statutes Supplement, 1971, be amended to read as follows:

60-401. The following words and phrases, when

used in sections 60-401 to 60-440, shall, for the purposes of said sections, have meanings respectively ascribed to them as follows: (1) Motor vehicle includes all vehicles propelled by any power other than muscular power, except self-propelled invalid chairs, farm tractors, farm tractors used occasionally outside of general farm usage, road rollers, and any vehicles which run only on rails or tracks: and except minibikes, minicycles, or similar type vehicles propelled by an engine having five or less than five horsepower rated capacity or less than thirty inches from ground seat height, and all off-road vehicles, including but not limited to golf carts, go-carts, riding lawnmowers, garden tractors, all terrain vehicles, and snowmobiles; (2) person includes every natural person, firm, partnership, association, or corporation; (3) operator includes every person who is in the actual physical control of a motor vehicle upon a highway; (4) owner includes a person who holds legal title to a motor vehicle, a mortgagor entitled to the possession of a vehicle, or the conditional vendee or lessee of a vehicle which is the subject of an agreement for the conditional sale or lease thereof, with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee; (5) nonresident includes every person who is not a resident of this state; (6) street or highway includes the entire width between property lines of every way or place of whatever nature when any part thereof is open to the use of the public, as a matter of right or easement, for purposes of vehicular traffic; *(7) department shall mean the Department of Motor Vehicles; (8)* ~~*(7)*~~ the director shall be the Director of Motor Vehicles of the State of Nebraska; *(9)* ~~*(8)*~~ superintendent means the superintendent of law enforcement and public safety, who may be known and designated as State Sheriff, appointed by and responsible to the Governor, who is charged with the administration and enforcement of the laws pertaining to the Nebraska State Patrol and, under the direction of the Governor, is further charged with the duty and responsibility of enforcing the laws of the state relating to felonies as provided in section 84-106 and with the enforcement of laws pertaining to criminal investigation, criminal identification, and radio communications; and *(10)* ~~*(9)*~~ the term this act shall be construed as referring exclusively to sections 60-401 to

60-440.

Sec. 2. That section 60-403, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-403. Except as herein otherwise provided, no person, resident of the State of Nebraska, shall operate a motor vehicle upon the streets, alleys or public highways of the State of Nebraska until such person shall have obtained a license for that purpose. Application for such an operator's license shall be made under oath or affirmation on uniform blanks prepared and furnished to the county treasurers, examiners of the Department of Motor Vehicles and any local examiners by the Director of the Department of Motor Vehicles. The standard application blanks shall be sufficient in form and content to substantially carry out the purposes of this act. ~~They shall contain, in addition to any other information and questions necessary to comply with the requirements and purposes of this act, the name, age, post office address, place of residence, date of birth, sex and a brief description of the applicant and the following specific questions: (1) How long a period prior to the date of this application have you operated a motor vehicle? (2) Do you suffer from any physical defects that would detract from normal ability to safely operate a motor vehicle? (3) Have you suffered dismemberment of foot, leg, hand or arm? (4) Are you subject to vertigo or fainting spells? (5) Do you posses, with or without the aid of spectacles, sufficient powers of eyesight to enable you to operate a motor vehicle on the streets, alleys or public highways of this state with a reasonable degree of safety? (6) Are you deaf? (7) Is your hearing seriously impaired? (8) Has your operator's license ever been revoked or suspended, and if so give date and period of suspension and date and period of revocation?~~ *Every application for a driver's license shall contain the following information:*

(1) The applicant's true full name, age, sex, and residence address.

(2) A brief description of the applicant for the purpose of identification.

(3) The type of motor vehicle or combination of vehicles the applicant desires to operate.

(4) Whether the applicant has ever previously been licensed as a driver and, if so, when and in what state or county and whether or not the license has been suspended or revoked and, if so, the date of and reason

for the suspension or revocation.

(5) Whether the applicant has ever previously been refused a driver's license in this state and, if so, the date of and the reason for the refusal.

(6) Whether the applicant has previously operated a motor vehicle and, if so, for what length of time.

(7) Whether the applicant has the normal use of both hands and feet.

(8) Whether the applicant has ever been afflicted with opoplexy, epilepsy, paralysis, insanity, or other disability or disease affecting his ability to exercise reasonable and ordinary control in operating a motor vehicle upon a highway.

(9) Whether the applicant understands traffic signs and signals.

(10) Whether the applicant has ever previously been issued an identification card by the department.

(11) Any other information necessary to enable the Department of Motor Vehicles to determine whether the applicant is entitled to a license under this act.

Sec. 3. No operator's license shall be issued to or renewed for any person:

(1) Who is not of legal age to receive such license.

(2) Who, because of excessive and continuous use of alcoholic liquors, is incapable of safely operating a motor vehicle, or who is addicted to the use of narcotic drugs or an habitual user of any other drug rendering the person incapable of safely operating a motor vehicle.

(3) Who is insane or feebleminded or an idiot or an imbecile.

(4) Who is an epileptic.

(5) Who is unable as shown by examination to understand traffic signs or signals or who does not have a reasonable knowledge of the provisions of this act governing the operations of vehicles upon the highways.

(6) When it appears by examination or other evidence that such person is unable to operate a motor vehicle upon a highway safely because of physical or mental defect or lack of skill.

(7) Who is unable to read and understand simple English used in highway traffic and directional signs.

(8) Who holds a valid driver's license issued by a foreign jurisdiction unless he surrenders that license to the department.

(9) Who has ever held, or is the holder of a license to drive issued by another state, territory or

possession of the United States, the District of Columbia, or the Commonwealth of Puerto Rico, and such license has been suspended by reason, in whole or in paat, (sic) of a conviction of a traffic violation until the suspension period has terminated.

(10) Who has ever held, or is the holder of a license to drive issued by another state, territory, or possession of the United States, the Disrtict (sic) of Columbia, or the Commonwealth of Puerto Rico, and such license has been revoked by reason, in whole or in part, of a conviction of a traffic violation until the revocation has been terminated or after the expiration of one year from the date the license was revoked, whichever occurs first.

(11) Who holds a valid identification card issued under this act unless he surrenders that identification card to the department.

Sec. 4. *(1) Any person twenty-one years of age or older who does not have a valid Nebraska driver's license may be issued an identification card by the department certified by the registrant and attested by the department as to true name, correct age, and other identifying data as the department may require. Every application for an identification card shall be signed and verfied (sic) by the applicant before a person authorized to administer oaths.*

(2) The department shall issue an identification card only to a person who does not have a valid Nebraska driver's license, and only upon the furnishing of a birth certificate, or a registration certificate issued under the Federal Selective Service Act, or social security number, and other bona fide documentary evidence of majority and identity of such person, as the department may require.

(3) Every identification card shall expire, unless surrendered earlier, on the fourth birthday of the applicant following the date of original issue. Renewal of any identification card shall be made for a term which shall expire on the fourth birthday of the applicant following expiration of the identification card renewed, unless surrendered earlier.

(4) In the event an identification card issued under this act is lost, destroyed, mutilated, or a new name is acquired, the person to whom it was issued shall obtain a duplicate upon furnishing satisfactory proof of such fact to the department. Any person who loses an identification card and who, after obtaining a duplicate,

finds the original card shall immediately surrender the original card to the department. The same documentary evidence shall be furnished for a duplicate as for an original identification card.

(5) It shall be unlawful for any person: (a) To display or cause or permit to be displayed or have in his possession any surrendered, fictitious, fraudulently altered, or fraudulently obtained identification card; (b) to lend his identification card to any other person or knowingly permit the use thereof by another; (c) to display or represent any identification card not issued to him as being his card; (d) to permit any unlawful use of an identification card issued to him; (e) to do any act forbidden or fail to perform any act required by this act; or (f) to photograph, photostat, duplicate, or in any way reproduce any identification card or facsimile thereof in such a manner that it could be mistaken for a valid license, or to display or have in his possession any such photograph, photostat, duplicate, reproduction, or facsimile unless authorized by the provisions of this act.

(6) The identification card shall resemble in appearance, so far as is practicable, driver's licenses issued pursuant to this act. It shall adequately describe the registrant, bear his or her picture, and bear the following:

State of Nebraska

Identification Card No. ....

This card is provided solely for the purpose of establishing that the bearer described on the card was not the holder of a valid driver's license as of the date of issuance of this card.

The identification card shall be sealed in transparent plastic or similar substance.

(7) No public entity shall be liable for any loss or injury resulting directly or indirectly from false or inaccurate information contained in identification cards provided for in this section.

(8) Whenever any person after applying for or receiving an identification card acquires an address different from the address shown on the identification card issued to him, he may within ten days thereafter notify the department in writing of his old and new address. The department may thereupon take such action as necessary to insure that the identification card reflects the proper address of the identification card holder.

Sec. 5. *Upon an application for an identification card there shall be paid to the department a fee of three dollars, which fee shall be deposited in the General Fund.*

Sec. 6. *Upon an application for a duplicate identification card there shall be paid to the department a fee of two dollars, which fee shall be deposited in the General Fund.*

Sec. 7. That original section 60-403, Reissue Revised Statutes of Nebraska, 1943, and section 60-401, Revised Statutes Supplement, 1971, are repealed.".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 60-403, Reissue Revised Statutes of Nebraska, 1943, and section 60-401, Revised Statutes Supplement, 1971, relating to motor vehicle operators' licenses; to provide additional standards for licensing such operators; to establish procedures for the issuance of identification cards; and to repeal the original sections.".

SELECT FILE

LEGISLATIVE BILL 690. Enrollment and Review amendments found in the Journal on page 856 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 674. Enrollment and Review amendments found in the Journal on page 856 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1163. Enrollment and Review amendments found in the Journal on page 856 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1173. Enrollment and Review amendment found in the Journal on page 857 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1174. Enrollment and Review amendment found in the Journal on page 857 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1216. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1194. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1237. Advanced to E & R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1429. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 2 nays and 16 not voting.

LEGISLATIVE BILL 1430. Title read. Considered.

Standing Committee amendments found in the Journal on page 678 for the Twenty-Eighth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 1221. Title read. Considered.

Laid over.

LEGISLATIVE BILL 1129. Title read. Considered.

Mr. Simpson asked unanimous consent to add his name as co-introducer to LB 1129. No objections. So ordered.

Mr. Whitney offered the following amendment to the Standing Committee amendments which was adopted:

Amend Committee amendments to read that Page 2, line 17 starting with "but" through rest of sentence be stricken.

Standing Committee amendments found in the Journal on page 446 for the Sixteenth Day were adopted as amended.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

MR. SWANSON PRESIDING

UNANIMOUS CONSENT–Member Excused

Mr. Keyes asked unanimous consent to be excused at 10:15 for 45 minutes. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 347. Bracketed at the request of Mr. Elrod.

LEGISLATIVE BILL 741. Considered.

The Stahmer pending amendments found in the Journal on page 822 for the Thirty-Fourth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 741A. Title read. Considered

Mr. Stahmer offered the following amendment which was adopted.
Amend to read $95,000.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1167. Title read. Considered.

Standing Committee amendment found in the Journal on page 473 for the Eighteenth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1221. Considered.

Advanced to Enrollment & Review with 26 ayes, 2 nays and 21 not voting.

LEGISLATIVE BILL 1152. Title read. Considered.

Standing Committee amendment found in the Journal on page 474 for the Eighteenth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1081. Title read. Considered.

Standing Committee amendments found in the Journal on page 501 for the Nineteenth Day were adopted.

MR. PROUD PRESIDING

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1081A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1093. Title read. Considered.

Standing Committee amendments found in the Journal on page 502 for the Nineteenth Day were adopted with 16 ayes, 15 nays and 18 not voting.

Mr. Stahmer moved to reconsider action taken on the adoption of the Standing Committee amendments. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Standing Committee amendments were rejected with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1150. Title read. Considered.

Standing Committee amendments found in the Journal on page 502 for the Nineteenth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1155. Title read. Considered.

Standing Committee amendments found in the Journal on page 502 for the Nineteenth Day were adopted.

SPEAKER HASEBROOCK PRESIDING

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

LEGISLATIVE BILL 1157. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1168. Title read. Considered.

The Standing Committee amendments found in the Journal on page 502 for the Ninteenth Day were adopted.

Mr. Waldron offered the following amendments which were adopted.

1. Strike Section 1 of the bill, and substitute the following:

Section 1. that section 23-343.25, Reissue Revised Statutes of Nebraska, 1943, as amended by section 15, Legislative Bill 661, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

23-343.25. The elective officers of a local hospital district shall be a board of directors consisting of five members.

The members of the first board shall be appointed by the county board and shall so classify themselves by lot that two members shall serve for two years, and three shall serve for four years. Their successors shall thereafter be elected for terms of four years each.

Terms of membership on the board of directors which are to expire in 1971 are hereby extended to 1972. Members elected to the board in 1972 shall serve four-year terms; *Provided,* that if four members of the board are to be elected in 1972, the candidate who receives the fourth highest number of votes shall serve a term of two years. Terms of membership on the board of directors which are to expire in 1973 are hereby extended to 1974. At the election in 1974, two members shall be elected for terms of four years. The successors of all members of the board of directors shall serve four-year terms.

Members of the board shall be elected from the district at large at the time of the statewide primary election. Their terms shall begin on the first Tuesday in June following their election, and they shall serve until their successors are duly elected and qualified. All qualified electors of this state, who shall have resided within the hospital district for forty days preceding the election shall be entitled to vote in such hospital district election. Such election shall be conducted by the appropriate county clerk or election commissioner in accordance with the provisions of Chapter 32.

Any vacancy upon such board, occurring other than by the expiration of a term, shall be filled by appointment by the remaining members of the board of directors. Any person appointed to fill such vacancy shall serve for the remainder of the unexpired term.

2. In Sec. 2, page 3, lines 6-8, strike "The board shall also provide for the time and place and the manner of holding the annual hospital district election." and show the same as stricken.

3. In Sec. 2, lines 9-11, strike the new language.

4. Strike Sec. 4, and substitute the following:

"Sec. 4. That original sections 23-343.27 and 23-343.49, Reissue Revised Statutes of Nebraska, 1943, and section 23-343.25, Reissue Revised Statutes of Nebraska, 1943, as amended by section 15, Legislative Bill 661, Eighty-second Legislature, Second Session, 1972, are repealed."

1. Add a new section 1 to read as follows:

"Section 1. That section 23-343, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-343. The county board, in any county in this state having thirty-six hundred inhabitants or more or in which the assessed valuation of all taxable real and personal property excluding intangible property is ten

million dollars or more, may issue and sell bonds of such county in such an amount as the county board may deem advisable for the construction or acquisition of an indigent hospital, a home for aged or infirm persons, a county community hospital, a mental health clinic, a clinic or facility to combat mental retardation, a public health center, *medical complex* or similar facilities required to protect the health and welfare of the people and to purchase suitable equipment for the same. Such bonds shall bear interest at a rate set by the county board. No bonds shall be issued until the question of the issuance of said bonds shall have been submitted to the voters of such county at a general election or a special election called for such purpose. They shall be approved by a majority vote of the electors voting on such proposition at any such election. Such election may be called either by resolution of the county board or upon a petition submitted to the county board calling for the same. Such petition shall be signed by the legal voters of the county equal in number to ten per cent of the number of votes cast in the county for the office of Governor at the last general election.".

2. Renumber original sections 1 to 3 as sections 2 to 4 respectively.

3. On page 4, line 23 insert "23-343," after "sections".

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Epke asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1126. Title read. Considered.

Standing Committee amendment found in the Journal on page 507 for the Twentieth Day was adopted.

The Snyder amendments found in Today's Journal were adopted with 18 ayes, 11 nays and 20 not voting.

Laid over at the request of Mr. Snyder.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 25, 1972, at 9:45 a.m.: 1145.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

893	1036A	1114	1151	1158
1188	1207	1209	1268	

The following bills were correctly enrolled:

1096 895

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed LB 1096 and LB 895.

SELECT COMMITTEE REPORT
Committee on Committees

February 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments to the Agricultural Products Industrial Utilization Committee listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Ray Ratliff

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Ronald Kelly

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Jack Quackenbush

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Gary Shults

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

February 25, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments to the Agricultural Products Industrial Utilization Committee listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Ervin Friehe

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Holly Hodge, Jr.

Committee Vote: For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Robert Rauner

Committee Vote For: (9) Senators Holmquist, Kremer, Luedtke, Proud, Schmit, Syas, Waldron, Warner and Wiltse

Against: None

Absent and not voting: (4) Senators Carpenter, Clark, Klaver and Savage

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 52.

Introduced by Claire W. Holmquist, 16th District.

WHEREAS, The Department of Roads is directed by a chemical engineer rather than a highway engineer; and

WHEREAS, in the past, Nebraska has had a right- of-way engineer but because of qualifications necessary to be a right-of-way engineer, that function of the Department of Roads has been taken over by a right-of-way director, whose qualifications do not require him to be an engineer; and

WHEREAS, during the early months of the present administration, there has been personnel transfers and loss of good personnel in the Department of Roads due to political tactics; and

WHEREAS, the Department of Roads did not abide by the guidelines of the Legislature in making pay raises, thereby causing dissension and a loss of morale, and

WHEREAS, there has been a loss in federal funds; and

WHEREAS, tax-payers money was used to send eighteen members of the Department of Roads to Miami Beach when nothing new in highway design or construction or right-of-way acquisition was discussed when this money should have been spent on highway construction; and

WHEREAS, Nebraska previously to the present administration was in the top ten states using federal funds for highway construction, but in 1971 it slipped to fortieth.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Executive Board of the Legislative Council should consider whether a comprehensive investigation should be made of the Department of Roads to determine:

(1) Whether the Department of Roads is properly administered;

(2) Why the low moral (sic) of personnel and the heavy turn-over of personnel;

(3) Why Nebraska isn't getting more federal funds for highways; and

(4) What can be done to improve the construction of additional highways in Nebraska in 1972.

Refered to the Executive Board.

VISITORS

Mr. Maresh introduced Mr. Homer Browning and his son David.

Mr. Stull introduced Mr. and Mrs. Milton Wilson and Mrs. Duane Sanberg from Hay Springs, Nebraska.

Mr. Barnett introduced Senator Dan Noble from Colorado.

Mr. Kennedy introduced Mr. Jerry Carpenter from Schuyler, Nebraska.

RECESS

At 12:03 p.m. on a motion by Mr. Swanson, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Carpenter, Clark, Duis, Epke, Klaver, Mahoney, Pfister, Skarda, Waldo, and Ziebarth who were excused, and Messrs. Holmquist, Elrod, Keyes, Orme, Proud and Whitney who were excused a short time.

GENERAL FILE

LEGISLATIVE BILL 1156. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1487. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Nore asked unanimous consent to consider LB 1342 on General File at this time. Mr. Savage objected.

Mr. Nore moved to consider LB 1342 at this time. The motion lost with 18 ayes, 1 nay and 30 not voting.

GENERAL FILE

LEGISLATIVE BILL 1255. Title read. Considered.

Standing Committee amendment found in the Journal on page 521 for the Twentieth Day was adopted.

Advanced to Enrollment and Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1314. Title read. Considered.

Mr. Stull offered the following amendments which were adopted:

1. Strike lines 1-18, and insert the following:

Section 1. That section 79-1103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 86, Legislative Bill 661, Eighty-second LegislatureSecond Session, 1972, be amended to read as follows:

79-1103. (1) The governing body of each school district of the sixth class shall be a board consisting of a president, secretary, treasurer, and three other members, to be chosen in the manner herein prescribed. Such board shall have the same powers and duties as, and shall be governed by the provisions of law governing the school boards in districts of the first and second class for purposes authorized by law other than the election of board members as provided in this section.*; Provided, the fiscal year of school districts of the sixth class shall be the same as that of school districts of the third class.*

(2) Members of such board shall be elected at the statewide primary election held each even-numbered year, in accordance with the provisions of section 83 of this act.

(3) Boards of education of districts of the sixth class which heretofore consisted of five members are hereby expanded to six members. At the statewide primary election in 1972, two

members shall be elected; the person receiving the highest number of votes shall be elected for a term of four years, and the person receiving the second highest number of votes shall be elected for a term of two years. The two members whose terms expire in 1973 shall have their terms extended to the second Monday in June, 1974. At the primary election in 1974, three members shall be elected for terms of four years; thereafter their successors shall be elected for terms of four years. The two members of the board whose terms are to expire in 1975 shall have their terms of four years; thereafter their successors shall be elected for terms of four years.

(4) Boards of education of Class VI school districts which heretofore consisted of three members are hereby expanded to six members. At the primary election in May, 1972, four members shall be elected; the three receiving the highest numbers of votes shall be elected for terms of four years; the person receiving the fourth highest number of votes shall be elected for a term of two years. The member whose term is to expire in 1973 shall have his term extended to the second Monday in June, 1974. At the statewide primary election in 1974, three members shall be elected for terms of four years. Thereafter their successors shall be elected for terms of four years.

(5) Boards of education of Class VI districts which heretofore consisted of six members shall continue as six-member boards, with the members elected at the statewide primary election. Two members shall be elected at the primary election in May, 1972, for terms of four years. Those members whose terms expire in 1973 shall have their terms extended to the second Monday in June, 1974. At the primary election in 1974, four members of the board shall be elected; the three persons receiving the three highest numbers of votes shall be elected for terms of four years, and the person receiving the fourth highest number of votes shall be elected for a term of two years. Thereafter their successors shall be elected for terms of four years.

(6) The term of office for members of boards of education of Class VI school districts shall begin on the second Monday in June following their election, and shall continue for four years and until the members' successors are duly elected and qualified, except as provided in this section.

(7) Persons may be nominated for the board of education of Class VI districts either by petition or by direct filing. If by petition, the procedure shall be governed by the provisions relating to Class II school districts in sections 32-504(1)(a) and 32-512(4); if by direct filing, the procedure shall be governed by sections 32-535 and 32-512(4). The election shall be conducted by the county clerk according to the provisions of Chapter 32.

The deadline for direct filing and for filing petitions shall be sixty days prior to the primary election. There shall be no filing fee.

(8) Upon completion of the canvass of the votes, the secretary of the board shall declare the proper candidates elected, and shall issue election certificates to the same.

(9) The board shall elect from its members a president, a secretary, and a treasurer, at each annual meeting, prior to conducting any other business.

(10) Any vacancy on the board occurring by reason other than expiration of a term shall be filled by the board at its next regular meeting after the vacancy occurs, until the next statewide primary election, at which a successor shall be elected to serve for the unexpired term.

Sec. 2. That original section 79-1103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 86, Legislative Bill 661, Eighty-second Legislature, Second Session, 1972, is hereby repealed.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1112. Title read. Considered.

Standing Committee amendment found in the Journal of page 521 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 4 nays and 20 not voting.

LEGISLATIVE BILL 1119. Title read. Considered.

Standing Committee amendments found in the Journal on page 521 for the Twentieth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1120. Title read. Considered.

Standing Committee amendment found in the Journal on page 522 for the Twentieth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Unbracket LB 928

Mr. Simpson asked unanimous consent to unbracket LB 928 on General File and take it up at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 928. Title read. Considered.

The Simpson pending amendments found in the Journal on page 657 for the Twenty-Seventh Day were adopted with 13 ayes, 11 nays and 25 not voting.

Mr. Simpson moved to advance LB 928.

Mr. Simpson requested a Call of the House. The Call showed 38 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 26 ayes, 5 nays and 18 not voting.

Failed to advance to Enrollment & Review with 20 ayes, 9 nays and 20 not voting.

MR. SWANSON PRESIDING

LEGISLATIVE BILL 1132. Title read considered.

Mr. Luedtke offered the following amendment to the Stand Committee amendments which was adopted:

Amend Standing Committee amendment by striking line 4 and inserting line 3.

Standing Committee amendments found in the Journal on page 522 for the Twentieth Day were adopted as amended.

Advanced to Enrollment & Review with 25 ayes, 1 nay and 23 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Kremer asked unanimous consent to be excused at 3:30 p.m. today. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1180. Title read. Considered.

Standing Committee amendments found in the Journal on page 534 for the Twenty-First Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

STANDING COMMITTEE REPORTS
Public Works

LEGISLATIVE BILL 1488. Indefinitely postponed.

LEGISLATIVE BILL 1337. Placed on General File.

LEGISLATIVE BILL 1360. Placed on General File as amended.
Standing Committee amendments to LB 1360:

1. On page 2 strike line 14 and insert "the Environmental Protection Agency in", and line 15 strike "45, Subtitle A" and insert "40,".
2. On page 7 lines 4 and 5 strike "until January 1, 1975, and 86dB (A) thereafter," and insert on line 27 "a" after "J366".
3. On page 8 line 9 insert "a" after "J366".

(Signed) Claire Holmquist, Chairman

GENERAL FILE

LEGISLATIVE BILL 1246. Title read. Considered.

Standing Committee amendments found in the Journal on page 534 for the Twenty-First Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1297. Title read. Considered.

Standing Committee amendments found in the Journal on page 534 for the Twenty-First Day were adopted.

Mr. Whitney offered the following amendment:
On Page 3, line 15, delete "75" and insert "40".

Mr. Goodrich moved to amend the Whitney amendment by striking "40" and inserting "50".

The Goodrich amendment failed with 10 ayes, 18 nays and 21 not voting.

The Whitney amendment was adopted with 22 ayes, 7 nays and 20 not voting.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Stromer asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1328. Title read. Considered.

Mrs. Craft offered the following amendment which was adopted:

1. Strike sections 1 to 6 and insert the following:

"Section 1. The Game and Parks Commission is authorized and directed to assign to the Department of Economic Development all its right, title and interest in and to the following described real estate: The North Half of Lot Sixteen, of the subdivision of the Cody Land and Cattle Company lands, Lincoln County, Nebraska, lying north of the north right-of-way line of Drainage District No. 1, Lincoln County, Nebraska, subject to all easements, benefits and burdens of record. Such tract of land being more particularly described as follows:

Commencing at the northeast corner of lot sixteen, Cody Land and Cattle Company Subdivision, thence running west on the north line of lot sixteen a distance of one thousand three hundred thirty and eight-tenths feet to the northwest corner of lot sixteen, thence running south on the west line of lot sixteen a distance of one thousand three hundred and twenty feet to the southwest corner of the north one half of lot sixteen, thence running east on the south line of the north one half of lot sixteen a distance of one thousand three hundred thirty-two feet to the southeast corner of the north one half of lot sixteen, thence running north on the east line of lot sixteen a distance of one thousand three hundred twenty feet to the point of beginning, containing forty and thirty-four hundredth acres, more or less; commonly referred to as the Wild West Arena, within thirty days of the effective date of this act.

Sec. 2. The Director of Economic Development is hereby authorized to set and collect, a fee from persons who attend any attraction under the control or supervision of the Department of Economic Development. All such funds shall be deposited in the Tourism Cash Fund and used for the purposes set forth for that fund.

Sec. 3. All rights and obligations held, acquired or granted by the Director of the Game and Parks Commission

or the Game and Parks Commission in connection with the Wild West Arena prior to the operative date of this act shall become those of the Director of Economic Development on the operative date of this act.

Sec. 4. All furniture, equipment, books, files, and records in the possession of and used by the Game and Parks Commission for the purposes of the Wild West Arena shall be transferred and delivered to the Department of Economic Development on the operative date of this act.

Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Print In Journal

Mr. Chambers asked unanimous consent to have the following amendment to LB 1126 printed in the Journal. No objections. So ordered.

1. Strike the Snyder amendments.

2. On page 2, after line 11 insert a new section as follows:

"Sec. 2. Any citizen of Nebraska may obtain a driver's license for purposes of identification; *Provided,* that if any person who obtains such driver's license is disqualified by section 60-407, Revised Statutes Supplement, 1971, from obtaining a driver's license, such disqualification shall be endorsed on the face of such license.".

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1180A. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to make an appropriation to aid in carrying out the provisions of Legislative Bill 1180, Eighty-second Legislature, Second Session, 1972.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1377. Placed on Select File as amended.
Enrollment and Review amendments to LB 1377:

1. On page 1, line 22, strike *"section 2"* and insert *"section 3"*.

2. For correlation purposes, on page 5, line 8, insert ", as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971" after "1971"; and in line 19, insert "section 66-421 and" after "of".

3. On page 6, line 9, insert *"and section 11"* after *"9"*; in line 10, strike *"11"* and insert *"12"*; and strike lines 12 to 15 and insert:

"Sec. 11. That original section 77-27,132, Revised Statutes Supplement, 1971, as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971, is repealed.

Sec. 12. That sections 79-1330, 79-1331, 79-1332, 79-1334, 79-1335, 79-1336, 79-1337, 79-1339, 79-1340, 79-1342, 79-1343, and 79-1344, Revised Statutes Supplement, 1969, and sections 79-1333, 79-1333.01, 79-1338, and 79-1344.01, Revised Statutes Supplement, 1971, are repealed.".

4. In the title, strike lines 2 to 14 and insert:

"FOR AN ACT to adopt a program of state support of the public schools as prescribed; to amend section 77-27,132, Revised Statutes Supplement, 1971, as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971; and to repeal the original section and also sections 79-1330, 79-1331, 79-1332, 79-1334, 79-1335, 79-1336, 79-1337, 79-1339, 79-1340, 79-1342, 79-1343, and 79-1344, Revised Statutes Supplement, 1969, and sections 79-1333, 79-1333.01, 79-1338, and 79-1344.01, Revised Statutes Supplement, 1971.".

STANDING COMMITTEE REPORT

Labor

LEGISLATIVE BILL 1460. Placed on General File as amended.
Standing Committee amendment to LB 1460:
(Standing Committee amendments to LB 1460 are printed and available in the Clerk's Office.)

(Signed) Harold T. Moylan, Chairman

Public Works

LEGISLATIVE BILL 1327. Indefinitely postponed.

LEGISLATIVE BILL 1196. Placed on General File as amended.

Standing Committee amendments to LB 1196:

1. On page 21, line 14, after *"ground"* add *"or any other two wheel motor vehicle primarily designed by the manufacturer thereof for off-road use only"*.

2. On page 22, line 10, strike *"public street"* and insert *"state road"*.

3. On page 23, line 3, after *"area"* insert *"wherein motor vehicles of any type are permitted"*, lines 19 and 20, strike *"recreation area"* and insert *"alleys, streets or highways"*, and line 21, strike *"section"* and insert *"act"*.

LEGISLATIVE BILL 1319. Placed on General File as amended.
Standing Committee amendments to LB 1319:

1. On page 10, line 23, after the stricken matter insert *"if the licensee does not hold a franchise for the sale of new motor vehicles"*.

2. On page 32, line 5, strike "person" and insert *"~~person~~ licensed dealer"*.

LEGISLATIVE BILL 1335. Placed on General File.

LEGISLATIVE BILL 1338. Placed on General File as amended.
Standing Committee amendment to LB 1338:

1. On page 4 strike lines 1 to 13, line 14 strike *"(5)"* and insert *"(2)"*, strike line 16 and insert *"the roadway"*.

LEGISLATIVE BILL 1444. Placed on General File as amended.
Standing Committee amendment to LB 1444:

1. On page 2, line 10, strike "seventy-five" and insert *"~~seventy-five~~ forty"*.

LEGISLATIVE BILL 1474. Placed on General File as amended.
Standing Committee amendments to LB 1474:

1. On page 8, line 5, after "car" insert *", farm tractor"*, line 10 strike *"set"* and insert *"seat"*, and line 21 strike *"vehicle"* and insert *"motor vehicle, trailer, semitrailer, or cabin trailer"*.

2. On page 20, lines 11 and 12, strike the last sentence and strike lines 13 to 15 and show same as stricken.

3. On page 32, line 12, insert *"when"* before "such".

4. On page 34, lines 15 and 24, strike *"nine"* and insert *"ten"*, and line 19 strike *"nine-passenger"* and insert *"ten-passenger"*.

5. On page 36, line 23, strike *"nine"* and insert *"ten"*.

6. On page 39, lines 24 to 26, strike the new matter.

7. On page 42, line 12, insert "*one thousand pounds or less shall be registered for a fee of one dollar, and*" after "of".

8. On page 43, lines 6 and 19, strike "*ten dollars*" and insert "*one dollar*" and line 8 strike "*five dollars*" and insert "*one dollar*".

9. On page 44, lines 21 and 22, strike "section 60-302.02, Revised Statutes Supplement, 1969,".

(Signed) Claire Holmquist, Chairman

VISITORS

Mr. Swanson introduced 65 Third Grade students and their teachers, Mesdames Keckely, Vitztham and Strobel from Morley School, Lincoln, Nebraska.

Speaker Hasebroock introduced Ardell Johnson, County Commissioner of Sargent County, Milnor, North Dakota; and Rep. Kenneth Erickson from 26th District, DeLamese, North Dakota.

Mr. Kennedy introduced 27 Girl Scouts from Sacred Heart School and their leaders from Norfolk, Nebraska.

ADJOURNMENT

At 3:52 p.m., on a motion by Mr. Proud, the Legislature adjourned until 9:00 a.m., Monday, February 28, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, February 28, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Almighty God, we pray for those who serve in this Legislature of the State of Nebraska. Surround each one of them with Thy wisdom and strength. Deliver us all, the citizens of this State, from the temptation to be carping critics who wait for the Senators we elect to make mistakes. Remind us that it is flesh and blood people who serve in this Legislature, people, who like ourselves, have their problems. Help us to extend to the Senators assembled here what we ought to extend to all persons-our understanding, our concern, our prayers and our support. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Morgan who was excused until 12:00 noon.

CORRECTIONS FOR THE JOURNAL

Page 423, line 33, show the word "two" as stricken.
The Journal for the Fifteenth Day was approved as corrected.
The Journal for the Thirty-Seventh Day was approved.

ANNOUNCEMENT

Speaker Hasebroock announced that Clerk Vincent Brown is on duty with the Air Guard until Thursday of this week.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on February 28, 1972, at 8:25 a.m.: LB 895 and LB 1096.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

849 1122 1123 1162

LEGISLATIVE BILL 1174. Replaced on Select File as amended. Enrollment and Review amendments to LB 1174:

1. On page 3, line 13, strike "Soil and Water Conservation" and insert "~~*Soil and Water Conservation*~~ *Natural Resources*", and in line 21, strike "Dealers License" and insert "~~*Dealers License*~~ *Industry Licensing*".

2. In the title, line 6, insert "to harmonize with previous legislation;" after "institutions".

LEGISLATIVE BILL 690A. Placed on Select File.

LEGISLATIVE BILL 1274. Placed on Select File as amended. Enrollment and Review amendments to LB 1274:

1. In the standing committee amendment, line 26, strike the first "*and*" and insert "*an*".

LEGISLATIVE BILL 1275. Placed on Select File as amended. Enrollment and Review amendments to LB 1275:

(Note: There is a discrepancy between the bill as introduced and as printed. Standing committee amendments and the following amendments refer to the bill as introduced.)

1. On page 4, lines 6 and 9, strike the period and insert "*;* ~~.~~".

2. On page 5, line 3, strike the period and insert "*;* ~~.~~"; and in line 6, strike the period and insert "*; and* ~~.~~".

3. In new section 3, line 11, insert an underscored comma after "*paid*"; strike the comma in line 16.

4. On page 8, line 1, strike the first "and" and insert "*,* ~~*and*~~".

5. On page 7, lines 22 and 24, page 8, lines 1, 4, 22, and 27, page 9, lines 10 and 23, page 10, lines 7, 15, and 26, page 11, lines 18 and 24, page 12, lines

9, 17, and 19, and page 13, lines 10, 15, and 19, strike the period and insert ";~~.~~".

6. On page 8, line 9, and page 11, line 6, strike the period and reinstate the semicolon.

7. On page 13, line 23, strike the period and insert "*; and~~.~~*".

8. On page 9, line 11, reinstate the stricken "(9)"; and in standing committee amendment 7, line 5, strike "*(9)*" and in line 7, strike the period and insert an underscored semicolon.

9. On page 12, line 13, insert "*the*" after the first "of".

10. On page 12, line 21, and page 13, line 2, strike "revenues" and insert "*~~revenues~~ revenue*".

11. In standing committee amendment 9, line 2, strike the comma.

12. On page 15, line 16, strike "it is" and insert "*~~it is~~ they are*".

13. On page 16, line 27, and page 17, line 1, strike "revenues" and insert "*~~revenues~~ revenue*".

14. In standing committee amendment 10, line 1, strike "and 22" and insert "and 25".

15. On page 26, line 9, insert an underscored comma after "*resolution*".

16. On page 27, both places in line 4, and in lines 5, 8, and 12, strike "revenues" and insert "*~~revenues~~ revenue*".

17. On page 28, line 21, insert ", 14-1802, 14-1804" after "14-1801".

18. Add a new section to read:

"Sec. 22. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

19. In the title, line 2, insert ", 14-1802, 14-1804" after "14-1801"; in line 8 strike "and"; and in line 10, insert "; and to declare an emergency" after "1943".

LEGISLATIVE BILL 1506. Placed on Select File.

LEGISLATIVE BILL 1095. Placed on Select File as amended. Enrollment and Review amendments to LB 1095:

1. In new section 1, lines 21 and 22, strike "or both such a fine and imprisonment" and insert "*~~or both such a fine and imprisonment~~ or be both so fined and imprisoned*".

2. On page 5, line 8, strike "*where*" and insert "*when*"; and in line 27, insert "*thereof*" after "*conviction*".

3. On page 7, line 3, strike *"where"* and insert *"that when"*.

4. In new section 4, line 7, insert *"~~test~~"* after "urine" as in the statutes.

5. Renumber new sections added by the Warner amendments as sections 5 to 9.

6. In the Warner amendment 1, line 2, strike *"revocative"* and insert *"revocation"*.

7. In renumbered section 5, line 2, strike the first comma; in line 4, strike the comma; and in line 7, strike the first comma.

8. In renumbered section 6, line 11, insert *"is"* after *"it"*; and in line 15, strike the comma.

9. In renumbered section 7, line 3, strike *"sections 2 to 8"* and insert *"section 2 and sections 5 to 9"*.

10. In renumbered section 9, lines 3 and 4, strike *"sections 2 to 8"* and insert *"section 2 and sections 5 to 9"*.

11. Renumber original section 4 as section 10.

12. On page 7, line 18, strike "and 39-727.04" and insert "39-727.04, and 39-727.15".

13. In the title, lines 2 and 3, strike "and 39-727.04" and insert "39-727.04, and 39-727.15"; and in line 6, insert "to provide exceptions; to provide who may administer certain tests; to provide for administrative revocation of licenses and nonresident privileges for refusal to submit to tests;" after the semicolon.

LEGISLATIVE BILL 1077. Placed on Select File.

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 76. With emergency.

A BILL FOR AN ACT relating to schools; to provide for the number, election, and terms of members of the board of education of Class II and III school districts as prescribed; to repeal section 79-516.05, Revised Statutes Supplement, 1969, as amended by section 82, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Johnson	Keyes	Klaver	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Warner	Wiltse	Ziebarth

Voting in the negative, 9:

Craft	Epke	Holmquist	Kennedy	Kremer
Nore	Waldo	Waldron	Whitney	

Not voting, 5:

Barnett	Kime	Kokes	Morgan	Proud

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1302.

A BILL FOR AN ACT relating to public health; to provide for the examination and treatment for any disease or other medical condition of any person under twenty years of age with the consent of such person as prescribed; to provide exemptions from liability; to provide for parental liability for expenses; to provide for interviews as prescribed; to restrict the use of methadone; and to repeal sections 71-1119 and 71-1120, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Carpenter	Clark	Craft	DeCamp	Duis
Elrod	Goodrich	Holmquist	Johnson	Keyes
Klaver	Luedtke	Moylan	Nore	Orme
Proud	Schmit	Simpson	Stahmer	Swanson
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 21:

Barnett	Burbach	Carsten	Chambers	Epke
Hasebroock	Kennedy	Kime	Kokes	Kremer

Lewis	Mahoney	Maresh	Pfister	Savage
Skarda	Snyder	Stromer	Stull	Syas
Wiltse				

Not voting, 3:

Carstens	Marvel	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 1377. Enrollment and Review amendments found in the Journal on page 908 for the Thirty-Seventh Day were adopted.

Bracketed at the request of Mr. Warner.

LEGISLATIVE BILL 1098. Enrollment and Review amendment found in the Journal on page 884 for the Thirty-Seventh Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 343. Enrollment and Review amendments found in the Journal on page 884 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 66. Enrollment and Review amendments found in the Journal on page 884 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1436. Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1433. Enrollment and Review amendments found in the Journal on page 885 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1131. Enrollment and Review amendments found in the Journal on page 885 for the Thirty-Seventh Day were adopted.

Mr. F. Carstens offered the following amendment which was adopted by unanimous consent:

Line 16, Section 1, re-
insert stricken matter. Strike

from line 16, Section 1, the words
"or from" adopted on February 23, 1972.

Mr. Duis offered the following amendment which was adopted by unanimous consent:

1. In section 1 as amended, line 15, strike "*Only*" and insert "*Except as to roads under contract as of the effective date of this act, only*".

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 1359. Enrollment and Review amendments found in the Journal on page 885 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 905A. Advanced to E & R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 619

Mr. Kremer asked unanimous consent to unbracket LB 619 on Enrollment and Review Final. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 619

Mr. Kremer asked unanimous consent to withdraw LB 619. Laid over.

UNANIMOUS CONSENT—Members Excused

Mr. Kennedy asked unanimous consent to be excused at 9:30 a.m. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Mr. Snyder asked unanimous consent to be excused this afternoon. No objections. So ordered.

MOTION—Appointments

Mr. Proud moved the adoption of the Committee on Committee Reports found in the Journal on pages 898, 899 and 900 and record vote taken on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Ray Ratliff to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 28:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	Elrod	Goodrich	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Maresh
Moylan	Orme	Proud	Savage	Simpson
Skarda	Snyder	Stull	Swanson	Syas
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 21:

Carstens	Chambers	DeCamp	Duis	Epke
Hasebroock	Holmquist	Johnson	Kennedy	Kime
Mahoney	Marvel	Morgan	Nore	Pfister
Schmit	Stahmer	Stromer	Waldo	Waldron
Warner				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of Ronald Kelly to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 32:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	Elrod	Goodrich	Holmquist	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Maresh	Moylan	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stull
Swanson	Syas	Waldo	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Carstens	Chambers	DeCamp	Duis	Epke
Hasebroock	Johnson	Kennedy	Mahoney	Marvel
Morgan	Nore	Orme	Pfister	Stahmer
Stromer	Warner			

The motion carried with 32 ayes, 0 nays and 17 not voting.

Mr. Proud moved to confirm the appointment of Jack Quackenbush to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 27:

Barnett	Burbach	Carpenter	Craft	Elrod
Goodrich	Holmquist	Kime	Klaver	Lewis
Luedtke	Maresh	Moylan	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stull	Swanson	Syas	Waldo	Waldron
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 22:

Carsten	Carstens	Chambers	Clark	DeCamp
Duis	Epke	Hasebroock	Johnson	Kennedy
Keyes	Kokes	Kremer	Mahoney	Marvel
Morgan	Nore	Pfister	Stahmer	Stromer
Warner	Wiltse			

The motion carried with 27 ayes, 0 nays and 22 not voting.

Mr. Proud moved to confirm the appointment of Gary Shults to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 30:

Barnett	Burbach	Carpenter	Clark	Craft
Elrod	Goodrich	Holmquist	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Orme	Proud	Savage	Simpson
Skarda	Snyder	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 19:

Carsten	Carstens	Chambers	DeCamp	Duis
Epke	Hasebroock	Johnson	Kennedy	Keyes
Kime	Marvel	Morgan	Nore	Pfister
Schmit	Stahmer	Stromer	Waldron	

The motion carried with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Ervin Friehe to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Clark	Craft
Elrod	Goodrich	Hasebroock	Holmquist	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Carsten	Carstens	Chambers	DeCamp	Duis
Epke	Johnson	Kennedy	Marvel	Morgan
Moylan	Nore	Pfister	Stromer	Whitney

The motion carried with 34 ayes, 0 nays and 15 not voting.

Mr. Proud moved to confirm the appointment of Holly Hodge, Jr. to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 28:

Barnett	Burbach	Carpenter	Clark	Craft
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Klaver	Kremer	Luedtke	Mahoney	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stull	Swanson	Syas	Waldo	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 21:

Carsten	Carstens	Chambers	DeCamp	Duis
Epke	Kennedy	Keyes	Kime	Kokes
Lewis	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Stahmer	Stromer
Whitney				

The motion carried with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of Robert Rauner to the Agricultural Products Industrial Utilization Committee.

Voting in the affirmative, 26:

Barnett	Burbach	Carpenter	Clark	Craft
Elrod	Goodrich	Hasebroock	Keyes	Klaver
Kremer	Lewis	Luedtke	Mahoney	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stull	Swanson	Syas	Waldo	Waldron
Ziebarth				

Voting in the negative, 0.

Not voting, 23:

Carsten	Carstens	Chambers	DeCamp	Duis
Epke	Holmquist	Johnson	Kennedy	Kime
Kokes	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Stahmer	Stromer
Warner	Whitney	Wiltse		

The motion carried with 26 ayes, 0 nays and 23 not voting.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on the confirmation of Holly Hodge, Jr.

(Signed) Herbert Duis

GENERAL FILE

LEGISLATIVE BILL 772. Bracketed at the request of Mr. Stahmer

LEGISLATIVE BILL 864. Title read. Considered.

Mr. Waldron offered the following amendment which failed with 16 ayes, 26 nays and 7 not voting:
Strike sections 4 trhough 11 of the committee amendments in LB 864.

Mr. Kremer offered the following amendment which was adopted:
Amend the Standing Committee amendments by amending sec. 12, sub section 2 after the word building add "or any livestock feed lot".

Advanced to Enrollment & Review with 26 ayes, 16 nays and 7 not voting.

LEGISLATIVE BILL 610. Considered.

The Warner pending amendment found in the Journal on page 411 for the Fourteenth Day was withdrawn.

Mr. Warner offered the following amendment which was adopted with 24 ayes, 12 nays and 13 not voting:

Reinsert stricken language in Line 25 - 26 and 27 on page 3 and on page 4 reinsert the word "such elections".

Mr. DeCamp moved to indefinitely postpone LB 610. The motion prevailed with 23 ayes, 17 nays and 9 not voting.

LEGISLATIVE BILL 1092. Title read. Considered.

Mr. Chambers moved to indefinitely postpone LB 1092.

Mr. Klaver requested a record vote.

Voting in the affirmative, 30:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Epke	Holmquist
Johnson	Keyes	Kime	Kokes	Kremer
Lewis	Maresh	Marvel	Orme	Pfister
Proud	Schmit	Skarda	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse

Voting in the negative, 12:

DeCamp	Goodrich	Klaver	Luedtke	Mahoney
Moylan	Simpson	Snyder	Stahmer	Stromer
Waldron	Ziebarth			

Not voting, 7:

Duis	Elrod	Hasebroock	Kennedy	Morgan
Nore	Savage			

The Chambers motion prevailed with 30 ayes, 12 nays and 7 not voting.

LEGISLATIVE BILL 592. Laid over at the request of Mr. Klaver.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1085. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

MESSAGE FROM THE GOVERNOR

February 28, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1101 without my signature and with my objections.

My opposition and promised veto has been well known to this measure. This is a grossly unfair proposal when viewed in the light of its effect, present and future, on the average Nebraska farmer, small businessman and citizen. Indeed, if the people of this state fully understood the impact and what would be done to them should LB 1101 become law, we would see a political uprising of taxpayers.

Besides the many other shortcomings of this bill, my primary objections are threefold.

First, even the proponents, after a series of maneuvers to disguise and delay the financial impact of the proposal, concede it would eventually force a substantial increase in both the sales and income tax rates. This is a violation of the state-wide commitments made by well financed special interest groups who sponsored Constitutional Amendment No. 10 and have lobbied the measure with unlimited zeal and funds thereafter.

Secondly, the identical self-interest groups are among the mere 3,100 personal property taxpayers of this state who will reap the astounding tax windfall of some $22 million. Stating this another way, 42% of the initial $51 million of so-called "relief" under Senator Burbach's proposal, LB 1101, would be those same 3,100 larger taxpayers who now pay $2,000 or more per year in personal property taxes on inventories. Big business already receives tax benefits due to write-off of personal property taxes on Federal and state income taxes.

For the most part, those 3,100 taxpayers are the ones who do have the "ability to pay" test so commonly used in tax reform proposals. Let me assure the Legislature these 3,100 larger taxpayers that make up the special interest group destined to receive the lion's share of the so-called relief are not the family farmer, small businessman or citizen of Nebraska.

The crux of the question that cries for an honest answer is who makes up the difference if such a tax break is granted so few? The answer is obvious, but let me state it once again....it would be the rank and file taxpayers of Nebraska.

Thirdly, and perhaps the most misunderstood and least considered proposition embodied in LB 1101 is the blank check it gives subdivisions of state government as far as future unlimited raids allowed on the state treasury. This is the provision where the state would be forever obligated to pay $9.00 for every $1.00 of ever-increasing personal property tax collections at the local level when the act becomes fully funded.

This feature of the bill would have the effect of steadily increasing and encouraging personal property tax collections at the local level. Remember well that LB 1101 does not eliminate personal property taxes or the filing of schedules as was previously accomplished with the discarding of household goods and intangible property taxes.

At this time, let me publicly thank Lieutenant Governor Frank Marsh and Speaker Hasebroock for resisting pressure of the special interest groups to sign LB 1101 into law during my absence last week to attend the National Governors' Conference in Washington, D.C. This confirms our understanding with these gentlemen that they will not thwart or take advantage of the prerogatives of the Governor. Their restraint under pressure is appreciated.

Let me emphasize that your honorable body has before it our reasonable alternative and phased approach to this problem in the form of LB 1475. I would welcome the ooportunity to sign such a bill into law with its provisions guaranteeing real relief on personal property taxes where it is most needed....to the family farmer and small businessman.

The constitutionality of both LB 1101 and LB 1475 have been a subject of much discussion. Whatever law is passed in this area, it is likely to be challenged in the courts. Since constitutional questions have been raised on both measures, the Supreme Court will undoubtedly eventually decide the complicated issues raised and therefore the fate of either measure if passed.

The administration has carefully reviewed the matter. We are relying on expert legal advise I have used for years in the successful litigation of constitutional questions. For the information of the Legislature, these well recognized and prominent attorneys questioning the constitutionality of LB 1101 and supporting the constitutionality of LB 1475 are former Assistant Attorney General, Mr. Bert Overcash, Mr. Bernard Gradwohl, Mr. Norman Krivosha, and Mr. Wallace Rudolph.

I acknowledge that the Attorney General has reservations about LB 1475. Our proposal to grant exemptions upon the sales and income tax is a new and innovative approach. As yet, the Attorney General has not accepted this theory. Yet, the Attorney General, in his opinion to me, also expressed heretofore unknown reservations regarding the partial exemption proposed by Senator Burbach in LB 1101 sayint that LB 1101's constitutionality is "not completely free from doubt."

No one can assure anyone in advance of the eventual decision of the courts on any subject. We must be guided in this area by good intentions and reasonableness, well recognizing that the legislative and executive actions are always subject to the review of the judiciary. On many occasions, the Legislature has passed laws on which the Attorney General has raised contitutional questions.

We are not expected nor should we be overly sensitive about such judicial review. Rather we should endeavor to enact laws that are fair and just in our indivudual and collective opinions and allow due process to take its course.

Assuming my veto stands, we are willing to discuss reasonalbe

Assuming my veto stands, we are willing to discuss reasonable amendments to LB 1475 as may be suggested.

It is my hope that the indicated override attempt of my action today by Senator Burbach will, in the interest of justice and fairness to all Nebraskans, be unsuccessful.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1085A. Title read. Considered.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1079. Title read. Considered.

Standing Committee amendments found in the Journal on page 499 for the Ninteenth Day were adopted.

Advanced to Enrollment & Review with 32 ayes, 1 nay and 16 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Swanson asked unanimous consent to be excused until 11:00 a.m., Wednesday, March 1. No objections. So ordered.

Mr. Chambers asked unanimous consent to be excused a short time Tuesday, February 29. No objections. So ordered.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1301A. By the Judiciary Committee: Roland Luedtke, Chairman, 28th District.

A BILL FOR AN ACT to amend section 1, Legislative Bill 1281, Eighty-second Legislature, Second Session, 1972, and section 4, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to increase appropriations for district court judges and reporters as prescribed; to aid in carrying out the provisions of Legislative Bill 1301, Eighty-second Legislature, Second Session, 1972; and to repeal the original sections.

VISITORS

Mr. Kokes introduced Dr. Auble of Ord.

Mr. DeCamp introduced a group of Neligh High School students, and their teacher Glen Blake, Neligh.

Mr. Proud introduced 55 students and their teachers, Rita Donahoo and Mary Ellen Radford, from Millard No. Elementary School, Millard.

Mr. Maresh introduced Mrs. Stewart Gratopp of Geneva.

RECESS

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Kennedy and Snyder who were excused and the members of the Agriculture and Recreation Committee who were excused for a short time.

UNANIMOUS CONSENT—Print in Journal

Mr. Chambers asked unanimous consent to have the following letter printed in the Journal. No objections. So ordered.

February 24, 1972

To: Executive Board of the Legislative Council

From: Senator Ernest Chambers, District No. 11

Subject: Attorney General's Opinion relative to Legislators having an interest in a school-lands lease.

Gentlemen,

I am enclosing a copy of the above-mentioned opinion. Very serious issues are involved in the matters discussed in this opinion.

One of the most demoralizing things for a society governed by law, is *selective* enforcement. Either a law applies to everyone or it should apply to no one. Anything else is the worst type of tyranny.

When the Constitution of the State is disregarded or violated by one who holds office under that document, each citizen may feel justified in pursuing the same lawless course.

The law must be applied across the board. Not even a legislator is above the law. The legislature has a responsibility in this matter, and that responsibility must be assumed.

The Executive Board is competent to review this situation and make recommendations. The citizens we serve will see whether we are a self-policing body. They saw what happened to Mr. Wallace Rudolph and Mr. John Gradwohl.

The public has a right to know what we will do to see that the Constitution is applied without discrimination or favor.

Yours truly,

(Signed) Ernest Chambers

GENERAL FILE

LEGISLATIVE BILL 1219. Title read. Considered.

The Barnett pending amendments found in the Journal on page 795 for the Thirty-Third Day were adopted.

Mr. Carpenter offered the following amendments:

1. Add a new section 1 to read as follows:

"Section 1. That section 79-488.07, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-488.07. ~~*It shall be the duty of the school board or board of education, after consultation with a member of the Nebraska State Patrol, to determine the number of passengers that may be safely transported in each bus.*~~ *The board of education or school administrator shall not permit nor shall a school bus driver operate a school transportation vehicle with passengers in excess of the manufacturer's rated seating capacity. In addition, adequate seating space shall be provided for each passenger on the school bus, and the aisles, stepwell, entrance and exit areas shall be clear at all times while the bus is in motion. Any person violating the provisions of this section shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished as provided in section 39-2,127.*".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. On page 2, line 21 insert "section 79-488.07, Reissue Revised Statutes of Nebraska, 1943, and" after "original" and line 22 strike "is" and insert "are".

Pending.

LEGISLATIVE BILL 928. Considered.

Mr. Simpson moved to advance LB 928 to Enrollment and Review.

Mr. Simpson requested a Call of the House. The Call showed 35 members present.

Mr. Goodrich moved to raise the Call. The motion failed with 24 ayes, 9 nays and 16 not voting.

Mr. Keyes moved the Call be raised. The motion prevailed with 27 ayes, 3 nays and 19 not voting.

The Simpson motion to advance LB 928 lost with 24 ayes, 6 nays and 19 not voting.

LEGISLATIVE RESOLUTION 2. Considered.

LR 2 found in the Journal on page 101 for the First Day was adopted with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1213. Title read. Considered.

Standing Committee amendments found in the Journal on page 534 for the Twenty-First Day were adopted.

Mr. Elrod offered the following amendment which was adopted:

1. In new section 1, line 12, strike "One-tenth" and insert "~~*One-tenth*~~ *One-twentieth*".

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1226. Title read. Considered.

Standing Committee amendments found in the Journal on page 536 for the Twenty-First Day were adopted.

Laid over until tomorrow at the request of Mr. Goodrich.

LEGISLATIVE BILL 1124. Title read. Considered.

Standing Committee amendment found in the Journal on page 536 for the Twenty-First Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1183. Title read. Considered.

Mr. Goodrich asked unanimous consent to have the following amendments printed in the Journal and considered on Select File the same as on General File. No objections. So ordered.

1. On page 2, before line 1, insert the following:

"Section 1. That section 71-201.02, Revised Statutes Supplement, 1971, be amended to read as follows:

71-201.02. An apprentice barber whose certificate has expired *because of the limit provided in section 71-205, Revised Statutes Supplement, 1971,* may reinstate such certificate upon the completion of an additional five hundred hours study within a continuous three-month period in an approved barber school or college and by the payment of the required fee provided be Chapter 71, article 2, and the passing of the required examination.

Sec. 2. That section 71-202, Revised Statutes Supplement, 1971, be amended to read as follows:

71-202. Any one or any combination of the following practices, when done upon the human body for ~~grooming~~ *cosmetic* purposes and not for the treatment of disease or physical or mental ailments, on any person, other than a member of the immediate family, constitutes the practice of barbering: (1) Shaving or trimming the beard or cutting the hair; (2) dressing, arranging, styling, curling, waving, straightening, and relaxing of the hair by chemical or mechanical means; (3) *giving facial and scalp massages or treatment with oils, creams, lotions or other preparations either by hand or mechanical appliances. Applying cosmetic preparations, antiseptics, powders, oils, clays or lotions to scalp, face, neck or upper part of the body. (4)* patterning, fitting, cleaning, styling, coloring, waving, or other similar work upon male hair pieces, or wigs; and ~~(4)~~ *(5)* singeing, shampooing, bleaching, coloring, rinsing, hair weaving, or similar work upon the hair.

Sec. 3. That section 71-212, Revised Statutes Supplement, 1971, be amended to read as follows:

71-212. A person who is of good moral character and temperate habits and has a diploma showing graduation from high school or its equivalent as determined by an examination conducted by the county superintendent of

schools or successfully passing a general educational development test either of which shall be optional with the applicant, and (1) has a license and certificate of registration as a practicing barber from another state or country which has substantially the same requirements for licensing or registering barbers as required by sections 71-201 to 71-224, and (2) who can prove by sworn affidavits that he has practiced as a barber in another state or country for at least two years immediately prior to making application in this state, shall upon payment of the required fee be given an examination by the board at the next regular examination to determine his fitness to receive a certificate of registration to practice barbering. ~~; Provided, that any veteran as defined in section 88-401.01 who has all of the qualifications required by this section, except years of practice, shall upon payment of the required fee be issued a certificate of registration to practice barbering without taking or passing any written or oral examination.~~ If any person fails to pass a required examination, he shall be entitled to submit himself for examination by the Board of Barber Examiners at the next examination given by the board. If he fails at the third examination, no further examination shall be granted. Should an applicant, when requested to appear for an examination, fail to appear, he shall be notified by the board as to the time of the next regular examination, at which he shall appear. ~~Should an applicant fail to appear at the time of the giving of the second examination, he shall forfeit his application fee and examination privileges and shall not thereafter be entitled to take the examination unless he shall file a new application and pay a second fee as required by Chapter 71, article 2.~~".

2. On page 2, renumber "Section 1" as "Sec. 4" and strike lines 13 to 15 and in line 16 strike "*ten dollars*" and insert: *for a certificate for registered barber, registered apprentice, assistant barber instructor, barber instructor, barber shop or barber school, the fee in 1972 shall be one half of the fee provided in this section; and thereafter the fee shall revert to the fee provided in this section*"; in line 20 strike "twenty-five" and show as sricken (sic) and insert "*fifty*"; and in line 20, after the period, insert: *Any barber instructor who wants to withdraw from the active practice of the teaching of barbering may request that he be placed on inactive status and shall on or before July 1 of each year, pay an inactive status license fee of ten dollars. Any barber instructor who is on an inactive*

status for not more than five years may renew his certificate of registration upon the payment of the required restoration fee.".

3. On page 3, line 20, after "dollars" insert *"and for restoration of an expired license, ten dollars".*

4. After renumbered section 4, insert:

"Sec. 5. That section 71-222, Revised Statutes Supplement, 1971, be amended to read as follows:

71-222. The Board of Barber Examiners shall annually elect a president and vice president, and the board shall then appoint a manager-inspector who shall serve as secretary of the board. The board shall be furnished with suitable quarters in the State Capitol or elsewhere. It shall adopt and use a common seal for the authentication of its orders and records. The manager-inspector shall keep a record of all proceedings of the board. A majority of the board, in a meeting duly assembled, may perform and exercise all the duties and powers devolving upon the board. Each member of the board shall receive a compensation of forty dollars per diem, and shall be reimbursed for his necessary traveling expenses incurred in the discharge of his duties, not to exceed two thousand dollars per annum and not to exceed the amounts allowed by state administrative departments. Both salaries and expenses are to be paid only from the fund created by fees collected in the administration of sections 71-201 to 71-237; *Provided,* that no other funds or state money except as collected in the administration of such sections shall be drawn upon to pay the expense of administration. The board shall report each year to the Governor a full statement of its receipts and expenditures and also a full statement of its work during the year, together with such recommendations as it may deem expedient. The board ~~*shall*~~ *may* employ one field inspector and such other inspectors, clerks, and other assistants as it may deem necessary to carry out the provisions of sections 71-201 to 71-237 and prescribe their qualifications. No owner, agent, or employee of any barber school shall be elibible (sic.) to membership on the board.".

5. 5. On page 3, line 21, renumber section 2 as section 6 and strike "section" and insert "sections 71-201.02, 71-202, 71-212," and after "71-219" insert "and 71-222".

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 1304. Title read. Considered.

Advanced to Enrollment & Review with 35 ayes, 1 nay and 13 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1476. Placed on Select File as amended.
Enrollment and Review amendments to LB 1476:

1. In line 4 of the Marvel amendment inserting two new paragraphs after line 11 of page 23, strike "State" and insert "Director-State".

2. In the Marvel amendment rewriting sections 47 to 50, insert correct column headings as in the bill.

3. In the Marvel amendment to page 76, lines 8 to 16, strike "the pupils' " in line 5 and insert "each pupil's"; and in lines 10 and 11, strike "general fund" and insert "General Fund".

4. In line 1 of the Marvel amendment to section 28, strike "section 27" and insert "section 28".

5. In line 2 of the first Marvel amendment adding subsection (9) to section 60, insert "Program No. 173--" before "Telecommunications".

6. In the Marvel amendment to the total appropriations line of section 60, strike the stricken matter.

7. In the Marvel amendment adding a new paragraph after line 3, page 22, strike "of the Department" in line 7.

8. In the Marvel amendment adding a new paragraph after the personal services limitation paragraph in section 59, subsection (1), strike "and" in line 4 and insert "which".

9. In line 1 of the Carpenter amendment to page 5, line 10, strike "68,865" and insert "65,865".

10. In the Ziebarth amendment, strike the matter shown as stricken; and in line 7, strike "(30)".

11. In the Schmit amendment, line 2, strike "subsection 2" and insert "subsection (1)".

12. On page 27, line 23, and page 82, line 21, strike "Public".

13. On page 50, lines 9 and 10, and on page 83, lines 18 and 19, strike "Soil and Water Conservation" and insert "Natural Resources".

14. On page 55, line 19, strike "Examiners-Abstracters" and insert "Examiners, Abstracters".

15. On page 56, line 5, and page 82, line 6, strike "Employment".

16. In line 1, section 50, as amended, strike "System WIDE" and insert "System-wide".

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT – Print in Journal

Mr. Stromer asked unanimous consent to have the following amendments to LB 1087 printed in the Journal. No objections. So ordered.

1. Strike section 1 and insert in lieu thereof the following:

"Section 1. *After January 1, 1973, whenever any person shall have been approved for a motor vehicle or motorcycle operator's license, except a limited, special, learner's or school permit, a color photograph of the licensee shall be taken and shall be affixed to the permanent license prior to its issuance. The license with photograph affixed may be issued by the county treasurer or mailed to the licensee by the Department of Motor Vehicles, provided, however, if the license is to be mailed to the licensee by the Department of Motor Vehicles, the county treasurer shall, upon receipt of the certificate of approval from the examiner and the necessary fees, issue to the applicant a temporary license without a photograph affixed thereto which license shall be valid until the permanent license, with photograph affixed, is issued but in no event shall such temporary license be valid for more than fourteen days.*"

2. Add Section 2 to read as follows:

"Sec. 2. That section 60-403.01, Revised Statutes Supplement, 1971, be amended to read as follows:

60-403.01. No person shall operate a motorcycle on the streets, alleys, or public highways of the State of Nebraska until such person shall have obtained a motorcycle operator's license. No such license shall be issued until the applicant has appeared before an examiner and (1) satisfied the examiner that he meets the vision and physical requirements established under the provisions of section 60-407 for operation of a motor vehicle, and (2) successfully completed such examination, including the actual operation of a motorcycle, as may be prescribed by the Director of Motor Vehicles. Any applicant who qualified for a motorcycle operator's license shall be issued a license for such operation or, if he is the holder of a valid motor vehicle operator's license, shall have endorsed thereon ~~*by the county treasurer, upon receipt of the examiner's certificate,*~~ the authorization to operate a motorcycle *in the same manner as provided for the issuance of motor vehicle operator licenses.* Fees for motorcycle operators' licenses shall be the same as provided by section 60-409 for motor vehicle operators' licenses. A person operating a motorcycle without a motorcycle operator's license shall be guilty of a misdemeanor, and shall, upon conviction thereof, be fined not less than ten dollars nor more than one hundred dollars."

3. Add Section 3 to read as follows:

"Sec. 3. That section 60-404, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-404. In and for each county in the State of Nebraska the Director of Motor Vehicles shall appoint as his agents one or more examiners who shall examine all applicants for license to operate motor vehicles as provided in section 60-408, and may, in his discretion, also appoint one or more examining officers with similar powers as is set forth in section 60-408; *Provided*, the same examiner may be assigned to one or more counties by the director. The examiner shall actually conduct the examination of applicants and deliver to each successful applicant a certificate entitling such applicant to secure an operator's license as hereinafter set forth. If the examiner shall refuse to issue such certificate for cause he shall state such cause in writing and deliver the same to the applicant. The successful applicant shall present his certificate to the county treasurer of his county, who shall forthwith issue the license *or a temporary license* to operate a motor vehicle and collect the fee therefor. The county treasurer shall report the issuance of such licenses to the Department of Motor Vehicles within five days. The director shall furnish to the examiner in every county in this state the blank applications provided for in section 60-403, and a sufficient supply of blank certificates for successful applicants to cover all probable requirements."

4. Add Section 4 to read as follows:

"Sec. 4. That section 60-406, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-406. The director shall provide each county treasurer with a sufficient number of official motor vehicle operator's license blanks to supply the needs of his county, and immediately on the presentation to the county treasurer of the certificate for license issued by the examining officer of his county to the applicant for such license, the county treasurer shall forthwith issue such license *or a temporary license* to the applicant and the same shall be in full force and effect until *the expiration date stated on the license, or* officially revoked or canceled by the director, or suspended or revoked by a court of competent jurisdiction as set forth in section 60-427."

5. Add Section 5 to read as follows:

"Sec. 5. That section 60-409, Reissue Revised Statutes of Nebraska, 1932, be amended to read as follows:

60-409. The applications for operators' licenses, school permits, or learners' permits shall be filed with the county treasurer who is required to transmit the same weekly to the Director of Motor Vehicles. The application shall be accompanied by a fee of ~~six~~ *seven* dollars from each successful applicant for an original or renewal operator's license issued under this act; *Provided*, that the fee for licenses which will be valid for one year or less shall be ~~one dollar~~ *two dollars* and fifty cents, the fee for licenses which will be valid for more than one year but less than two years shall be ~~three~~ *four* dollars, and the fee for licenses which will be valid more than two years but less than three years shall be ~~four~~ *five* dollars and fifty cents. ~~Five~~ *Ten* per cent of each of the original and renewal fees for operators' licenses, school permits, and learners' permits shall be credited forthwith to the general fund of the county and shall be included

by the county treasurer in his report of fees as provided by law. The balance of the license fees provided herein shall be remitted by the county treasurer to the State Treasurer and fifty per cent of the original and renewal operator's license and school or learner's permit fee shall be credited to the Driver Education Fund established by section 60-409.01 and the remainder shall be credited by the State Treasurer to the General Fund."

6. Add Section 6 to read as follows:

"Sec. 6. That section 60-415, Revised Statutes Supplement, 1971, be amended to read as follows:

"60-415. In the event of the loss of a license or permit by any person duly licensed under the provisions of this act, such person may obtain a duplicate upon filing with the county treasurer an application and affidavit showing such loss. Upon the officer being satisfied that the loss is genuine, he shall ~~issue~~ *cause to be issued*, upon the payment of a fee of ~~fifty cents~~ *one dollar*, a duplicate license or permit. Such fee shall be handled by the treasurers in the same manner as original or renewal license fees; *Provided*, such duplicate license or permit fee in each instance shall be credited, allocated, and accounted for by the county treasurer as in the cases of original and renewal motor vehicle operators' license fees as provided in section 60-409.

(2) If any person changes his or her name because of marriage or divorce or other court order, he shall apply to the county treausrer for a replacement motor vehicle operator's license, and furnish satisfactory evidence of such change, and such license shall be issued without charge. Such application shall be made within thirty days after the change of name. If any person changes his or her address, he may apply to the county treasurer for a replacement motor vehicle operator's license, and furnish satisfactory evidence of such change, and such license shall be issued without charge.

(3) In the event of a mutilated and unreadable license or permit by any person duly licensed under the provisions of this act, such person may obtain a replaced license or permit upon showing the original mutilated or unreadable license or permit to the county treasurer. If the county treasurer is satisfied that the license or permit is mutilated or unreadable, he shall ~~issue~~ *cause to be issued*, upon the payment of a fee of ~~fifty cents~~ *one dollar*, a replaced license or permit. Such fee shall be handled by the treasurer in the same manner as the original or renewal license fee; *Provided*, such replacement license or permit fee in each instance shall be credited, allocated, and accounted for by the county treasurer as in the cases of original and renewal motor vehicle operators' license fees as provided in section 60-409.

7. Renumber Section 2 as Section 7 and on line 10 thereof strike the words "of section 1".

ADJOURNMENT

At 3:44 p.m., on a motion by Mr. Mahoney, the Legislature adjourned until 9:00 a.m., Tuesday, February 29, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

THIRTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, February 29, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Deliver us, O God, from imagining that we are open to Thy transforming power only when we say our prayers. Disclose that whenever we fling ourselves into the battles for justice our lives are also open Thy transforming power. Help us to become those who not only say our prayers, but who live our prayers. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Chambers and Waldron who were excused and Mr. DeCamp who was absent until 10:00.

CORRECTIONS FOR THE JOURNAL

The Journal for the Thirty-Eighth Day was approved.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1168. Placed on Select File as amended.
Enrollment and Review amendments to LB 1168:

1. In new section 1, line 13, insert "*a*" after the comma; and in line 13, insert an underscored comma after "*Complex*".

2. In line 1 of the Waldron amendment 1, strike "Section 1" and insert "renumbered section 2"; in line 2, strike "Section 1." and insert "Sec. 2."; in lines 4 and 5, strike "Second Session, 1972" and insert "First Session, 1971"; and in line 27, strike the comma.

3. In the Waldron amendment 2, line 1, strike "In Sec. 2," and insert "On".

4. In the Waldron amendment 3, line 1, strike "In Sec. 2" and insert "On page 3".

5. In lieu of standing committee amendment 1, on page 3, line 22, strike "or hospitals" and insert "~~, or hospitals~~ *nursing home, or both*".

6. In standing committee amendment 2, line 5, insert "*(3)*" after the comma.

7. In standing committee amendment 3, line 2, insert "~~*(3)*~~" before "*(4)*".

8. In lieu of standing committee amendment 4, on page 3, line 26, strike "or hospitals" and insert "~~, or hospitals~~ *nursing home, or both*"; and on page 3, lines 26 and 27, and page 4, line 1, strike the new matter.

9. In the Waldron amendment 4, line 2, strike "Sec. 4." and insert "Sec. 5."; in line 2, strike "23-343.27" and insert "23-343, 23-343.27,"; and in line 6, strike "Second Session, 1972" and insert "First Session, 1971".

10. Add a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

11. In the title, line 2, strike "23-343.25, 23-343.27" and insert "23-343, 23-343.27,"; in line 4, insert ", and section 23-343.25, Reissue Revised Statutes of Nebraska, 1943, as amended by section 15, Legislative Bill 661, Eighty-second Legislature, 1971" after "1943"; in line 8, strike "; and" and insert "or counties;" and in line 9, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1429. Placed on Select File as amended. Enrollment and Review amendments to LB 1429:

1. On page 2, line 10, strike the commas and show the same as stricken; in line 11, strike "*and,*" and insert "*, and*".

2. On page 3, line 11, insert "or within off-street parking districts" after "benefited".

LEGISLATIVE BILL 1430. Placed on Select File as amended. Enrollment and Review amendments to LB 1430:

1. In standing committee amendment 2, strike "*herein authorized*" in the last line and insert "*authorized in this section*".

2. On page 6, line 2, strike "*said*" and insert "*such*"; in line 3, strike the first comma; and in line 13, strike the comma and show the same as stricken.

3. Amend section 4 to read:

"Sec. 4. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

4. On page 8, line 17, strike "19-3317, and 19-3326" and insert "and 19-3317"; and in line 18, insert ", and also section 19-3326, Reissue Revised Statutes of Nebraska, 1943" after "1943".

5. In the title, lines 2 and 3, strike "19-3317, and 19-3326" and insert "and 19-3317"; and strike lines 5 to 12 and insert "villages, particular classes; to change provisions for financing of off-street parking facilities as prescribed; to provide severability; to repeal the original sections, and also section 19-3326, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.".

LEGISLATIVE BILL 1129. Placed on Select File as amended.
Enrollment and Review amendments to LB 1129:

1. On page 2, line 16, insert "*vote of*" after "*by*"; and strike lines 17 and 18 as amended and insert "*serve as chairman with voting power. The board shall elect a vice-chairman and a secretary from its*".

2. In lieu of standing committee amendments 4 and 5, on page 4, line 4, strike "*would decide was*" and insert "*may decide is*"; in line 4, strike "*and*"; in line 5, insert "*as may be needed*" after "*personnel*"; and in line 6, strike "*duties*" and insert "*activities*".

3. In the title, strike lines 4 to 9 and insert "relating to the Legislative Council; to increase the size and change the method of selecting members and officers of the Executive Board; to provide that the speaker shall be chairman and a voting member; to provide additional duties; and to repeal the original sections.".

LEGISLATIVE BILL 741. Placed on Select File as amended.
Enrollment and Review amendments to LB 741:

1. In line 3 of the Stahmer amendment 1, adopted 2/25/72, insert "*children*" after "*disability*", and in line 13 strike the comma.

2. In new section 2, line 1, insert "*State*" after "*The*".

3. For correlation purposes, on page 2, line 2, insert ", as amended by section 1, Legislative Bill 690, Eighty-second Legislature, First Session, 1971" after "1943"; in lines 17 and 18 strike "hard of hearing" and insert "acoustically handicapped" in line 19 insert "orthopedically handicapped," after the first comma; on page 4, after line 1 insert:

"(7) Orthopedically handicapped children shall mean those whose locomotion, mobility, or use of limbs are impaired by crippling because of (a) congenital anomaly, (b) birth injury, (c) trauma, (d) tumor, (e) infection, (f) disease, or (g) other conditions such as fragile bones or cardiac impairment."; and in line 3 of the Stahmer amendment adopted 2/25/72, strike *"(7)"* and insert *"(8)"*.

4. In section 3 as amended, line 2, insert ", as amended by section 1, Legislative Bill 690, Eighty-second Legislature, First Session, 1971" after "1943".

5. In the title, line 2, strike "sections 43-604 and 43-609" and insert "section 43-604"; in line 3, insert ", as amended by section 1, Legislative Bill 690, Eighty-second Legislature, First Session, 1971" after "1943"; and strike lines 5 and 6 and insert "to provide duties for the State Department of Education; and to".

LEGISLATIVE BILL 741A. Placed on Select File as amended.
Enrollment and Review amendment to LB 741A:

1. In lieu of the Stahmer amendment adopted 2/25/72, on page 2, line 2, and in the title, line 2, strike "seventy-four" and insert "ninety-five".

LEGISLATIVE BILL 1167. Placed on Select File.

LEGISLATIVE BILL 1221. Placed on Select File as amended.
Enrollment and Review amendments to LB 1221:

1. On page 2, line 21, strike *"includes"* and insert *"include"*.

2. In the title, line 5, insert "to define terms;" after the semicolon.

LEGISLATIVE BILL 1152. Placed on Select File as amended.
Enrollment and Review amendments to LB 1152:

1. On page 2, line 23, strike the period.

2. In the title, strike beginning with "Fiscal" in line 3 through line 11 and insert "cities of the first class; to change security requirements for depository banks as prescribed; to repeal the original section;".

LEGISLATIVE BILL 1081. Placed on Select File as amended.
Enrollment and Review amendment to LB 1081:

1. In the title, strike lines 2 to 6 and insert:
"FOR AN ACT to create the Commission on Mexican-Americans as prescribed.".

LEGISLATIVE BILL 1081A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1081A:

1. On page 2, strike lines 4 and 5 and insert "June 30, 1973, to the Commission on Mexican-Americans, for Program 537, to aid in carrying out".

2. In the title, strike lines 5 and 6 and insert "June 30, 1973, to the Commission on Mexican-Americans, for Program 537".

LEGISLATIVE BILL 1093. Placed on Select File as amended.
Enrollment and Review amendment to LB 1093:

1. On page 3, line 24, insert an underscored comma after "*1973*".

LEGISLATIVE BILL 1150. Placed on Select File as amended.
Enrollment and Review amendments to LB 1150:

1. On page 2, lines 4 and 13, strike "*primary city*" and insert "*city of the primary class*"; in line 13, reinstate "*has*"; in lines 14 and 15, strike "*for the collection of city taxes*" and insert "*collect the taxes for the city*"; in lines 16 strike the comma; and in line 20, strike the comma.

2. In lieu of standing committee amendment 2, on page 2, line 23, strike "is" and insert "and also section 15-806, Reissue Revised Statutes of Nebraska, 1943,".

3. In the title, line 7, insert ", and also section 15-806, Reissue Revised Statutes of Nebraska, 1943" after "section".

LEGISLATIVE BILL 1155. Placed on Select File as amended.
Enrollment and Review amendments to LB 1155:

1. Add a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to civil defense; to provide for periodic review of the civil defense program and a report thereon as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 1157. Placed on Select File as amended.
Enrollment and Review amendments to LB 1157:

1. For correlation purposes, on page 4, line 8, insert ", as amended by section 29, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1969"; in line 12 strike "seventy-five" and insert "not less than ninety-five"; at the end of line 16 insert "not less than"; and in line 17 strike "six thousand" and insert "seven thousand five hundred".

2. For correlation purposes, on page 4, line 27, insert ", as amended by section 30, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 5, lines 5 and 9 insert "not less than" after "of".

3. On page 5, strike lines 19 to 22 and insert:

"Sec. 9. That original sections 23-1114.02 to 23-1114.07, Revised Statutes Supplement, 1971, and sections 32-231, and 32-231.02, Revised Statutes Supplement, 1969, as amended by sections 29 and 30, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, are repealed.".

4. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 23-1114.02 to 23-1114.07, Revised Statutes Supplement, 1971, and sections 32-231 and 32-231.02, Revised Statutes Supplement, 1969, as amended by sections 29 and 30, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to county".

LEGISLATIVE BILL 1156. Placed on Select File.

LEGISLATIVE BILL 1487. Placed on Select File.

LEGISLATIVE BILL 1255. Placed on Select File as amended.
Enrollment and Review amendments to LB 1255:

1. In new section 1, line 3, strike "~~a~~"; in line 4 insert a comma after "more"; in line 8, strike the second comma and insert "and"; in line 9, strike "consisting" and insert "to consist"; and in line 10, insert "each" after "of".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT relating to schools; to require publication of a list of claims allowed and the summary of proceedings of certain school boards or boards of education as prescribed.".

LEGISLATIVE BILL 1314. Placed on Select File as amended.
Enrollment and Review amendments to LB 1314:

1. In new section 1, line 3, and new section 2, lines 3 and 4, strike "Second Session, 1972" and insert "First Session, 1971".

2. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 79-1103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 86, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to schools; to provide the fiscal year for Class VI school districts; and to repeal the original section.".

LEGISLATIVE BILL 1112. Placed on Select File.

The following bills were correctly re-engrossed: 674.

The following bills were correctly engrossed:

66	343	690	1163	1173
1194	1216	1237	1436	

The following bills were correctly enrolled:

76	1302

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LB 76 and LB 1302.

UNANIMOUS CONSENT–Members Excused

Messrs. Mahoney, Snyder and Savage asked unanimous consent to be excused from 1:00 p.m. until 3:00 p.m., today. No objections. So ordered.

MOTION–Suspend Rules

Speaker Hasebroock moved to suspend the Rules and take up the Final Reading bills set for tomorrow, today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 893. With emergency.

A BILL FOR AN ACT to amend sections 19-2106 and 19-2107, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to extend provisions to cover solid waste disposal areas; to extend the requirements for selecting a site for garbage disposal facilities and solid waste disposal areas; to provide for license as prescribed; to provide for charges; to transfer jurisdiction; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Kennedy	Keyes	Kime
Klaver	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Warner	Wiltse
Ziebarth				

Voting in the negative, 1:

Whitney

Not voting, 7:

Barnett	Chambers	DeCamp	Holmquist	Kokes
Waldo	Waldron			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1036A.

A BILL FOR AN ACT to appropriate two hundred ninety-seven thousand four hundred twenty-two dollars of federal funds for the period July 1, 1972, to June 30, 1973 to the Department of Agriculture, Agency No. 18 for Program 564, to aid in carrying out the provisions of Legislative Bill 1036, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kime	Klaver	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 1:

Keyes

Not voting, 5:

Chambers	DeCamp	Kokes	Marvel	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1114. With emergency.

A BILL FOR AN ACT to amend sections 81-1430, 81-1431, 81-1433, and 81-1434, Revised Statutes Supplement, 1971, relating to state administrative departments; to establish the Commission on Drugs as prescribed; to redefine terms; to provide for appointment of members of the Commission on Drugs, their terms, and compensation; to provide for the powers and duties of the Commission on Drugs; to repeal the original sections, and also section 81-1432, Revised Statutes Supplement, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 1:

Lewis

Not voting, 5:

Chambers	DeCamp	Epke	Kime	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1151. With emergency.

A BILL FOR AN ACT to amend section 8-141, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to remove certain limitations upon obligations representing loans to national banking associations or banking institutions as specified; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Maresh	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Chambers	DeCamp	Goodrich	Mahoney
Marvel	Waldron			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1158.

A BILL FOR AN ACT to amend section 71-3302, Revised Statutes Supplement, 1969, relating to fluoridation; to provide when the provisions of this section shall not apply as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Chambers	DeCamp	Maresh	Marvel
Waldron	Wiltse			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1188.

A BILL FOR AN ACT relating to metropolitan utilities districts; to provide for the collection of sewer use or rental fees or charges for other utility services for cities, villages, and sanitary and improvement districts, residents of which are supplied water at retail by such districts; and to restrict discontinuance of services as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "
Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Morgan	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Chambers	DeCamp	Marvel	Nore
Stromer	Waldron	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1207. With emergency.

A BILL FOR AN ACT to amend section 2-1549.04, Reissue Revised Statutes of Nebraska, 1943, relating to agriculture; to provide for disposition of funds of discontinued watershed conservancy districts as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Chambers	DeCamp	Morgan	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1209. With emergency.

A BILL FOR AN ACT to amend section 16-502, Revised Statutes Supplement, 1971, relating to first-class cities; to increase the amount of contracts that officers of a first-class city may have an interest in before it is prohibited; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Clark	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Moylan	Nore	Orme	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 4:

Carstens	Holmquist	Klaver	Proud

Not voting, 6:

Carpenter	Chambers	DeCamp	Marvel	Pfister
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1268. With emergency.

A BILL FOR AN ACT to amend sections 79-439, 79-805, and 79-1003.01, Reissue Revised Statutes of Nebraska, 1943, and section 79-906, Revised Statutes Supplement, 1971, relating to schools; to provide that all meetings of school boards and boards of education shall be open to the public; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carstens	Clark	Craft
Duis	Elrod	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme

Pfister	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Warner	Whitney	Ziebarth	

Voting in the negative, 2:

Kime	Proud

Not voting, 8:

Carpenter	Carsten	Chambers	DeCamp	Epke
Waldo	Waldron	Wiltse		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Change Of Order

Mr. Stull asked unanimous consent to place LB 1181 at the top of General File. No objections. So ordered.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LR 2.

SELECT FILE

LEGISLATIVE BILL 1174. Enrollment and Review amendments found in the Journal on page 913 for the Thirty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 690A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1274. Enrollment and Review amendment found in the Journal on page 913 for the Thirty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1275. Enrollment and Review amendments found in the Journal on page 913 for the Thirty-Eighth Day were adopted.

Bracketed at the requested of Mr. Snyder.

LEGISLATIVE BILL 1506. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1077. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1476. Enrollment and Review amendments found in the Journal on page 933 for the Thirty-Eighth Day were adopted.

Laid over until this afternoon at the request of Mr. Marvel.

LEGISLATIVE BILL 1095. Enrollment and Review amendments found in the Journal on page 914 for the Thirty-Eighty Day were adopted.

Mr. Barnett offered the following amendment which was adopted by unanimous consent:

Amend amendment in the Journal on page 667-669 by striking the words "state law" on page 669, line 12, and by inserting in lieu thereof the words "this section", and by adding after the word "ordinance" on page 669, line 13, "enacted pursuant to this section,".

Mr. DeCamp asked unanimous consent to adopt the following amendment:

Strike the Warner amendment.

Mr. Warner objected.

Laid over.

UNANIMOUS CONSENT–Executive Session

Mr. Marvel asked unanimous consent to hold an Executive Session of the Appropriations Committee at 12:00, noon, in the Supreme Court Hearing room. No objections. So ordered.

MOTION–Return LB 1098

Mr. Whitney moved to return LB 1098 to Select File for the following specific amendment. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

1. Strike the Whitney amendment adopted 2/24/72.
2. In the Standing Committee amendment 1, page 1, at the end of line 25 add "*The provisions of this section shall not apply to the administration of any drug for medicinal purposes by or under the direction of any person licensed under the provisions of Chapter 71, article 1 when acting in his professional capacity.*".
3. In line 3 of E & R amendment 2, adopted 2/24/72, insert "to provide an exception;" after the second semicolon.

SELECT FILE

LEGISLATIVE BILL 1098. The Whitney specific amendment found in today's Journal was adopted by unanimous consent

Advanced to Enrollment and Review for engrossment.

Mr. Whitney asked unanimous consent to expedite LB 1098. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 619

Mr. Kremer renewed his request found in the Journal on page 918 for the Thirty-Eighth Day to withdraw LB 619. Mr. F. Carstens objected.

Mr. Kremer asked unanimous consent to withdraw his name from LB 619. No objections. So ordered.

Mr. F. Carstens asked unanimous consent to add his name to LB 619. Mr. Kokes objected.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1339A. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to appropriate five thousand dollars from the state General Fund and fourteen thousand one hundred seventy dollars from federal funds for the period of July 1, 1972 to June 30, 1973 to the Nebraska American Revolution Bicentennial Commission, Agency No. 90, for Program No. 328, to aid in carrying out the provisions of Legislative Bill 1339, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

GENERAL FILE

LEGISLATIVE BILL 758. Considered.

Standing Committee amendments found in the Journal on page 2144 for the Ninetieth Day, First Session, were rejected.

Mr. Clark offered the follow amendments: (The amendments are printed and available in the Clerk's Office.)

SPEAKER HASEBROOCK PRESIDING

Mr. Duis offered the following amendments to the Clark amendments:

1. On page 8, lines 13, 17, and 26, strike *"fair"* and insert *"reasonable"*; in line 19, strike *"by giving weight to each of"* and insert *"and among other things may consider"* strike line 22 and through *"(5)"* in line 23; in line 24, strike *"(6)"* and insert *"(4)"*; and in line 25, strike *"(7)"* and insert *"(5)"*.

2. On page 26, line 8, strike *"seventy-five"* and insert *"one hundred fifty"*.

3. On page 34, line 16, strike "twenty" and insert *"~~twenty~~ fifty"*; in line 18, insert an underscored period after "commission" and strike the rest of the sentence and show the same as stricken.

Mr. Kremer offered the following amendments to the Duis amendments, which were adopted:

On line 3 and 4 strike "and among other things may consider" and insert *"and shall give weight to each of"*

The Duis amendments, as amended, were adopted.

Mr. Duis offered the following amendments to the Clark amendments, which were adopted:

1. On page 26, after line 18, insert:

"(4) The commission shall, prior to the operative date of this act, determine the aggregate gross operating revenue for calendar year 1971 derived from the Nebraska intrastate gas utility operations of all gas utilities subject to the provisions of this act, and such utilities shall cooperate in furnishing to the commission the information necessary for such determination. Upon making such determination the commission shall, in order to effectuate the provisions of section 48 of this act, assess against such utilities, in proportion to their respective Nebraska intrastate gross operating revenue from gas utility operations during calendar year 1971, an aggregate amount equal to one-tenth of one per cent of such aggregate gross operating revenue or sixty thousand dollars, whichever is the lesser, which assessed amount shall be deposited by the affected utility with the State Treasurer within thirty days of the commission's mailing of notice of such assessment to such utility. Any such assessment may be paid under protest on the grounds set forth in subsection (3) of this section, in which event the commission shall set the matter down for hearing promptly and shall order a refund of any portion of such assessment found to be excessive, erroneous, unlawful, or

invalid after notice and hearing. Within sixty days after the operative date of this act the commission shall ascertain the total of its expenditures prior to such date reasonably attributable to the performance of its duties relating to gas utilities under the provisions of this act. If the total of such expenditures exceeds the aggregate amount assessed to all gas utilities under this subsection, the amount of such excess shall be added to the amount of the expenditures made during the first calendar quarter following such operative date in determining the assessments to be made for such quarter under subsection (2) of this section. If the aggregate assessment to all gas utilities under this subsection exceeds the actual total amount of such commission expenditures prior to such operative date, the excess thus paid by each utility shall be credited toward future assessments made against such utility under subsection (2) of this section.".

2. On page 27, line 16, strike "*effective*" and insert "*operative*".

3. On page 45, line 5, insert "*, except for actions required to be taken before such date under subsection (4) of section 43 and section 48 of this act*" after "*1973*".

1. On p. 12, sec. 23, line 18 after the word "employees" insert "or representatives".

2. On p. 13, sec. 25, line 4 strike the word "hearing" and insert "hearings".

3. On p. 17, sec. 33, line 16 strike the word "of" and insert "or".

4. On p. 24, sec. 43, line 18 strike the word "his" and insert "this", and in line 24 strike the period after the word "employees" and insert "and representatives.".

5. On p. 28, sec. 50, line 26 strike through the words "and the".

PRESIDENT MARSH PRESIDING

Mr. Kremer offered the following amendments to the Clark amendments, which were adopted:

1. On p. 2, sec. 2, line 2 strike the word "piped" and insert "pipeline or", and on line 3 strike the words "the public" and insert "consumers".

2. On p. 2, sec. 3, line 23 strike "the public" and insert "consumers", on line 26 strike "distribution" and insert "sale" and strike "the

public" and insert "consumers", and on line 27 strike "compensation" and insert "comsumptive use".

3. On p. 4, sec. 8, line 19 strike the comma after the word "changed", and strike the period after the word "act" and insert "; and provided further, that any rate in litigation in a court of competent jurisdiction on the operative date of this act shall remain subject to the final order of such court as to the period prior to such effective date.

4. On p. 6, sec. 13, line 21 strike the word "Whenever" and insert the following "Upon the filing of a rate as provided in Section 7 or whenever."

5. On p. 6, sec. 13, line 26 strike the semicolon after the word "reasonable" and the words "and pending" and insert ", in which event the utility filing such schedule shall have the burden of establishing the justness and reasonableness of the proposed rate or rates. Pending".

6. On p. 9, sec. 16, on line 1 strike the word "Whenever" and after the word "commission" insert the word "may"; on line 2 after the word "the" insert the words "then existing"; on line 3 after the words "utility, and" insert the word "if"; and on line 3 after the word "hearing" insert the word "it".

The Clark amendments were adopted, as amended.

Mr. Stull offered the following amendments:

1. Add five new sections after section 60 as follows:

"Sec. 61. *In order to provide the citizens of the state with adequate electric service at as low overall cost as possible, consistent with sound business practices, it is the policy of this state to avoid and eliminate conflict and competition between public power districts, public power and irrigation districts, municipalities, electric membership associations and cooperatives in furnishing electric energy to retail customers, to avoid and eliminate duplication of facilities and resources which result therefrom, to avoid and eliminate competition to facilitate the settlement of rate disputes between suppliers of electricity.*

Sec. 62. *Before any utility, whether the same be public or private in nature, shall construct any retail distribution facility within the electrical retail service area of any public power district, public power and irrigation district, municipality, electric membership association or cooperative, which is to be used in any manner for the purpose of furnishing a service or commodity to the customers of said district, municipality, membership association or cooperative, and which service or commodity is*

competitive in nature with the electrical service being furnished to said customer by said district, municipality, membership association or cooperative, the matter shall be referred to the Nebraska Power Review Board for hearing and determination as hereinafter set forth; Provided, that the provisions of this act shall not be applicable within the corporate limits of any municipality; and provided further, that the provisions of this act shall not apply to tanks, drums, and like equipment, used for the storage of fuels.

Sec. 63. *In any matter referred to the said Nebraska Power Review Board under section 12 of this act, the board shall fix a time and place for hearing and shall give fifteen days notice by mail to all parties which the board deems to be affected by the application. The hearing shall be had within thirty days unless for good cause shown, the applicant shall request in writing that such hearing not be scheduled until a later time, but in any event such hearing shall not be more than ninety days from the filing of the application, and the board shall give its decision within thirty days after the conclusion of the hearing. Any party interested may appear, file objections, and offer evidence; Provided, the board may grant the application without notice of hearing, upon the filing of waivers to said application from all parties interested.*

Sec. 64. *The hearing as referred to in section 3 of this act shall be conducted in conformity with the provisions of section 70-1006, Reissue Revised Statutes of Nebraska, 1943.*

Sec. 65. *After the hearing the board shall make an order allowing or denying the application. In making its decision, the board shall give consideration to the ability of such public power district, public power and irrigation district, municipality, electric membership association, or cooperative to furnish the electrical power and energy required by the customers contained within the retail service area, and the economic effect upon said district, municipality, electric membership association, or cooperative if competing facilities were to be constructed by the applicant to serve said customers.*".

2. Insert a new section 66 to read as follows:

"Sec. 66. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

3. Renumber sections 61 and 62 of the Clark amendment as sections 67 and 68, respectively.

4. In renumbered section 68, line 10, strike the second "and" and insert a comma after "18-414", and after "18-415," insert "and 70-1001,".

Mr. Stull requested a Call of the House. The Call showed 43 members present.

Mr. Marvel moved the Call be raised. The motion prevailed with 39 ayes, 1 nay and 9 not voting.

The Stull amendment failed with 9 ayes, 20 nays and 20 not voting.

Advanced to Enrollment & Review with 26 ayes, 10 nays and 13 not voting.

UNANIMOUS CONSENT—Add Co-Introducer

Mr. Clark asked unanimous consent to add his name to LB 758. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 758A. Laid over.

LEGISLATIVE BILL 1103. Title read. Considered.

Mr. DeCamp moved to bracket LB 1103. The motion lost with 11 ayes, 21 nays and 17 not voting.

Mr. Waldo offered the following amendments:

Section 1. That section 77-2734, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2734. (1) A tax is hereby imposed for each taxable year on the taxable income derived from sources within this state of any corporation or any other entity taxed as a corporation under the Internal Revenue Code whose business within this state during the taxable year consists exclusively of foreign commerce, interstate commerce, or both; ~~at a rate equal to twenty twenty five per cent of the rate imposed on individuals under section 77-2715. For any taxpayer subject to this section whose fiscal year does not coincide with the calendar year, the rate initially set shall also apply for the period from January 1, 1968, to the last day of his then current fiscal year.~~ *The tax shall consist of a normal tax computed under subsection (2) of this section and a surtax computed under subsection (3) of this section.*

(2) The normal tax is equal to (25) per cent of the rate imposed on individuals under section 77-2715.

(3) The surtax is equal to one per cent of the amount by which

taxable income derived from sources within this state exceeds the surtax exemption in subsection (4) of this section.

(4) For purposes of this section the surtax exemption for any taxable year is twenty-five thousand dollars of the taxable income derived from sources within this state of any corporation, any other entity taxed as a corporation, affiliated group of corporations or controlled group of corporations.

(5) In the case of affiliated group of corporations or controlled group of corporations the Tax Commissioner shall prescribe regulations pertaining to filing requirements and the amount of surtax exemption allowed each corporation.

~~(2)~~ *(6)* Except as provided in subsection (1) of this section, for the privilege of exercising its franchise or doing business in this state in a corporate capacity, there is hereby imposed a franchise tax on each corporation or any other entity taxed as a corporation under the Internal Revenue Code according to or measured by its entire net income derived from all sources within this state for the taxable year at the rate imposed under ~~subsection (1)~~ *subsections (1) to (5)* of this section. For the purposes of this subsection the taxpayer's entire net income shall be its federal taxable income derived from sources within this state as determined pursuant to sections 77-2735 to 77-2749 without regard to the modification referred to in section 77-2741, the State of Nebraska hereby adopting method numbered (4) authorized by section 5219, United States Revised Statutes, as amended, 12 USC 548, for state taxation of national banking associations. The tax imposed by this sebsection on national banking associations shall be in lieu of all taxes imposed by this state on national banking associations to the extent it is not permissible to tax such associations under federal law. For the purpose of computing the franchise tax levied in this subsection, the net income of cooperative organizations shall be the entire net income derived from all sources within this state including such portion of patronage refunds or dividends on stock derived in this state as shall be excludable from gross income of such corporation for federal income tax purposes. All provisions of sections 77-2714 to 77-27,124 relating to taxation of corporations shall apply to franchise taxes imposed under this subsection unless the context requires otherwise.

Any (a) corporation subject to tax under section 44-1213, 77-908, 77-909, or 81-523, (b) corporations organized as cooperatives under Chapter 21, article 13, (c) electric cooperatives organized under Chapter 70, article 7, (d) nonstock cooperative marketing companies organized under Chapter 21, article 14, (e) savings and loan associations, (f) production credit associations, (g) persons licensed to engage in this state in the business of purchasing installment paper, (h) installment loan companies, (i) credit unions, (j) mutual investment companies, (k) banks for cooperatives, and (l) industrial loan and investment companies, shall be credited, in the computation of tax due under the provisions of this section, with the amount paid during the taxable year as taxes in lieu of intangible tax.

~~(3)~~ *(7)* A small business corporation having an election in effect under subchapter S of the Internal Revenue Code shall not be subject to the Nebraska income tax or franchise tax on corporations, and the shareholders of such corporation shall include in their taxable incomes their proportionate part of such corporation's federal taxable income; *Provided*, that if any of the shareholders of such corporation are nonresidents during any part of the corporation's taxable year, such corporation shall be subject to the income tax or franchise tax, as the case may be, for such year on that part of the corporation's income, as determined under the provisions of sections 77-2735 to 77-2749, allocable to the shares of stock owned by such nonresident unless the corporation files with its return for such year an agreement executed by each nonresident stockholder stating that such nonresident will file a Nebraska income tax return which will include in his Nebraska nonresident adjusted gross income that portion of the corporation's Nebraska taxable income allocable to such nonresident's interest in such corporation.

Sec. 2. *This act shall be applicable for all taxable years commencing after December 31, 1972.*

Sec. ~~2~~ 3. That original section 77-2734, Revised Statutes Supplement, 1969, is repealed.

Amendment pending.

UNANIMOUS CONSENT — Members Excused

Mr. Simpson asked unanimous consent to be excused Friday, March 3, 1972. No objections. So ordered.

Mr. Kremer asked unanimous consent to be excused Thursday, March 2, 1972. No objections. So ordered.

Mr. Stahmer asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT — Executive Session

Mr. Proud asked unanimous consent to hold an Executive Session of the Committee on Committees on March 9, 1972, at 1:30 p.m. in the Legislative Council Hearing Room. No objections. So ordered.

VISITORS

Mr. Maresh introduced 34 Senior Government Students from Harvard, Nebraska and teachers Verla Frani, Dennis Bryant, Robert Wonka and Doris Langren.

Mr. Burbach introduced 25 high school students from Wynot, Nebraska and teachers John McNeil, Luara Stolpe, Mrs. John Carr and Fritz Peifert.

Mr. Maresh introduced 11 Senior Government Students from Fairmont, Nebraska and teacher Lloyd Roberts.

Mr. Proud introduded 50 Fourth Grade Nebraska History Students from Norris School, Millard, Nebraska and teachers Msdmes. Thornblad and Hanke.

Mr. Pfister introduced Mr. Tom Lowry from South Sioux City, Nebraska.

Mr. DeCamp introduced Gary Swigert from his district.

RECESS

At 12:00 noon on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:02 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Waldron who was excused.

MESSAGE FROM THE GOVERNOR

February 28, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1145.
This bill was signed by me on February 26, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Introduce New Bill

Mr. Holmquist moved the introduction of a new bill by the Public Works

Committee to be known as LB 1509. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1509. By the Public Works Committee: Claire Holmquist, Chairman, 16th District; Irving Wiltse, 1st District; Richard Proud, 12th District; Richard Lewis, 38th District; Leslie Stull, 49th District; Roland Luedtke, 28th District; LeRoy Pfister, 17th District; Ernie Chambers, 11th District.

A BILL FOR AN ACT to amend section 46-144, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to authorize, clarify and extend the purpose of special elections and assessments; to provide for issuance of warrants to borrow money for projects and to pay for same out of special assessment for a term of years not to exceed twenty years; to repeal the original section; and to declare an emergency.

UNANIMOUS CONSENT–Place LB 1509 On General File

Mr. Holmquist asked unanimous consent to place LB 1509 at the head of General File without a public hearing. No objections. So ordered.

Mr. Holmquist asked unanimous consent to expedite LB 1509. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1103. Considered.

Mr. Waldo asked unanimous consent to withdraw his pending amendments found in Today's Journal. No objections. So ordered.

Mr. Waldo asked unanimous consent to print the following amendments in the Journal and consider on Select File. No objections. So ordered.

Sec. That section 77-2743, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2743. All business income ~~*shall be*~~ apportioned to this state ~~*as follows*~~:

(1) ~~*If the portion of taxable income derived from sources within Nebraska is separate and distinct from the portion derived from sources without Nebraska, it shall be separately determined and reported without the use of the apportionment factors provided in sections 77-2744 to 77-2752; or*~~

(2) ~~*If the portion of taxable income derived from sources within Nebraska cannot be readily separated from the portion*~~

~~*derived from sources without Nebraska,* it~~ shall be determined by multiplying the taxpayer's entire taxable income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

Advanced to Enrollment & Review with 27 ayes, 2 nays and 20 not voting.

LEGISLATIVE BILL 1180A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 592. Title read. Considered.

Mr. Klaver asked unanimous consent to withdraw LB 592. Laid over.

LEGISLATIVE BILL 1126. Considered.

Mr. Chambers asked unanimous consent to withdraw his pending amendments found in the Journal on page 908 for the Thirty-Seventh Day.

Mr. Holmquist requested a ruling from the Chair on whether the Snyder and Chambers amendments are germaine to the bill. The Chair ruled they were not.

Mr. Barnett moved to return the bill to committee for public hearing. The motion prevailed with 26 ayes, 8 ayes and 15 not voting.

LEGISLATIVE BILL 1219. Considered.

The Carpenter pending amendments found in the Journal on page 928 for the Thirty-Eighth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1226. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1220. Title read. Considered.

Mr. Elrod asked unanimous consent to bracket LB 1220 until Monday, March 6, after LB 1032 on General File. No objections. So ordered.

LEGISLATIVE BILL 1087. Laid over at the request of Mr. Stromer.

LEGISLATIVE BILL 1149. Title read. Considered.

Standing Committee amendment found in the Journal on page 537 for the Twenty-First Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1178. Title read. Considered.

Standing Committee amendments found in the Journal on page 537 for the Twenty-First Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1146. Title read. Considered.

Standing Committee amendment found in the Journal on page 567 for the Twenty-Second Day was adopted.

Mr. Luedtke offered the following amendments which were adopted:

Add a new section 2 to read as follows:

"Sec. 2. The term "use in governmental capacity" as used in section 77-2704 shall include the operation of a municipally owned public transportation system for passengers."

Renumber the present section 2 as section 3, and then add the emergency clause.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1147. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1261. Title read. Considered.

Standing Committee amendment found in the Journal on page 538 for the Twenty-First Day was adopted.

Mr. Wiltse offered the following amendments which were adopted:

1. On page 2, strike the new matter in lines 19 to 22 and insert ", *to purchase real estate suitable for industrial development, to acquire options on real estate sutiable for industrial development, and to renew or extend such options, paying for such real estate or options with funds provided for in this section, with*".

2. On page 3, strike the new matter in lines 26 and 27.

3. On page 4, strike the new matter in line 1; and after the second comma in line 1 insert *"including the cost of any real estate previously purchased and used for such project or projects, or the cost of any option in connection with acquiring such property,"*.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1110. Title read. Considered.

Standing Committee amendments found in the Journal on page 543 for the Twenty-First Day were adopted.

Mr. Maresh offered the following amendment which failed with 9 ayes, 13 nays and 27 not voting:

Amend the Committee Amendments to LB 1110 by providing $50,000 to fund LB 1110.

Mr. Maresh moved to indefinitely postpone LB 1110. The motion prevailed with 20 ayes, 7 nays and 22 not voting.

LEGISLATIVE BILL 1238. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

MOTION—Return LB 1302

Mr. Warner moved to return LB 1302 to the Legislature. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

STANDING COMMITTEE REPORT
Appropriations

LEGISLATIVE BILL 1465. Placed on General File.

LEGISLATIVE BILL 1466. Placed on General File as amended.
Standing Committee amendment to LB 1466:

1. Strike all of Section 1 and insert a new Section 1 to read as follows:

"Section 1. In order to aid in defraying the state's share of participation in Public Law 660, the Federal Water Polution Control Act, for the period ending June 30, 1972, there is hereby appropriated from the state General Fund the sum of three million dollars to Program No. 518, Department of

Environmental Control, Agency No. 84. Any unexpended balances existing on June 30, 1972, of the appropriation made herein are hereby reappropriated for the fiscal year ending June 30, 1973."

LEGISLATIVE BILL 1467. Placed on General File as amended.
Standing Committee amendment to LB 1467:
Add the emergency clause.

LEGISLATIVE BILL 1493. Placed on General File.

LEGISLATIVE BILL 1494. Placed on General File.

LEGISLATIVE BILL 1495. Placed on General File.

(Signed) Richard D. Marvel, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly engrossed: 1098.

The following bills were correctly enrolled:

893	1036A	1114	1151	1158
1188	1207	1209	1268	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 893, 1036A, 1114, 1151, 1158, 1188, 1207, 1209 and 1268.

GENERAL FILE

LEGISLATIVE BILL 1239. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1290. Title read. Considered.

Standing Committee amendment found in the Journal on page 544 for the Twenty-First Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1361. Title read. Considered.

Standing Committee amendments found in the Journal on page 544 for the Twenty-First Day were adopted.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

ANNOUNCEMENT

Speaker Hasebroock announced that Mr. Robert T. Marland, Railway Commission, has asked that an announcement be made to all Senators that there will be a meeting with the seven railroads in connection with LR 41, as amended, Friday, March 3, 1:00 p.m. in the Railway Commission Hearing Room, 1342 M Street (Old Telephone Bldg., 3rd floor.)

ADJOURNMENT

At 3:56 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 1, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 1, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O Thou who art the God of us all, renew by the gracious presence of Thy spirit the members of this Legislature, and all those in responsible positions of government for this State of Nebraska. For Thy mercies' sake, give them wisdom to search for the truth that sets men free; encourage them to seek justice for all the citizens of this great State. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Klaver who was excused, Mr. F. Carstens who was excused until 10:00 a.m., and Mr. Swanson who was excused until 11:00 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Thirty-Ninth Day was approved.

ANNOUNCEMENT

President Marsh announced there would be a Nebraska Statehood program in the rotunda at 4:00 p.m., today.

MESSAGE FROM THE GOVERNOR

PROCLAMATION

WHEREAS March 1, 1972, marks the 105th Anniversary of the Statehood of Nebraska; and

WHEREAS through the benevolence of God and the dedication of her people, Nebraska has achieved outstanding success in agriculture, industry, education, science and culture, and has contributed liberally to the advancement of America and the Free World; and

WHEREAS with a rich and noble heritage, Nebraska is determined, with renewed dedication, to create an even greater future for its citizens

and for the welfare of the nation and the world:

NOW, THEREFORE, I, J. James Exon, Governor of the State of Nebraska, DO HEREBY PROCLAIM March 1, 1972, as

NEBRASKA STATEHOOD DAY

and urge our citizens to commemorate the statehood of Nebraska, and to pay tribute to the accomplishments of the past and re-dedicate themselves now to the tasks which lie ahead.

IN WITNESS WHEREOF, I have thereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed.

DONE at the State Capitol, Lincoln
Nebraska, this 28th day of February
in the Year of our Lord One Thousand
Nine Hundred and Seventy-two.

(Signed) J. James Exon
Governor

(SEAL)

Attest:
(Signed) Allen J. Beermann
Secretary of State

VISITORS

Mr. C. Carsten introduced Chairman Tom Andreas, on behalf of the Arbor Day Centennial Committee. Mr. Andreas spoke to the members briefly.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1174. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1174:

1. In E & R amendment 2, line 2, strike "institutions" and insert "the semicolon".

LEGISLATIVE BILL 1119. Placed on Select File as amended.
Enrollment and Review amendments to LB 1119:

1. On page 2, lines 1, 6, and 8, strike "Advisory Committee" and insert the same after "Justice" in lines 2, 7, and 9; in lines 1, 6, and 8, strike "on"; in lines 2 and 9, strike "is to" and insert "shall"; strike line 3 and insert "Legislature a Comprehensive Penal"; in lines 13 and 27, strike "1974" and insert "1975"; in line 14, strike the first "to"; in line 19, strike "are to" and insert "shall"; and in line 19, insert "be" after "not".

2. In standing committee amendment 1, line 1, insert ", line 4," after "page 2", and line 4, strike "line 5" and insert "line 14".

3. In standing committee amendment 2, line 1, strike "page 2" and insert "page 3".

4. In the title, line 2, strike "criminal procedure" and insert "penology".

LEGISLATIVE BILL 1120. Placed on Select File as amended.
Enrollment and Review amendments to LB 1120:

1. On page 2, line 27, strike "the witness has" and insert "they have".

2. On page 3, line 5, strike "witness" and insert "witnesses".

3. On page 4, line 1, insert "if the court" after "or"; and in line 7, strike "the" and insert "any".

LEGISLATIVE BILL 1132. Placed on Select File as amended.
Enrollment and Review amendment to LB 1132:

1. On page 2, line 9, strike *"two-year"* and insert *"four-year"*, and in line 12, insert an underscored comma after "discovery".

LEGISLATIVE BILL 1180. Placed on Select File as amended.
Enrollment and Review amendment to LB 1180:

1. On page 2, line 7, strike the period, and in line 7, insert "of state government" after "branches".

LEGISLATIVE BILL 1246. Placed on Select File as amended.
Enrollment and Review amendment to LB 1246:

1. In the title, line 8, insert "and" after the first semicolon; strike the second semicolon and insert a period; and strike line 9.

LEGISLATIVE BILL 1297. Placed on Select File as amended.
Enrollment and Review amendments to LB 1297:

1. In lieu of the first standing committee amendment, on page 4, line 27, and page 5, line 1, strike the new and reinstate the stricken matter.

2. In lieu of the second standing committee amendment, on page 7, line 20, strike *"fifty"* and insert *"twenty-five"*.

3. In lieu of the third standing committee amendment, on page 14, line 8, strike "81-850, and 81-853" and insert "and 81-850".

4. On page 7, line 12, strike "the sum of" and insert *"~~the sum of~~"*.

5. In the title, line 3, strike "81-850, and 81-853" and insert "and 81-850"; and strike beginning with the second "to" in line 15 through the semicolon in line 17.

LEGISLATIVE BILL 1328. Placed on Select File as amended.
Enrollment and Review amendments to LB 1328:

1. In new section 1, line 9, strike ". Such" and insert ", such".

2. In new section 2, line 2, strike the comma.

3. In new section 3, line 2, strike "Director" and insert "secretary"; in line 4, strike "operative date" and insert "transfer required by section 1"; and strike line 6 and insert "on the date of such transfer".

4. In new section 4, line 5, strike "operative date" and insert "date of the transfer required by section 1".

5. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to provide for transfer of the Wild West Arena from the Game and Parks Commission to the Department of Economic Development as prescribed; to provide for fees and the use thereof;".

LEGISLATIVE BILL 864. Placed on Select File as amended.
Enrollment and Review amendments to LB 864:

1. On page 2, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943," and insert "Revised Statutes Supplement, 1971,"; and in line 18, insert "the word raptor shall include any bird of the Falconiformes or Strigiformes, except the golden or bald eagle," after the semicolon.

2. On page 3, lines 18 and 19, strike "Reissue Revised Statutes of Nebraska, 1943," and insert "Revised Statutes Supplement, 1971,"; and in lines 26 and 27 strike "Cooper's hawk, sharp-shinned hawk, goshawk,".

3. In standing committee amendments, page 2, line 1, strike the comma; and in line 11, strike the comma.

4. In standing committee amendments, page 3, line 5, strike *"these sections"* and insert *"sections 4 to 12 of this act"*; and in line 18, insert *"and"* after *"copy"*.

5. In standing committee amendments, page 4, line 15, strike *"therein"* and insert *"promulgated under this act"*; and in line 17, strike *"section 4"* and insert *"section 7"*.

6. In the title, line 2, strike "sections 37-101, 37-307, and" and insert "section"; at the end of line 3, insert "and sections 37-101 and 37-307, Revised Statutes Supplement, 1971,"; in line 5, strike "and" and insert "to provide for a special stamp and fees; to

provide for regulations; to provide restrictions; to provide penalties;"; and in line 6, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1085. Placed on Select File.

LEGISLATIVE BILL 1085A. Placed on Select File.

The following bills were correctly engrossed:

690A	1077	1131	1433	1506

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 53.

Introduced by LeRoy Pfister, 17th District.

WHEREAS, the State of Nebraska is a public power state and the public power districts and municipalities are political subdivisions of the State of Nebraska; and

WHEREAS, the intent of the Legislature in creating publicly-owned electrical systems was to provide the people of Nebraska with the lowest and most reasonable electric rates possible; and

WHEREAS, there is a great deal of discontent concerning recent rate increases by public power districts that supply the wholesale power requirements of municipalities and power districts retailing electricity in Nebraska without showing the necessity for such rate increases; and

WHEREAS, recently announced wholesale rate increases may be due in part to uncontrollable factors such as rising labor, material and fuel costs, but could also be due in part to controllable factors and unnecessary expenditures that are the responsibility of management; and

WHEREAS, a number of municipalities are greatly concerned that such a wholesale rate increase is not justified from a public power district, and recently held a meeting in South Sioux City to protest these various raises.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature of Nebraska take positive steps to request a study be made of the public power districts in Nebraska that have announced wholesale rate increases to determine if the announced rate increases are necessary, and are nondiscriminatory among customer classes.

Refered to the Executive Board.

LEGISLATIVE RESOLUTION 54.

Introduced by Willard Waldo, 31st District.

WHEREAS, Western, Nebraska is celebrating its centennial this year; and

WHEREAS, there will be a box social and a masquerade ball in March; and

WHEREAS, an Old Settler's Picnic will be held on July 14 and 15, 1972 with a parade on July 15, 1972.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That this Legislature congratulates Western, Nebraska for its existence for one hundred years and hope for a grand centennial anniversary.

Laid over.

UNANIMOUS CONSENT—Member Excused

Mr. Waldo asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1095. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1476. Laid over.

LEGISLATIVE BILL 1168. Enrollment and Review amendments found in the Journal on page 937 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and review for engrossment.

LEGISLATIVE BILL 1429. Enrollment and Review amendments found in the Journal on page 938 for the Thirty-Ninth Day were adopted.

Mr. Carpenter offered the following amendments which were adopted by unanimous consent:

1. On page 2, line 1, and in the title, line 9, strike "general" and insert "primary".

2. On page 2, line 2, and in the title, line 10, strike "November" and insert "May".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1430. Enrollment and Review amendments found in the Journal on page 938 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1129. Enrollment and Review amendments found in the Journal on page 939 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741. Enrollment and Review amendments found in the Journal on page 939 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741A. Enrollment and Review amendments found in the Journal on page 940 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1167. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1221. Enrollment and Review amendments found in the Journal on page 940 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1152. Enrollment and Review amendments found in the Journal on page 940 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1081. Enrollment and Review amendment found in the Journal on page 940 for the Thirty-Ninth Day was adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1081A. Enrollment and Review amendments found in the Journal on page 940 for the Thirty-Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1093. Enrollment and Review amendment found in the Journal on page 941 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1150. Enrollment and Review amendments found in the Journal on page 941 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1155. Enrollment and Review amendments found in the Journal on page 941 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1157. Enrollment and Review amendments found in the Journal on page 941 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1156. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1487. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1255. Enrollment and Review amendments found in the Journal on page 942 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1314. Enrollment and Review amendments found in the Journal on page 942 for the Thirty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1112. Advanced to E & R for engrossment.

UNANIMOUS CONSENT–Unbracket LB 1275

Mr. Snyder asked unanimous consent to unbracket LB 1275 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1275. Messrs. Morgan and Mahoney offered the following amendments which were adopted by unanimous consent:

1. In standing committee amendment 3, strike line 1 and insert "3. Strike beginning with 'When' on

page 5, line 20 through line 19, page 6, showing old matter as stricken; and on page 6, after line 19, insert: "; and in line 2 strike "Sec. 3.".

2. On page 29, line 23, strike "section" and insert "sections 14-1815, 14-1817, and".

Advanced to Enrollment and Review for engrossment.

MOTION–Reconsider LB 1302

Mr. Stahmer moved to reconsider the action taken on LB 1302 and bracket on Final Reading. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Kime asked unanimous consent to be excused Thursday and Friday, March 2 and 3. No objections. So ordered.

SPEAKER HASEBROOCK PRESIDING

UNANIMOUS CONSENT–Withdraw LB 592

Mr. Carpenter renewed Mr. Klaver's request to withdraw LB 592 found in the Journal on page 962 for the Thirty-Ninth Day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1509. Title read. Considered.

Mr. Carpenter asked unanimous consent to have the following amendments printed in the Journal. No objections. So ordered.

Any two or more irrigation districts may merge into one district if a petition for merger signed by a majority of the board of directors of each district or signed by a majority of the electors of each district is filed with the board of directors of the districts to be merged. Such petition shall include a plan for the merger, which plan shall contain:

(1) A description of the proposed boundaries of the merged district and a list of lands;

(2) A summary of the reasons for the proposed merger;

(3) A summary of the terms on which the merger is to be made between the merged districts and such terms shall include a provision for three divisions as nearly

equal in size as may be practicable, which shall be numbered first, second, and third, and two directors shall be elected from each division;

(4) The amount of outstanding indebtedness of each district and proposed disposition thereof;

(5) The equitable adjustment of all property, debts and liabilities among the districts involved;

(6) The name of the proposed district; and

(7) Such other matters as the petitioners shall determine proper to be included. A certified copy of the petition for merger shall be filed with the Department of Water Resources and the department shall either approve or disapprove such petition within twenty days. The board of directors of the districts shall not take further action without such approval.

Sec. 3. *If there are outstanding bonds of an irrigation district proposing to merge, or if such a district shall have entered into a contract with the United States, as provided in section 46-126 or 46-156, Reissue Revised Statutes of Nebraska, 1943, as amended, then the board shall notify the holders of such outstanding bonds that a petition for merger has been filed and the holders of such outstanding bonds may give their assent in writing to the effect that they severally consent to any merger that may be approved by the district and in case of such contract with the United States, the Secretary of Interior shall be notified that a merger of such district is proposed and the Secretary of Interior may assent to such merger. The assents shall be filed with the boards of directors of such districts and shall be recorded in the minutes of the board and such minutes, or a certified copy thereof, shall be admissible in evidence with the same effect as an assent but if such assent of the bondholders and, in the case of contract with the United States, such assent of the Secretary of Interior is not filed, the board shall deny and dismiss the petition for merger.*

Sec. 4. *When such plan has been approved by the Department of Water Resources it shall be designated as the final approved plan and shall be submitted to a vote as provided in section 5 of this act.*

Sec. 5. *Not less than thirty days, nor more than sixty days after the designation of the plan as the final approved plan the proposition of the adoption or rejection of such proposed plan of merger shall be submitted by the boards of directors at a special election to all the electors of the irrigation districts who will be affected*

by the merger plan. Notice of such election shall be given by posting a notice in three public places in each election precinct in each district affected by the merger for at least twenty days, and also by publication of such notice in a newspaper in general circulation in the county where the office of the board of directors of each district affected by the merger is required to be kept once a week for at least three successive weeks.

Sec. 6. The election notice shall:

(1) State that the election has been called for the purpose of affording the electors an opportunity to approve or reject the plan of merger;

(2) Contain a description of the boundary of the proposed district;

(3) Contain a statement giving a summary of the reason for the proposed merger including a summary of the terms on which the merger is to be made between the merged districts, and the amount of outstanding indebtedness of each district;

(4) State the equitable adjustments of all property, debts and liabilities among the districts involved;

(5) State the name of the proposed district;

(6) Contain such other matters as are set out in the merger plan;

(7) Specify the time of holding the election; and

(8) Name the directors of the districts to be merged who shall constitute the first board of directors of the new district.

Sec. 7. It shall be the duty of the directors of the irrigation districts to be merged to provide ballots to be used at such election. The ballots shall be placed in the hands of the public election officers in the several voting precincts of each district prior to the opening of the polls on the day of such election and the election shall be conducted in all respects in the same manner as provided by law for the election of directors of the districts. The return of the election, together with the ballot cast thereat, shall be certified by the election boards of such districts to the board of directors of the irrigation district affected by such merger within three days after the election, which board shall, on or before the third day after the election canvass such returns and declare the result of such election, which result shall be at once recorded in the records of the district boards and certified to the county clerk.

Sec. 8. The directors serving on the board of directors of such merging districts shall constitute the first board of directors of the new district if the

merger is approved. Such board of directors shall determine a method of setting the term, so that two directors' terms on the new board shall be for one year, two for two years and three for three years. Each year thereafter two directors shall be elected for a term of three years.

Sec. 9. *If at such election a majority of all votes cast at the election in each district are not in favor of such merger, the merger plan shall be defeated and shall not be placed in effect. If at such election a majority of all votes cast at the election in each district shall be in favor of such merger, the merger shall be effective immediately and the merged district shall assume all rights, assets and liabilitites of the merged districts.*

Sec. 10. *Whenever two or more districts are involved in a merger plan, such districts shall continue to be responsible for any indebtedness incurred before the merger takes place unless a different arrangement is included in the plan voted upon by the electors; Provided, that when the voters approve such merger, the merged district shall succeed to all the property contracts and*

Laid over.

LEGISLATIVE BILL 758A. Bracketed at the request of Mr. Clark.

LEGISLATIVE BILL 1181. Bracketed until Monday, March 6, at the request of Speaker Hasebroock.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1087. Title read. Considered.

Standing Committee amendment found in the Journal on page 537 for the Twenty-First Day was adopted.

Mr. Stromer's pending amendments found in the Journal on page 934 for the Thirty-Eighth Day were adopted with 20 ayes, 9 nays and 20 not voting.

Mr. Chambers moved to indefinitely postpone LB 1087.

Mr. Nore requested a record vote.

Voting in the affirmative, 16:

Carsten	Chambers	Craft	Epke	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Kremer
Pfister	Simpson	Stull	Warner	Whitney
Ziebarth				

Voting in the negative, 23:

Barnett	Burbach	Carpenter	Carstens	DeCamp
Duis	Goodrich	Keyes	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Schmit	Skarda
Snyder	Stahmer	Stromer		

Not voting, 10:

Clark	Elrod	Klaver	Proud	Savage
Swanson	Syas	Waldo	Waldron	Wiltse

The motion failed with 16 ayes, 23 nays and 10 not voting.

Mr. Stromer moved to advance LB 1087. Mr. Nore requested a record vote.

Voting in the affirmative, 26:

Barnett	Burbach	Carpenter	Carstens	Clark
DeCamp	Duis	Goodrich	Keyes	Kokes
Lewis	Luedtke	Mahoney	Maresh	Morgan
Moylan	Nore	Orme	Savage	Schmit
Skarda	Snyder	Stahmer	Stromer	Syas
Warner				

Voting in the negative, 15:

Carsten	Chambers	Craft	Epke	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Kremer
Pfister	Simpson	Stull	Whitney	Ziebarth

Not voting, 8:

Elrod	Klaver	Marvel	Proud	Swanson
Waldo	Waldron	Wiltse		

Advanced to Enrollment & Review with 26 ayes, 15 nays and 8 not voting.

1972 EASTER SEAL CHILD

Speaker Hasebroock, and Messrs. Kennedy and Snyder escorted the Nebraska Easter Seal Child, Cherie Green, her parents, Mr. and Mrs. Ross Green, her brother, Butch, and her sister, Connie, from Omaha to the front of the Chamber.

Speaker Hasebroock read the following proclamation from the Governor:

WHEREAS, the Nebraska Easter Seal Society for Crippled Children and Adults has helped over 5,000 handicapped Nebraskans during the past year, and

WHEREAS, the Nebraska Easter Seal Society offers a vast program of service including transportation to special schools and medical centers; the rental or purchase of hospital equipment such as braces, wheelchairs, and beds; the purchase of hearing aids and physical and speech therapy, and

WHEREAS, the Nebraska Easter Seal Society now operates its own resident summer camp especially for handicapped Nebraskans, and

WHEREAS, the Nebraska Easter Seal Society promotes action to remove architectural barriers in public buildings; offers scholarships to students in health-related fields; and supports research to prevent crippling diseases, and

WHEREAS, 96 per cent of all funds raised by the Easter Seal Society in Nebraska remains in the state to help handicapped residents,

I, Governor J. J. Exon, proclaim the month of March, Nebraska Easter Seal Month. And I proclaim Cherie Green as the official Nebraska Easter Seal Child for 1972. I urge all Nebraskans to join me in supporting the important work the Easter Seal Society can continue through financial contributions.

DONE at the State Capitol, Lincoln Nebraska, this 1st day of March in the year of our Lord One Thousand Nine Hundred and Seventy Two.

(Signed) J. J. Exon, Governor

(SEAL)
Attest:
(Signed) Allen J. Beermann
Secretary of State

A birthday cake was presented to Cherie in honor of her 9th Birthday. The members sang Happy Birthday to her.

The Committee escorted the family from the Chamber.

GENERAL FILE

LEGISLATIVE BILL 1086. Title read. Considered.

Standing Committee amendments found in the Journal on page 550 for the Twenty-First Day were read and considered.

Mr. Whtiney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Waldron requested a record vote on the Standing Committee amendments.

Voting in the affirmative, 37:

Carpenter	Carsten	Chambers	Clark	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Whitney
Wiltse	Ziebarth			

Voting in the negative, 6

Holmquist	Lewis	Schmit	Snyder	Waldron
Warner				

Not voting, 6:

Barnett	Burbach	Carstens	Craft	Klaver
Waldo				

The Standing Committee amendments were adopted with 37 ayes, 6 nays and 6 not voting.

Mr. Warner offered the following amendment:

Amend LB 1086 to reinstate 20 years of age to purchase alcoholic liquors and beer rather than 19.

Mr. Chambers offered the following amendment to the Warner amendment:

Strike "20" and insert "50".

The Chambers amendment was adopted with 19 ayes, 11 nays and 19 not voting.

The Warner amendment, as amended, lost with 11 ayes, 23 nays and 15 not voting.

Mr. Snyder moved to indefinitely postpone.

Mr. Chambers moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 32 ayes, 3 nays and 14 not voting.

Mr. Nore requested a record vote.

Voting in the affirmative, 20:

Barnett	Burbach	Carsten	Craft	Epke
Holmquist	Johnson	Kime	Kokes	Kremer
Lewis	Maresh	Nore	Pfister	Proud
Schmit	Snyder	Stahmer	Warner	Whitney

Voting in the negative, 22:

Carpenter	Chambers	Clark	Duis	Elrod
Goodrich	Hasebroock	Kennedy	Keyes	Luedtke
Mahoney	Marvel	Morgan	Moylan	Savage
Simpson	Skarda	Stromer	Stull	Swanson
Syas	Ziebarth			

Not voting, 7:

Carstens	DeCamp	Klaver	Orme	Waldo
Waldron	Wiltse			

The Snyder motion to indefinitely postpone lost with 20 ayes, 22 nays and 7 not voting.

Mr. Stromer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 38 ayes, 3 nays and 8 not voting.

Advanced to Enrollment & Review with 25 ayes, 18 nays and 6 not voting.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to have the following telegram printed in the Journal. No objections. So ordered.

Senator Terry Carpenter, and
Members of Nebraska Legislature
State Capitol
Lincoln, Nebraska

Pleased to learn LR-2 passed 35 to nothing. We thank all of you for your efforts and support in securing this Legislative action so important to veterans of Nebraska.
Legion State Officers attending Washington, D.C. Conference.

VISITORS

Mr. Stahmer introduced his daughter, Claudia Stahmer.

Mr. C. Carstens introduced 17 Senior Government students from Nebraska City High School and teachers Mr. John Barton and Mesdmes Bill Dawson and John Foster.

Mr. Kremer introduced 21 Polk County Republican women with President Mrs. Reuben Hanquist.

Mr. Ziebarth introduced his daughter, Jennifer, and two Spanish students visiting the Legislature.

Mr. Proud introduced 35 Omaha Law Wives from Omaha.

Mr. Kokes introduced Mr. Dennis Rassmussen and Mr. Gibart of Scotia.

RECESS

At 12:00 noon on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Klaver who was excused, Mr. Waldo who was excused until 3:00 and Mr. Nore who was absent until 3:00.

VISITORS

President Marsh introduced Mr. Jim Fras, composer of "Beautiful Nebraska", to the Legislature. Mr. Fras addressed the members briefly.

Speaker Hasebroock escorted Mr. Fras from the Chamber.

MOTION—Happy Birthday

The Pages and Mr. Simpson moved the Legislature sing Happy Birthday to Nebraska. The motion prevailed.

MESSAGES FROM THE GOVERNOR

February 25, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

Mrs. Helen M. Lassek, Lincoln, Nebraska, to the State Personnel Board to replace Mr. John McCown who has resigned.

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

Referred to Committee on Committees.

February 25, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Senators:

This is to inform your honorable body that I have made the following appointment requiring legislative confirmation:

Ace T. Backer, North Platte Fire Department, North Platte, Nebraska, to the Commission on Fire Fighting Personnel Standards and Education for a three year term

Mr. Backer will fill the vacancy left by Ralph L. Johnston of Scottsbluff, Nebraska, who declined his appointment.

I respectfully submit this appointment for your consideration.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do

Referred to Committee on Committees

February 29, 1972

The Honorable William H. Hasebroock
Speaker of the Legislature
Room 2022, State Capitol
Lincoln, Nebraska 68509

Dear Speaker Hasebroock and Members of the Legislature:

I am taking this means to inform you of my Capital Construction Recommendations for the 1972-73 fiscal year. These recommendations are based on the assumption that projects would first be funded from the Capital Construction Fund established by LB 1433. It is further assumed that projects in excess of the amount available in the Capital Construction Fund would be funded from the General Fund.

Our current estimate is that there will be $11,686,154 in the Capital Construction Fund available for appropriation in 1972-73. Of our total Capital Construction Recommendations of $16,711,085, it would therefore be necessary to fund $5,024,931 from the General Fund.

With the $196.5 million recommendation for operational appropriations made by your budget committee, there would still be a projected amount of $5.0 million in the General Fund for the implementation of a personal property tax bill.

We feel that the Capital Construction projects which we are recommending are necessary projects and can be justified. As always, however, we stand ready to make a reasonable compromise between our wishes and the wishes of your body.

Sincerely yours,

(Signed) J. James Exon
Governor

JJE:fw

MOTION–Order Of The Day

Mr. Carpenter moved to consider General File Bills this afternoon in the following order: 1403, 1291, 1235, 1269, 1298, 461, 307, 1414 and 123. The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1403. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1291. Title read. Considered.

Standing Committee amendments found in the Journal on page 558 for the Twenty-Second Day were adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

MOTION—Override The Governor's Veto on LB 1101

Mr. Burbach moved to pass LB 1101 notwithstanding the objections of the Governor.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Chambers requested a roll call vote.

Voting in the affirmative, 27:

Burbach	Carpenter	Carsten	Carstens	Clark
Duis	Epke	Hasebroock	Holmquist	Johnson
Kime	Kokes	Kremer	Lewis	Luedtke
Maresh	Marvel	Nore	Schmit	Stromer
Stull	Swanson	Waldo	Waldron	Warner
Whitney	Wiltse			

Voting in the negative, 20:

Barnett	Chambers	DeCamp	Elrod	Goodrich
Kennedy	Keyes	Mahoney	Morgan	Moylan
Orme	Pfister	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Syas	Ziebarth

Not voting, 2:

Craft	Klaver

The motion to override the Governor's veto failed with 27 ayes, 20 nays and 2 not voting.

UNANIMOUS CONSENT–Print In Journal

Mr. Marvel asked unanimous consent to print the following amendments to LB 1476 in the Journal. No objections. So ordered.

1. Amend the Legislative Council's program for the Interstate Education Compact found on page 2, line 21, by striking "10,750" in both columns and insert "13,500" in both places; amend page 3, line 12, by striking "1,713,426" and insert "1,716,176" and strike "1,873,608" and insert "1,876,358".

2. Amend Section 18, page 17, line 20, by striking "689,263" and inserting "670,942" and by striking "1,948,105" and inserting "1,929,784"; amend line 22 by striking "1,262,896" and inserting "1,248,695"; amend line 24 by striking "159,818" and inserting "178,139" and by striking "232,073" and inserting "250,394"; amend page 18, line 2, by striking "174,279" and inserting "188,480".

3. In lieu of the Burbach amendment, as amended, on page 23, following the new paragraph inserted by the Marvel amendment, insert a new paragraph to read:

"There is hereby reappropriated any funds unexpended as of June 30, 1972, from the $5000,000 General Fund appropriation made to this program by LB 1025 of the 1971 Session. Personal services expenditures for this subsection shall not exceed $18,000,000 unless all reappropriated General Funds have been programmed and committed to the construction of recreation access roads."

4. In section 49, sub-section (4), insert a new paragraph following the second paragraph to read as follows:

"There is included $63,222 of General Funds to aid in carrying out the provisions of Legislative Bill 977, Eighty-second Legislature, First Session, 1971."

5. Amend Section 65, page 57, lines 8 and 14 by striking "19,222" and inserting "27,222" by striking "911,827" and inserting "1,744,827" and by striking "950,312" and inserting "1,791,312".

6. Amend Section 70, page 59, line 23, by striking "17,836" and inserting "30,000".

7. After line 13, page 61, section 74, add a new subsection (2) as follows:

(2) Program 518 - Waste Water Treatment Facilities

Renumber original subsection (2) as (3).

8. Amend Section 82, page 70, line 7, by striking the previously inserted ", Capital Facilities Parking Revolving Fund".

9. On page 80, line 4, strike "330" and insert "500".

10. On page 53, line 18, as amended, in line 18 strike "409,517" and insert "415,717" and strike "416,917" and insert "423,117"; and amend the new paragraph following line 20 to read as follows:

"The sum of $327.240 of general funds and $7,400 of federal funds are included for all data processing charges assessed to the agency for central data processing services for Budget, State Planning, Comprehensive Health Planning, Social Security Administration, Accounting, and General Services, and shall not be expended for any other purpose."

11. On page 54, line 21, as amended, strike "718,447" in both places and insert "712,247".

12. On page 21, after line 17, insert a paragraph to read:

"There is included $200,000 of General Funds to be used for treatment oriented programming, to include vocational training and rehabilitation, education release, expansion of the work release program, and drug related education and programs, and shall not be expended for any other purpose."

1. On page 27, section 30, line 9, strike the period after "830,860" and insert the following new language: "exclusive of reappropriated funds".

2. After line 9, page 27, insert the following new language: "The unexpended General Fund balance existing on June 30, 1972, of funds appropriated in LB 1025, Eighty-second Legislature, First Session and LB 1504, Eighty-second Legislature, Second Session, are hereby reappropriated."

3. On page 27, section 30, line 17, strike the period after "581,373" and insert the following new language: "exclusive of reappropriated funds".

4. After line 17, page 27, insert the following new language: "The unexpended General Fund balance existing on June 30, 1972, of funds appropriated in LB 1025, Eighty-second Legislature, First Session and LB 1504, Eighty-second Legislature, Second Session, are hereby reappropriated."

1. Amend Section 9, page 7, line 8, by striking "284,311" in both places and inserting "285,825"; amend line 10 by striking "226,051" and inserting "227,565"; amend line 17 by striking "345,986" in both places and inserting "347,500".

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to revert to LB 1476 on Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1476. The Marvel amendments found in Today's Journal were adopted.

Mr. Carpenter offered the following amendment:

(1) On page 13, line 2, strike "670,157" and insert "763,157" in both places.

(2) On page 13, line 4, strike "475,594" and insert "531,594"

(3) After line 4, page 13, add the following new language: "There is included $30,000 for contractual services expenses regarding rate adjustment proceedings; $30,000 for additional staff and $3,000 for operating expenses in the wire communications division; and $26,000 for staff additions and $4,000 operating expenses in the rate analysis section, which amounts

shall be expended for no other purpose"
(4) On page 13, line 6, strike "670,157" and insert "763" in both places.

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 21:

Barnett	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Goodrich	Hasebroock	Mahoney
Marvel	Moylan	Nore	Pfister	Savage
Schmit	Simpson	Swanson	Syas	Warner
Ziebarth				

Voting in the negative, 11:

Holmquist	Kennedy	Lewis	Maresh	Morgan
Orme	Proud	Snyder	Stromer	Stull
Whitney				

Not voting, 17:

Burbach	Carsten	Carstens	Craft	Epke
Johnson	Keyes	Kime	Klaver	Kokes
Kremer	Luedtke	Skarda	Stahmer	Waldo
Waldron	Wiltse			

The amendment was adopted with 21 ayes, 11 nays and 17 not voting.

Mr. Schmit offered the following amendment:

Amend the appropriation to the Game and Parks Commission program 336 – by increasing the cash fund appropriation by $25,000 and increasing the cited personal services ceiling by $25,000.

Add a new paragraph following line 17 on page 27 as follows: "$25,000 is provided to allow an additional $50 per month per full time equivalent conservation officer above the increases allowed under the policy of 2½% and $200 per full time equivalent position.".

SPEAKER HASEBROOCK PRESIDING

The Schmit amendment was adopted by unanimous consent.

Mr. Holmquist appealed the ruling of the Chair on the Schmit amendment. The question is, "Shall the Chair be sustained?" The motion prevailed with 25 ayes, 6 nays and 18 not voting. The Chair was sustained.

UNANIMOUS CONSENT–Executive Session

Mr. Swanson asked unanimous consent for the Executive Board to meet at 12:00 noon, Thursday, March 2, 1972 in the Legislative Council Hearing Room. No objections. So ordered.

ADJOURNMENT

At 4:18 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Thursday, March 2, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 2, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Merciful God, we admit how often we feel harassed. We can stand the pressure of hard work. But when we encounter one road block after another we become frustrated. For Thy mercies' sake, keep us patient when all we can do is to mark time. And then when the moments finally come when what we say or do can make a difference, give us the courage to act decisively. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime, Klaver and Kremer who were excused.

CORRECTIONS FOR THE JOURNAL

Page 978, line 24, delete "758" and insert "758A".
Page 989, line 3, verify roll call vote as follows:
Voting in the affirmative, 21:

Barnett	Carpenter	Chambers	Clark	DeCamp
Duis	Elrod	Goodrich	Hasebroock	Mahoney
Marvel	Moylan	Nore	Pfister	Savage
Schmit	Simpson	Swanson	Syas	Warner
Ziebarth				

Voting in the negative, 11:

Holmquist	Kennedy	Lewis	Maresh	Morgan
Orme	Proud	Snyder	Stromer	Stull
Whitney				

Not voting, 17:

Burbach	Carsten	Carstens	Craft	Epke
Johnson	Keyes	Kime	Klaver	Kokes
Kremer	Luedtke	Skarda	Stahmer	Waldo
Waldron	Wiltse			

The Journal for the Fortieth Day was approved as corrected.

COMMUNICATIONS

March 1, 1972

Honorable Speaker and Members of the Legislature Assembled
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker:

Please be advised that pursuant to the instructions of Joseph T. Edgar, the Secretary of State for the State of Maine, I am transmitting a Joint Resolution Memoralizing Congress for the Purpose of Amending the United States Constitution to Permit Voluntary Prayer in Public Schools.

I trust that you will give appropriate attention to the attached Resolution.

Respectfully submitted,

(Signed) Allen J. Beermann
Secretary of State

Enclosure

The members received a Thank You Card from Mr. and Mrs. Tom Simpson thanking them for the gift.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1095. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1095:

1. In lieu of the Barnett amendment, adopted 2/29/72, in the Barnett amendment, adopted 2/24/72, Page 3, line 12, strike "state law" and insert "~~*state law*~~ *this section*"; and in line 13, insert "*enacted pursuant to this section*" after "ordinance".

LEGISLATIVE BILL 1168. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1168:

1. In line 5 of E & R amendment 11, insert ", First Session" after "Legislature".

LEGISLATIVE BILL 741. Replaced on Select File as amended.
Enrollment and Review amendment to LB 741:

1. In line 2 of the Stahmer amendment 3, adopted 2/25/72, strike "43-609" and insert "43-604".

LEGISLATIVE BILL 741A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 741A:

1. On page 2, line 3, and in the title, line 4, strike "1971 to June 30, 1972" and insert "1972 to June 30, 1973".

LEGISLATIVE BILL 1275. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1275:

1. Strike E & R amendments to page 28, line 21, and to the title, line 2.

2. In the title, line 9, strike "section" and insert "sections 14-815, 14-1817, and".

LEGISLATIVE BILL 1079. Placed on Select File as amended.
Enrollment and Review amendments to LB 1079:

1. In standing committee amendment 3, line 6, insert "in line 10" before "and".

2. The amendatory material therein having been stricken by standing committee amendment 6, strike sections 7 and 8.

3. Renumber section 10, added by standing committee amendment 8, as section 7, section 9, added by standing committee amendment 7, as section 8, and original section 10 as section 9.

4. On page 4, line 26, insert "*of*" after "each".

5. On page 5, line 1, insert an underscored comma after "*general*" and strike the semicolon and show the same as stricken.

6. In standing committee amendment 3, line 3, insert an underscored period after "*Guard*".

7. On page 8, lines 9 and 11, strike "*will*" and insert "*shall*".

8. In renumbered section 7, line 34, strike "*would*" and insert "*shall*"; and in line 35, strike the comma.

9. In renumbered section 8, lines 1 and 2, strike "Revised Statutes Supplement, 1969" and insert "Reissue Revised Statutes of Nebraska, 1943"; in line 23, insert an

underscored comma after "*service*"; in line 27, strike "*will*" and insert "*shall*"; in line 32, strike the comma; and in line 37, insert an underscored comma after "*ployed*".

10. In lieu of standing committee amendment 9, on page 11, lines 7 and 8, strike "55-134, and 55-136" and insert "and 55-132".

11. In the title, line 5, strike "55-134, and 55-136" and insert "and 55-132"; and strike lines 10 to 12 and insert "use of armories in community activities as prescribed; to provide for a cadre of the Nebraska State Guard as prescribed; and to repeal the original sections.".

LEGISLATIVE BILL 1213. Placed on Select File as amended.
Enrollment and Review amendments to LB 1213:

1. In new section 1, strike beginning with "As" in line 53 through line 70 and show the same as stricken.

2. In standing committee amendment 3, line 1, strike "page 3" and insert "page 2"; and in line 2, strike "~~*and*~~," and insert ", ~~*and*~~".

3. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 2, strike "section" and insert "sections 16-622 and"; in line 4, insert "to change delinquency dates on prescribed assessments;" after the semicolon; in line 6, strike "and"; and in line 7, strike "section" and insert "sections; and to declare an emergency.".

LEGISLATIVE BILL 1124. Placed on Select File as amended.
Enrollment and Review amendments to LB 1124:

1. On page 2, insert "*provide*" at the end of line 8.

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, insert "the providing of" after "for"; in line 6 strike "and"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1183. Placed on Select File as amended.
Enrollment and Review amendment to LB 1183:

1. On page 2, insert "*for*" at the end of line 12.

LEGISLATIVE BILL 1304. Placed on Select File as amended.
Enrollment and Review amendment to LB 1304:

1. On page 2, line 5, strike "rules" and insert "rule"; in line 7, strike "said" and insert "a"; in line 11, strike "homes" and insert "home"; in line 13, insert a comma after "time"; in line 14, strike the second comma; and in lines 16 and 20, strike "said" and insert "the".

LEGISLATIVE BILL 1103. Placed on Select File.

LEGISLATIVE BILL 1180A. Placed on Select File.

LEGISLATIVE BILL 1219. Placed on Select File as amended. Enrollment and Review amendments to LB 1219:

1. Renumber the new section added by the Carpenter amendment as section 2, and original sections 1 and 2 as sections 3 and 4.

2. In renumbered section 2, line 16, strike "*39-2,127*" and insert "*39-7,127*".

3. On page 2, strike lines 21 and 22 and insert:

"Sec. 4. That original sections 79-445 and 79-488.07, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,119, Revised Statutes Supplement, 1971, are repealed.".

4. In the title, line 2, insert "sections 79-445 and 79-488.07, Reissue Revised Statutes of Nebraska, 1943, and" after "amend"; in line 3 insert "to provide additional children for whom no tuition shall be charged; to provide standards for operation of school transportation vehicles; to provide penalties;" after the semicolon; and in line 7 strike "section" and insert "sections".

LEGISLATIVE BILL 1226. Placed on Select File as amended. Enrollment and Review amendments to LB 1226:

1. On page 4, line 12, strike "subdivisions" and insert "~~*subdivisions*~~ *subdivision*".

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1149. Placed on Select File as amended. Enrollment and Review amendment to LB 1149:

1. On page 3, line 8, strike the comma; and in line 18, strike "*jurisdiction*" and insert "*jurisdictions*".

LEGISLATIVE BILL 1178. Placed on Select File as amended. Enrollment and Review amendment to LB 1178:

1. In the standing committee amendment, line 2, strike "*these*" and insert "*such*".

LEGISLATIVE BILL 1146. Placed on Select File as amended.
Enrollment and Review amendments to LB 1146:
1. In new section 2, line 1, strike the quotation marks and insert "*a*" after "*in*".
2. In the title, line 5, strike "and" and insert "to provide a tax exemption for operation of a municipally-owned public transportation system for passengers;"; and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1147. Placed on Select File as amended.
Enrollment and Review amendment to LB 1147:
1. In the title, lines 4 and 5, strike "corporate limits" and insert "when land shall be deemed contiguous".

LEGISLATIVE BILL 1261. Placed on Select File as amended.
Enrollment and Review amendments to LB 1261:
1. In lieu of the standing committee amendment on page 2, line 10, strike "one-tenth of" and show as stricken.
2. In the Wiltse amendment 1, line 2, strike "*to purchase*" and insert "*purchasing*"; in line 3 strike "*to acquire*" and insert "*acquiring*"; and in line 4 strike "*to renew*" and insert "*renewing*".
3. In the title, strike lines 5 and 6 and insert "maximum that may be expended; to increase powers in acquiring".

LEGISLATIVE BILL 1238. Placed on Select File.

LEGISLATIVE BILL 1239. Placed on Select File as amended.
Enrollment and Review amendments to LB 1239:
1. On page 2, line 10, reinstate "city" and immediately thereafter insert "*of the*"; and in line 11, strike "*city of the*".
2. In the title, line 4, strike "irrigation" and insert "rural water districts".

LEGISLATIVE BILL 1290. Placed on Select File as amended.
Enrollment and Review amendment to LB 1290:
1. In lieu of the standing committee amendment, on page 4, strike line 14 and insert "shown in the following table:"; after line 14 insert a new line to read:
Number Year";
and in line 16 strike "-1972" and show as stricken.

LEGISLATIVE BILL 1361. Placed on Select File as amended.

Enrollment and Review amendments to LB 1361:

1. In lieu of standing committee amendment 1, on page 2, line 11, strike "goats," and show as stricken; insert *"and"* at the end of line 11; in line 12, strike the first comma and show as stricken; strike the new matter in line 13; and in line 17, insert *"within this state"* after "resale".

2. On page 2, line 19, strike *"their"* and insert *"his"*.

3. In lieu of standing committee amendment 2, on page 3, amend line 8 to read "America or 4-H groups; ~~, or in the pursuit of a hobby,~~ and".

4. On page 4, line 12, strike the period and insert *"; ."*; in line 13, insert *"(a)"* after *"(2)"*; in line 23, strike *"said act."* and insert *"such act; or"*.

5. In standing committee amendment 3, line 4, strike *"(a)"* and insert *"(i)"*; in line 6, strike *"(b) If the livestock dealer"* and insert *"(ii) If he"*; in line 11, insert *"as may be"* after *"amount"*; and strike the last two lines and insert *"mulgated by the department."*.

6. Strike standing committee amendment 4.

7. On page 5, line 1, strike *"The"* and insert *"(i) That the"*; in line 3, strike *"said"* and insert *"such"*; in line 4, strike *"the said"* and insert *"such"*; strike lines 8 and 9 and insert *"others; (ii) that any person damaged by failure of"*; in lines 11 strike *", and"* and insert *"; and (iii) that"*; in line 13, strike the period and insert *"; or"*; and in line 14, strike *"No person shall continue"* and insert *"Continue"*.

8. In the title, line 5, insert "to redefine terms;" after the semicolon.

The following bills were correctly engrossed:

1274 1429 1430

(Signed) Duke Snyder, Chairman

MOTION—Rule Change

Mr. Swanson offered the following rule change:

Amend the Rules to provide that on a Roll Call vote members will indicate their vote by machine as well as verbally answering "Aye" or "Nay".

Mr. Duis moved to suspend the rules and consider the rule change today. The motion prevailed with 31 ayes, 8 nays and 10 not voting.

Mr. Kennedy offered the following rule change:

Amend the rules to provide that the individual votes not be lighted until the vote is recorded.

Mr. Swanson moved to refer the Rule changes to the Rules Committee. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to consider tomorrow's Final Reading bills, today, with the exception of LB 1098. The motion prevailed with 33 ayes, 15 nays and 5 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 849.

A BILL FOR AN ACT to amend section 35-502, Reissue Revised Statutes of Nebraska, 1943, section 35-509, Revised Statutes Supplement, 1969, and section 35-508, Revised Statutes Supplement, 1971, relating to fire protection districts; to change requirements for formation of districts; to provide additional powers; to permit an increase in the maximum levy for a rural district; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kokes	Luedtke	Mahoney
Maresh	Morgan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 4:

Goodrich	Lewis	Nore	Skarda

Not voting, 5:

Kime	Klaver	Kremer	Marvel	Moylan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1122. With emergency.

A BILL FOR AN ACT to amend section 83-151, Revised Statutes Supplement, 1969, relating to the Nebraska Penal and Correctional Complex; to provide for the sale of items manufactured or produced by offenders on their own time and resources; to provide for disbursement of funds received from the sale of such items; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kokes	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carstens	Kime	Klaver	Kremer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1123.

A BILL FOR AN ACT to amend section 30-103.01, Reissue Revised Statutes of Nebraska, 1943, relating to decedent's estates; to change the internal reference; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the ibll pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kokes	Lewis	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carstens	Kime	Klaver	Kremer	Marvel
Morgan				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1162.

A BILL FOR AN ACT to amend section 26-1,203, Reissue Revised Statutes of Nebraska, 1943, relating to municipal courts; to provide additional provisions relating to the acting municipal judge as prescribed; to provide when certain fees shall not be taxed as costs; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kokes	Lewis	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Barnett

Not voting, 6:

Kime	Klaver	Kremer	Marvel	Morgan
Snyder				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 674.

A BILL FOR AN ACT relating to taxation; to provide for information to be furnished with each tax notice or receipt; and to provide for the form of such notice.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Goodrich	Holmquist	Johnson	Keyes
Lewis	Luedtke	Mahoney	Maresh	Moylan
Orme	Proud	Savage	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 7:

Hasebroock	Kennedy	Kokes	Nore	Pfister
Schmit	Waldo			

Not voting, 6:

Epke	Kime	Klaver	Kremer	Marvel
Morgan				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 66. Mr. Carpenter moved to return LB 66 to Select File for the following specific amendment:

Line 2, strike "ten" and insert "twelve".

Line 3, strike "twenty-five" and insert "seventy-five cents".

Line 4, strike "containing". Strike all of lines 5, 6 and 7. Line 8,

strike "per cent of alcohol, by volume;".
Line 8, strike "one" and insert "two".
Line 9, strike "eighty cents".

The motion to return prevailed with 29 ayes, 12 nays and 8 not voting.

LEGISLATIVE BILL 343.

A BILL FOR AN ACT to amend sections 66-448, 66-449, 66-450, 66-451, 66-453, 66-454, 66-455, 66-457, 66-458, 66-460, 66-461, 66-461.01, 66-462, 66-464, and 66-466, Reissue Revised Statutes of Nebraska, 1943, sections 66-445, 66-447, 66-456, 66-459, and 66-465, Revised Statutes Supplement, 1969, section 66-452, Revised Statutes Supplement, 1971, and section 66-421, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1065, Eighty-second Legislature, Second Session, 1972, relating to motor fuels; to provide for tax credit motor fuel or tax credit gasoline rather than refund tax motor fuel or refund tax gasoline; to provide for credits on income tax returns or refunds as prescribed; to amend section 77-27,132, Revised Statutes Supplement, 1971; to provide for transition; to provide an operative date; to repeal the original sections, and also section 66-463, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Carstens	Chambers	Clark	Craft	DeCamp
Duis	Hasebroock	Holmquist	Johnson	Kennedy
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Savage	Simpson	Skarda	Stromer	Stull
Swanson	Syas	Waldo	Warner	Wiltse
Ziebarth				

Voting in the negative, 12:

Barnett	Burbach	Carsten	Goodrich	Keyes
Kokes	Proud	Schmit	Snyder	Stahmer
Waldron	Whitney			

Not voting, 6:

Carpenter	Elrod	Epke	Kime	Klaver
Kremer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 690.

A BILL FOR AN ACT to amend sections 43-604, 43-605, 43-606, 43-617, 43-620, 43-621, 43-625, and 43-626, Reissue Revised Statutes of Nebraska, 1943, sections 43-607, 43-616.01, 43-628, and 79-202.01, Revised Statutes Supplement, 1969, and section 43-611, Revised Statutes Supplement, 1971, relating to children; to define orthopedically handicapped children; to change and clarify provisions for transportation of children in special education programs; to clarify terms relating to special education programs; to remove obsolete matter; and to repeal the original sections, and also section 43-616, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Chambers	Clark	Kime	Klaver
Kremer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1163. With emergency.

A BILL FOR AN ACT to amend section 25-530, Revised Statutes Supplement, 1971, relating to process for commencing actions; to enact

and clarify procedures for serving process upon nonresident owners of specified vehicles leased for operation within this state; to delete an exemption; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kokes	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Chambers	Keyes	Kime	Klaver	Kremer
Marvel	Waldron	Whitney		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1173.

A BILL FOR AN ACT to amend section 83-1,105, Revised Statutes Supplement, 1969, relating to indeterminate sentence; to provide for payment of costs when defendant is held in custody in a state institution; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Proud	Savage

Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Chambers

Not voting, 11:

Kennedy	Kime	Klaver	Kokes	Kremer
Marvel	Morgan	Pfister	Swanson	Syas
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1194. With emergency.

A BILL FOR AN ACT to amend section 8-602, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to increase prescribed payments to the Department of Banking; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kokes	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud Savage	Schmit	
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Carstens	Kime	Klaver	Kremer
Waldron	Whitney			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1216.

A BILL FOR AN ACT relating to hunting; to require persons hunting deer or antelope to wear a minimum amount of hunter orange as defined; and to provide a penalty.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 27:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Goodrich	Hasebroock
Keyes	Lewis	Luedtke	Maresh	Marvel
Moylan	Orme	Proud	Schmit	Simpson
Stahmer	Stromer	Stull	Swanson	Warner
Wiltse	Ziebarth			

Voting in the negative, 14:

Clark	DeCamp	Epke	Holmquist	Johnson
Kennedy	Kokes	Mahoney	Pfister	Savage
Skarda	Snyder	Syas	Waldo	

Not voting, 8:

Elrod	Kime	Klaver	Kremer	Morgan
Nore	Waldron	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1237.

A BILL FOR AN ACT to amend section 85-107, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to provide for the creation of a College of Nursing; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis

Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Kime	Klaver	Kremer	Morgan	Schmit
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1436.

A BILL FOR AN ACT to repeal section 72-718.06, Revised Statutes Supplement, 1971, relating to public land and buildings.

Whereupon the President stated, "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Orme	Proud	Savage	Schmit	Simpson
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 2:

Snyder	Whitney

Not voting, 8:

Kime	Klaver	Kremer	Morgan	Nore
Pfister	Skarda	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Members Excused

Mr. Elrod asked unanimous consent to be excused March 3 until he arrives. No objections. So ordered.

Messrs. Ziebarth and Schmit asked unanimous consent to be excused at 11:00 a.m. until noon. No objections. So ordered.

MR. SWANSON PRESIDING

RESOLUTIONS

LEGISLATIVE RESOLUTION 55.

Introduced by Jerome Warner, 25th District; Richard Lewis, 38th District.

WHEREAS, in 1970 Congress enacted the Occupational Safety and Health Act (Public Law 91-596), a comprehensive on-the-job safety program covering millions of industrial, farm, and construction workers; and

WHEREAS, this Act authorized the Secretary of Labor to set safety and health standards for the protection of workers, and whereas such standards have now gone into effect; and

WHEREAS, there have been numerous complaints relative to the application of the Act to smaller businesses, especially concerning the methods used by the inspectors and the rigid application of rules and standards which have little apparent relevance to the provision of health and safety; and

WHEREAS, Senator Carl Curtis of Nebraska has introduced legislation proposing amendments to this Act, which amendments would retain its basic purposes and goals but would remove some of its rigid and inflexible provisions and standards; and

WHEREAS, similar problems have arisen under other Federal laws, such as the Meat Inspection Act of 1967 and that dealing with animal feedlot sanitation; and

WHEREAS, it appears that in many instances inspections under various Federal laws are not made by persons knowledgeable and experienced in the activities involved, and that the literal enforcement of standards to all farm, business, and industrial concerns leads to inequities and additional costs which do not advance the basic purposes of the programs.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the members of the Nebraska Congressional Delegation be

urged to work for improvements in these Federal programs which will preserve their basic purposes but will allow for more flexible and realistic application of rules and standards so as not to unduly burden small agricultural, business and industrial enterprises affected by them.

2. That the Federal agencies responsible for the enforcement of these new programs take the steps necessary to see that the inspectors in the field do not carry out their duties in a rigid and uncompromising way.

3. That copies of this Resolution be sent to the Nebraska Congressional Delegation, the Secretary of the U.S. Department of Agriculture, and the Secretary of the U.S. Department of Labor.

Laid over.

LEGISLATIVE RESOLUTION 56.

Introduced by Jerome Warner, 25th District.

WHEREAS, Senator John W. DeCamp of the 40th Legislative District has reported publicly that he was offered funds for his campaign for the Democratic nomination for United States Senator in return for his vote to override the Governor's veto of LB 1101; and

WHEREAS, Senator DeCamp has indicated that several persons overheard the conversation and offer made by telephone; and

WHEREAS, it is imperative that the Legislature take immediate steps to investigate the matter and seek to determine the party or parties who made the offer; and

WHEREAS, under Section 17 of Rule 3 of the Rules of the Nebraska Legislature the Committee on Committees may appoint investigating committees pursuant to resolution adopted by the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Committee on Committees be directed to immediately appoint an investigating committee of seven members to investigate the charge of Senator DeCamp that he was offered campaign funds in return for his vote to override the Governor's veto of LB 1101.

2. That the rules be suspended so as to allow this investigating committee to begin functioning immediately.

3. The the investigating committee work closely with the Attorney General of the State of Nebraska and the County Attorney of Lancaster County in this investigation.

Mr. Warner moved to suspend the rules to consider LR 56 at this time. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Duis offered the following amendment to LR 56 which was adopted:

To give to the Committee on Committees or its investigating committee be given power to issue subpoenas and place witnesses under oath.

LR 56 was adopted with 41 ayes, 0 nays and 8 not voting.

LEGISLATIVE RESOLUTION 54. Considered.

Mr. Maresh asked unanimous consent to add his name to LR 54. No objections. So ordered.

LR 54 was adopted with 28 ayes, 0 nays and 21 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1079A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate one hundred two thousand five hundred twenty-four dollars from the state General Fund and one hundred eighty-one thousand seven hundred eighty-five dollars from federal funds for the period of July 1, 1972 to June 30, 1973, to the Military Department, Agency No. 31, for Program No. 544, to aid in carrying out the provisions of Legislative Bill 1079, Eighty-second Legislature, Second Session, 1971; and to provide for restrictions.

UNANIMOUS CONSENT–Committee Meeting

Mr. Proud asked unanimous consent for the Committee on Committees to meet immediately in the Senator's Lounge regarding LR 56. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1174. Enrollment and Review amendment found in the Journal on page 968 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1119. Enrollment and Review amendments found in the Journal on page 969 for the Fortieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1120. Enrollment and Review amendments found in the Journal on page 969 for the Fortieth Day were adopted.

Mr. Luedtke offered the following amendment which was adopted by unanimous consent:

1. On page 4, line 10, strike "a misdemeanor" and insert "perjury and shall, upon conviction thereof, be punished as provided in section 28-701, Reissue Revised Statutes of Nebraska, 1943".

Mr. Luedtke offered the following amendments which were adopted by unanimous consent:

1. On page 2, line 16 after "the" insert "responsible"; in line 17, strike "officers" and insert "officer"; in line 18 after "all" insert "such"; and in lines 20, 25 and 27 after "court" insert ", commission or agency".

2. On page 3, line 2 strike "court" and insert "trial"; and in lines 7, 12, 21 and 26 after "court" insert ", commission or agency".

3. On page 4, line 5 after "court" insert ", commission or agency".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1132. Bracketed at the request of Mr. F. Carstens.

LEGISLATIVE BILL 1180. Enrollment and Review amendment found in the Journal on page 969 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1246. Enrollment and Review amendment found in the Journal on page 969 for the Fortieth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1297. Enrollment and Review amendments found in the Journal on page 969 for the Fortieth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1328. Enrollment and Review amendments found in the Journal on page 970 for the Fortieth Day were adopted.

Laid over.

LEGISLATIVE BILL 864. Enrollment and Review amendments found in the Journal on page 970 for the Fortieth Day were adopted.

Laid over.

LEGISLATIVE BILL 1085. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1085A. Advanced to E & R for engrossment.

UNANIMOUS CONSENT–Withdraw Amendments

Mr. Carpenter asked unanimous consent to withdraw any of his pending amendments to LB 1476. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1328. Mr. Skarda offered the following amendments which were adopted by unanimous consent:

1. In new section 1, strike lines 26 and 27 and insert "Wild West Arena effective July 1, 1972."; and after line 27 insert:

"The Game and Parks Commission is further authorized and directed to assign to the Department of Economic Development all its right, title, and interest in and to a certain lease for the Strategic Air Command Museum effective July 1, 1972.".

2. In new section 2, line 5, strike "Tourism Cash" and insert "Tourist Promotion".

3. In new section 3, line 4, and new section 4, line 3, insert "and the Strategic Air Command Museum" after "Arena".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 864. Mr. Waldron offered the following amendment which was adopted by unanimous consent:

Strike the emergency clause on LB 864.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1476. Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. On page 30, line 22 strike "147,581" in both columns and insert "155,881".

2. On page 31, line 4 strike "147,581" in both columns and insert "155,881".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 66. Mr. Carpenter renewed his specific amendment found in today's Journal.

Mr. Carpenter requested a Call of the House. The Call showed 37 members present.

Mr. Duis moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Carpenter specific amendment was adopted with 31 ayes, 5 nays and 13 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT – Executive Session

Mr. Holmquist asked unanimous consent to hold an executive session of the Retirement Systems Committee at 1:30 p.m. today. No objections. So ordered.

MOTION – Return LB 66 to Select File

Mr. Mahoney moved to return LB 66 to Select File for consideration of the following specific amendment:

Reinstate "ten" and strike "twelve".

Mr. Mahoney requested a Call of the House. The Call showed 43 members present.

Mr. Elrod moved the Call be raised. The motion lost with 20 ayes, 20 nays and 9 not voting.

Mr. Mahoney moved the Call be raised. The motion prevailed with 37 ayes, 3 nays and 9 not voting.

The Mahoney motion to return LB 66 to Select File prevailed with 25 ayes, 8 nays and 16 not voting.

STANDING COMMITTEE REPORT
Revenue

LEGISLATIVE BILL 1367. Placed on General File as amended.
Standing Committee amendment to LB 1367:

1. On page 3, line 14, insert "*insulin*" after the second comma.

(Signed) Rudolf C. Kokes, Chairman

ANNOUNCEMENT

Mr. Proud announced that the Investigating Committee relative to LR 56 would consist of the Executive Board of the Legislative Council and Messrs. Warner and Kremer.

RESOLUTIONS

LEGISLATIVE RESOLUTION 57.

Introduced by Wally Barnett, 26th District; Harold D. Simpson, 46th District.

WHEREAS, the traffic fatality rate on Nebraska's streets, roads, and highways has risen at an alarming pace in recent months; and

WHEREAS, nume ous of such fatalities have occurred at railroad grade crossing; and

WHEREAS, every possible effort should be made to reduce the traffic fatality rate.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY–SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study the traffic fatality rate in Nebraska and report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 58.

Introduced by Wally Barnett, 26th District; Duke Snyder, 14th Distrct; Harold D. Simpson, 46th District.

WHEREAS, the opportunity to obtain an education should not be denied to or limited for the physically handicapped because of the lack of special facilities including but not limited to curb cuts and building entrance ramps; and

WHEREAS, such special facilities are non-existent or very limited at institutions of higher education in Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA SECOND SESSION:

1. That the Legislature urges the governing body of each institution of higher education in Nebraska to move promptly to provide all feasible special facilities to assure access to educational opportunities for the physically handicapped.

Laid over.

UNANIMOUS CONSENT – Print in Journal

Mr. Carpenter asked unanimous consent to have the following Indochina War Resolution printed in the Journal and to have the record show he is

not in support of the same. No objections. So ordered.

INDOCHINA WAR RESOLUTION

WHEREAS the Indochina War has brought about a severe dissipation of our national resources with the net effect of an increasing disregard for domestic problems, including the growing unemployment, underemployment, and dislocation in the cities and rural areas, the ineffectiveness of our welfare system, the deterioration of our environment, the deterioration of our housing situation, the deterioration of our educational system, the inadequacy of our health facilities, the continued failure to solve discrimination based on race and sex, the continued inability of our society to curtail its rising crime rate (which is promoted by the above problems), and the continued inability of our penal system to do much more than further alienate those imprisoned, all of which deficiences particularly victimize poor working-class and minority people, but are increasingly victimizing the middle class as well;

WHEREAS Nebraska, as part of these United States, is affected by each and every one of these national problems and suffers the consequences of the current misdirected national priorities;

WHEREAS the Indochina War is still costing us $10–15 billion annually and the ranks of American POWs are continuing to increase;

WHEREAS the Indochina War is not winding down for the people of Indochina;

WHEREAS more than one million people have been killed in the Indochina War including hundreds of thousands of civilians, more than one million civilians have been wounded, and nearly nine million made refugees;

WHEREAS the Nixon administration has dropped more tonnage of bombs on Indochina than were dropped before it took office; and the United States has now dropped over 300 pounds of bombs for every man, woman, and child in Indochina, and more than 22 tons of bombs for every square mile of territory in Indochina;

WHEREAS bombing creates most of the refugees;

WHEREAS in the year 1971 alone, the United States dropped almost one million tons of bombs on Indochina, equivalent to the amount dropped in the entire Korean War;

WHEREAS the United States has dropped over three times the amount of bombs dropped by U.S. forces in all theaters of Word War II;

WHEREAS the mechanization and automation of the Indochina War have served to further dehumanize this horror by making it a "pushbutton" war where the executioner rarely sees his victims:

WHEREAS the current government of South Vietnam is an open military dictatorship, totally incompatible with a democratic way of life, increasingly unpopular with its own people and the major barrier to a peace settlement;

WHEREAS the people of South Vietnam have become increasingly

anti-American and are making increasingly clear their desire for the withdrawal of all U.S. forces and the cessation of the air war;

WHEREAS the once proud image of our country continues to deteriorate rapidly throughout the world as this war becomes increasingly unpopular;

WHEREAS the American people have been bled white in a war that cannot be won and is being greatly prolonged by our involvement, at increasing costs in finances and in human misery;

WHEREAS the Indochina War has continued to promote polarization within the United States, and continues to divorce the American people from their government in the greatest degree of alienation in American history;

THEREOFRE, BE IT RESOLVED THAT this body urge the President and the Congress of these United States to immediately cease the air war, withdraw all the U.S. troops from Indochina, end all support for the Thieu dictatorship, and turn their attentions to growing socio-economic problems and growing unrest here at home.

Mr. Carpenter asked unanimous consent to hold a meeting in the East Chamber on March 15 relative to the above Resolution. No objections. So ordered.

RECESS

At 11:59 a.m. on a motion by Mr. Snyder, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:00 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Clark, Kime, Klaver and Kremer who were excused and Mr. Kokes who was absent.

MESSAGE FROM THE GOVERNOR

March 1, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 895 and 1096.

These bills were signed by me on March 1, 1972 and delivered to the Secretary of State.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT—Members Excused

Mr. Carstens asked unanimous consent to be excused at 3:00 p.m., today. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused until Monday. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused until Monday. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 66. Mr. Mahoney renewed his pending specific amendment found in today's Journal.

Mr. Mahoney requested a Call of the House. The Call showed 35 members present.

Mr. Mahoney moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Mahoney specific amendment was adopted with 25 ayes, 7 nays and 17 not voting.

Advanced to Enrollment and Review for re-engrossment.

MOTION—Return LB 66 to Select File

Mr. Stahmer moved to return LB 66 to Select File for the following specific amendment:

Add the severability clause.

The motion to return failed with 16 ayes, 12 nays and 21 not voting.

MOTION—Return LB 66 to Select File

Mr. Goodrich moved to return LB 66 to Select File for the following specific amendments:

1. Insert a new section to read:

"Sec. 9. That section 53-168.05, Revised Statutes Supplement, 1971, be amended to read as follows:

53-168.05. The Nebraska Liquor Control Commission may revoke or suspend the license of any manufacturer, wholesaler, distributor, or retailer found violating the provisions of *sections 53-168.01 to section* 53-169 and all proceedings under *sections 53-168.01 to section 53-169* shall be governed by the provisions of Chapter 53 governing the suspension or revocations of licenses and the appeals to the courts from any orders of the commission.".

2. In the Final Reading Bill, renumber section 9 as section 10.

3. In the Final Reading bill, page 17, lines 7 and 8, strike "and 53-166.17" and insert "53-166.17, and 53-168.05"; and in line 8, insert ", and also sections 53-168.01 to 53-168.04, Revised Statutes Supplement, 1971" after "1971".

The motion failed with 6 ayes, 15 nays and 28 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Savage asked unanimous consent to be excused at 3 p.m. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1475. Mr. Carpenter asked unanimous consent to print the following proposed amendments in the Journal and hold the bill over until Monday. No objections. So ordered.

1. On page 7, line 4, strike *"fifty per cent"* and insert *"a percentage"*; on line 8, strike all that after *"year"*; on lines 9 and 10 strike *"maximum credit fifty dollars"* and insert *"twelve and one half per cent"*; on line 11 strike *"maximum credit one hundred dollars"* and insert *"twenty-five per cent"*; on line 12 strike *"maximum credit two hundred dollars"* and insert *"thirty-seven and one half per cent"*; on line 13 after *"1975"* insert *"and thereafter"* and strike *"maximum credit four hundred dollars;"* as it extends into line 14 also, and insert *"fifty per cent."*; and strike the remainder of line 14 and lines 15 to 21.

(Signed) Richard Proud

Amend the Proud amendments as follows:
Strike Sections 1 through 3, and in lieu thereof insert the following:

"Section 1. Effective January 1, 1973, all persons required by sections 77-1201 and 77-1229, Revised Statutes Supplement, 1969, to list personal tangible property subject to taxation

shall be allowed an exemption of twelve and one-half per cent of actual value on the form prescribed in section 77-1229, Revised Statutes Supplement, 1969, on the following classes of property:

(1) Agricultural income-producing machinery and equipment, except (a) motor vehicles, as provided in section 77-1201, Revised Statutes Supplement, 1969, and section 77-1204, Reissue Revised Statutes of Nebraska, 1943, (b) property assessed by the State Board of Equalization and Assessment as provided in sections 77-601 to 77-675, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, and (c) property owned by parties deemed pulbic (sic) service companies subject to the provisions of sections 77-801 to 77-803, Reissue Revised Statutes of Nebraska, 1943;

(2) Business inventory as provided in section 77-1201, Revised Statutes Supplement, 1969, and sections 77-1231.01 and 77-1242, Reissue Revised Statutes of Nebraska, 1943;

(3) Livestock as provided in sections 77-1262 to 77-1268, Reissue Revised Statutes of Nebraska, 1943;

(4) Feed, fertilizer, and farm inventory subject to tax pursuant to section 77-1201, Revised Statutes Supplement, 1969;

(5) Grain and seed as provided in sections 77-1251 to 77-1261, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto; *Provided,* that the twelve and one-half per cent exemption shall be from number of bushels reported pursuant to section 77-1253, Reissue Revised Statutes of Nebraska, 1943, rather than actual value; and

(6) Poultry, fish and fur-bearing animals.

Section 2. Effective January 1, 1974, an additional twelve and one-half per cent exemption from actual value to that total already provided in Section 1 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 3. Effective January 1, 1975, an additional twelve and one-half per cent exemption from actual value to those totals already provided in Sections 1 and 2 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 4. Effective January 1, 1976, an additional twelve and one-half per cent exemption from actual value to those totals already provided in Sections 1, 2 and 3 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 5. Effective January 1, 1977, an additional twelve and one-half per cent exemption from actual value to those totals already provided in Sections 1, 2, 3, and 4 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 6. Effective January 1, 1978, an additional twelve and one half percent exemption from actual value to those totals already provided in Sections 1, 2, 3, 4, and 5 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 7. Effective January 1, 1979, an additional twelve and one half per cent exemption from actual value to those totals already provided in Section 1, 2, 3, 4, 5 and 6 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 8. Effective January 1, 1980, an additional twelve and one half percent exemption from actual value to those totals already provided in Section 1, 2, 3, 4, 5, 6, and 7 of this act shall be allowed for the classes of property as provided in Section 1 of this act.

Section 9. Beginning November 1, 1973, and on November 1 of each year thereafter, the State Treasurer shall place so much of all funds collected by a general sales tax and income tax into a special fund, to be known as the Personal Property Tax Relief Fund which is hereby created, as shall equal sixty-five per cent of the total tax revenue lost to all taxing agencies within the county from taxes levied and assessed in 1972 because of exemptions allowed under the provisions of this act as certified each year by the county assessor of each county to the State Treasurer on or before November 1 of each year beginning November 1, 1973, and on April 1, 1974, and on April 1 each year thereafter the State Treasurer shall place the remaining thirty-five percent of the total tax revenue lost in the preceding year in such fund. The Legislature shall annually review the total tax revenue lost to all taxing agencies withing (sic) the county and transferred to the county treasurers by the State Treasurer from the Personal Property Tax Relief Fund. The money in the Personal Property Tax Relief Fund shall be transferred by the State Treasurer, on or before December 15 of each year beginning December 15, 1973, to the various county treasurers equal to sixty-five per cent of the amount certified by the county assessor as provided in this section, and the remaining thirty-five per cent of the amount so certified shall be so transferred on or before April 15 of each year beginning April 15, 1974. Out of the amount so received, the county treasurer shall retain one per cent thereof and then shall distribute the remainder to each of the taxing agencies within his county.

Each taxing agency shall, in preparing its annual budget, take into account the revenue to be received under the provisions of this section.

Section 10. It is the intent of the Legislature that replacement revenue for local taxing agencies as a result of the exemptions provided in this act shall be transferred by the State Treasurer as provided in section 8 of this act and shall not be shifted to other classes of property subject to taxation.

Section 11. The Tax Commissioner shall prepare forms and advise county assessors and county treasurers of the proper methods for compliance with this act. The forms shall indicate the actual value, the exemptions currently allowed under the provisions of Sections 1 to 8 of this act and the assessed valuation of thirty-five per cent provided for in section 77-201, Reissue Revised Statutes of Nebraska, 1943, as the taxable value of the personal property subject to the

exemptions contained in this act.

Section 12. Whenever any county official fraudulently or erroneously assesses, equalizes, or certifies personal property valuations to obtain the total tax revenue lost to all taxing agencies within his county as required by Section 9 of this act, the Tax Commissioner shall notify by registered or certified mail the county official concerned and the county board of the county involved setting forth the fraud or error, and, if such is not corrected within fourteen calendar days, the Tax Commissioner shall fix a date for a hearing, of which five days' notice shall be given to the county official concerned and to the chairman of the county board of the same county, by registered or certified mail. At the hearing if it is determined by the Tax Commissioner that fraud or error has occurred, he shall enter an order setting forth the specific fraud or error, whether or not the fraud or error has been corrected, and if it has not, what corrective measures must be taken. All parties concerned shall be notified by registered or certified mail of the Tax Commissioner's decision within ten days from the date of hearing. The State Treasurer shall be delivered a copy of such notice of hearing, whereupon the State Treasurer shall withhold transfer of all money to which such county may be entitled under the provisions of Section 9 of this act.

If it is determined that fraud or error has occurred, the Tax Commissioner shall advise the State Treasurer of the proper amount to be distributed to the county pursuant to Section 9 of this act. If it is determined that no fraud or error occurred, the entire amount withheld shall be distributed to the county. Failure or refusal of any county official to take the necessary corrective action according to law shall in and of itself be deemed grounds for suspension and removal of such county official in accordance with the procedure outlined in sections 25-21,147 and 25-21,148, Reissue Revised Statutes of Nebraska, 1943. The county may appeal the decision of the Tax Commissioner to the district court of the county within twenty days after receipt of notice of the decision of the Tax Commissioner in the same manner as appeals are taken from action of the county board of equalization under sections 77-1510 and 77-1511, Revised Statutes Supplement, 1969. The appeal shall be heard de novo without a jury.

Section 13. If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof."

(Signed) Terry Carpenter

1. On page 7, after line 21, insert another subparagraph as follows:

"*(d) To the extent the taxpayer has not incurred*

such income or franchise tax liability for the taxable year, the taxpayer may elect to receive, in lieu of the tax credit of this section, a cash refund from the Tax Refund Fund created in section 77-27,132, Revised Statutes Supplement, 1971.".

(Signed) Leslie Stull

LEGISLATIVE BILL 1509. Considered.

The Carpenter pending amendment found in the Journal on page 975 for the Fortieth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1170. Mr. Waldron asked unanimous consent to place LB 1170 at the bottom of General File and consider LB 1505 at this time. No objections. So ordered.

LEGISLATIVE BILL 1505. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 1 nays and 20 not voting.

LEGISLATIVE BILL 1311. Bracketed until Tuesday, March 7, at the request of Mrs. Orme.

LEGISLATIVE BILL 1353. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1288. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 782. Title read. Considered.

Standing Committee amendment found in the Journal on page 1257 for the Sixty-First Day, First Session was rejected.

Mr. Swanson offered the following amendments which were adopted:

1. At page 3, lines 3-7, after the words "Public Welfare", strike the following: ; and (5) make the inspection for fire hazards, safety, and structural defects and ~~*public*~~ *all* schools *and public buildings* and enforce corrections of such defects as disclosed by such inspection.

2. At page 3, line 8, strike the word "may" and in its place insert the word: shall.

3. At page 3, line 8, strike the word "this" and in its place insert the word: the.

4. At page 3, line 8, after the word "authority", insert the following: set forth in section 81-502 Rev. Stat. Supp., 1969.

5. At page 3, line 9, after the word "personnel", insert the following: which local authority shall prevail, subject to established appeal procedures. Such local authority may be revoked by the State Fire Marshal for cause upon 30 days notice after hearing.

6. At page 3, line 18, insert after the word "1967", the following: Provided, any building, structure or enclosure of four stories or less in height used exclusively for dwelling purposes and related activities for which a building permit was issued on or before August 1, 1971, by a governmental subdivision of the state having a local building code shall not be subject to the design, construction or alteration requirements of such Life Safety Code.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 1235. Title read. Considered.

Standing Committee amendment found in the Journal on page 567 for the Twenty-Second Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

ANNOUNCEMENT

Mr. Proud announced that Mr. Warner was elected Chairman of the Special Investigating Committee relative to LR 56.

GENERAL FILE

LEGISLATIVE BILL 1257. Title read. Considered.

Standing Committee amendment found in the Journal on page 576 for the Twenty-Third Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1269. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1298. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 461. Title read. Considered.

Mr. Syas asked unanimous consent to withdraw his pending amendments found in the Journal on page 562 for the Twenty-Second Day. No objections. So ordered.

MR. SWANSON PRESIDING

The Syas pending amendments found in the Journal on page 805 for the Thirty-Third Day were adopted.

Mr. Ziebarth offered the following amendments which failed with 15 ayes, 17 nays and 17 not voting:

1. After the new section 2 of the Standing Committee amended bill, insert a new section 3 to read as follows:

"Sec. 3. That section 81-807, Revised Statutes Supplement, 1969, be amended to read as follows:

81-807. The Game and Parks Commission shall appoint a secretary, who will act as its director and chief conservation officer and be in charge of its activities. He shall be a man with knowledge of, and experience in, the requirements of the protection, propagation, conservation and restoration of the wildlife resources of the state. The secretary shall serve for a term of ~~six~~ *three* years. The secretary shall not hold any other public office and shall devote his entire time to the service of the state in the discharge of his official duties. The secretary shall receive such compensation as the commission may determine, and shall be reimbursed for all actual and necessary traveling and other expenses incurred by him in the discharge of his official duties. Before entering upon the duties of his office, the secretary shall take and subscribe to the constitutional oath of office, and shall, in addition thereto, swear or affirm that he holds no other public office, nor any position under any political committee or party. Such oath or affirmation shall be filed in the office of the Secretary of State. Under the direction of the commission, the secretary shall have general supervision and control of all activities and functions of the commission, and shall enforce all the provisions of the law of the state relating to wild animals, birds, fish, parks and recreational areas, and shall exercise all necessary powers incident thereto ~~not specifically conferred on~~ *subject to the direction of* the commission. The secre-

tary may be removed by the commission for inefficiency, neglect of duty or misconduct in office, but only by a majority vote of the commissioners after delivering to said secretary a copy of the charges and affording him an opportunity of being publicly heard in person or by counsel in his own defense. If the secretary is removed, the commission shall place in its minutes a complete statement of all charges made against the secretary and its findings thereon, together with a complete record of the proceedings and the recorded vote thereon. *In the event of a vacancy in the office of secretary, or the incapacity of the secretary, the commission shall designate an employee of the commission to carry out the duties of the secretary.*".

2. Renumber section 3 of the Standing Committee amended bill as section 4 and after "81-801" insert "81-807".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Nore asked unanimous consent to be excused for the remainder of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 307. Placed at the bottom of General File at the request of Mr. Maresh.

LEGISLATIVE BILL 451. Mr. Waldron asked unanimous consent to place LB 451 at the bottom of General File and take up LB 1256 at this time. No objections. So ordered.

LEGISLATIVE BILL 1256. Title read. Considered.

Standing Committee amendments found in the Journal on page 777 for the Thirty-Second Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

LEGISLATIVE BILL 354. Laid over at the request of Mr. Waldron.

LEGISLATIVE BILL 1414. Title read. Considered.

SPEAKER HASEBROOCK PRESIDING

Mr. Whitney moved to indefinitely postpone LB 1414. The motion failed with 3 ayes, 24 nays and 22 not voting.

RULES REPORT

The Rules Committee met today, March 2, in Room 2012 at 1:35 to discuss the following rule changes. All rule changes were adopted unanimously.

1. To amend the rules to provide that on a roll call vote members will indicate their vote by machine as well as verbally answering "Aye" or "Nay".

2. To amend the rules to provide that the individual votes not be lighted until the vote is recorded.

3. To amend the rules by adding a new section 11 to Rule 2, page 9 as follows:

Sec. 11. PERSONAL PRIVILEGE. Personal privilege shall be, first, those affecting the rights, dignity and integrity of the Legislature collectively; and second, the rights, reputation, and conduct of members individually. They shall have precedence over all other questions except motions to adjourn. Personal privilege shall not be used to permit any discussion or debate pertaining to any measure pending before the Legislature. All questions of privilege shall be channeled through the presiding officer, who shall determine their order of consideration.

(Signed) Jerome Warner, Chairman

UNANIMOUS CONSENT–Member Excused

Mr. Snyder asked unanimous consent to be excused Friday and Monday. No objections. So ordered.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 66A. By Willard Waldo, 31st District.

A BILL FOR AN ACT to appropriate thirty-six thousand four hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Liquor Control Commission, Agency No. 35, for Program No. 073, to aid in carrying out the provisions of Legislative Bill 66, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

VISITORS

Mrs. Orme introduced 136 Fourth Grade Students and their teachers, Mesdames Batten, Stroh, Hendrickson and Miss Troop from Calvert School, Lincoln.

Mr. Simpson introduced 60 Fifth Grade Students and their teachers, Mrs. Boehmer and Miss Ramsey from Belmont School, Lincoln.

Mr. Luedtke introduced 9 Ninth Grade Students from Millard Lefler School and their teachers, Messrs. Larkin and Austin, Lincoln.

Mr. Maresh introduced Mesdames Capek, Kottas, Risichling, and Vavra.

Mr. Marvel introduced 13 students and their teachers, Messrs. Schneider and Wieland and Mesdames Bauer and Curran from Hastings Jr. High School, Hastings.

Mr. Maresh introduced his son-in-law and daughter, Mr. and Mrs. Edward Uldrich, III.

ADJOURNMENT

At 4:18 p.m., on a motion by Mr. Holmquist, the Legislature adjourned until 9:00 a.m., Friday, March 3, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 3, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Everlasting Father, thanks be to Thee for friends. Especially we remember those who believe in us when we lose confidence in ourselves, those who share our burdens when we know sorrow's desolation, and those who extend forgiveness when we have failed them. Accept our gratitude for all they have done for us. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Clark, Kime, Klaver, Proud, Simpson and Snyder who were excused and Mr. Elrod who was excused for a short time.

UNANIMOUS CONSENT—Members Excused

Messrs. Duis and Marvel asked unanimous consent to be excused this afternoon. No objections. So ordered.

CORRECTIONS FOR THE JOURNAL

Page 1021, delete lines 8 and 9.
The Journal for the Forty-First Day was approved as corrected.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1152. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1152:

1. In standing committee amendment 1, line 2,

strike *"of the"*.

LEGISLATIVE BILL 1150. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1150:

1. On page 2, line 23, insert "are" before "repealed".

2. In the title, line 6, strike "under agreement".

LEGISLATIVE BILL 1157. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1157:

1. On page 4, line 1, strike "county" and show as stricken.

2. In line 3 of section 9 as amended and line 3 of the title as amended, strike "32-231.02" and insert "32-231.01".

LEGISLATIVE BILL 1208. Placed on Select File as amended.
Enrollment and Review amendments to LB 1208:

1. On page 2, line 26, reinstate "by".

2. For correlation purposes, on page 4, line 2, insert ", as amended by section 8, Legislative Bill 343, Eighty-second Legislature, First Session, 1971" after "1971"; strike beginning with "refund" in line 14 through line 16 and insert "credit against the purchaser's Nebraska income tax liability for the amount of tax so paid during the taxable year of purchase of the fuel by the taxpayer less one and one-eighth cent per gallon of the tax paid"; in line 20 strike "refund" and insert "credit"; and in line 21 strike "refund tax" and insert "tax credit".

3. Section 66-463 having been repealed by LB 343, strike original section 5 and insert:

"Sec. 5. *The Tax Commissioner shall transmit monthly to the State Treasurer a report of the number of gallons of tax credit gasoline or motor vehicle fuel for which credits have been approved, and the treasurer shall thereupon transfer from the Highway Trust Fund to the Agricultural Alcohol Fuel Tax Fund one-eighth of one cent per gallon approved for credit.*".

4. On page 7, lines 26 and 27, strike "section 66-463, Revised Statutes Supplement, 1969, and".

5. On page 8, line 1, strike "66-452,"; and in line 2 insert ", and section 66-452, Revised Statutes Supplement, 1971, as amended by section 8, Legislative Bill 343, Eighty-second Legislature, First Session, 1971" after "1971".

6. In the title, lines 2 and 3, strike "sections 66-463, Revised Statutes Supplement, 1969, and"; line 4 strike "66-452,"; and in line 5 insert ", and section

66-452, Revised Statutes Supplement, 1971, as amended by section 8, Legislative Bill 343, Eighty-second Legislature, First Session, 1971" after "1971".

LEGISLATIVE BILL 758. Placed on Select File as amended.
Enrollment and Review amendments to LB 758:

1. On page 1, line 5, strike "*This*" and insert "*Sections 1 to 48 of this*".

2. On page 3, line 2, strike "*herein defined*" and insert "*defined in section 2 of this act*"; in line 23 strike "*effective*" and insert "*operative*"; in line 24 strike the second "*effective*" and insert "*operative*"; and in line 25, insert "*sections 1 to 48 of*" after "*by*".

3. On page 4, line 5, strike the second "*effective*" and insert "*operative*"; in line 18, strike "*effective*" and insert "*operative*"; and after "*in*" in line 13 and "*of*" in line 19, insert "*sections 1 to 48 of*".

4. In the Kremer amendment 3, line 6, strike "effective" and insert "*operative*".

5. On page 5, lines 1, 5, 8, 10, 12, 19, and 26, insert "*sections 1 to 48 of*" before "*this*"; and in line 2, insert "*sections 1 to 48 of this act*" after "*and*".

6. On page 6, lines 1, 4, and 6, strike "*effective*" and insert "*operative*"; in line 8, strike "*effective*"; and in line 13, insert "*sections 1 to 48 of*" after "*of*".

7. In the Kremer amendment 4, strike line 3, and insert "*section 7, of this act or whenver*'.".

8. On page 8, line 5, insert "*sections 1 to 48 of*" after "*in*"; and in line 7, strike "*his*" and insert "*sections 1 to 48 of this*".

9. On page 9, line 1, strike "*the*" and insert "*The*"; in line 2, strike "*initiates*" and insert "*initiate*"; and after "*in*" in lines 8 and 9 and at the end of line 22 insert "*sections 1 to 48 of*".

10. On page 10, line 16, insert "*sections 1 to 48 of*" after "*in*".

11. On page 11, line 9, strike "*effective*" and insert "*operative*"; and in line 12, insert""*sections 1 to 48 of*" after "*in*".

12. On page 12, line 10, strike "*exercise*" and insert "*administer*"; and at the end of line 10, insert "*sections 1 to 48 of*".

13. On page 13, lines 4 and 7, insert "*sections 1 to 48 of*" before "*this*".

14. On page 15, line 2, insert "*sections 1 to 48 of*" after "*in*".

15. On page 16, line 18, insert "*sections 1 to 48 of*" after "*of*".

16. On page 19, line 26, strike "*will*" and insert "*shall*".

17. On page 20, line 3, strike "*will*" and insert "*shall*".

18. On page 21, line 16, strike "*it*" and insert "*in*".

19. On page 22, lines 21 and 27, strike "*49*" and insert "*48*".

20. On page 23, after "*by*" in line 9, and at the end of line 12, insert "*sections 1 to 48 of*".

21. In line 4 of the Duis amendment to page 24, strike the second "*and*" and insert "*or*".

22. On page 25, line 18, insert "*sections 1 to 48 of*" after "*of*".

23. On page 26, line 6, strike "*revenues*" and insert "*revenue*"; in line 17, strike "*matters*" and insert "*matter*"; and in lines 22 and 27, insert "*sections 1 to 48 of*" after "*of*".

24. In line 1 of the Duis amendment adding a new subsection (4) on page 26, strike "line 18" and insert "line 20"; and after "*of*" in line 7, page 1, and at the end of line 5, page 2, insert "*sections 1 to 48 of*".

25. On page 27, lines 2, 8, 9, 18, 21, and 23, insert "*sections 1 to 48 of*" before "*this*"; in lines 15 and 16 strike "*passage and adoption*" and insert "*effective date*"; and in lines 18, 19, and 21, strike the semicolon and insert an underscored comma.

26. On page 28, lines 6 and 25, strike "of" and insert "~~of~~ *for*"; and in lieu of the Duis amendment thereto, in line 26, strike ", and the" and show as stricken.

27. In the tile, strike lines 2 to 5 and insert:

"FOR AN ACT to adopt the Gas Utility Act; to provide for the regulation of gas utilities as prescribed; to amend sections 14-106, 15-266, 16-679, 17-528.02, 57-903, 57-904, 57-911, 57-912, 57-917, 57-918, and 57-921, Reissue Revised Statutes of Nebraska, 1943, and section 57-905, Revised Statutes Supplement, 1971, relating to the Nebraska Oil and Gas Conservation Commission; to change the name of the commission and the compensation of its members; to provide an operative date; and to repeal the original sections, and also sections 18-414 and 18-415, Revised Statutes Supplement, 1971.".

LEGISLATIVE BILL 1087. Placed on Select File as amended. Enrollment and Review amendments to LB 1087:

1. In new section 1, line 7, strike ", *provided, however, if*" and insert ". *If*".

2. In new section 4, line 10, insert "*until*" after "*or*".

3. On page 2, line 9, insert "*as may be*" before "*necessary*".

4. Add a new section to read:

"Sec. 8. That original sections 60-404, 60-406, and 60-409, Reissue Revised Statutes of Nebraska, 1943, and sections 60-403.01 and 60-415, Revised Statutes Supplement, 1971, are repealed.".

5. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend sections 60-404, 60-406, and 60-409, Reissue Revised Statutes of Nebraska, 1943, and sections 60-403.01 and 60-415, Revised Statutes Supplement, 1971, relating to motor vehicle operators' licenses; to require a color photograph of the licensee to be affixed to certain licenses as prescribed; to provide for temporary licenses; to increase fees and change the distribution thereof; to provide for rules and regulations; and to repeal the original sections.".

LEGISLATIVE BILL 1086. Placed on Select File as amended.
Enrollment and Review amendment to LB 1086:

1. On page 10, line 10, strike "*eighteen*" and insert "*nineteen*".

LEGISLATIVE BILL 1403. Placed on Select File as amended.
Enrollment and Review amendment to LB 1403:

1. In the title, line 4, insert "for" after "provide"; in line 6, strike "continue" and insert "defer"; and in line 7 strike "is" and insert "has been made or".

LEGISLATIVE BILL 1291. Placed on Select File as amended.
Enrollment and Review amendments to LB 1291:

1. On page 2, line 25, insert an underscored period after "constables"; and strike the period in line 26 and show stricken.

2. On page 3, line 5, insert an underscored comma after "encountered"; and in line 6, strike the first comma and show stricken.

3. In the title, line 5, strike "peace" and insert "conservation".

(Signed) Duke Snyder, Chairman

REPORT OF EMPLOYEES

During the month of February, 1972, there were 118 full- and part-time employees being paid from Fund 1973, Program 121, Legislative Session Services. The total payroll for the month was $45,296.12, of which $1,249.18 was for overtime. The total figure includes the State's share of OASI and retirement contributions.

Vincent D. Brown
Clerk of the Legislature

REPORT OF REGISTERED LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period February 25, 1972, through March 2, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Enquist, Barbara - Omaha, Nebraska Student Education Association
Lane, William J. - Omaha, University of Nebraska - Omaha (Student Government Association)
Morgan, Dan - Lincoln, UNL Young Democrats
Petersen, Robert - Lincoln, Farmers Against Rising Taxes
Roffman, Harvey A. - Omaha, American Beef Packers, Inc.
Roffman, Harvey A. - Omaha, Roberts Dairy Company
Schlaphoff, Elmer C. - Waverly, Nebraska Livestock Feeders Association
Tews and Noren (David D. Tews) - Lincoln, Kansas-Nebraska Natural Gas Company, Inc.
Wylie, William M. - Elgin, Harvey A. Roffman

RESOLUTIONS

LEGISLATIVE RESOLUTION 55. Messrs. Ziebarth, Swanson, Duis, Waldo, Kokes, Holmquist, Kennedy, Hasebroock and Pfister asked unanimous consent to had their names added to LR 55. No objections. So ordered.

LR 55 found in the Journal on page 1007 for the Forty-First Day was adopted with 31 ayes, 1 nay and 17 not voting.

LEGISLATIVE RESOLUTION 58. LR 58 found in the Journal on page 1013 for the Forty-First Day was adopted with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE RESOLUTION 59.

Introduced by Leslie Stull, 49th District; Willard Waldo, 31st District; Calvin Carsten, 2nd District; Loran Schmit, 23rd District; Irving Wiltse, 1st District; Walter Epke, 24th District; Maurice Kremer, 34th District; Richard Lewis, 38th District.

WHEREAS, within the past year the Nebraska Department of Agriculture, in cooperation with a number of Nebraska counties, has developed an animal damage control program administered by the department and the Division of Fish and Wildlife Services of the United States Department of Interior, which program is designed within safeguards for the scientific biological control of offending nuisance animals; and

WHEREAS, the success of this program, of considerable economic impact upon the livestock industry in Nebraska, is dependent upon the efficient biological science of applied chemical toxicants to minimize the losses occasioned by individual nuisance animals, and not the eradication of target species; and

WHEREAS, chemical toxicants are the only means of controlling nuisance animals in waste disposal areas, city dumps, and similar environments where large numbers of pests multiply, causing human health problems; and

WHEREAS, the United States Department of Interior has entered into an agreement with the State of Nebraska to apply expertise and manpower in controlling infestations of nuisance animals in urban areas, and for supervision and assistance in controlling other animal damage problems at no cost to the state; and

WHEREAS, all progress in this area has ceased due to an executive order entered by the President of the United States in February of 1972 in which the United States Department of Interior has been ordered to remove all chemical toxicants from use of federal lands, and within state programs such as exists Nebraska; and

WHEREAS, the immediate effect of the withdrawal of chemical toxicants from use in the field by trained biologists will seriously damage the agricultural interests in Nebraska and endanger human life where no other effective control is available for use in waste disposal areas for rat control.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the President of the United States is respectfully requested to give careful and immediate reconsideration to the executive order banning the use of chemical toxicants on federal lands and in programs conducted with the states through the United States Department of Interior, and following such immediate and careful reconsideration, to suspend all immediate application of the said order.

2. That the President honor the commitment of Congress to assist the individual states with animal damage control programs as contained in 7 United States Code 426-426b wherein the United States Department of Interior is authorized and directed to assist the states with animal damage control and funds for such purpose.

3. That a copy of this resolution be sent to the President of the United States, the Secretary of the United States Department of Interior and to each member of the Nebraska delegation in the Congress of the United States.

Laid over.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

1081	1081A	1093	1112	1155
1156	1167	1221	1255	1487

The following bills were correctly enrolled:

343	674	690	849	1122
1123	1162	1163	1173	1194
1216	1237	1436		

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 343 674 690 849 1122 1123 1162 1163 1173 1194 1216 1237 1436 and LR 54 and LR 56.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 3, 1972, at 8:55 a.m.: LB 76, LB 893, LB 1036A, LB 1114, LB 1151, LB 1158, LB 1188, LB 1207, LB 1209, and LB 1268.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 1095. Enrollment and Review amendment found in the Journal on page 991 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1168. Enrollment and Review amendment found in the Journal on page 992 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741. Enrollment and Review amendment found in the Journal on page 992 for the Forty-First Day was adopted.

Advanced to Ernollment and Review for engrossment.

LEGISLATIVE BILL 741A. Enrollment and Review amendment found in the Journal on page 992 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1275. Enrollment and Review amendments found in the Journal on page 992 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1079. Enrollment and Review amendments found in the Journal on page 992 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1213. Enrollment and Review amendments found in the Journal on page 993 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1124. Enrollment and Review amendments found in the Journal on page 993 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1183. Enrollment and Review amendment found in the Journal on page 993 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1304. Enrollment and Review amendment found in the Journal on page 993 for the Forty-First Day was adopted.

Bracketed until March 10 at the request of Mr. Skarda.

LEGISLATIVE BILL 1103. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1180A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1219. Enrollment and Review amendments found in the Journal on page 994 for the Forty-First Day were adopted.

Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 1226. Enrollment and Review amendments found in the Journal on page 994 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1149. Enrollment and Review amendment found in the Journal on page 994 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1178. Enrollment and Review amendment found in the Journal on page 994 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1146. Enrollment and Review amendments found in the Journal on page 995 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1147. Enrollment and Review amendment found in the Journal on page 995 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1261. Enrollment and Review amendments found in the Journal on page 995 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1238. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1239. Enrollment and Review amendments found in the Journal on page 995 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1290. Enrollment and Review amendment found in the Journal on page 995 for the Forty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1361. Enrollment and Review amendments found in the Journal on page 995 for the Forty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1129 To Select File

Mr. Swanson moved to return LB 1129 to Select File for the following specific amendment. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

1. Amend section 1 to read:

"Section 1. That section 50-401.01, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

50-401.01. The Legislative Council shall have an executive board, to be known as the Executive Board of the Legislative Council, which shall consist of a chairman, vice-chairman, ~~and a member of the Legislature selected at large,~~ *and eight members of the Legislature,* to be chosen by the Legislature at the commencement of each regular session of the Legislature when the speaker is chosen, *and* the Speaker of the Legislature. ~~, and the Chairman of the Committee on Committees of the Legislature. Each district from which members of the Committee on Committees are chosen shall be represented on the Executive Board.~~ *The Legislature at large shall elect two of its members from legislative districts Nos. 1, 2, 25 to 33, 37 and 46; two from legislative districts Nos. 3 to 14, and 20; two from legislative districts Nos. 15 to 19, 21 to 24, 34, and 35; and two from legislative districts 36 to 49 with the exception of 37, and 46.* The Chairman of the Committee on Budget shall serve as a nonvoting ex officio member of the Executive Board whenever the board is considering fiscal administration. The Executive Board shall supervise all services and service personnel of the Legislature. The Legislative Council shall occupy and maintain offices in the State Capitol.".

SELECT FILE

LEGISLATIVE BILL 1129. The Swanson specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1183 To Select File

Mr. Goodrich moved to return LB 1183 to Select File for the adoption of the specific amendments found in the Journal on page 930 for the Thirty-Eighth Day.

Mr. Goodrich requested a Call of the House. The Call showed 36 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

The Goodrich motion prevailed with 25 ayes, 8 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1183. Mr. Goodrich renewed his specific amendments found in the Journal on page 930 for the Thirty-Eighth Day.

The Chair ruled this amendment would take 25 aye votes to be adopted on Select File.

Mr. Duis asked unanimous consent to bracket LB 1183 until Tuesday, March 7. No objections. So ordered.

UNANIMOUS CONSENT–Members Excused

Mr. F. Carstens asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Savage asked unanimous consent to be excused at 11:30 a.m., today. No objections. So ordered.

Mr. Chambers asked unanimous consent to be excused at 10:30 a.m., today. No objections. So ordered.

Mr. Epke asked unanimous consent to be excused this afternoon. No objections. So ordered.

MOTION–Return LB 1178 To Select File

Mr. Luedtke moved to return LB 1178 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

MOTION–Return LB 1146 To Select File

Mr. Luedtke moved to return LB1146 to Select File for the following specific amendment:

1. Add a new section to be known as section 2

and to read as follows:

"Sec. 2. *The provisions of this act shall apply for the year 1972 and subsequent years.*".

2. Renumber section 2 as section 3.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT–Committee Meeting

Mr. Kokes asked unanimous consent for the Revenue Committee to meet under the South Balcony for a few minutes. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1178. The Luedtke specific amendment found in today's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE IBLL 1146. The Luedtke specific amendments found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Suspend Rules

Mr. Mahoney moved to suspend the rules and take up Monday's Final Reading Bills today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 690A. With emergency.

A BILL FOR AN ACT to appropriate four hundred three thousand eighty-eight dollars for the period of July 1, 1972 to June 30, 1973 from the state General Fund to the Department of Education, Agency No. 13, for Program No. 292, to aid in carrying out the provisions of Legislative Bill 690, Eighty-second Legislature, First Session, 1971; to provide restrictions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Keyes	Kokes	Lewis	Luedtke
Mahoney	Maresh	Morgan	Moylan	Nore
Orme	Pfister	Savage	Schmit	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse

Voting in the negative, 0.

Not voting, 14:

Carpenter	Chambers	Clark	Duis	Elrod
Kennedy	Kime	Klaver	Kremer	Marvel
Proud	Simpson	Snyder	Ziebarth	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1077.

A BILL FOR AN ACT to amend sections 88-520 and 88-521, Reissue Revised Statutes of Nebraska, 1943, and section 88-501, Revised Statutes Supplement, 1969, relating to public grain warehouses; to redefine grain; to provide supervision of weighing whole corn plant pellets as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kokes
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Savage
Schmit	Skarda	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Carpenter	Chambers	Clark	Elrod	Kime
Klaver	Kremer	Morgan	Proud	Simpson
Snyder				

A consitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1098.

A BILL FOR AN ACT to amend section 28-420, Reissue Revised Statutes of Nebraska, 1943, relating to crimes and punishments; to make additional acts unlawful; to change penalties; to provide a presumption; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relating to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Savage	Schmit	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpneter	Clark	Elrod	Kime	Klaver
Kremer	Proud	Simpson	Snyder	

A consitutional majority having voted in the affirmative, the bill was declared passed with the title agreed to.

LEGISLATIVE BILL 1131. With emergency.

A BILL FOR AN ACT to amend section 39-1390, Revised Statutes

Supplement, 1969, relating to the State Recreation Road Fund; to change provisions concerning use of the fund; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Pfister	Savage	Schmit
Skarda	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse				

Voting in the negative, 3:

Duis	Orme	Ziebarth

Not voting, 10:

Carpenter	Clark	Elrod	Kime	Klaver
Kokes	Kremer	Proud	Simpson	Snyder

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1433. With emergency.

A BILL FOR AN ACT to amend section 85-402, Revised Statutes Supplement, 1969, and sections 77-2602, 85-1,100, and 85-401, Revised Statutes Supplement, 1971, relating to construction of athletic structures at the University of Nebraska and the Nebraska State Colleges; to provide for construction of a field house for the University of Nebraska at Lincoln; to provide for disposition of portions of the cigarette tax; to provide additional authority; to provide conditions for the sale of bonds; to make appropriations and reappropriations; to repeal the original sections, and also sections 85-1,101 and 85-1,102, Revised Statutes Supplement, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Savage	Schmit
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 2:

Kennedy	Skarda

Not voting, 11:

Carpenter	Clark	Elrod	Kime	Klaver
Kokes	Kremer	Lewis	Proud	Simpson
Snyder				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1506. With emergency.

A BILL FOR AN ACT relating to public welfare; to provide payment for emergency special diets on behlaf of members of families receiving aid to dependent children; to provide for county and state financial responsibility; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Savage	Schmit	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Clark	Elrod	Kime	Klaver
Kremer	Proud	Simpson	Snyder	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to

Mr. Chambers asked unanimous consent to expedite LB 1506. No objections So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly enrolled: 1098

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bill: 1098

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 3, 1972 at 11:10 a.m.: LB 1098.

(Signed) Barbara Jackson, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 1265. Title read. Considered.

Mr. Holmquist moved to indefinitely postpone LB 1265. The motion prevailed with 15 ayes, 10 nays and 24 not voting.

UNANIMOUS CONSENT – Members Excused

Messrs. Wiltse and Nore asked unanimous consent to be excused this afternoon. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly enrolled: 1506

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LB 1506.

GENERAL FILE

LEGISLATIVE BILL 1414. Bracketed until Tuesday, March 7, 1972 at the request of Mr. Moylan.

LEGISLATIVE BILL 1354 Title read. Considered.

Standing Committee amendments found in the Journal on page 585 for the Twenty-Fourth Day were adopted.

Advanced to Enrollment and Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1325. Title read. Considered.

Standing Committee amendment found in the Journal on page 601 for the Twenty-Fourth Day was adopted.

Mrs. Orme offered the following amendment, which was adopted:

1. On page 2, line 27 after the period and before the Standing Committee amendment insert:
"In the event a temporary licensee fails the examination required by section 71-2803, the Director of Health may suspend or extend such licensee's temporary license until such licensee does pass scuh examination.".

Advanced to Enrollment and Review with 26 ayes, 0 nays and 23 not voting.

VISITORS

Mr. Maresh introduced 26 Senior Government students from Bruning High School, Bruning, Nebraska and teacher Mr. Howard Glenn.

Mr. Warner introduced 60 Youth and Government students from Nebraska.

RECESS

At 11:53 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvenedat 1:32 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter, Carstens, Clark, Duis, Epke, Kime, Klaver, Kremer, Mahoney, Marvel, Nore, Savage, Snyder, Waldron and Wiltse who were excused.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 3, 1972, at 1:15 p.m.: LB 1506.

(Signed) Barbara Jackson, Enrolling Clerk

GENERAL FILE

LEGISLATIVE BILL 1385. Title read. Considered.

Standing Committee amendments found in the Journal on page 602 for the Twenty-Fourth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1277. Title read. Considered.

SPEAKER HASEBROOCK PRESIDING

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Bracket LB 1359

Mr. Skarda asked unanimous consent to bracket LB 1359 on Enrollment & Review engrossment. No objections. So ordered.

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1128. Bracketed at the request of Mr. Goodrich.

LEGISLATIVE BILL 1392. Title read. Considered.

Standing Committee amendments found in the Journal on page 830 for the Thirty-Fourth Day were adopted.

Mr. Whitney asked unanimous consent to have the bill laid over. Mr. Syas objected.

Mr. Whitney moved to hold LB 1392 until Tuesday, March 7. The motion prevailed.

LEGISLATIVE BILL 1176. Title read. Considered.

Standing Committee amendments found in the Journal on page 615 for the Twenty-Fifth Day were rejected.

Mr. Holmquist offered the following amendments to be substituted for the Standing Committee amendments:

1. On page 3, lines 12 to 14 strike "the effective date of any retirement plan established under the provisions of this section" and show as stricken matter, and insert *"September 1, 1961"*; on line 15 strike "now" and insert *"~~now~~-then"*; and on line 15 insert after "abridged" *"; Provided, that such retirement benefits shall become fully vested in the event of an employee's termination of employment, if such an employee shall have at least ten years of service at the date of termination"*.

2. On page 4, lines 20 to 22 strike *"Provided,* that all rights and privileges of existing faculty members shall be fully protected." and show as stricken.

Mr. Stahmer asked unanimous consent to have the following amendment printed in the Journal. No objections. So ordered.

Amend LB 1176 as follows:

On page 3, line 15, strike the letter "(e)" at the end of the line, and all of the remainder the section (e) found on lines 16 through 24, ending with the words "as amended".

LEGISLATIVE BILL 1471. Title read. Considered.

Standing Committee amendments found in the Journal on page 615 for the Twenty-Fifth Day were adopted.

Mr. Holmquist offered the following amendments which were adopted:

1. On page 3, line 3, after "month" insert: *"; Provided, in the event such remittance would amount to less than twenty-five dollars per month, such city clerk may remit quarterly"*.

2. On page 7, line 27, after "Judges" insert; "; *Provided, in the event such remittance would amount to less than twenty-five dollars per month, such county or municipality may remit quarterly"*.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1306. Title read. Considered.

Standing Committee amendment found in the Journal on page 881 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1428. Title read. Considered.

Standing Committee amendment found in the Journal on page 638 for the Twenty-Sixth Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1445. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1435. Title read. Considered.

Standing Committee amendments found in the Journal on page 763 for the Thirty-Second Day were adopted.

Mr. Whitney offered the following amendment which was adopted:

1. On page 43, after line 16 insert the following:

"(6) Cities of the second class and villages shall be exempt from provisions of sections 81-1501 to 81-1532 pertaining to licensing and control of solid waste disposal systems; Provided, that such cities and villages provide solid waste disposal systems so that no pollution of rivers and streams results from such disposal systems; and provided further, that such cities and villages provide reasonable supervision of such solid waste disposal systems to protect the public health and welfare.".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1447. Title read. Considered.

Standing Committee amendments found in the Journal on page 639 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1217. Title read. Considered.

Standing Committee amendment found in the Journal on page 641 for the Twenty-Sixth Day failed with 11 ayes, 13 nays and 25 not voting.

Mr. Chambers offered the following amendments:

1. Strike section 1 and insert the following new sections:

"Section 1. That section 79-1003, Revised Statutes Supplement, 1969, be amended to read as follows:

79-1003. The board of education of a fifth class school district shall consist of twelve members. ~~to be chosen by the qualified electors of the entire school district lying wholly or partially within the corporate limits of such city by a plurality of votes.~~ *The election commissioner of the county in which the greater part of such district is situated shall divide the school district into twelve numbered districts of compact and contiguous territory and of as nearly equal population as may be practical. A member of the board shall be elected from each such district.* Each member of the board of education must be a taxpayer in and a resident *of the district* of such school district *as designated by the election commissioner.* At each general election six members of the board shall be elected to serve for four years from and including the first Monday of the January following their election, or until their successors are elected and qualified all persons elected as members of the board of education shall, before the first Monday in January following their election, take and subscribe to the usual oath of office. In case any person so elected shall fail so to do, his election shall be void, and the vacancy thereby occasioned shall be filled by the board. Candidates shall be nominated at the primary election upon a nonpolitical ballot. The names of the ~~twelve~~ *two* candidates receiving the highest number of votes at such primary election, ~~or of all candidates if there are less than twelve upon the primary ballot~~ *in each district designated by the election commissioner* shall be placed upon the official ballot for the board of education at the general election. For the general board of education election, the ballot shall be prepared in substantially the same form and the names rotated as is provided for election of other nonpolitical candidates, and the *six* ~~persons~~ *person* receiving the highest number of votes *in each district designated by the election commissioner* shall be elected to the board of education. Any person who shall be a candidate at the primary election shall, at least sixty days prior to the primary, file with the officer authorized to conduct such election a statement of candidacy setting out his qualifications and willingness to abide by the election, such statement to be subscribed and sworn to before a notary or other

person qualified to take oaths. There shall be no filing fee or any other requirement than the statement above provided for to enable qualified electors to become candidates for the board of education. *Members of the board of education on the effective date of this act shall serve until the expiration of their terms. At the general election in 1974 and each four years thereafter one member shall be elected from each of the even-numbered districts. At the general election in 1976 and each four years thereafter, one member shall be elected from each of the odd-numbered districts. The election commissioner shall adjust the boundaries of such districts to conform to changes in the territory of the school district and following each federal decennial census.*

Sec. 2. That original section 79-1003, Revised Statutes Supplement, 1969, is repealed.".

2. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend section 79-1003, Revised Statutes Supplement, 1969, relating to schools; to provide for election of members of the board of education of a Class V school district from districts; and to repeal the original section.".

Mr. Morgan moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 3 nays and 21 not voting.

Mr. Goodrich requested a record vote on the Chambers amendment.

Voting in the affirmative, 20:

Barnett	Chambers	Craft	DeCamp	Kennedy
Kokes	Lewis	Luedtke	Maresh	Morgan
Moylan	Pfister	Proud	Schmit	Simpson
Stromer	Swanson	Waldron	Whitney	Ziebarth

Voting in the negative, 9:

Carsten	Elrod	Goodrich	Johnson	Orme
Skarda	Stahmer	Syas	Warner	

Not voting, 20:

Burbach	Carpenter	Carstens	Clark	Duis
Epke	Hasebroock	Holmquist	Keyes	Kime
Klaver	Kremer	Mahoney	Marvel	Nore

Savage Snyder Stull Waldo Wiltse

The amendment was adopted with 20 ayes, 9 nays and 20 not voting.

Mr. Chambers asked unanimous consent to add his name to LB 1217. Mr. Goodrich objected.

Mr. Chambers moved to add his name to LB 1217. The motion prevailed with 21 ayes, 2 nays and 26 not voting.

Mr. Syas moved to return LB 1217 to a Committee for a public hearing.

Mr. Barnett moved to amend the motion to read Judiciary Committee.

Mr. DeCamp moved the previous question. The question is, "Shall the debate now cease?" The motion failed with 22 ayes, 9 nays and 18 not voting.

The Barnett amendment to the Syas motion failed with 7 ayes, 24 nays and 19 not voting.

The Syas motion failed with 14 ayes, 16 nays and 19 not voting.

Bracketed until Tuesday, March 7, at the request of Mr. DeCamp.

STANDING COMMITTEE REPORT
Revenue

LEGISLATIVE BILL 1501. Placed on General File as amended.
Standing committee amendment to LB 1501:

1. Strike sections 1 to 9 and insert the following:

"Section 1. That section 77-1301.07, Revised Statutes Supplement, 1969, be amended to read as follows:

77-1301.07. A complete reappraisal of all lands and improvements at actual value shall be made according to the following schedule:

(1) Each county which has not started a reappraisal subsequent to January 1, 1947, shall sign an approved reappraisal contract prior to January 1, 1966;

(2) Any county whose last reappraisal was started between January 1, 1947, and December 31, 1951, shall sign an approved reappraisal contract prior to January 1, 1967;

Any county whose last reappraisal was started between January 1, 1952, and December 31, 1954, shall sign an approved reappraisal contract prior to January 1, 1968;

(4) Any county whose last reappraisal was started between January 1, 1955, and December 31, 1958, shall sign

an approved reappraisal contract prior to January 1, 1969; and

(5) Any county having started a reappraisal since January 1, 1959, and prior to October 19, 1963, shall sign an approved reappraisal contract within ~~ten~~ *eleven* years from the start of such reappraisal.".

(Signed) Rudolf Kokes, Chairman

MOTION—Reconsider Action

Mr. Simpson moved to reconsider the action of indefinitely postponing LB 1265. Laid over.

ADJOURNMENT

At 3:28 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Monday, March 6, 1971.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 6, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

The Prayer was offered by the Chaplain.

> O God, the strength of all who put their trust in Thee, we begin this day admitting that fear is no stranger to us. We worry as to how our colleagues and those we represent will accept what we do. We are apprehensive as to whether those who wield power will try to go around us. Help us to relinquish these and all other nagging fears into Thy hands. Give us, for Thy mercies' sake, the wisdom to recognize there is only one legitimate fear-the fear of not doing our duty before Thee and our fellowman. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Klaver and Snyder who were excused and Mr. Chambers who was absent until 11:00.

CORRECTIONS FOR THE JOURNAL

The Journal for the Forty-Second Day was approved.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 905A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 905A:

1. On page 2, lines 3 and 4, and in the title, lines 4 and 5, strike "ending June 30, 1972" and insert "from July 1, 1972, to June 30, 1973".

LEGISLATIVE BILL 1328. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1328:

1. In the title, as amended, insert "and all

right, title, and interest in and to a certain lease for the Strategic Air Command Museum" at the end of line 2.

LEGISLATIVE BILL 864. Replaced on Select File as amended. Enrollment and Review amendments to LB 864:

1. Strike section 14.

2. In E & R amendment 6, strike lines 7 and 8, and insert "provide penalties; and".

LEGISLATIVE BILL 66. Replaced on Select File as amended. Enrollment and Review amendment to LB 66:

1. In lieu of the Carpenter amendments and the Mahoney amendment, adopted 3/2/72, on page 2, as amended, line 8, strike "*twenty-five*" and insert "*seventy-five*"; in line 10, insert an underscored semicolon after "beverages"; strike beginning with "containing" in line 10 through the semicolon in line 13 and show old matter as stricken; and strike the new matter in line 14 and insert "*two dollars*".

LEGISLATIVE BILL 1146. Replaced on Select File as amended. Enrollment and Review amendments to LB 1146:

1. Renumber section 2, added by the Luedtke amendment adopted 3/3/72 as section 3 and original section 2 as section 4.

2. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

LEGISLATIVE BILL 1505. Placed on Select File.

LEGISLATIVE BILL 1353. Placed on Select File as amended. Enrollment and Review amendments to LB 1353:

1. On page 2, lines 9 and 16, insert an underscored comma after "*or*".

2. On page 3, line 6, insert an underscored comma after "court".

LEGISLATIVE BILL 1288. Placed on Select File.

LEGISLATIVE BILL 782. Placed on Select File as amended. Enrollment and Review amendments to LB 782:

1. On page 2, line 27, insert "*and*" after the semicolon, and insert "*to*" after "(4)".

2. In lieu of the first Swanson amendment, on page 3, line 3, insert an underscored period after "Welfare"; strike the rest of the sentence and show old matter stricken; and in line 5, strike the second "~~*and*~~" and insert "~~*of*~~" as in the statutes.

3. In lieu of the Swanson amendments 2, 3, and 4, on page 3, strike line 8 and insert "~~may~~ *shall* delegate ~~this~~ *the* authority *set forth in this section* to qualified local fire".

4. In the Swanson amendment 5, line 2, insert an underscored comma before "*which*"; and in line 5, strike "30 days" and insert "*thirty days*' ".

5. In the Swanson amendment 6, line 2, insert an underscored semicolon before "*Provided*".

6. In the title, strike lines 4 and 5, and insert "prevention; to reduce duties of the State Fire Marshal; to provide for delegation of authority; to provide exceptions,".

LEGISLATIVE BILL 1235. Placed on Select File as amended.
Enrollment and Review amendments to LB 1235:

1. On page 2, line 14, strike the first "*rule*" and insert "*requirement*" and strike "*the above rule*" and insert "*such requirement*"; and in line 19, strike "*herein*" and insert "*in this section*".

2. On page 4, line 3, strike "*rule*" and insert "*requirement*"; in line 4, strike "*the above rule*" and insert "*such requirement*"; and in line 8, strike "*herein*" and insert "*in this section*".

LEGISLATIVE BILL 1257. Placed on Select File as amended.
Enrollment and Review amendments to LB 1257:

1. In standing committee amendment 1, strike the period in the last line.

2. In the title, insert "to provide an exception;" at the end of line 5.

LEGISLATIVE BILL 1269. Placed on Select File as amended.
Enrollment and Review amendments to LB 1269:

1. On page 2, line 17, strike "*where*" and insert "*when*".

2. In the title, insert "the" at the end of line 5.

LEGISLATIVE BILL 1298. Placed on Select File as amended.
Enrollment and Review amendment to LB 1298:

1. On page 3, insert an underscored comma after "*1*" in line 6, and after "*insurance*" in line 8.

LEGISLATIVE BILL 461. Placed on Select File as amended.
Enrollment and Review amendments to LB 461:

1. In new section 1, line 4, strike "*which*" and insert "*whom*"; in line 6, strike "~~,~~." and insert ".~~,~~";

in line 12, strike "*an*" and insert "*the*"; in line 17, strike "*is*"; in line 20, insert "*of such change*" after "*writing*"; in line 21, strike the first "*the*" and insert "*any*"; in line 21, strike "*member*" and insert "*members*"; in lines 22 and 23, strike "*of the commission*"; in line 40, insert "*and charges for*" after the second comma and strike the third comma; in lines 50 and 51 strike "*herewith*" and insert "*hereby*"; in line 51, strike "*director*" and insert "*secretary*"; in line 66, insert "*shall*" after "*commissioner*"; in line 118, strike "*shall*"; and in line 119, strike "*change*" and insert "*changes*".

2. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend sections 81-801 and 81-803.01, Revised Statutes Supplement, 1969, relating to the Game and Parks Commission; to add the Governor or his designee as nonvoting chairman of the commission; to provide procedures; to provide authority, qualifications, term of office, and for confirmation; to change provisions for removal; to provide the necessary vote for committee action; and to repeal the original sections, and also section 81-802, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 1256. Placed on Select File as amended.
Enrollment and Review amendment to LB 1256:

1. In the title, strike lines 4 to 6 and insert "to provide for the claiming of a dead human body by any person; and to repeal".

(Signed) Duke Snyder

MEMBER'S BIRTHDAY

Speaker Hasebroock announced today is Mr. Moylan's Birthday. The members sang Happy Birthday to him.

MOTION—Introduce New Bill

Mr. Carpenter moved the introduction of a new bill to be known as LB 1510, by the Government, Military and Veteran Affairs Committee. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1510. By the Government, Military and Veteran Affairs Committee, Terry Carpenter, Chairman, 48th District; Fred

Carstens, 30th District; John DeCamp, 40th District; William Swanson, 27th District; Glenn Goodrich, 20th District.

A BILL FOR AN ACT to amend section 55-161, Revised Statutes Supplement, 1969, relating to the militia; to clarify reemployment rights of veterans; to provide procedures for the enforcement of such rights; to repeal the original section; and to declare an emergency.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the Rules and place LB 1510 on General File for March 9. The motion prevailed with 32 ayes, 0 nay and 17 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 59. Laid over until Wednesday, March 8, at the request of Mr. Stull.

SELECT FILE

LEGISLATIVE BILL 1152. Enrollment and Review amendment found in the Journal on page 1027 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1150. Enrollment and Review amendments found in the Journal on page 1028 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1157. Enrollment and Review amendments found in the Journal on page 1028 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1208. Enrollment and Review amendments found in the Journal on page 1028 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 758. Enrollment and Review amendments found in the Journal on page 1029 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1087. Enrollment and Review amendments found in the Journal on page 1030 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1086. Enrollment and Review amendment found in the Journal on page 1031 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1403. Enrollment and Review amendment found in the Journal on page 1031 for the Forty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1291. Enrollment and Review amendments found in the Journal on page 1031 for the Forty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1219. Advanced to E & R for engrossment.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 6, 1972, at 9:15 a.m.: LB 343, LB 674, LB 690, LB 849, LB 1122, LB 1123, LB 1162, LB 1163, LB 1173, LB 1194, LB 1216, LB 1237, and LB 1436.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

1085	1085A	1119	1174	1180
1246	1297	1314		

The following bills were correctly enrolled:

690A	1077	1131	1433

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 690A, 1077, 1131, 1433.

MOTION—Rule Changes

Mr. Warner moved the adoption of the Rule Changes, 1, 2 and 3, found in

the Journal on page 1025 for the Forty-First Day.

Rule Change No. 1 lost with 28 ayes, 5 nays and 16 not voting.

Rule Change No. 2 was rejected with 31 ayes, 0 nays and 18 not voting.

Rule Change No. 3 was adopted with 33 ayes, 1 nay and 15 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1224A. By John DeCamp, 40th District.

A BILL FOR AN ACT to appropriate fifty-seven thousand four hundred one dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Education, Agency No. 13, for Program No. 508, to aid in carrying out the provisions of Legislative Bill 1224, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

GENERAL FILE

LEGISLATIVE BILL 1301. Title read. Considered.

Mr. Mahoney offered the following amendments which were adopted:

1. In Section 1, Page 3, Line 7, delete the new matter "*Otoe,*" and in Line 9 delete the new matter "*and*" and after the word "Cass," delete the ; and reinstate the old matter "*and Otoe;*"

2. Amend Section 1, Page 5, Line 4, after the word "second" add the words "*district there shall be three judges of the district court; in the*" and amend Line 20 by inserting "*2*" after the new matter word "No."

Mr. Luedtke offered the following amendment which was adopted:

Amend Sec. 2., Line 20, Page 5, to read as follows:
Districts No. 3, 4, 6, 11, 13, and 17. Such *appointment*

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1301A. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1032. Title read. Considered.

Standing Committee amendments referred to in the Journal on page 751 for the Thirty-First Day were adopted with 37 ayes, 3 nays and 9 not voting.

Mr. Stull offered the following amendments which were adopted:

1. Insert a new section to read:

"Sec. 292. *Any person who, prior to the effective date of this act, has filed as a candidate for the office of county judge to be nominated at the primary election in 1972 shall be entitled to a refund of the filing fee which he has paid. The claim for such refund shall be filed and allowed as other claims against the county.*".

2. Renumber original section 292 as section 293.

Mr. Carpenter offered the following amendments which were adopted with 26 ayes, 1 nay and 22 not voting.

Section 10 reads as follows:

"*Except as provided herein,* at least one associate county judge shall be appointed in each county. Associate county judges shall be appointed by the county judge, or judges if the district has more than one county judge, and shall serve for terms of two years unless sooner removed by order of the county judge or judges. *In county judge districts having a population of one hundred fifty thousand or more according to the last federal census, one or more associate county judges may be appointed by the county judges, and such associate judges shall serve for terms of two years unless sooner removed by the county judges.*"

Section 16 reads as follows:

"Each county judge shall receive an annual salary of twenty thousand dollars per year; *provided, that each county judge in a county judge district having a population of one hundred fifty thousand or more according to the last federal census shall receive an annual salary of twenty-seven thousand five hundred dollars per year. All county judges* shall be compensated for necessary travel expenses in the same manner as judges of the district court.****".

(The remainder of the present existing Section 16 is unchanged.)

Mr. Waldron offered the following amendments:

Amend LB 1032 (substitute bill) as follows:

(1) At Page 22, Line 24, Section 44, strike the words "on the record" and insert after the words "shall be" the word DeNovo.

(2) At Page 24, Line 18, Section 47, strike the underlined words "The bill of exceptions and".

(3) At Page 25, Line 15, Section 48, strike subsection (3) (Lines 15 through 22 inclusive) in its entirety.

Mr. Waldron requested a Call of the House. The Call showed 44 members present.

Mr. Stull moved the Call be raised. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

The Waldron amendments lost with 17 ayes, 17 nays and 15 not voting.

Mr. Schmit offered the following amendments which were adopted with 24 ayes, 9 nays and 16 not voting.

1. Strike sections 4 to 7 and insert the following:

"Sec. 4. *County judges shall be elected on a non-political ticket for terms of four years. Election shall be subject to all pertinent provisions of Chapter 32. Terms shall commence on the first Thursday after the first Tuesday in January of the year following election. For the primary election in 1972, the filing deadline for candidates for county judge shall be March 24, and the filing shall be with the Secretary of State, who is hereby authorized to take all necessary action to provide for the certification of candidates and the preparation of a separate ballot for the nomination of candidates in each of the districts provided by this act. No filing fee shall be required of candidates for county judge at the primary election in 1972, but thereafter the filing fee for the office of county judge shall be that prescribed by section 32-513.*".

2. Renumber sections 8 to 216 as sections 5 to 213.

3. On page 147, reinstate the stricken matter and strike the new matter, and in line 12 after "Judge" insert "*. . . . . District*".

4. Strike sections 217 and 218.

5. Renumber sections 219 and 220 as sections 214 and 215.

6. Strike section 221.

7. Renumber section 222 as section 216; on page 154, line 19, after the stricken matter, insert "*county judges,*"; and on page 155, line 1, reinstate "county judge,".

8. Renumber section 223 as section 217; and on page 157, line 1, strike "*or*"; and on line 2 after the comma, insert "*or*", and reinstate "county judge,".

9. Renumber sections 224 to 290 as sections 218 to 284.

10. Strike section 291 and insert the following:

"Sec. 285. *Provisions of this act relating to the election of county judges shall become operative upon passage and approval according to law. All other provisions of this act shall become operative on January 4, 1973.*".

11. Renumber section 292 as section 286; on page 205, line 16, strike "32-424,"; on page 206, line 1, strike "32-513,"; and on line 4, strike "32-423.01,".

12. Add the Emergency Clause.

Advanced to Enrollment & Review with 26 ayes, 11 nays and 12 not voting.

UNANIMOUS CONSENT—Members Excused

Mr. Waldron asked unanimous consent to be excused Tuesday and Wednesday, March 7 and 8. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused Tuesday March 7, at 3:00 p.m. No objections. So ordered.

VISITORS

Mr. Maresh introduced 26 Eighth Grade students, their teacher, Mrs. Stanley Farlin, their sponsors, Mesdames. Ray Brown, Eldon Perkins and Nelson Hughes and their bus driver, Mr. Nelson Hughes, from Clay Center School, Clay Center, Nebraska.

Mr. Stull introduced 11 Chadron State College Students and their teacher, Jim Sheaffer, from Chadron.

Mr. Holmquist introduced his brother, Mr. Merwin Holmquist.

Mr. Savage introduced former State Senator, Clifton Batchelder, from Omaha.

Mr. Kokes introduced his wife and daughter of Ord, Nebraska

Mr. Schmit introduced Mr. Dan Hook, David City, Nebraska.

RECESS

At 12:00 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:01 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Klaver, Morgan and Snyder who were excused.

MESSAGE FROM THE GOVERNOR

March 3, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1098.

This bill was signed by me on March 3, 1972 and delivered to the Secretary of State.

Sincerely,

(Signed) J. James Exon
Governor

JJE:fw

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LR 55 and LR 58.

GENERAL FILE

LEGISLATIVE BILL 1220. Title read. Considered.

Standing Committee amendment found in the Journal on page 536 for the Twenty-First Day was adopted.

Mr. Kennedy offered the following amendments which were adopted with 34 ayes, 1 nay and 14 not voting.

1. Add a new section to read as follows:

"Sec. 2. That section 71-320, Revised Statutes Supplement, 1971, be amended to read as follows:

71-320. No person shall be admitted to examination or licensed under sections 71-313 to 71-339, except as provided for in section 71-329 or 71-330, unless such person shall possess the following qualifications:

(1) No person may be licensed as a cosmetologist in any one or a combination of the practices of cosmetology under the provisions of sections 71-313 to 71-339, unless such person shall pay the original

licensing fee as provided in section 71-327 and have a high school diploma or equivalent education, or an education equivalent to the completion of the second year of high school and be at least eighteen years of age; *Provided,* that a person who has received his secondary education in a foreign country under a system which does not grant a high school diploma may be licensed if the board finds that such person has an education equivalent to that of a person completing high school in the State of Nebraska; *and provided further,* that the board in its sole discretion may license any person even though such person does not have a high school diploma, if such person is over thirty-five years of age. Each such applicant shall also have satisfied the following requirements:

(a) Satisfactory completion of either a complete course of cosmetology in a school of cosmetology having a current certificate of accreditation from the department, including study of all or the majority of practices of cosmetology, consisting of at least twenty-one hundred hours of training in a three-year period of time, but not to exceed eight hours in any one day, *except that those hours not earned within such three-year period of time shall be honored at sixty per cent of their total if earned within a concurrent four-year period of time, less twenty per cent thereof for each additional year for those hours earned within additional years, upon payment of a special fee of thirty dollars,* or training as an apprentice in a beauty salon having a current certificate of registration from the department for a period of not less than twenty-one hundred hours of training over a minimum period of ten months, but not to exceed eight hours in any one day; or

(b) When application is made for a license to engage in one or a combination, but less than all, of the practices of cosmetology, completion of such proportionate hours of training in such practice or practices and such other subjects as are necessarily related thereto as the board shall uniformly determine; and

(c) Passage of the examination required by the provisions of sections 71-313 to 71-339 except that any such student or apprentice, who completes his course in a school of cosmetology or his apprenticeship more than ten days prior to the next regularly scheduled examination, may apply for and shall be entitled to receive a nonrenewable temporary license to practice cosmetology under the supervision of a licensed cosmetologist upon

the filing of an application required by section 71-323 to take the next regularly scheduled examination and upon payment of the additional fee. Such temporary license shall expire upon the happening of any of the following events: (1) Failure to take the next regularly scheduled examination, (2) receipt of notice of failure to successfully complete the examination, or (3) receipt of a cosmetology license.

(2) No person may be licensed as a manicurist unless such person shall pay the original licensing fee as provided in section 71-327 and shall have completed a course of training of not less than three hundred hours in a period of time not to exceed three months in a school of cosmetology and shall have passed an examination to the satisfaction of the board as provided for in sections 71-313 to 71-339.

(3) No person may be licensed as a demonstrator, unless such person shall pay the original licensing fee as provided in section 71-327 and shall be either a licensed cosmetologist or shall file proof with the department that he has continuously practiced as a licensed cosmetologist for a period of at least three years prior to the application for license as such demonstrator.

(4) Apprentices in cosmetology shall be registered upon the payment of the original fee as provided in section 71-327, payable upon the commencement of the apprenticeship in a duly registered beauty salon. Such an apprentice shall be at least sixteen years of age at the time of such registration. Any beauty salon that shall take any apprentice shall immediately file with the department the name and age of each apprentice, and the department shall cause the same to be entered in a registry kept for that purpose.

(5) Students in cosmetology shall be registered by the department without fee, upon enrollment in an accredited school of cosmetology and upon certification by such school of such enrollment. A student shall be at least sixteen years of age and have an education equivalent to the completion of the tenth grade in school at the time of such registration. Any school of cosmetology which shall enroll such student shall immediately file with the department the name and age of each student, and the department shall cause the same to be entered in a register kept for that purpose.

(6) No person may be licensed as an instructor in any one or combination of the practices of cosmetology

unless such person shall pay the original licensing fee as provided in section 71-327, and shall hold a license as a cosmetologist issued to him pursuant to subdivision (1) of this section, and in addition, shall have at least a high school diploma, shall have six months' instructor's training in an accredited school of cosmetology, and shall submit notarized evidence of at least ten hours of advanced teacher training instruction in cosmetology approved by the board for each renewal. Any person licensed as an instructor on October 23, 1967 may continue to hold and renew his license notwithstanding the fact that he may not meet the increased requirement of a high school diploma.

(7) No license which has lapsed or which has not been renewed shall be reinstated until the applicant has submitted notarized evidence of at least ten hours of advanced instruction in cosmetology for each year or fraction thereof that such license has lapsed.

(8) Before an applicant can retake any examination for a cosmetologist's license such applicant shall complete at least two hundred hours of additional training as either a student or apprentice, as determined by the nature of the applicant's original training. The requirements as set out in this section shall apply to each reapplication for examination.".

2. Renumber original sections 2 and 3 as sections 3 and 4.

3. On page 7, line 3, strike "*present*" and insert "*prevent*"; in line 4 strike "*relative*" and insert "*member of his immediate family*"; and strike lines 6 and 7 and insert "*member of his immediate family.*".

4. On page 7, line 8, after "71-313" insert ", 71-320,".

5. Add a new section to read:

"Sec. 5. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Elrod offered the following amendment which lost with 2 ayes, 22 nays and 25 not voting.

Amend LB 1220 by striking in section 2, page 7, line one, the balance of the line starting with the word "nothing" and striking all of lines 2 thru 7.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 1079A. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 66A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 4 nays and 18 not voting.

LEGISLATIVE BILL 1475. Title read. Considered.

Mr. Kennedy asked unanimous consent to consider the DeCamp amendments before any others. No objections. So ordered.

PRESIDENT MARSH PRESIDING

Mr. Kennedy asked unanimous consent to add his name to LB 1475. No objections. So ordered.

Mr. DeCamp moved to suspend the rules to add the names of Messrs. Kokes, Maresh, Skarda, Waldo and Mahoney to LB 1475. The motion prevailed with 31 ayes, 1 nay and 17 not voting.

Standing Committee amendment found in the Journal on page 709 for the Thirtieth Day was adopted.

Mr. DeCamp offered the following amendments:
I. At page 6, line 6, following the period after the word "period" insert the following:

"It shall be presumed except as otherwise provided for herein that the taxpayer has paid by way of sales and use taxes an amount equal to that sum arrived at by multiplying the taxpayer's gross income by 2 percent unless the taxpayer is able to prove that a greater amount was paid. In the event that state sales and use tax rates change from those in existence on January 1, 1972, the Tax Commissioner shall by rule and regulation adjust this percentage proportionately to the change which occurs in the sales and use tax rates."

II. At page 7, line 4, strike the word "fifty" and insert the words "one hundred"
At page 7, line 11, following the word "hundred" insert the word "twenty"
At page 7, line 13, strike the word "four" and insert the word "three"
and in line 14 following the word "hundred" insert the word "thirty"
At page 7, line 15, strike the word "eight" and insert the word "five"
and in the same line following the word "hundred" insert the word "sixty"
At page 7, line 17, strike the semi-colon following the word "dollars", insert a period and strike the balance of line 17 and all of lines 18 through 21.

III. Add a severability clause.

Amendments pending.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1126	Public Works

(Signed) William F. Swanson, Chairman

NOTICE OF COMMITTEE HEARING
Committee on Committees

March 6, 1972

The Committee on Committees will meet at 1:00 p.m. on Wednesday, March 15, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon as follows:
Dr. Clarence Davis, Jr. – State Board of Health (Reset)
Mrs. Maxine Morrison – State Board of Health (Reset)
Mrs. Betty Abbott – Environmental Control Council (Reset)
William E. Colwell – Advisory Committee to Department of Economic Development
Allan Strunk – Advisory Committee to Department of Economic Development
Wallace L. Farrar – Board of Educational Lands and Funds
Mrs. Betty Matz – Public Welfare and Public Institutions Advisory Committee
John Humpal – Public Welfare and Public Institutions Advisory Committee
Ace T. Backer – Commission on Fire Fighting Personnel Standards and Education
Mrs. Helen M. Lassek – State Personnel Board

(Signed) Richard F. Proud, Chairman

Public Works

LB 1126 Tuesday, March 14, 1972 1:00 p.m.

(Signed) Claire W.Holmquist, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1284A. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to appropriate sixty-five thousand eight hundred fifteen dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Nebraska Public Library Commission, Agency No. 34, for Program 259, to aid in carrying out the provisions of Legislative Bill 1284, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE RESOLUTION 37. Placed on General File.

(Signed) Loran Schmit, Chairman

UNANIMOUS CONSENT–Members Excused

Mrs. Craft asked unanimous consent to be excused Friday, March 10, 1972 and Monday, March 13, 1972. No objections. So ordered.

Mr. Simpson asked unanimous consent to be excused tomorrow until he arrives. No objections. So ordered.

UNANIMOUS CONSENT–Print in Journal

Mr. Goodrich asked unanimous consent to print the following amendment to LR 53 in the Journal. No objections. So ordered.

WHEREAS, The State of Nebraska is a public power state and ~~the~~ public power districts and municipalities are ~~a~~ political ~~subdivision~~ *subdivisions* of the State of Nebraska; and

WHEREAS, the intent of the Legislature was to provide the people of Nebraska with the lowest and most reasonable electric rate possible; and

WHEREAS, there is a great deal of discontent concerning recent rate increases by public power districts to municipalities of Nebraska *and by such municipalities to their electrical customers* without attendant showing of necessity of rate increases; and

WHEREAS, the rate increase may be due to uncontrollable factors such as rising labor costs, fuel costs, and administration costs but could also be due in part to controllable factors such as management and unnecessary expenditures; and

WHEREAS, a number of municipalities *and their customers* are greatly concerned that such an increase is not justified from a public power district *or municipal electric system,* ~~and recently held a meeting in South Sioux City to protest these various raises.~~

NOW THEREFORE, BE IT RESOLVED that the Legislature of Nebraska ~~take positive steps to request study be made of the public power~~

~~*districts in Nebraska*~~ *establish an interim study committee* to determine if the announced rate increases *by power districts and municipal electric systems* are necessary relative to projected power needs, capital expenditures, production costs, and indirect costs.

Referred to the Executive Board.

ADJOURNMENT

At 4:02 p.m., on a motion by Mr. Carstens, the Legislature adjourned until 9:00 a.m., Tuesday, March 7, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 7, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> God of peace, give to us and those with whom we have dealings today the wisdom to recognize it is those who speak reasonably, not those who speak the loudest, who accomplish the most. And when we are tempted to get our ideas across by putting others down, help us to ask whether this is the time for us as well to listen. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Waldron who was excused and Mr. Simpson who was excused for a short time.

CORRECTIONS FOR THE JOURNAL

The Journal for the Forty-Third Day was approved.

COMMUNICATION

February 29, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State of Nebraska
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

Thank you for furnishing me with a copy of Legislative Resolution No. 50, in opposition to beef imports.

I certainly believe it will be a mistake for us to increase our imports of foreign meat. I expect to do everything I can to oppose this.

I am sending you a copy of the speech that I made on the Senate floor on Friday, February 18, on this subject. I hope you and other interested members of the Legislature will have time to read it. In the meantime, please be assured of my continued efforts in this direction.

Sincerely yours,

(Signed) Carl T. Curtis, USS

CTC:adh
Enclosure
P.S. I am also enclosing a statement I made on the Senate floor on February 25, on this subject.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1120. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1120:
1. On page 4, line 6, strike "section" and insert "act".

LEGISLATIVE BILL 1095. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1095:
1. In the Barnett amendment 3, adopted 2/24/72, insert "and show as stricken" before the period.

LEGISLATIVE BILL 1213. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1213:
1. In standing committee amendment 3, line 2, insert an underscored comma after "*16-715*".
2. In the title, line 7, strike the period.

LEGISLATIVE BILL 1354. Placed on Select File as amended.
Enrollment and Review amendment to LB 1354:
1. In the title, strike lines 2 and 3 and insert: "FOR AN ACT to amend section"; strike beginning with the second "to" in line 5 through the semicolon in line 7; and in line 10, strike "sections" and insert "section".

LEGISLATIVE BILL 1325. Placed on Select File.

LEGISLATIVE BILL 1385. Placed on Select File as amended.
Enrollment and Review amendments to LB 1385:
1. In new section 3, line 3, insert "*Chapter 71,*" after "*in*"; and in line 4, strike "*of Chapter 71*" and insert an underscored comma.

2. In the title, line 4, insert "to change the allocation of certain fees;" after the semicolon.

LEGISLATIVE BILL 1277. Placed on Select File as amended.
Enrollment and Review amendment to LB 1277:
1. On page 2, insert "*of*" at the end of line 9.

LEGISLATIVE BILL 1471. Placed on Select File as amended.
Enrollment and Review amendments to LB 1471:
(Note: There is a discrepancy between the bill as introduced and as printed. All amendments refer to the bill as introduced.)
1. On page 4, line 11, reinstate the period.
2. In line 4, of the Holmquist amendment 2, insert an underscored period after "*quarterly*".
3. On page 7, line 27, strike the comma and show the same as stricken and strike "*which amount shall be remitted*" and insert "*The amount so received shall be transmitted*".
4. In the title, line 7, insert "to redefine terms;" after the semicolon; and in line 10, strike "Employee" and insert "Employees".

LEGISLATIVE BILL 1306. Placed on Select File as amended.
Enrollment and Review amendments to LB 1306:
1. On page 2, line 18, strike "*said*" and insert "*the*".
2. In the title, line 4, insert "to increase a fee;" after the semicolon; and in line 6, strike "clarify" and insert "provide for".

LEGISLATIVE BILL 1428. Placed on Select File as amended.
Enrollment and Review amendments to LB 1428:
1. All amendatory matter having been removed therefrom, strike original section 1 and renumber original sections 2 to 17 as sections 1 to 16.
2. On page 24, strike lines 21 and 22 and insert:
"Sec. 16. That original sections 44-2101,".
3. In the title, strike lines 2 and 3 and insert:
"FOR AN ACT to amend sections 44-2101,"; and strike lines 9 and 10 and insert "relating to insurance; to".

LEGISLATIVE BILL 1445. Placed on Select File.

LEGISLATIVE BILL 1435. Placed on Select File as amended.
Enrollment and Review amendments to LB 1435:
1. In lieu of standing committee amendment 6, on page 14, line 3, insert "*and waste water treatment plants*" after "works"; and in line 22, insert "*, land,*" after "air".

2. In standing committee amendment 7, line 6, strike "line 21" and insert "line 17, show as stricken,".

3. In standing committee amendment 9, line 6, strike "*effects*" and insert "*affects*".

4. On page 40, line 10, insert an underscored comma after "*thereof*".

5. In the title, line 10, insert "to provide an exemption;" after the semicolon.

LEGISLATIVE BILL 1447. Placed on Select File as amended.
Enrollment and Review amendments to LB 1447:

1. In the last line of standing committee amendment 1, strike the semicolon.

2. On page 3, line 26, strike "section" and insert "sections".

3. In the title, line 2, strike "sections 37-501" and insert "sections 37-501 and 37-513"; in line 5, insert "; to provide a fee; to change provisions for field trials;" after the semicolon; and in line 6, strike "section" and insert "sections".

The following bills were correctly re-engrossed:

741 741A

The following bills were correctly engrossed:

1103 1124 1147 1180A

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 7, 1972, at 8:55 a.m.: LB 690A, LB 1131, LB 1077, and LB 1433.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1274. With emergency.

A BILL FOR AN ACT to amend section 14-102, Revised Statutes Supplement, 1971, relating to cities of the metropolitan class; to extend the powers of cities of the metropolitan class as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

DeCamp	Simpson	Syas	Waldron	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1429.

A BILL FOR AN ACT fro submission to the electors of an amendment to Article VIII, section 6, of the Constitution of Nebraska, relating to revenue; to provide authority for cities and villages to provide and maintain off-street parking by special assessments or taxation as prescribed; to provide for the submission of the proposed amendment to the electors at the primary election in May, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the primary election in May, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VIII, section 6, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 6. The Legislature may vest the corporate authorities of cities, towns and villages, with power to make local improvements, including facilities for providing off-street parking for vehicles, by special assessments or by special taxation of property benefited, and to redetermine and reallocate from time to time the benefits arising from the acquisition of such off-street parking facilties, and the Legislature may vest

the corporate authorities of cities and villages with power to levy special assessments for the maintenance, repair and reconstruction of such off-street parking facilities. For all other corporate purposes, all municipal corporations may be vested with authority to assess and collect taxes, but such taxes shall be uniform in respect to persons and property within the jurisdiction of the body imposing the same, except that cities and villages may be empowered by the Legislature to assess and collect separate and additional taxes within off-street parking districts created by and within any city or village on such terms as the Legislature may prescribe."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment to permit the Legislature to allow cities and villages to provide off-street parking by special assessment and special taxation of property benefited or within off-street parking districts and to allow maintenance, repair and reconstruction of such off-street parking by special assessment.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Burbach	Carsten	Carstens	Chambers	Clark
Craft	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Marvel	Orme	Pfister	Savage	Skarda
Snyder	Stahmer	Stull	Waldo	Wiltse
Ziebarth				

Voting in the negative, 7:

Barnett	Epke	Maresh	Schmit	Swanson
Syas	Whitney			

Not voting, 11:

Carpenter	DeCamp	Keyes	Morgan	Moylan
Nore	Proud	Simpson	Stromer	Waldron
Warner				

Having failed to receive a constitutional four-fifths majority voting in the affirmative with the primary election clause attached, the question is "Shall the bill pass with the general election clause inserted?"

Voting in the affirmative, 37:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kremer
Luedtke	Mahoney	Marvel	Moylan	Orme
Pfister	Proud	Savage	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Warner
Wiltse	Ziebarth			

Voting in the negative, 6:

Barnett	Maresh	Schmit	Syas	Waldo
Whitney				

Not voting, 6:

Kokes	Lewis	Morgan	Nore	Simpson
Waldron				

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed with the general election clause and the title agreed to.

LEGISLATIVE BILL 1430. With emergency.

A BILL FOR AN ACT to amend sections 19-3303, 19-3314, and 19-3317, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, particular classes; to change provisions for financing of off-street parking facilities as prescribed; to provide severability; to repeal the original sections, and also section 19-3326, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 36:

Burbach	Carsten	Carstens	Chambers	Clark
Craft	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Moylan	Orme	Pfister

Proud	Savage	Skarda	Snyder	Stahmer
Stromer	Stull	Waldo	Warner	Wiltse
Ziebarth				

Voting in the negative, 5:

Barnett	Nore	Schmit	Syas	Whitney

Not voting, 8:

Carpenter	Epke	Kokes	Lewis	Morgan
Simpson	Swanson	Waldron		

A consitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1510A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to make appropriations to the Department of Labor, Agency No. 22, for Program 031, to aid in carrying out the provisions of Legislative Bill 1510, Eighty-second Legislature, Second Session, 1972; and to declare an emergency.

SELECT FILE

LEGISLATIVE BILL 1183. Mr. Goodrich renewed his specific amendments found in the Journal on page 930 for the Thirty-Eighth Day.

Mr. Goodrich requested a Call of the House. The Call showed 31 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

The Goodrich specific amendments were adopted with 28 ayes, 1 nay and 20 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 905A. Enrollment and Review amendment found in the Journal on page 1053 for the Forty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1328. Enrollment and Review amendment found in

the Journal on page 1053 for the Forty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 864. Enrollment and Review amendments found in the Journal on page 1054 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 66. Enrollment and Review amendment found in the Journal on page 1054 for the Forty-Third Day was adopted.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 1146. Enrollment and Review amendments found in the Journal on page 1054 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1505. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1353. Enrollment and Review amendments found in the Journal on page 1054 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1288. Advanced to E & R for engrossment.

LEGISLATIVE BILL 782. Enrollment and Review amendments found in the Journal on page 1054 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1235. Enrollment and Review amendments found in the Journal on page 1055 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1257. Enrollment and Review amendments found in the Journal on page 1055 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1269. Enrollment and Review amendments found in the Journal on page 1055 for the Forty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1298. Enrollment and Review amendment found in the Journal on page 1055 for the Forty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 461. Enrollment and Review amendments found in the Journal on page 1055 for the Forty-Third Day were adopted.

Mr. Syas offered the following amendments which were adopted by unanimous consent:

1. Amend section 1 of the Syas amendments as follows. On line 18 strike *"designee"* and insert *"ex officio"*, line 21 strike *"member"* and insert *"voting members"*, line 61 strike *"note"* and insert *"not"*, line 62 insert *"ex officio"* at end of line, line 70 insert *"ex officio"* after *"the"*, line 75 strike *"have failed to be reconfirmed"* and insert *"resign or otherwise become disqualified to hold the office of member of Game and Parks Commission"*, line 83 insert *"voting"* after *"All"*, line 84 strike *"in the next regular session"*, line 88 strike *"approved"* and insert *"considered"*, and line 125 insert *"ex officio"* after *"the"*.

2. Amend section 2 of the Syas amendment, line 19 by inserting *"voting"* after *"Four"*.

Mr. Swanson offered the following amendment which was adopted by unanimous consent:

1. Amend section 1 of the Syas amendment by striking the new matter in lines 54 to 57 and inserting the following:

"making body. At least one member must have special interests in conservation and wise use of natural resources, one member must have special interests in management and preservation of the environment, and one member must have special interests in public outdoor recreation.".

Mr. Syas offered the following amendment:

1. Amend section 1 of the Syas amendment line 61 by striking *"and shall reside on a farm or ranch"*.

Mr. Schmit objected.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1256. Enrollment and Review amendment found in the Journal on page 1056 for the Forty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Unbracket LB 1132

Mr. Duis asked unanimous consent to unbracket LB 1132. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1132. Enrollment and Review amendments found in the Journal on page 522 for the Twentieth Day were adopted.

Mr. Duis offered the following amendment which was adopted by unanimous consent:

Amend LB 1132 to read on page 2, line 4, strike 4 and insert 2.
On page 3, line 4, strike 4 and insert 2.
On page 2, line 9, strike 4 year and insert 2 year.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 905A To Select File

Mr. Schmit moved to return LB 905A to Select File for the following specific amendments:

1. In the title, line 4, strike "1972" and insert "1973"
2. On page 2, line 4, strike "1972" and insert "1973"

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 905A. The Schmit specific amendments found in today's Journal were adopted with 27 ayes, 1 nay and 21 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1103 To Select File

Mr. Carpenter moved to return LB 1103 to Select File for the following specific amendment:

Amend Section 1 by striking lines 21 through 27, page 3 of LB 1103 and by striking lines 1 through 8 of page 4, LB 1103.

Mr. Proud requested a record vote.

Mr. Carpenter requested a Call of the House. The Call showed 44 memebers present.

Mr. Proud moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 22:

Burbach	Carpenter	Carsten	Chambers	Clark
Craft	Duis	Elrod	Keyes	Klaver
Kokes	Lewis	Maresh	Marvel	Nore
Pfister	Stull	Syas	Waldo	Whitney
Wiltse	Ziebarth			

Voting in the negative, 16:

DeCamp	Goodrich	Hasebroock	Holmquist	Kime
Luedtke	Morgan	Moylan	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Swanson				

Not voting, 11:

Barnett	Carstens	Epke	Johnson	Kennedy
Kremer	Mahoney	Orme	Simpson	Waldron
Warner				

The motion lost with 22 ayes, 16 nays and 11 not voting.

MOTION—Return LB 1132 To Select File

Mr. Carstens moved to return LB 1132 to Select File for the following specific amendments:

On Page 2, Line 10, strike "6 months" and insert "one year".

On Page 2, Line 16, strike "six" and insert "ten".

On Page 3, Line 3, strike "four" and insert "two.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1132. The Carstens specific amendments found in today's Journal were adopted with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 60.

Introduced by Williard Waldo, 31st District; Richard Maresh, 32nd District; Thomas Kennedy, 21st District.

WHEREAS, the United States Department of Agriculture has interpreted the federal Agriculture Act of 1970 as prohibiting any adjustment of the per acre yield, for purposes of diverted or set-aside acre payments, of any form to reflect the increased production resulting from the introduction of irrigation, thus freezing the per acre yield on a dry land basis; and

WHEREAS, the result of such interpretation is to discourage the introduction of irrigation and participation in the federal program; and

WHEREAS, S.2864, introduced by Senator Carl T. Curtis, pending in the United States Senate, and H.R. 12533, introduced by Congressman Charles Thone, would authorize the adjustment of such per acre yield to reflect more accurately the correct production record.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Congress of the United States is urged to give favorable consideration to the pending bills, S.2864 and H.R. 12533 at the earliest possible moment.

2. That the per acre yield adjustment be reflected in a higher allocation of funds to the states affected thereby rather than resulting in reduced payments to other participating farmers.

3. That a copy of this resolution be sent to the Secretary of Agriculture of the United States, the Chairman of the Senate Committee on Agriculture and Forestry and of the House Committee on Agriculture and to each member of the Nebraska Congressional delegation.

Laid over.

GENERAL FILE

LEGISLATIVE BILL 1311. Considered.

Mrs. Orme offered the following amendment to the Standing Committee amendments, found in the Journal on page 551 for the Twenty-First Day, which was adopted:
Strike Standing Committee amendment which reads "on page 13, strike lines 6 to 17".

Standing Committee amendments were adopted, as amended.

Mrs. Orme offered the following amendments, which were adopted:

1. On page 4, line 12 strike "and", line 15 strike the period and insert a semicolon, and after line 15 insert:

"(12) Agency shall mean the Real Estate Commission of the State of Nebraska; and

(13) Lease shall mean a contract for the use and occupancy of real estate primarily as a residence where the contract term is for more than one year or is for life and where the lessee is required to pay an initial fee which is more than reasonably necessary to cover a deposit for damages and restoration of the premises, the last month's rent and the first month's rent in advance.".

2. On page 4, line 16 insert "(1)" before "The", and after line 18 insert:

"(2) All rules, regulations and administrative procedures adopted by the agency pursuant to this act shall be promulgated with the advice and counsel or a representative group of administrative personnel of those retirement communities and subdivisions affected by said rules, regulations and administrative practices.".

3. On page 5 after line 12 insert:

"(6) Homes for the aged or infirm, licensed by the Department of Health pursuant to sections 71-2041 to 71-2045, Revised Statutes Supplement, 1969.".

4. On page 9 strike lines 19 to 21 and insert:

"(6) The developer shall immediately report any additional liens, adjudication of bankruptcy against the developer or any of its principle officers, or any action or development which materially changes the condition of the title to the subdivisions or community lands.

(7) Nothing in this act shall require retirement subdivisions or community lands in existence at the time of passage of this act to prepare certified financial statements from the date of their inception, but said certified financial statements for the most recent fiscal year ending before the effective date of this act shall be filed as otherwise required by the terms of this act.".

5. On page 11, lines 14 and 15 strike "substance of the promotional plan or".

6. On page 12 strike lines 5 to 9 and renumber subdivisions (4) and (5) as subdivisions (3) and (4) respectively.

7. On page 13, line 10 strike "thirty" and insert "twenty".

8. On page 15, line 16 strike "on" and insert "as a liaison representative before", on line 17 insert "Said liaison representative shall have the right to be present at all meetings of the aforementioned governing body, to speak and to express opinions, but shall not have the right to vote on any of the business to come before said governing body." after the period, and on line 17 insert "liaison" after "Such".

9. Add a new section 14 to read as follows:

"Sec. 14. Any person or corporation wishing to 2 contest any ruling or action of the agency may request

3 and shall be granted a public hearing before the Real
4 Estate Commission. If the results of said hearing are
5 unsatisfactory to the aforementioned person or corpora-
6 tion a civil action may be filed in the district court
7 of appropriate jurisdiction.".

10. Renumber section 14 as section 15.

11. On page 16, line 11 strike "fifty" and insert "ten".

Advanced to Enrollment and Review wtih 25 ayes, 1 nay and 23 not voting.

LEGISLATIVE BILL 1414. Considered.

Mr. Holmquist offered the following amendment:

In line 13 after date of retirement, strike the rest of line 13 and all of line 14 and on line 15 strike all of new matter.

Mr. Barnett moved the previous question. The question is, "Shall the debate now cease?" The motion lost with 6 ayes, 25 nays and 18 not voting.

SPEAKER HASEBROOCK PRESIDING

Mr. Carpenter requested a record vote on the Holmquist amendment.

Voting in the affirmative, 29:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	Duis	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kokes
Kremer	Lewis	Luedtke	Maresh	Marvel
Moylan	Nore	Pfister	Stromer	Stull
Swanson	Warner	Whitney	Wiltse	

Voting in the negative, 11:

Carpenter	Chambers	Klaver	Mahoney	Morgan
Orme	Savage	Skarda	Snyder	Stahmer
Syas				

Not voting, 9:

DeCamp	Elrod	Kime	Proud	Schmit
Simpson	Waldo	Waldron	Ziebarth	

The Holmquist amendment was adopted with 29 ayes, 11 nays and 9 not voting.

PRESIDENT MARSH PRESIDING

Mr. Goodrich offered the following amendment, which was adopted with 25 ayes, 4 nays and 20 not voting:

On page 3 line 26, after "thereof" add;
Nothing in this section shall prevent local governing bodies from reviewing and adjusting vested pension benefits periodically as prescribed by ordinance."

Advanced to Enrollment and Review with 37 ayes, 2 nays and 10 not voting.

UNANIMOUS CONSENT – Bracket LB 1414

Mr. Carpenter asked unanimous consent to bracket LB 1414 when it reaches Select File, until an Attorney General's Opinion has been obtained. No objections. So ordered.

UNANIMOUS CONSENT – Member Excused

Mr. Ziebarth asked unanimous consent to be excused this afternoon. No objections. So ordered.

UNANIMOUS CONSENT – Print in Journal

Mr. Kokes asked unanimous consent to have the following amendment to LR 4 printed in the Journal. No objections. So ordered.
Amend LR 4 by adding the following new language:

WHEREAS, legislation was introduced in the 1972 Session of the Legislature by the Revenue Committee at the request of the Department of Revenue dealing with mandatory reassessment; and

3. That the interim study committee consider the provisions of legislation introduced in the 1972 session of the Legislature dealing with mandatory reassessment.

Referred to the Executive Board.

VISITORS

Mr. Savage introduced Mr. Knapple of the State Board of Education.

Mr. Morgan introduced 200 American Government students from District 66, West Side High school, Omaha, and teachers Messrs. McIntyre, Nelson, Hicks, Higgins and Pearson.

Mr. Nore introduced a group of League of Women Voters from Nebraska.

RECESS

At 12:02 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Waldron and Ziebarth who were excused.

MESSAGE FROM THE GOVERNOR

March 6, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bills Nos. 76 and 674 and Engrossed Legislative Bills Nos. 849, 893, 1036A, 1114, 1122, 1123, 1151, 1158, 1162, 1163, 1173, 1188, 1194, 1207, 1209, 1216, 1237, 1268, 1436, and 1506.

These bills were signed by me on March 6, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1119A. By The Judiciary Committtee: Roland Luedtke, Chairman, 28th District.

A BILL FOR AN ACT to appropriate twenty-thousand dollars from the state General Fund and eighty thousand dollars from federal funds for the

period of July 1, 1972 to June 30, 1973 to the Legislative Council, Agency No. 3, for Program 122, to aid in carrying out the provisions of Legislative Bill 1119, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1433A. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to make an appropriation to the State Building Commission for the purpose of erecting and equipping a State Laboratory Building; to reappropriate the unexpended balance thereof on June 30, 1972; to provide for the drawing and payment of warrants; and to declare an emergency.

GENERAL FILE

LEGISLATIVE BILL 1217. Bracketed until Monday, March 13, at the request of Mr. DeCamp.

LEGISLATIVE BILL 1475. Considered.

PRESIDENT MARSH PRESIDING

The DeCamp amendments found in the Journal on page 1067 for the Forty-Third Day were adopted with 26 ayes, 1 nay and 22 not voting.

Mr. Kennedy offered the following amendments which were adopted:

Page 7, Line 17, following the period after the word "dollars" insert the following.

Whenever the allowable credit or any portion of such allowable credit is applied to either a sales or use tax liability or an income-franchise tax liability which has been paid or pre-paid then the taxpayer shall receive a direct payment from the fund created by § 77-27,132.

At the end of Amendment I, paragraph 1, at Page 6, insert line to read:

"Gross income shall mean all income received including all gross business income. Gross business income shall be determined without any deductions for cost of goods sold."

Mr. Proud asked unanimous consent to withdraw his amendment found in the Journal on page 1017 for the Forty-First Day, temporarily. No objections. So ordered.

Mr. Carpenter asked unanimous consent to withdraw his amendments found in the Journal on page 1017 for the Forty-First Day. No objections. So ordered.

Mr. Stull asked unanimous consent to withdraw his amendment found in the Journal on page 1020 for the Forty-First Day. No objections. So ordered.

Mr. Proud moved to bracket the bill for first order of business on General File tomorrow. The motion lost with 17 ayes, 21 nays and 11 not voting.

Mr. DeCamp moved to advanced LB 1475 to Enrollment and Review.

Mr. DeCamp requested a record vote.

Mr. Kokes requested a Call of the House. The Call showed 42 members present.

Mr. Elrod asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

Mr. Proud moved the Call be raised. The motion prevailed with 34 ayes, 2 nays and 13 not voting.

Voting in the affirmative, 18:

Carpenter	DeCamp	Duis	Hasebroock	Kennedy
Keyes	Klaver	Kokes	Mahoney	Maresh
Marvel	Nore	Orme	Pfister	Skarda
Stull	Swanson	Waldo		

Voting in the negative, 17:

Barnett	Burbach	Carsten	Clark	Epke
Holmquist	Kime	Lewis	Morgan	Moylan
Savage	Schmit	Simpson	Snyder	Stahmer
Syas	Warner			

Not voting, 14:

Carstens	Chambers	Craft	Elrod	Goodrich
Johnson	Kremer	Luedtke	Proud	Stromer
Waldron	Whitney	Wiltse	Ziebarth	

The motion to advanced LB 1475 failed with 18 ayes, 17 nays and 14 not voting.

MOTION–Order Of Day

Mr. Proud moved to place LB 1241 ahead of LB 1475 on General File for Wednesday, March 8.

The Chair ruled this motion would take 25 aye votes.

The motion prevailed with 31 ayes, 2 nays and 16 not voting.

UNANIMOUS CONSENT—LB 1509

Mr. Carpenter asked unanimous consent to attach the following last page to the LB 1509 amendment found in the Journal on page 975 for the Fortieth Day, which was inadvertently omitted when it was printed. No objections. So ordered.

obligations of each and all the districts so merged into it and shall assume all of their valid contracts and obligations.

Sec. 11. That section 46-109, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

46-109. The county board shall also make an order dividing the district into three divisions as nearly equal in size as may be practicable, which shall be numbered first, second, and third, and one director shall be elected for each division; *Provided,* that in districts comprising over ~~*thirty*~~ *twenty-five* thousand acres, the electors thereof may determine by a majority vote to increase the number of directors in any multiple of three up to nine. Whereupon the district may be divided into as many divisions as there are directors agreed upon. One-third of the number of directors so elected shall retire each year and the order of their retirement may be agreed upon by the directors of the district, and successors shall be elected in the manner provided for the election of directors in other districts. The election for the increased number of directors shall be called upon a petition signed by twenty per cent of the electors of the district presented to the then board of directors.".

2. On page 3, renumber existing section 2 as section and in line 25 strike "section" and insert "sections 46-109, Reissue Revised Statutes of Nebraska, 1943, and"; and in line 26 strike "is" and insert "are".

GENERAL FILE

LEGISLATIVE BILL 1284. Title read. Considered.

Advanced to Enrollment and Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1284A. Title read. Considered.

Advanced to Enrollment and Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1189. Title read. Considered.

Standing Committee amendments found in the Journal on page 637 for the Twenty-Sixth Day were adopted.

Advanced to Enrollment and Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1413. Title read. Considered.

Standing Committee amendments found in the Journal on page 638 for the Twenty-Sixth Day were adopted.

Mr. Kremer offered the following amendment, which was adopted:

(1) On page 7, at line 21, following the term "vehicle" insert the following new language:

from which commodities or things are sold, or offered or exposed for sale, on the basis of weight, measure or count

Advanced to Enrollment and Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1211. Title read. Considered.

Advanced to Enrollment and Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1222. Title read. Considered.

Mr. Barnett offered the following amendments, which were adopted:

1. Insert a new section to read:

"Sec. 2. That section 52-601, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

52-601. A person, including a firm or corporation, who shall perform work or labor, or exert care or diligence or advance money or material upon personal property under a contract, express or implied, shall have a lien for his reasonable or agreed charges therefor and for the reasonable expenses and the costs of satisfying same, and shall be entitled to retain possession thereof until his claim is satisfied. Such property shall be exempt from attachment or execution until such person's lien shall be satisfied. *Such lien shall not include charges for storage beyond thirty days unless the person retaining such property shall notify the owner of the property by either registered or certified letter addressed to the last-known place of business or residence of such owner within thirty days of*

taking possession of the property that (1) he has possession of the described property and (2) will look to him for storage charges until the property is redeemed."

2. Renumber original section 2 as section 3.

3. On page 2, line 24, strike "section 52-101" and insert "sections 52-101 and 52-601"; and in line 25, strike "is" and insert "are".

Advanced to Enrollment and Review with 31 ayes, 0 nays and 18 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1087A. By Gerald A. Stromer, 36th District

A BILL FOR AN ACT to appropriate one hundred one thousand two hundred fifty dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Motor Vehicles, Agency No. 24, for Program 71, to aid in carrying out the provisions of Legislative Bill 1087, Eighty-second Legislature, Second Session, 1972.

UNANIMOUS CONSENT – Member Excused

Mr. Stromer asked unanimous consent to be excused after 10:00 a.m. on Wednesday, March 8, 1972 and all day Thursday and Friday, March 9 and 10, 1972. No objections. So ordered.

VISITORS

Mr. Warner introduced 18 Government Students from Waverly High School and teachers, Don Patty and Joyce Stork.

Mrs. Craft introduced her daughter Susan.

Mrs. Orme introduced 27 Second and Third Grade students from Lincoln and Donna Mowrey, teacher.

President Marsh introduced his son Mitchell.

ADJOURNMENT

At 4:03 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 8, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 8, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Gracious God, we admit how often people upset us. There are those who have an irritating way of handing us superficial answers. There are those who after they have assured us we have their support, run for cover just when we need them the most. And sometimes those who try to help us only muddy the waters. Merciful God, give us patience as we enter into relationships with those who create problems for us. But also make us sensitive to those who reach out to us with understanding to lighten our burdens. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Waldron and Whitney who were excused, Mr. Stahmer who was excused until noon and Mr. Warner who was excused until 10:00 a.m.

CORRECTIONS FOR THE JOURNAL

Page 1078, line 28, insert "Advanced to Enrollment and Review for engrossment."
The Journal for the Forty-Fourth Day was approved as corrected.

COMMUNICATION

March 7, 1972

Mr. Vincent Brown, Clerk
Nebraska Legislature
State Capitol Building
Lincoln, Nebraska 68509

Re: Legislative Resolution No. 41

Dear Mr. Brown:

In response to Legislative Resolution No. 41 wherein the Legislature directed the Nebraska State Railway Commission to meet with all railroads operating in Nebraska at once and determine what plans for abandonments they may be entertaining and report back to the Legislature on these plans, these are the findings brought forth at that meeting.

Without exception, all railroads indicated that they would not use the 34-car-per-mile-per-year formula for abandonments as could be allowed by the ICC decision. Chicago and North Western plan in the year 1972 to abandon Norfolk to Winner, South Dakota line, the Blair to Lyons line and Wayne to Dakota City line. Abandonments by the Chicago and North Western currently pending before the ICC are the Seward to Superior line, Wakefield to Crofton and Wayne to Norfolk.

Burlington Northern plans to abandon a line from Scottsbluff to Bayard and Mitchell. This is a line which is dedicated to the hauling of sugar beets and has not been used in the last two years. The abandonment proceedings has the cooperation of the one sugar beet grower that has been served by this line.

Union Pacific is studying the traffic on the Arnold to Stapleton and Boelus to Loup City lines. They have at this time no other plans for abandonment.

Chicago, Rock Island & Pacific Railroad has no plans for abandonment; Missouri Pacific Railroad has no plans for abandonment; Omaha, Lincoln & Beatrice Railroad has no plans for abandonment; and South Omaha Terminal Railway has no plans for abandonment but a possible increase of one mile with certain industrial expansion.

If any more information is desired or any more facts need to be made known to the Legislature, please do not hesitate to inform me.

Sincerely yours,

(Signed) Robert T. Marland
Chairman

RTM:bt

cc: Claire W. Holmquist, Speaker
Terry Carpenter, Senator

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 461. Replaced on Select File as amended.
Enrollment and Review amendments to LB 461:

1. The original text being correct, strike

so much of the Syas amendment 1, adopted 3/7/72, as amends section 1, line 61.

2. In line 8 of the Syas amendment 1, adopted 3/7/72, insert "*the*" after "*of*".

LEGISLATIVE BILL 905A. Replaced on Select File as amended. Enrollment and Review amendment to LB 905A:

1. Because of E & R amendment 1, adopted 3/7/72, strike the Schmit amendment adopted 3/7/72.

LEGISLATIVE BILL 1132. Replaced on Select File as amended. Enrollment and Review amendment to LB 1132:

1. In lieu of the Duis and Carstens amendments, strike previous amendments to page 2, lines 4 and 9, and page 3, line 3; on page 2, line 10, strike "*six months*" and insert "*one year*"; and on page 2, line 16, strike "*six*" and insert "*ten*".

LEGISLATIVE BILL 1301. Placed on Select File as amended. Enrollment and Review amendments to LB 1301:

(NOTE: There is a discrepancy between the bill as introduced and as printed. All amendments are to the printed bill.)

1. In lieu of the Mahoney amendment 1, on page 3, reinstate the stricken matter and strike the new matter in lines 7 and 9.

2. On page 5, line 4, strike the first comma and show stricken.

3. In lieu of the Luedtke amendment, on page 5, line 20, insert "*11,*" before "*13*".

4. In the Mahoney amendment 2, line 3, insert an underscored comma after "*2*".

5. On page 6, line 3, strike "section 5-105" and insert "sections 5-105 and 5-105.03".

6. In the title, line 9, strike "section 5-105" and insert "sections 5-105 and 5-105.03".

LEGISLATIVE BILL 1301A. Placed on Select File as amended. Enrollment and Review amendment to LB 1301A:

1. In the title, line 8, strike the semicolon.

LEGISLATIVE BILL 1220. Placed on Select File as amended. Enrollment and Review amendment to LB 1220:

1. In the title, line 2, insert ", 71-320," after "71-313"; in line 4, insert "to change qualifications for licenses;" after the second semicolon; in line 6, strike "relative" and insert "member of the immediate family"; in line 6, strike "and"; and in line 7 strike "section" and insert "sections; and to declare an emergency".

LEGISLATIVE BILL 1079A. Placed on Select File.

LEGISLATIVE BILL 66A. Placed on Select File as amended.
Enrollment and Review amendment to LB 66A:
1. On page 2, line 4, and in the title, line 5,
insert "Nebraska" after "the".

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1081. With emergency.

A BILL FOR AN ACT to create the Commission on Mexican-Americans as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Wiltse		

Voting in the negative, 0.

Not voting, 6:

Morgan	Stahmer	Waldron	Warner	Whitney
Ziebarth				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1081A. With emergency.

A BILL FOR AN ACT to appropriate twenty-nine thousand six hundred

eighty-two dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Commission on Mexican-Americans, for Program 537 to aid in carrying out the provisions of Legislative Bill 1081, Eighty-second Legislature, Second Session, 1972; to provide a restriction; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Wiltse		

Voting in the negative, 0.

Not voting, 6:

Kime	Stahmer	Waldron	Warner	Whitney
Ziebarth				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1093.

A BILL FOR AN ACT to amend sections 23-1721 to 23-1723 and 23-1732, Reissue Revised Statutes of Nebraska, 1943, relating to county government; to provide for a merit system for sheriff's deputies in counties of one hundred fifty thousand or more inhabitants; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kokes	Kremer	Lewis	Luedtke	Mahoney
Marvel	Morgan	Moylan	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Swanson	Syas	Waldo
Wiltse				

Voting in the negative, 2:

Kime	Nore

Not voting, 11:

DeCamp	Epke	Kennedy	Klaver	Maresh
Stahmer	Stull	Waldron	Warner	Whitney
Ziebarth				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Member Excused

Mr. Waldo asked unanimous consent to be excused until noon, today. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1112.

A BILL FOR AN ACT to amend section 9-401 and 9-403, Uniform Commercial Code, relating to secured transactions; to change a filing provision; to provide a fee; to increase a fee; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Hasebroock	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Luedtke

Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stromer
Stull	Swanson	Syas	Waldo	Wiltse

Voting in the negative, 1:

Goodrich

Not voting, 8:

Holmquist	Kremer	Lewis	Stahmer	Waldron
Warner	Whitney	Ziebarth		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1155. With emergency.

A BILL FOR AN ACT relating to civil defense; to provide for periodic review of the civil defense program and a report thereon as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Wiltse			

Voting in the negative, 0.

Not voting, 7:

Epke	Stahmer	Waldo	Waldron	Warner
Whitney	Ziebarth			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1156.

A BILL FOR AN ACT to repeal section 21-1511, Reissue Revised Statutes of Nebraska, 1943, relating to hospital service corporations.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Swanson	Syas	Wiltse

Voting in the negative, 0.

Not voting, 9:

Marvel	Morgan	Proud	Stahmer	Waldo
Waldron	Warner	Whitney	Ziebarth	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1167.

A BILL FOR AN ACT to amend section 79-1333.01, Revised Statutes Supplement, 1971, relating to school funds; to increase financial support to schools in proportion to increase of student membership as specified; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney

Maresh	Marvel	Morgan	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Wiltse			

Voting in the negative, 0.

Not voting, 7:

Nore	Stahmer	Waldo	Waldron	Warner
Whitney	Ziebarth			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1221.

A BILL FOR AN ACT to amend section 48-144.01, Revised Statutes Supplement, 1971, relating to workmen's compensation; to change the time and manner of reporting injuries as prescribed; to define terms; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Swanson	Syas	Wiltse

Voting in the negative, 0.

Not voting, 9:

Duis	Kennedy	Maresh	Stahmer	Waldo
Waldron	Warner	Whitney	Ziebarth	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1487.

A BILL FOR AN ACT to amend section 49-705, Reissue Revised Statutes of Nebraska, 1943, relating to the Revisor of Statutes; to provide additional authority for the Revisor of Statutes; to provide restrictions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Carsten	Carstens	Chambers	Clark
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Swanson	Wiltse		

Voting in the negative, 3:

Burbach	Stull	Syas

Not voting, 8:

Carpenter	Duis	Stahmer	Waldo	Waldron
Warner	Whitney	Ziebarth		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

EXPLANATION OF VOTE

Had I been present I would have voted aye on LB's 1081e, 1081Ae, 1093, 1112, 1155e, 1156, 1167, and 1221.

(Signed) Jerome Warner

RESOLUTIONS

LEGISLATIVE RESOLUTION 61.

Introduced by Loran Schmit, 23rd District; Roland Luedtke, 28th District.

WHEREAS, the University of Nebraska at Lincoln track team has won every home dual meet since 1962; and

WHEREAS, Coach Frank Sevigne has produced many outstanding stars; and

WHEREAS, the team brought further honor to the State of Nebraska Saturday by winning the Big Eight Indoor Track Meet.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the track team and Coach Sevigne be commended and honored for their achievement.

Laid over.

LEGISLATIVE RESOLUTION 59. Laid over until Monday, March 13, at the request of Mr. Stull.

LEGISLATIVE RESOLUTION 60. Laid over at the request of Mr. Maresh.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

1149	1150	1152	1157	1168
1178	1226	1239	1261	1290

The following bills were correctly enrolled:

1274 1430

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1274 and 1430.

SELECT FILE

LEGISLATIVE BILL 1120. Enrollment and Review amendment found in the Journal on page 1072 for the Forty-Fourth Day was adopted.

Laid over at the request of Mr. Luedtke.

LEGISLATIVE BILL 1095. Enrollment and Review amendment found in the Journal on page 1072 for the Forty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1213. Enrollment and Review amendments found in the Journal on page 1072 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1354. Enrollment and Review amendment found in the Journal on page 1072 for the Forty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1325. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1385. Enrollment and Review amendments found in the Journal on page 1072 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1277. Enrollment and Review amendment found in the Journal on page 1073 for the Forty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1471. Enrollment and Review amendments found in the Journal on page 1073 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1306. Enrollment and Review amendments found in the Journal on page 1073 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1428. Enrollment and Review amendments found in the Journal on page 1073 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1445. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1435. Enrollment and Review amendments found in the Journal on page 1073 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1447. Enrollment and Review amendments found in the Journal on page 1074 for the Forty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

SPEAKER HASEBROOCK PRESIDING

MOTION–Return LB 1238 To Select File

Mr. Kremer moved to return LB 1238 to Select File for the following specific amendment:

1. On page 2, strike line 12 and insert

"irrigation well which replaces an irrigation well drilled prior to September 20, 1957, and which is less than six hundred feet from another irrigation well shall be drilled within fifty feet of the".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1238. The Kremer specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

PRESIDENT MARSH PRESIDING

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1114A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT relating to appropriations; to eliminate funds to be used by the Nebraska Commission on Drugs, Agency No. 79, from the appropriation made to the Commission on Law Enforcement and Criminal Justice; to appropriate one hundred forty-seven thousand five hundred fifty-two dollars from the state General Fund and four hundred thousand dollars from federal funds for the period of July 1, 1972 to June 30, 1973 to the Nebraska Commission on Drugs, Agency No. 79, for Program No. 198, to aid in carrying out the provisions of Legislative Bill 1114, Eighty-second Legislature, Second Session, 1972; to provide for restrictions; to amend section 70, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

MOTION–Attorney General Investigation

Mr. Carpenter moved that the Attorney General be directed, through whatever resources he desires to utilize and whatever means are necessary,

to thoroughly and fully investigate the incidents of the death of Raymond Yellow Thunder in the Gordon community and the resulting unrest among the Indian people; and to report their findings together with recommendations for appropriate action to the Legislature as soon as is possible. In no way does this motion intend to preclude or interfere with the investigation of the incidence by a grand jury.

The motion prevailed.

GENERAL FILE

LEGISLATIVE BILL 1241. Title read. Considered.

Mr. Carpenter moved the adoption of his amendments found in the Journal on page 1017 for the Forty-First Day.

Mr. Carpenter asked unanimous consent to correct the amendment to read to apply to LB 1241 and sections 1 through 12. No objections. So ordered.

Mr. Proud offered the following amendments to the Carpenter amendments which were adopted with 25 ayes, 6 nays and 18 not voting:

1. In the Carpenter amendments, strike sections 6 to 8 and renumber original sections 9 to 13 as sections 6 to 10 respectively.

2. In the Carpenter amendments, page 2, subdivision (5) of section 1, insert "the" at the end of line 3.

3. In renumbered section 7, line 4, strike "section 8" and insert "section 6".

4. In renumbered section 8, line 5, strike "8" and insert "5".

5. In renumbered section 9, lines 4, 20, and 24, strike "9" and insert "6"; and in line 25 insert "has" after error".

Mr. Stull offered the following amendment to the Carpenter amendment which was adopted with 29 ayes, 2 nays and 18 not voting:

Amend the Carpenter amendment as follows:

That subsection 6 of section 1 be amended to include honey bees.

Mr. Maresh offered the following amendment to the Carpenter amendment, which was adopted with 23 ayes, 11 nays and 15 not voting:

Amend Carpenter amendment Sec. 1 (1) add new line as follows:

, and

(d) any building or fixture, whether permanently attached to the land or not;

Mr. Carpenter requested a Call of the House. The Call showed 40 members present.

Mr. C. Carsten moved to Raise the Call. The motion prevailed with 38 ayes, 2 nays and 9 not voting.

Mr. Carpenter requested a Roll Call Vote.

Voting in the affirmative, 30:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Kime
Kremer	Lewis	Luedtke	Maresh	Marvel
Morgan	Nore	Pfister	Proud	Schmit
Stull	Swanson	Warner	Wiltse	Ziebarth

Voting in the negative, 6:

Mahoney	Moylan	Savage	Simpson	Skarda
Syas				

Not voting, 13:

Barnett	Chambers	Elrod	Kennedy	Klaver
Kokes	Orme	Snyder	Stahmer	Stromer
Waldo	Waldron	Whitney		

The Carpenter amendment was adopted with 30 ayes, 6 nays and 13 not voting.

Mr. Carpenter asked unanimous consent to add his name to LB 1241. No objections. So ordered.

Speaker Hasebroock asked unanimous consent to be excused at 11:15 for the remainder of the day. No objections. So ordered.

Mr. F. Carstens offered the following amendment:

1. In Carpenter amendment, section 1 add a new subdivision (7) to read as follows:

"(7) Motor vehicles subject to motor vehicle tax pursuant to sections 77-1238 to 77-1242, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.".

Mr. Elrod requested a Call of the House. The Call showed 43 members present.

Mr. Elrod requested a record and roll call vote.

Voting in the affirmative, 21:

Barnett	Carstens	Chambers	Craft	DeCamp
Duis	Elrod	Goodrich	Kennedy	Keyes
Klaver	Luedtke	Maresh	Morgan	Orme
Pfister	Simpson	Snyder	Swanson	Syas
Ziebarth				

Voting in the negative, 22:

Burbach	Carpenter	Carsten	Clark	Epke
Holmquist	Johnson	Kime	Kokes	Kremer
Lewis	Mahoney	Marvel	Moylan	Nore
Proud	Savage	Schmit	Skarda	Stull
Warner	Wiltse			

Not voting, 6:

Hasebroock	Stahmer	Stromer	Waldo	Waldron
Whitney				

The Carstens amendment failed with 21 ayes, 22 nays and 6 not voting.

Mr. Carpenter moved the Call be raised. The motion prevailed with 34 ayes, 3 nays and 12 not voting.

Mr. Syas moved to indefinitely postpone LB 1241.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 17:

Barnett	Chambers	DeCamp	Goodrich	Kennedy
Keyes	Klaver	Kokes	Mahoney	Maresh
Morgan	Moylan	Pfister	Savage	Simpson
Skarda	Syas			

Voting in the negative, 23:

Burbach	Carpenter	Carsten	Carstens	Clark
Duis	Epke	Holmquist	Johnson	Kime
Kremer	Lewis	Marvel	Nore	Orme
Proud	Schmit	Snyder	Stull	Waldo
Warner	Wiltse	Ziebarth		

Not voting, 9:

Craft	Elrod	Hasebroock	Luedtke	Stahmer
Stromer	Swanson	Waldron	Whitney	

The motion failed with 17 ayes, 23 nays and 9 not voting.

Mr. Nore moved to recess. The motion failed with 9 ayes, 28 nays and 12 not voting.

Advanced to Enrollment & Review with 25 ayes, 11 nays and 13 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Swanson asked unanimous consent to be excused this afternoon until he returns. No objections. So ordered.

Mr. Pfister asked unanimous consent to be excused at 11:00 a.m. Thursday for the remainder of the day. No objections. So ordered.

Mr. Stull asked unanimous consent to be excused at 10:00 a.m. Thursday. No objections. So ordered.

EXPLANATION OF VOTE

Had I been in the Chamber, I would have voted "aye" for the following bills: 1081, 1081A, 1093, 1112, 1155, 1156, 1167, 1221 and 1487.

(Signed) Wayne Ziebarth

VISITORS

President Marsh introduced 8 Northwestern College Choral Readers from Orange City, Iowa.

Mr. Barnett introduced 25 Kindergartners from Huntington School and their teacher, Mrs. Baker from Lincoln.

Mr. F. Carstens introduced 9 Senior Government students and their teacher, Mr. David Anderson from Barneston School, Barneston.

RECESS

At 11:56 a.m. on a motion by Mr. Swanson, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:35 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Hasebroock, Stromer, Swanson, Waldron and Whitney who were excused, Mr. Waldo who was excused until 2:30 and Mr. Warner who was excused until 2:10.

UNANIMOUS CONSENT—Expedite LB 1032

Mr. Luedtke asked unanimous consent to expedite LB 1032 on Enrollment and Review. No objections. So ordered.

UNANIMOUS CONSENT—Change of Order

Mr. Stahmer asked unanimous consent to have LB 741 and LB 741A read on Final Reading Monday instead of Friday.

UNANIMOUS CONSENT—Unbracket LB 758A

Mr. Clark asked unanimous consent to unbracket LB 758A on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 758A. Title read. Considered.

Mr. Clark offered the following amendment which was adopted:

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1. Strike sections 1 and 2 and insert:				
"Section 1. That section 55, Legislative Bill 1476, Eighty-second Legislature, Second Session 1972, be amended to read as follows:				
Sec. 55. Nebraska Oil and Gas ~~Conservation~~ Commission -- Agency No. 57				
Program No. 335 -- Oil and Gas Conservation		~~97,318~~		~~102,318~~
	5,000	159,918		164,918
~~Personal Services expenditures shall not exceed $70,498.~~				
Cash Fund espenditures shall not be limited to those amounts shown in Column (c).				
The unexpended Cash Fund balances existing on June 30, 1972, are hereby reappropriated.				
The General Fund appropriation is included for the purpose of plugging abandoned wells and shall not be expended for any other purpose.				
For Informational Purposes only: Total Appropriations to Agency No. 57 and Fund Source		~~97,318~~		~~102,318~~
	5,000	159,918		164,918

Sec. 2. That section 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

Sec. 79. Cash Funds

Expenditure of cash funds appropriated in Column (C) of this act shall be limited to the amount in that column except when specific exceptions are made. All reappropriated cash fund balances as specified are included in the amounts shown in Column (C). The amounts appropriated in Column (C) in sections 2 to 73 include the following funds:

(1) Legislative Council: Grain Alcohol Fuel Tax Fund;

(2) Secretary of State: Collection Agency Cash Fund, Stock Brand Cash Fund;

(3) State Treasurer: Unclaimed Property Cash Fund;

(4) State Department of Education: Nebraska Technical College Cash Fund, School for the Deaf Cash Fund, Western Nebraska Technical College Cash Fund, Driver's Education Cash Fund, Teacher's Certification Cash Fund, Nebraska School for the Visually Handicapped Cash Fund, Nebraska School for the Mentally Retarded (Cozad School) Cash Fund, Instructional Television Cash Fund;

(5) Department of Revenue: Motor Fuels Refund Administration Cash Fund, Severance Tax Administration Cash Fund, Tax Commissioner's Cash Fund;

(6) Department of Aeronautics: Aeronautics Cash Fund;

(7) Department of Agriculture: Feed Tonnage Tax Fund, Fertilizer Tonnage Tax Fund, Dairy Trade Practices Cash Fund, Potato Inspection Fund, Soil and Plant Analysis Cash Fund, Grade A Milk Fund, Livestock Auction Market, Nebraska Potato Development Fund, Nebraska Wheat Development Fund, Egg Law Enforcement Cash Fund, Sugar Beet Weights and Testing Fund;

(8) Department of Banking: Financial Institutions Assessment Cash Fund, Securities Fund, Loan Act Fund;

(9) Department of Health: Health Reimbursement Fund, Lab Reimbursement Fund, Board of Examiners Cash Fund;

(10) State Fire Marshal: Fire Prevention Cash Fund;

(11) Department of Insurance: Department of Insurance Cash Fund;

(12) Department of Labor: Employment Security

Contingent Cash Fund;
(13) Department of Motor Vehicles: Vehicle Safety Inspection Cash Fund;
(14) Department of Public Institutions: Nebraska Veterans' Home Building Fund, Institution Cash Fund;
(15) Department of Public Welfare: Nebraska Center for Children and Youth Cash Fund, Public Welfare Cash Fund;
(16) Department of Roads: Highway Cash Fund, County Highway and City Street Superintendent Cash Fund, Grade Crossing Construction Cash Fund, Recreational Road Cash Fund;
(17) Department of Water Resources: Nebraska Power Review Board Cash Fund;
(18) Military Department: Military Department Cash Fund;
(19) Board of Educational Lands and Funds: Surveyors Cash Fund;
(20) Game and Parks Commission: State Game Fund, State Park Cash Fund, Gifts and Bequests Fund, Land and Water Conservation Funds;
(21) State Racing Commission: Racing Commission Cash Fund;
(22) Nebraska Brand Committee: Brand Inspection and Theft Prevention Cash Fund;
(23) Nebraska Motor Vehicle Industry Licensing Board: Nebraska Motor Vehicle Industry Licensing Board Cash Fund;
(24) State Real Estate Commission: Real Estate Commission Cash Fund;
(25) State Athletic Commissioner: Athletic Commissioner's Cash Fund;
(26) Board of Nursing: Board of Nursing Cash Fund;
(27) Board of Barber Examiners: Board of Barber Examiners Cash Fund;
(28) Nebraska Educational Television Commission: Educational Television Cash Fund;
(29) Nebraska State Colleges: Chadron Cash Fund, Kearney Cash Fund, Peru Cash Fund, Wayne Cash Fund;
(30) University of Nebraska: University of Nebraska Cash Fund, Land Lease Cash Fund, University Hospital Cash Fund, University of Nebraska at Omaha Cash Fund;
(31) Nebraska State Historical Society: Historical Society Cash Fund, Historical Landmark Cash Fund;

(32) Nebraska Soil and Water Conservation Commission: Small Watershed Cash Fund, Obstruction Removal Cash Fund, Soil and Water Conservation Cash Fund;

(33) Nebraska Oil and Gas ~~Conservation~~ Commission: Oil and Gas ~~Conservation~~ Commission Cash Fund, *Gas Utility Fund*;

(34) Board of Examiners for Professional Engineers and Architects: Professional Engineers and Architects Cash Fund;

(35) Board of Examiners for Land Surveyors: Land Surveyors Cash Fund;

(36) Nebraska State Board of Public Accountancy: Public Accountants Cash Fund;

(37) Department of Administrative Services: Data Processing Cash Fund;

(38) Abstracters Board of Examiners: Abstracters Cash Fund;

(39) Advisory Committee on Aging: Aging Cash Fund;

(40) Department of Economic Development: Economic Development Cash Fund, Nebraska Resources Cash Fund, Tourist Promotion Cash Fund;

(41) State Board of Landscape Architects: Landscape Architects Cash Fund;

(42) Board of Examiners for Psychologists: Psychologists License Cash Fund;

(43) Public Employees Retirement Board: Public Employees Retirement Cash Funds, School expense, State Patrol expense, Judges expense;

(44) Auditor of Public Accounts: Auditor of Public Accounts Cash Fund;

(45) Nebraska Investment Council: State INvestment Officers Cash Fund;

(46) Nebraska Commission on Law Enforcement and Criminal Justice: Nebraska Law Enforcement Training Center Cash Fund, Law Enforcement Improvement Cash Fund; and

(47) Board of Trustees of the Nebraska State Colleges: Student Loan Administration Cash Fund.

Sec. 3. That original sections 55 and 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, are repealed.".

2. In the title, strike lines 2 to 9 and insert:

"FOR AN ACT to amend sections 55 and 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change appropriations as prescribed; to remove

restrictions; to harmonize with other legislation; and to repeal the original sections.".

Mr. Clark asked unanimous consent to add his name to LB 758A. No objections. So ordered.

Mr. Clark requested a Call of the House. The Call showed 39 members present.

Mr. Goodrich moved the Call be raised. The motion failed with 22 ayes, 6 nays and 21 not voting.

Mr. DeCamp moved the Call be raised. The motion prevailed with 25 ayes, 7 nays and 17 not voting.

Mr. Chambers requested a roll call vote on the advancement of LB 758A.

Voting in the affirmative, 21:

Barnett	Burbach	Carpenter	Carstens	Chambers
Clark	DeCamp	Duis	Epke	Kennedy
Klaver	Kokes	Kremer	Lewis	Luedtke
Marvel	Morgan	Moylan	Pfister	Simpson
Ziebarth				

Voting in the negative, 12:

Elrod	Goodrich	Keyes	Kime	Nore
Proud	Savage	Skarda	Snyder	Stull
Syas	Wiltse			

Not voting, 16:

Carsten	Craft	Hasebroock	Holmquist	Johnson
Mahoney	Maresh	Orme	Schmit	Stahmer
Stromer	Swanson	Waldo	Waldron	Warner
Whitney				

The motion to advance failed with 21 ayes, 12 nays and 16 not voting.

LEGISLATIVE BILL 1475. Considered.

Mr. Carstens offered the following amendments which were adopted with 22 ayes, 6 nays and 21 not voting:

1. On page 4 lines 19 to 21 strike "*motor vehicles subject to motor vehicle tax pursuant to sections 77-1238 to 77-2142, (ii)*", and renumber subdivisions "(iii)" to "(vi)" as subdivisions "(ii)" to "(v)" respectively.

2. On page 5, line 18 strike "*and*", line 21 strike the period and insert "*; and*" and after line 21 insert "*(g) Motor vehicles subject to motor vehicle tax pursuant to sections 77-1238 to 77-1242.*".

Advanced to Enrollment & Review with 28 ayes, 6 nays and 15 not voting.

LEGISLATIVE BILL 1400. Laid over.

LEGISLATIVE BILL 1387. Title read. Considered.

Mr. Keyes offered the following amendments which were adopted:

1. Insert a new section to be known as section 3 and to read as follows:

"Sec. 4. When any land is a part of two sanitary and improvement districts and the owners of such lands desire that it be a part of only one district, such owners shall file their request with the trustees of each district. The trustees of the districts shall meet jointly and develop an agreement for the detachment of the land from one of the districts and the adjustment of indebtedness. If the trustees are unable to reach an agreement, they shall file a petition in the district court of the county in which such land is located and the court shall have jurisdiction to detach the land and adjust the indebtedness."

2. Renumber original section 3 as section 4, and Section 4 as Section 5.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1247. Bracketed until March 15 at the request of Mr. Proud.

LEGISLATIVE BILL 1247A. Bracketed until March 15 at the request of Mr. Proud.

LEGISLATIVE BILL 1382. Bracketed at the request of Mr. Nore.

LEGISLATIVE BILL 1440. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1171. Title read. Considered.

Standing Committee amendment found in the Journal on page 709 for the Thirtieth Day was adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

LEGISLATIVE BILL 1401. Title read. Considered.

Mr. Duis offered the following amendment to the Standing Committee amendments which was adopted.

Strike "Each public power district shall pay for the election expense of nominating its directors at the primary election." and add in its place "Cost incidental to the election of such directors shall be paid by such districts as follows."

Mr. Duis offered the following amendment which was adopted:

Strike the standing committee amendments and insert the following:

Each public power district shall pay for the election expenses of nominating and electing its directors as the case may be. The district shall pay to each county wherein the name of one or more candidates appears upon the ballot as follows: counties having a population of less than 3,000 inhabitants, $75.00; counties having a population of 3,000 but less than 9,000 inhabitants, $150.00; counties having a population of 9,000 but less than 14,000 inhabitants, $200.00; counties having a population of 14,000 but less than 20,000 inhabitants, $250.00; counties having a population of 20,000 but less than 60,000 inhabitants, $300.00 and in counties having a population of 60,000 or more, the cost of the election shall be pro rated in accordance with the total cost of the primary or general election held in such county. The county clerk or election commissioner shall send a statement to each pulbic power district for the amount due the county, using the most recent decennial census, which amount shall be paid to the county clerk within thirty (30) days of receiving such statement; *Provided*, that when the total vote within a county in a public power district election is less than one half of the total election vote in such county then the cost to the district shall be reduced fifty (50) percent.

The Standing Committee amendments found in the Journal on page 713 for the Thirtieth Day were rejected.

Mr. Lewis offered the following amendments which were adopted:

1. Insert a new section to read:

"Sec. 2. That section 70-611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

70-611. Not less than ninety days prior to any district election, the secretary shall certify to the Secretary of State the names of the counties, municipalities and election precincts then comprising the district, and at the same time he shall certify the number of directors to be elected and the election districts or subdivisions in which they are to be elected, respectively. The secretary of the district shall also ~~furnish~~ *cause a list of the names of the directors proposed to be elected and the district or subdivision of the district in which they are proposed to be elected to be published in a newspaper of general circulation throughout the district, and shall furnish a certified copy of the published notice* to the Secretary of State and officials of election *together with* such additional information as they may reasonably require in the proper performance of their duties in the conduct of elections and the certification of the results in the same. The term of each member of the board thus elected shall be six years and until his successor is elected and qualified.".

2. Renumber original section 2 as section 3.

3. On page 3, line 25, insert "70-611, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; and in line 26 strike "is" and insert "are".

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

MOTION—Return LB 1103 To Select File

Mr. Kennedy moved to return LB 1103 to Select File for consideration of the following specific amendment:

Amend Section 1 by striking lines 21 through 27, page 3 of LB 1103 and by striking lines 1 through 8 of page 4.

Mr. Proud requested a record vote.

Voting in the affirmative, 12:

Carpenter	Carstens	Clark	Craft	Elrod
Kennedy	Klaver	Maresh	Marvel	Syas
Waldo	Ziebarth			

Voting in the negative, 20:

Barnett	Burbach	Carsten	Epke	Goodrich
Holmquist	Lewis	Luedtke	Mahoney	Morgan

Moylan	Proud	Savage	Schmit	Skarda
Snyder	Stahmer	Swanson	Warner	Wiltse

Not voting, 17:

Chambers	DeCamp	Duis	Hasebroock	Johnson
Keyes	Kime	Kokes	Kremer	Nore
Orme	Pfister	Simpson	Stromer	Stull
Waldron	Whitney			

The motion failed with 12 ayes, 20 nays and 17 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Nore asked unanimous consent to be excused the remainder of the day. No objections. So ordered.

Mr. Morgan asked unanimous consent to be excused at 3:15 p.m. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

March 7, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 343 and 690.
These bills were signed by me on March 6, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

STANDING COMMITTEE REPORTS
Appropriations

LEGISLATIVE BILL 1496. Placed on General File as amended.
Standing Committee amendments to LB 1496:

1. Amend page 2, line 16, by inserting after the word "paid" *"their actual expenses"*
2. In line 17, strike "or" and insert "of"

(Signed) Richard D. Marvel, Chairman

Agriculture and Recreation

LEGISLATIVE BILL 1412. Indefinitely postponed.

(Signed) Loran Schmit, Chairman

MOTION—Return LB 1235 to Select File

Mr. Carsten moved to return LB 1235 to Select File for consideration of the following specific amendment:

Lines 12 through 19
.....read by title on three different days unless three-fourths of the council vote INSERT *or a two-thirds majority vote in a city operating under a Commission form of government* to suspend this rule In case the above rule shall be suspended, such ordinances shall be read by title INSERT *or number* and then moved for final passage. Three-fourths of the council INSERT *or upon a two-thirds majority vote in a city operating under a Commission form of government* may require a reading of any such ordinance in full before enactment under either procedure set out herein.....

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1235. The Carsten specific amendment found in today's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION – Return LB 1219 to Select File

Mr. Carpenter moved to return LB 1219 to Select File for consideration of the following specific amendment:

Strike the Carpenter amendment adopted February 29, 1972, page 928.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1219. The Carpenter specific amendment found in today's Journal was adopted with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION – Return LB 1288 to Select File

Mr. Swanson moved to return LB 1288 to Select File for consideration of the following specific amendment:

1. On page 2, strike beginning with the first word in line 3, through "any" in line 4, and show as stricken, and insert "*Any*".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1288. The Swanson specific amendment found in today's Journal was adopted with 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT – Print in Journal

Mr. Schmit asked unanimous consent to print the following Standing Committee amendment to LR 37 in the Journal. No objections. So ordered.

1. Add a new conclusion to read:

"NOW, THEREFORE, BE IT RESOLVED BY MEMBERS OF THE EIGHTY-SECOND LEGISLATURE, SECOND SESSION THAT:

1. Page 13, subsection C(2.), paragraph 3 of the Water Quality Standards Rules and Regulations adopted by the Department of Environmental Control be amended to read as follows:

"The Nebraska Environmental Control Council will work with livestock feeders to develop sound feedlot waste disposal practices. Feedlot wastes shall be effectively controlled by no later than December 31, ~~1972~~ *1977*, with earlier compliance where necessary."

MOTION – Introduce Bill

Mr. Moylan moved the introduction of a new bill by the Committee on Labor, to be known as LB 1511.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1511. Committee on Labor, Harold D. Moylan, 6th District, Chairman

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

LEGISLATIVE BILL 1512. By Committee on Appropriations, At the Request of the Governor: Richard D. Marvel, 33rd District; Wayne Ziebarth, 37th District; John S. Savage, 10th District; David Stahmer, 8th District; Herb Nore, 22nd District; E. Thome Johnson, 15th District and Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT relating to the Department of Public Institutions; to authorize and direct the Department of Public Institutions to transfer certain real estate and buildings in Buffalo County, Nebraska to the Board of Trustees of the Nebraska State Colleges as prescribed.

MOTION – Place LB 1511 on General File

Mr. Moylan moved to place LB 1511 on General File without a public hearing and expedited.

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

GENERAL FILE

LEGISLATIVE BILL 1201. Title read. Considered.

Mr. Holmquist offered the following amendment to the Standing Committee amendments, which was adopted with 24 ayes, 2 nays and 23 not voting:

1. On page 3 strike lines 2 to 7 and all amendments thereto.

Mr. Barnett offered the following amendment to the Standing Committee amendments, which was adopted:

Amend Committee amendments on page 2, line 4 to include, "certified return receipt requested,"

Standing Committee amendments found in the Journal on page 720 for the Thirtieth Day were adopted, as amended.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

MOTION – Introduce Bill

Mr. Marvel moved the introduction of a new bill by the Committee on Appropriations to be known as LB 1513.

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISALTIVE BILL 1513. By Committee on Appropriations: Richard D. Marvel, 33rd District; E. Thome Johnson, 15th District; Wayne Ziebarth, 37th District; David Stahmer, 8th District and John S. Savage, 10th District.

A BILL FOR AN ACT making appropriations for the state government for the period of July 1, 1972 to June 30, 1973, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to recite limits and conditions on the expenditure of funds; and to declare an emergency.

REFERENCE COMMITTEE REPORT

LB	COMMITTEE
1512	General File
1513	General File

(Signed) William F. Swanson, Chairman

UNANIMOUS CONSENT – Committee Meeting

Mr. Warner asked unanimous consent to hold a meeting of the Investigating Committee regarding LR,56, in the West Lounge immediately upon adjournment. No objections. So ordered.

UNANIMOUS CONSENT – Member Excused

Mr. Kokes asked unanimous consent to be excused Thursday, March 9, 1972. No objections. So ordered.

ADJOURNMENT

At 4:12 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Thursday, March 9, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 9, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Merciful Father, we confess that we have fled into busyness. And we know why. When we rush from one task to another, we can avoid being pinned down on controversial issues. When we put on a facade of feverish activity, we can convince many people our accomplishments are many, even if we have done next to nothing. And when we give the appearance of being over-worked, we can always find someone to feel sorry for us and feed our feelings of self pity. Oh destroy, gracious God, this temptation to play at being busy. Give us courage to face ourselves as we are. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kokes and Stromer who were excused.

CORRECTIONS FOR THE JOURNAL

Page 1118, line 13, correct spelling of "district".
Page 1120, line 24, delete "1236" and insert "1235".
The Journal for the Forty-Fifth Day was approved as corrected.

UNANIMOUS CONSENT—Members Excused

Mr. Luedtke asked unanimous consent to be excused at 9:30 a.m., for the remainder of the morning. No objections. So ordered.

Mr. Waldron asked unanimous consent to be excused at 10:00 a.m., for the remainder of the morning. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 9, 1972, at 8:55 a.m.: LB 1274 and LB 1430.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1079. Replaced on Select File as amended. Enrollment and Review amendments to LB 1079:

1. All amendatory matter having been removed therefrom by standing committee amendment 1, strike section 1 and renumber present sections 2 to 9 as sections 1 to 8 respectively.
2. On page 11, line 6, strike "55-104,".
3. In the title, line 4, strike "55-104,".

LEGISLATIVE BILL 1361. Replaced on Select File as amended. Enrollment and Review amendments to LB 1361:

1. On page 2, line 12, insert an underscored semicolon after "swine"; and in line 13, strike the semicolon and show as stricken.
2. In standing committee amendment 3, line 8, insert an underscored comma after "*Act*", and in line 9, strike the comma.

LEGISLATIVE BILL 1208. Replaced on Select File as amended. Enrollment and Review amendment to LB 1208:

1. On page 6, lines 8 and 10, strike "*66-463*" and insert "*5 of this act*".

LEGISLATIVE BILL 1291. Replaced on Select File as amended. Enrollment and Review amendments to LB 1291:

1. In standing committee amendment 1, line 6, insert "and show as stricken" after "appears".
2. On page 2, lines 17 and 18, strike ", sheriffs" and insert ". ~~, sheriffs~~ *Sheriffs*".

LEGISLATIVE BILL 1328. Replaced on Select File as amended. Enrollment and Review amendment to LB 1328:

1. In line 4 of E & R amendment 3, adopted 3/2/72, insert a period after "transfer".

LEGISLATIVE BILL 1509. Placed on Select File as amended. Enrollment and Review amendments to LB 1509:

(NOTE: There is a discrepancy between the bill as introduced and as printed. All amendments are to the bill as introduced.)

1. Preceding line 1 of the Carpenter amendments, insert "Insert ten new section to read:"; and in line 1, insert "Sec. 2." before *"Any"*.

2. Renumber section 11 of the Carpenter amendments as section 1, original section 1 as section 2, sections 2 to 10 of the Carpenter amendments as sections 3 to 11 respectively, and original sections 2 and 3 as sections 12 and 13, respectively.

3. Strike the Carpenter amendment 2.

4. In renumbered section 1, line 10, strike ". Whereupon" and insert ", ~~. Whereupon~~ *whereupon*".

5. On page 3, line 13, strike "to" and insert "~~to~~ *shall*".

6. In renumbered section 3, lines 5 and 28, strike *"board"* and insert *"boards"*.

7. In renumbered section 4, strike line 5; in line 15, strike *"such districts"* and insert *"the districts proposed to be merged"*; in line 16, strike the second *"the"* and insert *"each"*; and in line 18, insert an underscored comma after the first *"assent"*.

8. In renumbered section 5, line 4, strike "5'. and insert *"6"*.

9. In renumbered section 6, line 1, strike the comma; in line 3, insert an underscored comma after *"plan"*; in line 6, strike *"who"* and insert *"which"* in line 11, strike the second *"in"* and insert *"of"*; and in line 14, strike *"at least"*.

10. In renumbered section 7, lines 9 and 10, strike *"between the merged districts"*.

11. In renumbered section 8, line 2, strike *"irrigation"*; in line 6, insert an underscored comma after the first *"election"*; in line 11, insert *"the persons who will serve as"* after *"to"*; and strike line 12, and insert *"the merged district if the merger is approved, within"*.

12. In renumbered section 9, line 1, strike *"board"* and insert *"boards"*; and in line 5, strike *"term"* and insert *"terms of office"*.

13. In renumbered section 11, line 7, insert an underscored comma after *"property"*; and in line 8, strike *"each and"*.

14. On page 3, line 23, strike "section" and insert "sections 46-109 and "; in line 4, insert "to change the acreage required for an increase in the number of directors;" after the semicolon; in line 9, insert "to provide for the merger of districts as prescribed;" after the semicolon; and in line 10, strike "section" and insert "sections".

The following bill was correctly re-engrossed: 66

The following bills were correctly engrossed:

1086 1238 1403

The following bills were correctly enrolled:

1081	1081A	1093	1112	1155
1156	1167	1221	1429	1487

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1081, 1081A, 1093, 1112, 1155, 1156, 1167, 1221, 1429, 1487.

UNANIMOUS CONSENT—Print In Journal

Mr. Barnett asked unanimous consent to print the following amendments to LB 1196 in the Journal. No objections. So ordered.

1. Amend page 23, section 10, beginning at line 2 by striking the words "a public recreation area" and inserting in lieu thereof "*state parks, state recreation areas and state wayside areas as defined in section 81-815.22*".

2. Amend page 23, section 10, line 6 by striking the period after the word "control" and adding "*; provided, in designating the manner of such operation within a specific location and during a specific time, the department, board, or commission may establish speed limits, restrictions on the age of the operator, noise emmission levels, number of minibikes permitted to be operated within a specific area at the same time, and those regulations governing the use of public roads set forth in Chapter 39, Article 7, not inconsistent with this act*".

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1255. Mr. Waldron moved to return LB 1255 to Select File for the following specific amendment:

1. Add a new section 2 to the January 31, 1972, Standing Committee amendment to read as follows:

"Sec. 2. Any member of a board of education of a Class II school district may be subject to recall in

the same manner as provided for the recall of county officers in sections 23-2010 and 23-2011, Reissue Revised Statutes of Nebraska, 1943.".

The motion prevailed with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 1085.

A BILL FOR AN ACT ratifying and approving the Midwest Nuclear Compact and providing for the administration thereof.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Kokes	Stromer	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1085A.

A BILL FOR AN ACT to appropriate ten thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Legislative Council, Agency No. 3, for Program 526, to aid in carrying out the provisions of Legislative Bill 1085, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kremer
Lewis	Luedtke	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Chambers	Kokes	Mahoney	Pfister	Stromer
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1119. With emergency.

A BILL FOR AN ACT relating to penology; to provide for development and implementation of a comprehensive penal reform program for the State of Nebraska; to provide for administration; to provide guidelines for such plan; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Hasebroock	Kokes	Stromer	Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1174. With emergency.

A BILL FOR AN ACT to amend section 49-617, Revised Statutes Supplement, 1971, relating to distribution of statutes; to provide for distribution of statutes to the Air National Guard and the inmate library at all state penal and correctional institutions; to harmonize with previous legislation; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Kokes	Stromer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1180.

A BILL FOR AN ACT relating to the Nebraska Educational Television Commission; to provide for a documentary film on state government as prescribed.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Kokes Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1246.

A BILL FOR AN ACT to amend section 80-309, Reissue Revised Statutes of Nebraska, 1943, relating to public institutions; to transfer an additional building at the Norfolk Regional Center to the Nebraska Veterans' Home Annex; to harmonize the provisions thereof with previous legislation; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kremer
Lewis	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder

Stahmer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

DeCamp	Kokes	Luedtke	Stromer

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1297.

A BILL FOR AN ACT to amend sections 81-842, 81-846, 81-847, 81-848, 81-849, and 81-850, Reissue Revised Statutes of Nebraska, 1943, relating to engineers and architects; to increase the compensation of members of the Board of Examiners for Professional Engineers and Architects; to provide for expenses to attend meetings as prescribed; to change the requirements of the roster of registered professional engineers and architects; to change the provisions of eligibility for a certificate of registration; to change requirements for minimum evidence of competence; to increase fees as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Chambers	Kokes	Luedtke	Orme
Stromer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1314.

A BILL FOR AN ACT to amend section 79-1103, Reissue Revised Statutes of Nebraska, 1943, as amended by section 86, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to schools; to provide the fiscal year for Class VI school districts; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Mahoney	Maresh	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Holmquist	Kokes	Luedtke	Marvel
Morgan	Pfister	Skarda	Stromer	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE BILL 1137. Placed on General File as amended.
Standing Committee amendments to LB 1137:

1. Strike sections 1 to 6 and insert new sections 1 to 14 as follows:

"Section 1. As used in this act, unless the context otherwise requires:

(1) Agricultural corporation shall mean a corporation which is organized under the provisions of this act for the primary purpose of engaging in the production of

agricultural crops and livestock, and shall include foreign corporations and domesticated foreign corporations, as defined in Chapter 21, article 20, Reissue Revised Statutes of Nebraska, 1943, which comply with the requirements of this act;

(2) Agricultural crops and livestock shall include all cultivated crops which are produced for consumption as food by man or animals and all domestic animals which are raised for consumption as food by man or animals; and

(3) Rural real estate shall mean all real estate located outside the corporate limits of any city or village, unless such real estate is zoned for purposes other than the production of agricultural crops and livestock under applicable zoning regulations of the political subdivision in which it is located.

Sec. 2. Except as this act may otherwise require, agricultural corporations shall enjoy all the powers, benefits, and privileges, and be subject to all the duties, restrictions, and liabilities of a business corporation under Chapter 21, articles 3 and 20, Reissue Revised Statutes of Nebraska, 1943.

Sec. 3. Corporations may be organized under this act if more than half of the projected annual gross income of such corporation will be realized from the production of agricultural crops and livestock. An agricultural corporation shall not have more than five shareholders, unless all shareholders are members of the same family within three degrees of consanguinity. No shares in an agricultural corporation shall be held by any other corporation, nor shall any agricultural corporation be controlled by any other corporation by contract, voting trust, or any other device.

Sec. 4. Unless contrary to the provisions of some other statute, any corporation operating for financial profit and realizing more than one half of its annual gross income from the production of agricultural crops and livestock, and now organized under any law of this state other than articles 1, 2, or 3, Chapter 24, Compiled Statutes of Nebraska, 1929, as amended, and other than articles 1, 4, 5, 7, 9, or 16, Chapter 21, Reissue Revised Statutes of Nebraska, 1943, as amended, may become subject to the provisions of this act by filing in the office of the Secretary of State such amendments to its articles of incorporation as shall make such articles comply with the requirements of sections 21-2052 and 21-2053, Reissue Revised Statutes of Nebraska, 1943, and by stating in said amended articles that such corporation intends to

become organized under this act. Certified copies of such amended articles of incorporation shall be filed with the county clerk of the county in which such corporation has its registered office and notice of such amendment shall be published in the manner provided for in section 21-20,125.

Sec. 5. Except as otherwise provided in this act, no domestic or foreign corporation shall engage in the production of agricultural crops or livestock.

Sec. 6. All corporations which now own or hold rural real estate in this state which was acquired prior to the effective date of this act and which is used or usable for the production of agricultural crops or livestock, except such real estate as is reasonably necessary in the conduct of the lawful business of such corporations, shall dispose of such real estate within five years from the effective date of this act.

Sec. 7. All corporations which acquire any rural real estate which is used or unable for the production of agricultural crops or livestock on or after the effective date of this act, except such real estate as is reasonably necessary in the conduct of the lawful business of such corporations, shall dispose of such real estate within five years after the date it was acquired.

Sec. 8. The ownership limitations of sections 6 and 7 of this act shall be deemed a covenant running with the land against any grantee, successor, or assignee of a corporation, which is also a corporation.

Sec. 9. Any corporation required to dispose of rural real estate by section 6 or 7 of this act may use such real estate for the production of agricultural crops or livestock during the five-year period for which it is permitted to hold the real estate.

Sec. 10. The provisions of sections 5 to 8 of this act shall not apply to agricultural corporations organized pursuant to this act, or to cooperative corporations organized pursuant to Chapter 21, article 13, Reissue Revised Statutes of Nebraska, 1943, or to nonstock cooperative marketing companies organized pursuant to Chapter 21, article 14, Reissue Revised Statutes of Nebraska, 1943.

Sec. 11. All agricultural corporations shall be identified as such on their corporate income tax returns filed with the Department of Revenue. Such returns shall show the corporation's gross annual revenue from the production of agricultural crops and livestock. If an agricultural corporation's gross annual revenue from the production of agricultural crops and livestock does not exceed one half of its total gross annual revenue in any year,

the Department of Revenue shall notify the Secretary of State, who shall initiate action for dissolution of such corporation in the manner provided by sections 21-2093 to 21-20,104, Reissue Revised Statutes of Nebraska, 1943.

Sec. 12. Any corporation subject to the provisions of sections 5 to 8 of this act which fails or refuses to comply with the provisions of those sections shall be dissolved in the manner provided by sections 21-2093 to 21-20,104, Reissue Revised Statutes of Nebraska, 1943.

Sec. 13. It shall be unlawful for any corporation, except an agricultural corporation, to directly or indirectly engage in the production of agricutlural crops or livestock or to control or attempt to control agricultural production through the ownership or leasing of land for agricultural purposes or by contracts with others or by integration, merger, or any other means of acquisition or control; *Provided,* that this prohibition shall not apply to contracts entered into with farmers or their representatives for agricultural production under free, open, competitive conditions with full opportunity for the farmer to bargain for himself or bargain collectively with other farmers through an agent or agricultural association for fair prices and terms and the parties contracting with the farmer agree to enter into such bargaining for such contract prices and terms, and the bargaining and contracting is not for the purpose or with the effect of manipulating or controlling agricultural production or prices in an area for an agricultural product or restricting competition or restraining trade or attempting to monopolize or monopolizing agricultural production; *and provided further,* that this prohibition shall not apply to (1) farmer owned and controlled cooperatives, corporations, and associations, which meet the conditions of the Capper-Volstead Act (42 Stat. 388), or as defined in Section 15(a) of the Agricultural Marketing Act of 1929, as amended (49 Stat. 317; 12 U.S.C. 1141); (2) charitable institutions which engage in agricultural production for other than income purposes as a part of their charitable function; (3) educational institutions engaged in research as a part of academic and extension activities; and (4) nonprofit institutions engaged in agricultural production solely for purposes of research. Any corporation which violates the provisions of this section shall be dissolved.

Sec. 14. The provisions of this act shall not apply to the production of eggs or poultry by any person, firm, or corporation."; and renumber section 7 as section 15.

1. On page 5, after line 12 of the Standing Committee amendment insert:

"The notice required by this section shall not constitute a violation of section 77-27,119, Revised Statutes Supplement, 1971. In complying with this section, the Department of Revenue shall not report the amount of income shown on a corporation's return. In any action for dissolution of a corporation pursuant to this section, the notice by the Department of Revenue to the Secretary of State shall be prima facie evidence that the corporation's gross annual revenue did not exceed one half of its total gross annual revenue, and the state shall not show the actual amounts involved, but such information may be introduced by the corporation to rebut the state's prima facie case.".

2. On page 6, after section 14, insert the following:

"Sec. 15. That section 77-27,119, Revised Statutes Supplement, 1971, be amended to read as follows:

77-27,119. (1) The Tax Commissioner shall administer and enforce the income tax imposed by sections 77-2701 to 77-27,135 and he is authorized to conduct hearings and to make such rules and regulations and to require such facts and information to be reported as he may deem necessary to enforce the income tax provisions of sections 77-2701 to 77-27,135; *Provided,* that such rules, regulations and reports shall not be inconsistent with the laws of this state or the laws of the United States. The Tax Commissioner may for enforcement and administrative purposes divide the state into a reasonable number of districts in which branch offices may be maintained.

(2) The Tax Commissioner may prescribe the form and contents of any return or other document required to be filed under the income tax provisions of sections 77-2701 to 77-27,135; *Provided,* that such return or other document shall be compatible as to form and content with the return or document required by the laws of the United States; *and provided further,* that commencing with the taxable year 1971, the form shall have a place for the taxpayer to designate the school district in which he lives and the county in which the district is located.

(3) The Tax Commissioner, for the purpose of ascertaining the correctness of any return or other document required to be filed under the income tax provisions of sections 77-2701 to 77-27,135, for the purpose of determining corporate income, corporate franchise, individual income, and withholding tax due, or for the purpose of making an estimate of taxable income of any person, shall have the power to examine or to cause to have examined, by any agent or representative designated by him for that

purpose, any books, papers, records or memoranda bearing upon such matters and may, by summons, require the attendance of the person responsible for rendering such return or other document, or remitting any tax, or any officer or employee of such person, or the attendance of any other person having knowledge in the premises, and may take testimony and require proof material for his information, with power to administer oaths to such person or persons.

(4) The time and place of examination pursuant to the provisions of this section shall be such time and place as may be fixed by the Tax Commissioner and as are reasonable under the circumstances. In the case of a summons, the date fixed for appearance before the Tax Commissioner shall not be less than twenty days from the time of service of the summons.

(5) No taxpayer shall be subjected to unreasonable or unnecessary examinations or investigations.

(6) Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for the Tax Commissioner, any officer or employee of the Tax Commissioner, any person engaged or retained by the Tax Commissioner on an independent contract basis, or any person who, pursuant to this section, is permitted to inspect any report or return or to whom a copy, an abstract or a portion of any report or return is furnished, to divulge or make known in any manner the amount of income or any particulars set forth or disclosed in any report or return required. The officers charged with the custody of such reports and returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the Tax Commissioner in an action or proceeding under the provisions of the tax law to which he is a party, or on behalf of any party to any action or proceeding under the provisions of sections 77-2701 to 77-27,135 when the reports or facts shown thereby are directly involved in such action or proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said reports or of the facts shown thereby as are pertinent to the action or proceeding and no more. Nothing herein shall be construed (a) to prohibit the delivery to a taxpayer, his duly authorized representative, or his successors, receivers, trustees, executors, administrators, assignees, or guarantors, if directly interested, of a certified copy of any return or report in connection with his tax, (b) to prohibit the publication of statistics so classified

as to prevent the identification of particular reports or returns and the items thereof, (c) to prohibit the inspection by the Attorney General or other legal representatives of the state of the report or return of any taxpayer who shall bring an action to review the tax based thereon, or against whom an action or proceeding for collection of tax has been instituted, ~~or~~ (d) to prohibit furnishing to the Nebraska Workmen's Compensation Court the names, addresses, and identification numbers of employers, and such information shall be furnished on request of the court, *or (e) to prohibit furnishing to the Secretary of State the notification required by section 11 of this act.* Any person who violates the provisions of this subsection shall be guilty of a felony and shall, upon conviction thereof, be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned not more than five years, or be both so fined and imprisoned, in the discretion of the court, together with costs of prosecution. If the offender is an officer or employee of the state, he shall be dismissed from office and be ineligible to hold any public office in this state for a period of two years thereafter.

(7) Reports and returns required to be filed under income tax provisions of sections 77-2701 to 77-27,135 shall be preserved for three years and thereafter until the Tax Commissioner orders them to be destroyed.

(8) Notwithstanding the provisions of subsection (6) of this section, the Tax Commissioner may permit the Secretary of the Treasury of the United States or his delegates, or the proper officer of any state imposing an income tax, or the authorized representative of either such officer, to inspect the income tax returns of any taxpayer, or may furnish to such officer or his authorized representative an abstract of the return of income of any taxpayer or supply him with information concerning an item of income contained in any return, or disclosed by the report of any investigation of the income or return of income of any taxpayer but such permission shall be granted only if the statutes of the United States or of such other state, as the case may be, grant substantially similar privileges to the Tax Commissioner of this state as the officer charged with the adminstration of the income tax imposed by the provisions of sections 77-2701 to 77-27,135.

(9) The Tax Commissioner may permit other tax officials of this state to inspect the tax returns and reports filed under the provisions of sections 77-2701

to 77-27,135 but such inspection shall be permitted only for purposes of enforcing a tax law and only to the extent and under the conditions prescribed by the regulations of the Tax Commissioner.".

(Signed) Loran Schmit, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 62.

Introduced by Interim Study Committee on Pesticides, Loran Schmit, Chairman, 23rd District; Richard Maresh, 32nd District, Fred Carstens, 30th District; George Syas, 13th District; Calvin Carsten, 2nd District; Harold Moylan, 6th District; Richard Lewis, 38th District.

WHEREAS, chemical pesticides and herbicides are of great value to Nebraska farmers and ranchers in improving the quantity of agricultural production when properly used; and

WHEREAS, the improper use of chemical pesticides and herbicides may cause serious damage to plant and animal life and the environment generally; and

WHEREAS, the Extension Service of the University of Nebraska has provided valuable instruction in the proper use of chemical pesticides and herbicides.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Extension Service of the University of Nebraska is urged to expand its educational programs in the use of chemical pesticides and herbicides by providing additional training courses or seminars for farmers and ranchers, and by encouraging county agents to provide additional instruction at the local level.

Laid over.

LEGISLATIVE RESOLUTION 60. Messrs. Ziebarth and Nore asked unanimous consent to add their names to LR 60. No objections. So ordered.

MR. SWANSON PRESIDING

LR 60, found in the Journal on page 1082 for the Forty-Fourth Day was adopted with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1120. Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 461. Enrollment and Review amendments found in the Journal on page 1094 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 905A. Enrollment and Review amendment found in the Journal on page 1095 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1132. Enrollment and Review amendment found in the Journal on page 1095 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1301. Enrollment and Review amendments found in the Journal on page 1095 for the Forty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1301A. Enrollment and Review amendment found in the Journal on page 1095 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1220. Enrollment and Review amendment found in the Journal on page 1095 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1079A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 66A. Enrollment and Review amendment found in the Journal on page 1096 for the Forty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1255. The Waldron specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for re-engrossment.

UNANIMOUS CONSENT – Unbracket LB 1304

Mr. Skarda asked unanimous consent to unbracket LB 1304 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1304. Mr. Skarda offered the following amendment, which was adopted by unanimous consent:

To amend Section 1 on line 23 after the period by striking the period and inserting a comma and the following words:

"And such waiver shall not cause the State of Nebraska to fail to comply with any of the applicable requirements of Medicare or Medicaid so as to make said State ineligible for the receipt of full funds to which it might otherwise be entitled."

Advanced to Enrollment and Review for engrossment.

MOTION—Suspend Rules

Mr. Carpenter moved to suspend the rules to consider the final reading bills set for tomorrow. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1103.

A BILL FOR AN ACT to amend section 77-2734, Revised Statutes Supplement, 1969, relating to taxation; to provide a new corporate tax rate; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Burbach	Carpenter	Carsten	Craft	Elrod
Epke	Hasebroock	Kennedy	Keyes	Kime
Klaver	Kremer	Mahoney	Maresh	Marvel
Moylan	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 11:

Barnett	DeCamp	Goodrich	Holmquist	Johnson

Lewis	Morgan	Nore	Proud	Snyder
Stahmer				

Not voting, 9:

Carstens	Chambers	Clark	Duis	Kokes
Luedtke	Stromer	Stull	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1124. With emergency.

A BILL FOR AN ACT to amend section 23-343.13, Revised Statutes Supplement, 1971, relating to county government; to provide for gifts to nonprofit corporations for the providing of hospital facilities by cities and villages; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, "Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Duis	Kokes	Luedtke	Morgan
Stromer	Stull	Waldron		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1147.

A BILL FOR AN ACT to amend section 15-105, Reissue Revised Statutes

of Nebraska, 1943, relating to cities of the primary class; to redefine when land shall be deemed contiguous; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Lewis	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Swanson
Syas	Waldo	Whitney	Wiltse	Ziebarth

Voting in the negative, 1:

Warner

Not voting, 8:

Carpenter	Duis	Holmquist	Kokes	Luedtke
Stromer	Stull	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1180A.

A BILL FOR AN ACT to make an appropriation to aid in carrying out the provisions of Legislative Bill 1180, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carstens	Chambers	Clark
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kime
Klaver	Kremer	Mahoney	Maresh	Marvel

Morgan	Moylan	Nore	Orme	Proud
Savage	Schmit	Skarda	Stahmer	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Carpenter	Carsten	Duis	Keyes	Kokes
Lewis	Luedtke	Pfister	Simpson	Snyder
Stromer	Stull	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT – Members Excused

Mr. Clark asked unanimous consent to be excused this afternoon and tomorrow. No objections. So ordered.

Mr. Duis asked unanimous consent to be excused Monday and Tuesday, March 13 and 14. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1181. Title read. Considered.

Standing Committee amendments found in the Journal on page 829 for the Thirty-Fourth Day were lost with 1 aye, 23 nays and 25 not voting.

Speaker Hasebroock offered the following amendments which were adopted:

Strike the emergency clause (Sec. 14)

1. On Page 14, lines 19 to 21 strike "~~*Nothing in this subsection shall be construed to prevent the removal of signs for which no federal share is payable.*~~" And insert: "*The Department is hereby required to report to the Legislature annually, on or before January 15, commencing in 1973, the status of the program provided for in this act. Such report shall include the number of signs, displays or devices removed and the cost thereof; federal and matching funds expended or obligated, an estimate for the succeeding year, and such other information as the Legislature or the Legislative Council shall officially order the Department to provide.*"

Advanced to Enrollment & Review with 27 ayes, 1 nay and 21 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1510. Title read. Considered.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1510A. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1400. Title read. Considered.

Mr. Ziebarth offered the following amendments:

1. Insert 2 new sections to read as follows:

"Section 1. That section 79-2610, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2610. If the petition is approved, or if modifications thereof are made in conformance with the recommendations or by agreement between the petitioners and the State Board of Vocational Education, an election shall be held as provided in section 79-2611 ~~or the approval authorized by the school district board of education~~. If the petition is disapproved, no further action shall be taken for six months.

Sec. 2. That section 79-2617, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2617. (1) There is hereby created a technical community college board for each technical community college area created by section 79-2603. Except as provided in subsections (2), (3), and (4) of this section, each technical community college board shall be composed of eleven members. The initial members of each board of a newly-established area shall be appointed by the Governor. Members initially appointed shall serve until their successors are elected and qualified at the first state general election after the establishment of their area. Each area board member shall be a resident and qualified elector of his technical community college area.

(2) The technical community college board for the Omaha Nebraska Technical Community College Area shall be the board of education for the Class V school district whose territory comprises the technical community college area. Notwithstanding the other provisions of sections 79-2601 to 79-2633, the officers of such board of education may function as the officers of the area board.

(3) The technical community college board for the Lincoln Nebraska Technical Community College Area shall be

the board of education for the Class IV school district whose territory comprises the technical community college area. The officers of such board of education may function as the officers of the area board.

(4) The board of a vocational technical school area which becomes a technical community college area pursuant to section 79-2604 shall function as the board of the technical community college area until the first Thursday after the first Tuesday in January, 1973, when the terms of all members of such boards shall expire, notwithstanding the terms for which they were originally elected or appointed. Successors to such board members shall be elected at the general election in November, 1972, as provided in section 79-2620.

(5) When any territory is added to the Omaha Nebraska Technical Community College Area or the Lincoln Nebraska Technical Community College Area which is not a part of the appropriate school district, the technical community college board shall take all necessary action to provide for election of a new board in the manner provided by Chapter 79, article 26, and for the transfer of all assets of the area to the new board.".

2. Renumber original section 1 as section 3;

on page 2, line 1, strike "Section" and insert "Sec."; strike lines 4 to 7 and show as stricken, and insert "*technical community college areas shall be financed as*"; on line 12 after the period insert "*The budgets shall show all expenditures proposed by the board, and the revenue anticipated from tuition, state appropriations, the property tax levy, and all other sources.*"; on line 18 strike "After deducting" and show as stricken; strike lines 19 to 24 and through the period on line 25 and show as stricken, and insert "*From the final budget for each area, the Legislature shall deduct (1) the amount to be received from tuition, (2) the amount necessary for the payment of principal and interest of any bonded indebtedness, and (3) the amount necessary for constructing, purchasing, or purchasing on contract of new buildings. The Legislature shall appropriate to the state board for distribution to the area boards seventy-five per cent of the amount remaining after such deductions.*"; on page 3, strike the sentence beginning on line 1 and show as stricken, and insert "*The balance of the budget for each area shall be raised by the area board from tuition and other non-tax sources and by a levy of not to exceed one mill on all taxable property within each area. The state board shall advise each area board of the budget and appropriation for that area adopted by the Legislature. Each area board shall then determine the amount necessary to be raised by the property tax levy and prior to September 1 of each year shall certify to the county board of equalization*

of each county within the area a levy not to exceed one mill, uniform throughout the area, which shall be sufficient to raise the amount required.".

3. Insert 2 new sections to read as follows:

"Sec. 4. That section 79-2627, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2627. The area boards and the local school district boards are hereby authorized to enter into agreements for the use by either of the other's services, facilities or equipment and for the presentation of courses of either for students of the other when such agreements are deemed to be in the best interests of the education of the students involved; *Provided, that all such agreements must be approved by the State Board of Technical Community Colleges; and provided further, that the expenditures and revenue resulting from the use of all such services, facilities, equipment, and presentation of courses must be identified in each area board budget proposal submitted in accordance with section 79-2626.*

Sec. 5. That section 79-2633, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2633. Whenever the board of education of any junior college district has contracted to redeem bonds used for the construction or acquisition of facilities which are now to be under the administration, control and occupancy of an area technical community college board, the technical community college area shall redeem the bonds in accordance with the provisions of the bonds unless such provisions prohibit redemption by any entity other than the original issuer. If bond provisions prohibit redemption by the technical community college area, the bonds shall be redeemed by the issuing entity, and an agreement shall be entered into between such entity and the technical community college area under which the technical community college area shall compensate the issuing entity for the value of the bonds being redeemed. Such agreement shall be a part of the transfer of assets pursuant to section 79-2614. *All bonds issued by an area vocational technical school or junior college after August 27, 1971, shall be redeemed prior to July 1, 1973.".*

4. Strike original section 2 and insert:

"Sec. 6. That original sections 79-2610, 79-2617, 79-2626, 79-2627, and 79-2633, Revised Statutes Supplement, 1971, and also section 79-2623, Revised Statutes Supplement, 1971, are repealed.".

1. On page 2, insert the following as sections 1 and 2 and renumber existing section 1 as section 3:

"Section 1. That section 79-2617, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2617. (1) There is hereby created a technical community college board for each technical community college area created by section 79-2603. Except as provided in subsections (2), (3), ~~and~~ (4) *and (5)* of this section, each technical community college board shall be composed of eleven members. The initial members of each board of a newly-established area shall be appointed by the Governor. Members initally appointed shall serve until their successors are elected and qualified at the first state general election after the establishment of their area. Each area board member shall be a resident and qualified elector of his technical community college area.

(2) The technical community college board for the Omaha Nebraska Technical Community College Area shall be the board of education for the Class V school district whose territory comprises the technical community college area. Notwithstanding the other provisions of sections 79-2601 to 79-2633, the officers of such board of education may function as the officers of the area board.

(3) The technical community college board for the Lincoln Nebraska Technical Community College Area shall be the board of education for the Class IV school district whose territory comprises the technical community college area. The officers of such board of education may function as the officers of the area board.

(4) The board of a vocational technical school area which becomes a technical community college area pursuant to section 79-2604 shall function as the board of the technical community college area until the first Thursday after the first Tuesday in January, 1973, when the terms of all members of such boards shall expire, notwithstanding the terms for which they were originally elected or appointed. Successors to such board members shall be elected at the general election in November, 1972, as provided in section 79-2620.

(5) The technical community college board for the Eastern Nebraska Technical Community College Area, shall be composed of eleven members. The initial members of such board shall be appointed by a convention of the boards of education of all school districts in the Eastern Nebraska Technical Community College Area. The initial convention shall be held within sixty days after the election at which the Eastern Nebraska Technical Community College Area is established. At such convention, six members of the board shall be appointed for a term of two years and five members of the board

shall be appointed for a term of four years. After the terms of the original appointees expire, succeeding appointees shall be appointed to four-year terms. Any person appointed to fill a vacancy shall serve for the unexpired portion of such member. Members initially appointed shall serve until their successors are appointed and qualified as provided in section 79-2620. Public notice of the time and place of such convention shall be given by publication in a legal newspaper in each county in the Eastern Nebraska Technical Community College Area once each week for two successive weeks immediately preceding the convention. Each area board member shall be a resident and qualified elector of the Eastern Nebraska Technical Community College Area. No school district in the Eastern Nebraska Technical Community College Area shall be represented by more than one member on such board.

Sec. 2. That section 79-2620, Revised Statutes Supplement, 1971, be amended to read as follows:

79-2620. *(1)* Each *technical community college* area board except for the Omaha, ~~and~~ Lincoln, *and eastern Nebraska* areas, at least one hundred twenty days before the first state primary election after August 27, 1971, or after ~~their~~ *its* appointment, in the case of a newly-established area, or after the attachment of an additional county or counties to ~~the~~ *an* area, shall establish five election districts as nearly equal in population as may be practicable within the technical community college area, and shall transmit the appropriate information pertaining to such election districts to the Secretary of State and to the appropriate election officials within the area. Thereafter, two members of the area board shall be elected from each such election district, and one member shall be elected from the area at large. Area board members shall be elected from the area at large. Area board members shall be elected for four-year terms, except that the first election six members shall be elected for two years and five members for four years. The inital board shall determine, at the time it establishes the election districts, the length of term for each member to be elected at the first election. Members shall be elected on a nonpolitical ballot, as provided for in sections 32-535 and 32-537, and nominating petitions shall be filed with the Secretary of State. No filing fee shall be required.

(2) A convention of members of the boards of eduction (sic) of each school district in the Eastern Nebraska Technical Community College Area shall be held on the same date as the primary election in each even-numbered year. Public notice of the time and place of such convention shall be given as provided in section 79-2617, Revised Statutes Supplement, 1971. At the first such convention held pursuant to this subsection, six members of the Eastern Nebraska Technical Community College Board shall be appointed to a term of four years and at the next such convention five members shall be appointed for a term of four years.".

2. On page 3, line 4, renumber section 2 as section 4; strike "section" and insert "sections 79-2617, 79-2620 and"; and in line 5, strike "is" and insert "are".

Amendments pending.

Laid over until Monday, March 13 at the request of Mr. Ziebarth.

LEGISLATIVE BILL 758A. Considered.

Mr. Duis moved to advance LB 758A.

Mr. Duis requested a Call of the House. The Call showed 36 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 27 ayes, 4 nays and 18 not voting.

Failed to advance to Enrollment & Review with 17 ayes, 8 nays and 24 not voting.

UNANIMOUS CONSENT—Unbracket LB 1382

Mr. Nore asked unanimous consent to unbracket LB 1382 on General File. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1382. Title read. Considered.

Standing Committee amendments found in the Journal on page 701 for the Twenty-Ninth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:

Amend LB 1382 by adding a new Section 8 to read as follows:

On or before December 31, in each year, each county board shall make, or cause to be made, acknowledged under oath, and filed with the county clerk of such county, an inventory statement of all real estate and real property in which such county has any interest of any kind. Such inventory shall include all real estate owned by the county or in which the county has an interest or lien of any kind including liens acquired by operation of law for any purpose except real estate tax liens which have not established by judicial decree and except those parcels of land owned by the county for road right-of-ways and other utility right-of-ways. Such inventory shall set forth a description of such properties with sufficient details that the property may be identified in the records of the register of deeds; shall set forth, if within an area in which the property abuts upon a street, the street and street number of such property and shall set forth the use being made of such property. The county clerk shall retain such inventory for filing as a public record in said county clerk's office in a manner convenient for reference.

Renumber old section 8 as section 9 and amend by adding section 23-348.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Members Excused

Mrs. Craft asked unanimous consent to be excused at 2:30 p.m. today. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Friday and Monday. No objections. So ordered.

Mr. Johnson asked unanimous consent to be excused this afternoon. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1476. Replaced on Select File as amended. Enrollment and Review amendments to LB 1476:

1. In line 4 of the new paragraph insert after line 17, page 21, insert "which" after "and".

2. In line 3 of the Marvel amendments to page 27, lines 9 and 17, insert a period after "funds".

3. In line 4 of the new matter inserted after line 9, page 27, insert ", 1971," after the first "session"; and at the end of line 4 insert "1972,".

4. At the end of line 3 of the new matter added

after line 17, page 27, insert ", 1971,"; and in line 4, insert ", 1972" after "Session".

5. In the last line of the Carpenter amendment after line 4, page 13, insert a period after "purpose".

6. In lieu of the Schmit amendments adopted 3/1/72, on page 27, line 3, strike "3,682,549" in both places and insert "3,707,549"; in line 5, strike "2,151,128" and insert "2,176,128"; after line 5 insert a new paragraph to read "There is provided $25,000 to allow an additional $50 per month for each full-time equivalent conservation officer above the increases allowed under the provisions of subdivision (1) of section 87 of this act."; in line 22 strike "4,345,179" and insert "4,370,179" and strike "6,171,335" and insert "6,196,335".

7. On page 75, lines 16 and 19, strike "their" and insert "his".

8. In line 6 of the Carpenter amendment adopted 2/18/72, insert a period after "Council".

9. In new section 48, line 59, strike "appropriated" and insert "reappropriated".

10. On page 67, line 11, strike "Soil and Water Conservation" and insert "Natural Resources".

11. In the last line of the Marvel amendment to page 76, strike the period and insert a semicolon.

12. In the last line of the Ziebarth amendment, strike the period and insert a semicolon.

13. On page 56, line 8, strike "Opportunity" and insert "and Housing Standards".

14. In the last line of the Marvel amendments to page 27, after line 9, and after line 17, insert ", which funds are in addition to the appropriation shown in Column (G) of this subsection" after "reappropriated".

(Signed) Duke Snyder, Chairman

VISITORS

Mr. Barnett introduced 203 students from Huntington School and their teachers from Lincoln.

Mr. Schmit introduced his wife Rene and son Mike.

Mr. Simpson introduced his niece and nephew from Lincoln.

Mr. Warner introduced 28 Fourth Grade students and their teachers from Lincoln Air Park, Lincoln.

Mr. Johnson introduced Mr. and Mrs. Kibbee from Fremont, Nebraska.

Mr. Mahoney introduced 40 Girl Scouts and their teacher, Mrs. Anderson from Omaha.

Mr. Skarda introduced 22 students and their teachers, from St. Agnes School, Omaha.

RECESS

At 11:57 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:06 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Clark, Kokes, Johnson, Pfister, Stromer, Stull and Warner excused.

UNANIMOUS CONSENT–Member Excused

Mr. C. Carsten asked unanimous consent to be excused at 3:00 p.m. No objections. So ordered.

COMMUNICATION

March 6, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State of Nebraska
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

This will acknowledge and thank you for your letter of March 2 enclosing legislative resolution adopted by the Nebraska State Legislature with regard to the holidays of Veterans' Day and Memorial Day. This will be referred to the proper committee.

Sincerely,

(Signed) Carl Albert
The Speaker

CA:pg

MOTION—Return LB 1301 to Select File

Mr. Luedtke moved to return LB 1301 to Select File for the following specific amendment:

Strike the emergency clause.

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1301. Mr. Luedtke's specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1199. Title read. Considered.

Standing Committee amendments found in the Journal on page 747 for the Thirty-First Day were adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Ziebarth asked unanimous consent to be excused the rest of the day. No objections. So ordered.

MOTION—Reconsider Action

Mr. Simpson renewed his motion found in the Journal on page 1052 for the Forty-Second Day to reconsider the action taken on indefinitely postponing LB 1265.

Mr. Simpson requested a Call of the House. The Call showed 39 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 28 ayes, 10 nays and 11 not voting.

Mr. Elrod requested a roll call vote.

Voting in the affirmative, 21:

Barnett	Carpenter	Carstens	Chambers	Duis
Elrod	Goodrich	Keyes	Klaver	Luedtke

Mahoney	Marvel	Moylan	Orme	Savage
Simpson	Snyder	Stahmer	Swanson	Syas
Waldron				

Voting in the negative, 14:

Burbach	DeCamp	Epke	Hasebroock	Holmquist
Kime	Kremer	Lewis	Maresh	Morgan
Nore	Proud	Schmit	Whitney	

Not voting, 14:

Carsten	Clark	Craft	Johnson	Kennedy
Kokes	Pfister	Skarda	Stromer	Stull
Waldo	Warner	Wiltse	Ziebarth	

The motion lost with 21 ayes, 14 nays and 14 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Kennedy asked unanimous consent to be excused at 3:00 p.m. No objections. So ordered.

MOTION–Return LB 1301A To Select File

Mr. Luedtke moved to return LB 1301A to Select File for the following specific amendment:

1. On page 2, line 6 strike *"577,748"* in both columns and insert *"603,684"*, in line 8 strike *"32,270"* in both columns and insert *"33,270"*, and in line 15 strike *"944,695"* and insert *"971,991"* and in same line strike *"1,007,470"* and insert *"1,034,766"*.

2. On page 4, line 3 strike *"forty-three"* and insert *"forty-five"*, and line 4 strike *"966,124"* and insert *"1,011,060"*.

3. Add a new section to read as follows:

"Sec. 3. There is hereby appropriated five hundred dollars from the state General Fund for the fiscal year ending June 30, 1973, to the Supreme Court, Agency No. 5, for Program 394."

4. Renumber original section 3 as section 4.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1301A. The Luedtke specific amendments found in today's Journal were adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1120

Mr. Luedtke asked unanimous consent to unbracket LB 1120 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1120. Advanced to E & R for engrossment.

MOTION—Return LB 1120 to Select File

Mr. Luedtke moved to return LB,1120 to Select File for the following specific amendment:

1. Strike the Luedtke amendments adopted 3/2/72.
2. On page 2, line 1, strike ", commission, or agency"; strike line 3 and "Nebraska" in line 4; in line 17, strike "officers" and insert "responsible officer"; and insert "such" at the end of line 18.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1120. The Luedtke specific amendments found in today's Journal were adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1333. Title read. Considered.

Mr. Syas offered the following amendment:

1. On page 2, lines 4, 20,23, and 25 and on page 3, line 14 strike "political subdivision" and insert "~~*political subdivision*~~ *first or second class city or village*".

Mr. Stahmer moved to amend the Syas amendment to add metropolitan and primary class cities.

The Stahmer amendment lost with 5 ayes, 13 nays and 31 not voting.

The Syas amendment was adopted with 20 ayes, 0 nays and 29 not voting.

Advanced to Enrollment & Review with 25 ayes, 2 nays and 22 not voting.

UNANIMOUS CONSENT–Bracket LB 1463

Mr. Goodrich asked unanimous consent to bracket LB 1463 on General File until Monday March 13. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1432. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

MOTION–Return LB 741A to Select File

Mr. Stahmer moved to return LB 741A to Select File for the following specific amendment:

Page 2, strike lines 7 and 8.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 741A. The Stahmer specific amendment found in today's Journal was adopted with 30 ayes, 0 nays and 19 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Expedite LB 741A

Mr. Stahmer asked unanimous consent to expedite LB 741A on E and R. No objections. So ordered.

ADJOURNMENT

At 3:58 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Friday, March 10, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 10, 1972

Pursuant to adjournment, the Legislature met at 9:00 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Deliver us, O God, from taking the praise and criticism of others too seriously. Help us to make our decisions on the basis of the best insight available to us, not on the basis of those who threaten us the most or flatter us the most. Give us the wisdom to let Thy righteous and merciful will reign over us and through us, for our sake, for other's sake, and for Christ's sake. Amen.

ROLL CALL

The roll was called and all members were present except Mrs. Craft, Messrs. Clark, Klaver, Stromer and Ziebarth who were excused and Mr. Swanson who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

The Journal for the Forty-Sixth Day was approved.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 758. Replaced on Select File as amended.
Enrollment and Review amendments to LB 758:

1. On page 2, line 18, insert *"sections 1 to 48 of"* after *"under"*; and in line 20, strike *"This"* and insert *"Sections 1 to 48 of this"*.

2. On page 25, line 23, and page 26, line 6, strike *"are"* and insert *"is"*.

LEGISLATIVE BILL 864. Replaced on Select File as amended.
Enrollment and Review amendments to LB 864:

1. On page 5, strike lines 25 to 27 and insert:

"Sec. 13. That original section 37-308, Reissue Revised Statutes of Nebraska, 1943, and sections 37-301 and 37-307, Revised Statutes Supplement, 1971, are repealed.".

2. On page 4, line 7, strike the period after "37-308" and insert a comma.

LEGISLATIVE BILL 1095. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1095:

1. In new section 6, line 12, insert "*to*" after "*submit*".

LEGISLATIVE BILL 1235. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1235:

1. In lieu of the Carstens amendments adopted 3/8/72, on page 2, line 14, insert "*, except that in a city having a commission form of government such requirement may be suspended by a two-thirds majority vote*" before the period; in line 15, insert "*or number*" after "*title*"; and in line 19, insert "*, except that in a city having the commission form of government such reading may be required by a two-thirds majority vote*" before the period.

2. On page 4, line 5, strike "*put upon*" and insert "*moved for*".

LEGISLATIVE BILL 1219. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1219:

1. Strike E & R amendments adopted 3/3/72.

2. In the title, line 2, insert "section 79-445, Reissue Revised Statutes of Nebraska, 1943, and" after "amend"; in line 3, insert "to provide additional children for whom no tuition shall be charged;" after the semicolon; and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 1255. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1255:

1. In the title, line 5, insert "; and to provide for the recall of the members of the board of education of a Class II school district" after "prescribed".

LEGISLATIVE BILL 1304. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1304:

1. In the Skarda amendment, line 3, strike "And such waiver shall not" and insert "but no such waiver shall be granted if it would cause"; and in line 6, strike

"said State" and insert "the state".

2. In the title, line 5, insert "to provide when such waiver shall not be granted;" after the semicolon.

LEGISLATIVE BILL 1301. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1301:

1. Strike section 5.

2. In the title, lines 10 and 11, strike "; and to declare an emergency".

(Signed) Duke Snyder, Chairman

REPORT OF LOBBYISTS

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who have registered during the period March 3, 1972 through March 9, 1972, inclusive.

(Signed) Vincent D. Brown
Clerk of the Legislature

Wylie, William M. - Elgin, Rall and Associates, Inc.

STANDING COMMITTEE REPORT
Committee on Committees

February 15, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Mrs. Margaret Sutherland - Environmental Control Council

Committee Vote For: Senators (8) Clark, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent and Not Voting: (5) Senators Carpenter, Holmquist, Schmit, Waldron and Warner

February 15, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

James L. Higgins - Director of Environmental Control

Committee Vote For: (8) Senators Clark, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Holmquist, Schmit, Waldron and Warner

Paul Harm - Environmental Control Council

Committee Vote For: (8) Senators Clark, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against: None

Absent and not voting: (5) Senators Carpenter, Holmquist, Schmit, Waldron and Warner

Leonard J. Schaefer - Environmental Control Council

Committee vote: For: (8) Senators Clark, Klaver, Kremer, Luedtke, Proud, Savage, Syas and Wiltse

Against; None

Absent and not voting: (5) Senators Carpenter, Holmquist, Schmit, Waldron and Warner

March 9, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

Lowell Shaffer - Environmental Control Council

Committee Vote: For: (7) Senators Holmquist, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and not voting: Senators Carpenter, Clark, Klaver, Luedtke, Schmit and Waldron

Arthur D. Brown - Game and Parks Commission

Committee Vote: For: (10) Senators Carpenter, Holmquist, Klaver, Kremer, Luedtke, Savage, Schmit, Waldron, Warner and Wiltse

Against: None

Present and not voting: (2) Senators Proud and Syas

Absent and not voting: (1) Senator Clark

March 9, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments to the Environmental Control Council listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

Dr. George P. Hanna, Jr.

Committee Vote: For: (7) Senators Holmquist, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and not voting: (6) Senators Carpenter, Clark, Klaver, Luedtke, Schmit and Waldron

Theodore C. Reeves

Committee Vote: For: (7) Senators Holmquist, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and not voting: (6) Senators Carpenter, Clark, Klaver, Luedtke, Schmit and Waldron

Louis G. Riha

Committee Vote: For: (7) Senators Holmquist, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and not voting: (6) Senators Carpenter, Clark, Klaver, Luedtke, Schmit and Waldron

Dr. Lynn Thompson

Committee Vote: For: (7) Senators Holmquist, Kremer, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and not voting: (6) Senators Carpenter, Clark, Klaver, Luedtke, Schmit and Waldron

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

EXPLANATION OF VOTE

Had I been present, I would have voted "aye" on LB 1103, LB 1124, LB 1147 and LB 1180A.

(Signed) Leslie A. Stull

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1246A. By Thomas Kennedy, 21st District.

A BILL FOR AN ACT to appropriate one hundred fifty-nine thousand four hundred ninety-nine dollars from the state General Fund and two hundred seventy-four thousand one hundred ten dollars from the Institutional Cash Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Public Institutions, Agency No. 25, for Program No. 535, to aid in carrying out the provisions of Legislative Bill 1246, Eighty-second Legislature, Second Session, 1972.

SELECT FILE

LEGISLATIVE BILL 1476. Enrollment and Review amendments found in the Journal on page 1153 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1079. Enrollment and Review amendments found in the Journal on page 1126 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1361. Enrollment and Review amendments found in the Journal on page 1126 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1208. Enrollment and Review amendment found in the Journal on page 1126 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1291. Enrollment and Review amendments found in the Journal on page 1126 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1328. Enrollment and Review amendment found in the Journal on page 1126 for the Forty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1509. Enrollment and Review amendments found in the Journal on page 1126 for the Forty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

RESOLUTIONS

LEGISLATIVE RESOLUTION 61. LR 61 found in the Journal on page 1102 for the Forty-Fifth Day was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 62. LR 62 found in the Journal on page 1141 for the Forty-Sixth Day was adopted with 30 ayes, 0 nays and 19 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

1146	1213	1256	1257	1269
1275	1298	1325	1353	1354
1385	1471	1505		

The following bills were correctly enrolled:

1085	1085A	1103	1119	1124
1147	1174	1180	1180A	1246
1297	1314			

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1085, 1085A, 1103, 1119, 1124, 1147, 1174, 1180, 1180A, 1246, 1297, and 1314.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 10, 1972, at 9:05 a.m.: LB 1081, LB 1081A, LB 1093, LB 1112, LB 1155, LB 1156, LB 1167, LB 1221, LB 1429 and LB 1487.

(Signed) Barbara Jackson, Enrolling Clerk

UNANIMOUS CONSENT—Member Excused

Mr. Waldron asked unanimous consent to be excused this afternoon. No objections. So ordered.

STANDING COMMITTEE REPORT
Agriculture and Recreation

LEGISLATIVE BILL 1426. Placed on General File as amended.
Standing Committee amendments to LB 1426:

1. On page 3, line 1, strike the comma and insert a period; and strike lines 2 to 22, and show as stricken.
2. On page 4, line 1, after "81-263.84" strike the rest of the line and in line 2 strike "determine by the board" and show the same as stricken; in line 4 after "Distributor" insert "*before the deduction of any*

allowances as provided in section 81-263.84 (2) ; Provided, that any retailer charged with selling dairy products below cost to the retailer may establish a defense to said charge by showing that his price for the product sold was set for the purpose of meeting the price of a competitor in the same natural marketing area selling the same or similar product in either the same size container, or that it was to meet the proportionalized price of a competitor selling the product in a different size container, which price is not less than such competitor's cost as defined in this subdivision;" and strike the comma in line 4 and all after the comma to line 11 and show the same as stricken.

3. Insert a new section to read:

"Sec. 2. That section 81-263.40, Revised Statutes Supplement, 1971, be amended to read as follows:

81-263.40. (1) The Director of Agriculture is hereby entrusted with the administration and enforcement of the provisions of sections 81-263.37 to 81-263.49. There is hereby created in the Department of Agriculture a division to be known as the division of dairy trade practices. The head of the division shall be the chief of the division of dairy trade practices. All powers of the director under sections 81-263.37 to 81-263.49 may be exercised by and through the chief of the division of dairy trade practices. The director shall employ such accountants and other personnel as in his judgment shall be necessary for the proper performance of his duties.

(2) All money paid to or received by the director under the provisions of sections 81-263.37 to 81-263.49 shall be paid into the state treasury, thereafter to be placed by the State Treasurer in the Dairy Industry Trade Practices Fund which is hereby created and which shall be used solely for the administration of sections 81-263.37 to 81-263.49 and 81-263.81 to 81-263.86. Any money in the Dairy Industry Trade Practices Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.

(3) The director shall quarterly set a fee of not to exceed four mills for each pound of butterfat contained in dairy products sold for consumption within this state, such fee to be an amount that will permit an adequate administration of the provisions of sections 81-263.37 to 81-263.49 and 81-263.81 to 81-263.86. Fees shall be collectible quarterly from the first processor of dairy products, but liability therefor shall extend to

any distributor thereof *and others within this state engaged in processing dairy products sold within this state*. Products on which fees have been paid shall be exempt from further fees in subsequent transactions. The director may recover the amount of any fees from distributors *and others within this state engaged in processing dairy products sold within this state* in suits instituted for that purpose. The court may in such suits impose a penalty for delinquent fees in the amount of five per cent of the amount due for each month of delinquency.".

4. Insert a new section to read:

"Sec. 3. That section 81-263.84, Revised Statutes Supplement, 1971, be amended to read as follows:

81-263.84. (1) It shall be the duty of the board to make a *current* thorough study of the dairy industry within this state *after the effective date of this act* and, based on all relevant information *made* available to the board, to determine the minimum basic cost to the distributor, which shall be a weighted average of such costs of distributors *and others within this state engaged in processing dairy products sold within this state,* and the minimum basic cost to the jobber, which shall be a weighted average of such costs of jobbers, of the various dairy products (a) where delivery service is made complete to the dairy display case of the retailer by or on behalf of the distributor, (b) where delivery to the retail store performed by or on behalf of the distributor does not include service of the dairy display case, ~~and~~ (c) where delivery to the retail store is not performed by or on behalf of the idstributor, *(d) where delivery is made by the distributor to the home of the ultimate ccnsumer, (sic) it shall be the minimum basic cost for the method of the delivery described in subparagraph (a) above, plus the difference found by the board between the mimimum basic cost for the method of delivery described under subparagraph (a) above, and the average costs incurred by the distributor in delivering to the home.* In making such determinations, there shall be considered the distributor cost and the jobber cost which, under any system of cost accounting which is in accordance with sound accounting principles and reasonably adapted to the business of such distributor or jobber, is fairly allocable to each dairy product or the sale thereof to its customers or to a particular class thereof. Such cost shall include, but not be limited to, expenses for labor, administration, rent, interest, depreciation, power, raw and process ingredients, materials, supplies,

maintenance of equipment, selling, local and national advertising, trading stamps not in excess of the number given in normal trade, transportation, delivery, credit losses, licenses and other fees, taxes other than income taxes, and insurance. The board shall also determine different costs for the different natural marketing areas which it may find within the state.

(2) The board may, if evidence warrants it, establish *allowances from* basic minimum cost for other methods of delivery or service which are established in the market or which may be submitted to it with relevant information to substantiate such other method of delivery *or service* which exists or existed as a recognized method of distribution or service in the market.

(3) The board shall from time to time review and change its determinations made under the provisions of subsections (1) and (2) of this section.

(4) The determinations or redeterminations required by the provisions of subsections (1) to (3) of this section shall be made only after a public hearing notice of which has been given to all interested parties by publication once in one or more newspapers of general circulation throughout the state or natural marketing area concerned not less than ten nor more than thirty days prior to the hearing. Any determination or redetermination shall be based solely on the evidence adduced at such hearing.

(5) In determining or redetermining mimimum basic cost, the board shall order the date when such prices shall become effective, which date shall be not less than thirty nor more than forty-five days after the date of the order.".

(Signed) Loran Schmit, Chairman

UNANIMOUS CONSENT—Member Excused

Mr. Carpenter asked unanimous consent to be excused this afternoon. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 758A. Laid over until Wednesday, March 15, at the request of Mr. Duis.

LEGISLATIVE BILL 1119A. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1433A. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1100. Title read. Considered.

Mr. Burbach offered the following amendment which was adopted:

(1) On page 7, lines 1 and 2, strike *"take into consideration"* and insert *"deduct"*.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1456. Title read. Considered.

Mr. Schmit offered the following amendments which were adopted:

1. On page 2, at the end of line 14, insert *"ten"*; and at the end of line 17 insert *"As an aid to such special investigators, the superintendent shall appoint two stenographers and one laboratory technician. The laboratory technician shall be stationed in the Department of Public Health for the purposes of drug analysis."*.

2. On page 5, line 5, strike *"special prosecution"* and insert *"one or more special prosecutors stationed with the Nebraska State Patrol"*.

Mr. Whitney asked unanimous consent to hold the bill over. Mr. Carpenter objected.

Mr. Proud asked unanimous consent to add his name to LB 1456. No objections. So ordered.

The Schmit amendments were adopted.

Mr. Proud offered the following amendments which were adopted with 37 ayes, 0 nays and 12 not voting.

1. On page 2, after line 17 insert new sections 2 and 3 as follows:

"Sec. 2. There is hereby created in the state treasury a cash fund to be known as the Drug Control Cash Fund which shall be used for the purpose of obtaining evidence for enforcement of any state law relating to the control of drug abuse.

Sec. 3. There is hereby appropriated from the state General Fund to the Drug Control Cash Fund the sum of twenty-five hundred dollars to be used as provided in section 2 of this act."; and renumber the existing sections accordingly.

2. On page 5, line 5 strike "prosecution" and insert "prosecutors".

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1502. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1203. Title read. Considered.

Mrs. Orme offered the following amendment which was adopted:

1. On page 3 line 22 insert after the period the following:
"When objection is made by either parent to furnishing information relating to the medical and health condition of a live born child because of conflict with religion, such information shall not be required to be entered as provided in this section.".

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

MESSAGE FROM THE GOVERNOR

March 10, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Captiol Building
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1131 without my signature and with my objections.

The Legislature has, in LB 1131, authorized the use of public tax funds to build roads inside private recreational areas.

I ask your reference to Section 1, page 1 of the bill, starting on the fourth line from the bottom which states "giving direct and immediate access to or located within state parks, state recreation areas, or other recreational or historical areas, shall be eligible for designation as state recreation roads."

The term "or other recreational areas" would allow construction inside any recreational area, including private recreational areas.

It is inconceivable that the legislature would intentionally grant such inappropriate authority.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:do
Enclosure

UNANIMOUS CONSENT–Member Excused

Mr. Carstens asked unanimous consent to be excused the remainder of the morning. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1322. Laid over at the request of Mr. Swanson.

LEGISLATIVE RESOLUTION 17. LR 17 found in the Journal on page 260 for the Eighth Day was read and considered.

Mr. Carpenter requested a record vote on advancing LR 17.

Voting in the affirmative, 27:

Burbach	Carpenter	Carsten	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Kennedy	Kokes
Kremer	Lewis	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Schmit	Skarda	Stull	Swanson	Warner
Whitney	Wiltse			

Voting in the negative, 4:

Chambers	Proud	Snyder	Stahmer

Not voting, 18:

Barnett	Carstens	Clark	Craft	DeCamp
Epke	Johnson	Keyes	Kime	Klaver
Luedtke	Savage	Simpson	Stromer	Syas
Waldo	Waldron	Ziebarth		

Advanced to Enrollment & Review with 27 ayes, 4 nays and 18 not voting.

LEGISLATIVE BILL 1089. Title read. Considered.

Standing Committee amendment found in the Journal on page 829 for the Thrity-Fourth Day was adopted.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1432A. By Ernie Chambers, 11th District.

A BILL FOR AN ACT to appropriate one million four hundred thirty-six thousand four hundred eight dollars for the period of July 1, 1972 to June 30, 1973 from the state General Fund to the Department of Public Welfare, Agency No. 26, for Program No. 341, to aid in carrying out the provisions of Legislative Bill 1432, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1413A. By Loran Schmit, 23rd District.

A BILL FOR AN ACT relating to appropriations; to amend sections 16 and 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; to change the appropriations to the Department of Agriculture, Agency No. 18, for Program No. 057, to aid in carrying out the provisions of Legislative Bill 1413, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 60.

MESSAGE FROM THE GOVERNOR

March 10, 1972

The Honorable Jules Burbach
The Honorable Maurice Kremer
The Honorable Calvin Carsten
The Honorable Willard Waldo
The Honorable Tom Kennedy
State Senators
State House
Lincoln, Nebraska

Gentlemen:

I appreciated very much the meeting that we held yesterday at the suggestion of Senator Calvin Carsten in an attempt to reach a compromise on the personal property tax situation.

I believe that the meeting can be summarized by saying that we all are anxious to have some type of personal property tax relief passed in this session of the Legislature. Differences arose over the mechanics to be used to accomplish our goals, and to some extent the philosophies of each of us as we approach this problem.

As of this date, we have two tax bills before the Legislature which would provide relief. One known as LB 1241 introduced by Senator Waldron now carries a recommendation for 12 and 1/2 per cent exemption across the board for personal property taxes for five years for a total reduction at the end of that period of some $27,500,000.

The other measure before the Legislature is the Exon proposal embodied in LB 1475. Hereafter, as I refer to this measure, it should be considered that I am approving such only as amended with my approval, and not with the Carstens amendment adding automobiles as exemptions.

LB 1475 calls for a 5.5 million dollar funding each year for six years, with eventual total reductions of some 33 million dollars.

Neither measure would require an increase in the sales or income tax as proposed. This consideration can therefore be laid to rest.

The Waldron proposal does not include any relief for business equipment. Our proposal does, to the maximum credit of $1,000 the sixth year.

My primary objection to the Waldron proposal is that it provides across the board percentage relief to very large and very small personal property taxpayers alike. This is not fair. For example, the Waldron proposal at 62 1/2% exemption would eventually provide a $100,000 taxpayer a total credit of $62,500, whereas a $100 taxpayer would be provided relief of only a total of $62.50. Putting this another way, and in proper perspective, the average farmer in Nebraska pays $325 per year in personal property taxes. He would eventually receive a total credit of 62 1/2% of that $325 figure, or $203. To me, this is not meaningful relief and does not fit with my philosophy that we should provide tax relief where it is primarily needed. The average farmer of Nebraska does not have the financial resources or the ability to "pass on" this tax as do the larger foreign and other corporations.

The Exon proposal, as you know, would provide relief to 95% of the personal property tax returns that were filed last year, and would provide up to $1,000 in relief. Why is this not a good plan?

The constitutional question on both LB 1475 and LB 1241 was discussed at some length. There are legitimate arguments on both sides.

I feel that I must honestly tell you that we have grave doubts about the constitutionality features in LB 1241 and its predecessors, despite opinions to the contrary from the Attorney General. Amendment No. 10 does not provide, in our opinion, for a gradual percentage reduction of specified items. Amendment No. 10 does not grant to the Legislature the "in whole or in part" exemption language used to eliminate household goods and intangible taxes. Therefore, as we review the alternatives available to us, it is not fair to conclude that one bill is necessarily superior

to another on constitutional grounds. If our compromise offer will be viewed in that light, it should be acceptable.

The general consensus of all of you who attended this meeting, and I am sure the general consensus of the majority of the Legislature, is that LB 1475 provides the greatest relief to the greatest amount of people who need that relief the most.

We are not able to agree, then, only because the continued questioning by some of the constitutionality of LB 1475.

With these thoughts in mind, let me offer the following compromise.

Since we all agree that LB 1475 would be the preferable bill, let's agree to pass that measure in the form as introduced with the amendments that I have agreed to.

Should there be a successful constitutional challenge to LB 1475, which I do not believe will occur, I would concede to not veto a bill in the next session of the Legislature that is identical to the present LB 1241.

If this route would be followed, everyone would stand to gain. Since LB 1241 does not propose to start exemptions of personal property until the 1973 tax year, with necessary state funding being paid out in the latter part of 1973 and the early part of 1974, we could pass such legislation in the next session and still not delay in the implementation date as presently planned. You will recognize that LB 1475 begging relief in 1972.

You know of my objections to the philosophy encompassed in LB 1241. In addition to those cited above, the measure would provide tax relief back through subdivisions of state government as has been the case in the past with no visible relief to the average taxpayer. LB 1475 embodies the "circuit breaker" approach wherein the taxpayer would receive a credit against his state income tax, or a refund check from state government directly to the taxpayer for that portion of any credit or refund due him up to a $1,000 maximum.

I hope that the compromise that I am offering here would be acceptable to most parties involved. I am agreeing not to veto an identical bill to LB 1241 in the next session of the Legislature, if the Legislature will agree to allow the preferred LB 1475 to become law.

I sincerely hope that this compromise can be acceptable so that we can move forward on personal property tax relief this session.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT—Print In Journal

Mr. Barnett asked unanimous consent to print the following amendments to LB 1340 in the Journal. No objections. So ordered.

1. Strike original sections 1 and 2, and all amendments thereto, and insert the following:

"Section 1. That section 81-555, Revised Statutes Supplement, 1969, be amended to read as follows:

81-555. There is hereby established within the office of the State Fire Marshal, a State Electrical Division which shall be under the administrative control of the State Fire Marshal and under the operative control of the executive director of such division. The division shall include a ~~five-member~~ *seven-member* board, appointed by the Governor, with the consent of the Legislature, all of whom shall be residents of the State of Nebraska and which board shall direct the efforts of the executive director and set the policy of the division. One of such members shall be a journeyman electrician, one shall be a master electrician, one shall be the State Fire Marshal, one shall be a general building or housing contractor, *and* one of which shall be a registered professional engineer, *one shall be a representative of the rural electric systems in the state, and one shall be a representative of the municipal electric systems in the state and take office effective Dec. 26, 1972. The original members of the board shall* be appointed within twenty days after the effective date of this act for one, two, three, four, and five years, respectively as determined by the Governor at the time of the original appointments and all appointments thereafter shall be for a term of five years. Any vacancy occurring in the membership of the Board shall be filled by the Governor by appointment for the unexpired term of such member. Each member of the board shall receive the actual and necessary expenses incurred in the performance of his duties, all paid out of the Electrical Division Fund created under the provisions of this act.

Section 2. That section 81-556, Revised Statutes Supplement, 1969, be amended to read as follows:

81-556. (1) Each member of the State Electrical Board, before entering on the discharge of his duties, and within thirty days from the effective date of his appointment, shall subscribe to an oath for the faithful performance of his duties before any officer authorized to administer oaths in this state and shall file the same with the Secretary of State.

(2) The board shall, within thirty days after December 25, 1969, and annually thereafter in the month of July, elect from the membership thereof, a president, vice president, and a secretary-treasurer. The board shall meet at least once a month and at such other times as it shall deem necessary.

(3) The board is authorized and empowered to:

(a) Adopt, and from time to time revise, such rules and regulations not inconsistent with law as may be necessary to enable it to carry into effect the provisions of sections 81-553 to 81-570, and in adopting such rules and regulations, the board shall be governed by the minimum standards set forth in the National Electrical Code, issued and adopted by the National Fire Protection Association in ~~1968~~ *1971*, Publication Number *70-1971*, which code shall be filed in the offices of the Secretary of State and the board and upon so filing shall become a public record;

(b) Adopt a seal, and the secretary shall have the care and custody thereof;

(c) Examine, license, and renew the licenses of duly qualified applicants for master electrician or journeyman electrician, as herein provided;

(d) Cause the prosecution and enjoinder of all persons violating sections 81-553 to 81-570 and incur necessary expenses therefor; and

(e) Employ such technical, clerical, or other assistance as is necessary for the proper performance of its work including, but not limited to, the selection and employment of an executive director who shall have such qualifications as shall be set by the board from time to time.

Section 3. That section 81-559, Revised Statutes Supplement, 1969, be amended to read as follows:

81-559. The State Electrical Board may issue temporary ~~permits~~ *licenses* to master electricians or journeyman electricians, who furnish evidence satisfactory to the board that they have the required experience to qualify for the examination herein provided and who pay the fee hereinafter provided for such ~~permit~~ *license*.

Temporary ~~permits~~ *licenses* shall continue in effect only until such time as the next examination is given and may be revoked by the board at any time. If the applicant is granted a license, any fee paid for the temporary ~~permit~~ *license* shall be applied to the fee required for the license.

Section 4. That section 81-562, Revised Statutes Supplement, 1969, be amended to read as follows:

81-562. The following fees shall be charged by the board:

(1) Master electricians license, ~~or permit, fifty~~ *ten* dollars;

(2) Annual renewal of master electricians license, ~~or permit, fifty~~ *ten* dollars;

(3) Journeyman electricians license, ~~or permit, ten~~ *five* dollars;

(4) Annual renewal of journeyman electricians license, ~~or permit, ten~~ *five* dollars;

(5) Examination for master electrician, fifty dollars; and

(6) Examination for journeyman electrician, ten dollars.

Section 5. That section 81-563, Revised Statutes Supplement, 1971, be amended to read as follows:

81-563. There is hereby established in the state treasury the Electrical Division Fun. (sic) All money received under the provisions of sections 81-553 to 81-570 shall be deposited with the state treasury and by the State Treasurer credited to the Electrical Division Fund. ~~One half of the amount received by the State Treasurer and credited to the Electrical Division Fund derived from license fees shall be paid to the governmental subdivision in which the permittee is a resident if such subdivision provides inspection service within its jurisdiction on electrical installations, work and maintenance.~~

Section 6. That section 81-566, Revised Statutes Supplement, 1969, be amended to read as follows:

81-566. Any individual who is the holder of a valid state license issued pursuant to sections 81-553 to 81-570 shall be entitled to work or practice his trade or skill, ~~without further or additional licensing or permit of any kind~~, at any place or location and for any employer or employers within the State of Nebraska, *without further licensing of any kind provided electrical permits are taken out and inspections made in accordance with requirements of other governmental subdivisions having jurisdiction; Provided,* that nothing in sections 81-553 to 81-570 shall be construed to limit the right of any person to work at any place or location or for any employer or employers without such state license ~~or without any license or permit~~ if he has complied with all requirements of the political subdivision or municipal corporation wherein he wishes to work, practice his trade or skill or be employed.

Section 7. That section 81-567, Revised Statutes Supplement, 1969, be amended to read as follows:

81-567. Nothing in sections 81-553 to 81-570 shall be construed to limit the right of any political subdivision or municipal corporation to adopt and enforce ~~building and construction~~ *electrical* codes, to require ~~building or construction~~ *electrical* permits or similar permits not related to the qualifications of workmen, or to require bonds conditioned upon the faithful performance of work.

Section 8. That section 81-569, Revised Statutes Supplement, 1969, be amended to read as follows:

81-569. Nothing contained in sections 81-553 to 81-570 shall be construed to prohibit a homeowner from personally performing work on the ~~property~~ *single family dwelling or farmstead buildings* in which he resides and he will not be required to have a license ~~or permit~~ to do such work; *Provided, electrical permits are taken out and inspections be made in accordance with the requirements of other governmental subdivisions having jurisdiction.*

Section 9. That original sections 81-555, 81-556, 81-559, 81-562, 81-566, 81-567, and 81-569, Revised Statutes Supplement, 1969, and section 81-563, Revised Statutes Supplement, 1971, are repealed.~~"~~.

Section 10. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

UNANIMOUS CONSENT–Member Excused

Mr. DeCamp asked unanimous consent to be excused at 2:15 p.m. No objections. So ordered.

VISITORS

Mr. Lewis introduced students from his district that were here for basketball tournaments.

Mr. Kokes introduced Mr. Bill Mays from Scotia, Nebraska.

Mrs. Orme introduced students from Cathedral School and Mrs. Krueger, teacher, from Lincoln.

Mr. Simpson introduced 19 students of Clinton School and their teacher, Linda Baker from Lincoln.

Mr. Burbach introduced 10 Eighth Grade Students and their teachers, from Zion Lutheran School, from Plainview.

Mr. Pfister introduced 35 Fourth Grade students and their teacher, Derwin Hartman from Wakefield School.

Mr. Schmit introduced Sister Phyllis Stoeckinger from Newman High and Sister Elizabeth Lennimann from St. Wenceslaus School, Wahoo, Nebraska.

Mr. Burbach introduced 16 Pep Club students and their teachers, Mesdames Jacox and Schmidt and Mr. and Mrs. Rassmussen from Niobrara.

RECESS

At 11:56 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:34 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter, Carstens, Clark, DeCamp, Klaver, Stromer, Waldron and Ziebarth and Mrs. Craft, who were excused, and Mr. Keyes who was absent.

GENERAL FILE

LEGISLATIVE BILL 1186. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1218. Title read. Considered.

Standing Committee amendment No. 1 found in the Journal on page 830 for the Thirty-Fourth Day was adopted. Standing Committee amendment No. 2, found on the same day was considered.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?". The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Standing Committee amendment No. 2 lost with 6 ayes, 23 nays and 20 not voting.

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

LEGISLATIVE BILL 1262. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1375. Title read. Considered.

Standing Committee amendment found in the Journal on page 830 for the Thirty-Fourth Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1228. Laid over until Wednesday, March 15 at the request of Mr. Simpson.

LEGISLATIVE BILL 1233. Title read. Considered.

Mr. Whitney moved to indefinitely postpone LB 1233.

Motion pending. Laid over.

LEGISLATIVE BILL 1362. Title read. Considered.

Mr. Goodrich offered the following amendment to the Standing Committee amendment:

1. In Standing Committee amendment 1, strike the last line and insert "the senior judge shall be the presiding judge.".

The amendment lost with 13 ayes, 14 nays and 22 not voting.

Mr. Morgan offered the following amendment to the Standing Committee amendment, which was adopted:

Amend Committee amendment to read in last line after judge insert, *shall be the senior judge for the first year and thereafter the office of presiding judge shall rotate annually* and strike rest of sentence.

Standing Committee amendment found in the Journal on page 662 for the Twenty-Seventh Day was adopted, as amended.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1498. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1489. Title read. Considered.

Standing Committee amendment found in the Journal on page 857 for the Thirty-Sixth Day was adopted.

Mr. Maresh requested a Call of the house. The Call showed 34 members present.

Mr. Savage moved to raise the call. the motion prevailed with 28 ayes, 0 nays and 21 not voting.

Advanced to Enrollment & Review with 26 ayes, 1 nay and 22 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1032. Placed on Select File as amended.
Enrollment and Review amendments to LB 1032:

1. On page 1, line 1, insert *"sections 1 to 90 of"* after *"of"*; and at the end of line 17, insert *"sections 1 to 90 of"*.

2. In new section 4, line 12, insert *"section 3 of"* after *"by"*.

3. In lieu of the Carpenter amendment to section 10, on page 5, line 6, strike *"At"* and insert *"Except as provided in this section, at"*; and at the end of line 11, insert *"In county judge districts having a population of one hundred fifty thousand or more according to the latest federal census, one or more associate county judges may be appointed by the county judges, and such associate judges shall serve for terms of two years unless sooner removed by the county judges."*.

4. On page 6, line 19, strike *"10"* and insert *"7"*; and in line 23, insert *"sections 1 to 90 of"* after *"in"*.

5. In lieu of the Carpenter amendment to section 16, on page 7, line 24, strike *"and"* and insert *"except that each county judge in a county judge district having a population of one hundred fifty thousand or more according to the latest federal census shall receive an annual salary of twenty-seven thousand five hundred dollars per year. All county judges"*.

6. On page 8, line 22, insert *"sections 1 to 90 of"* after *"in"*.

7. On page 10, lines 5 and 9, strike *"where"* and insert *"when"*.

8. On page 9, line 27, and page 10, lines 3, 7, and 11, strike the period and insert an underscored semicolon; and on page 10, line 16, strike the period and insert *"; and"*.

9. On page 11, line 7, strike *"where"* and insert *"when"*; and in line 13, strike the second *"the"* and insert *"this"*.

10. On page 12, lines 14, 18, and 24, strike *"where"* and insert *"when"*.

11. On page 13, lines 3, 4, 17, and 20, insert *"in the Small Claims Court"* before the period.

12. On page 16, line 9, strike *"issue"* and insert *"issues"*.

13. On page 19, line 13, strike *", by"* and insert *"or, according to"*; and in line 14, strike *"are or"*.

14. On page 25, line 21, strike *"47"* and insert *"44"*.

15. On page 27, line 2, strike *"45"* and insert *"42"*.

16. On page 38, line 24, and page 39, line 21, strike *"71 to 87"* and insert *"68 to 84"*.

17. On page 39, line 16, strike *"71"* and insert *"68"*.

18. On page 40, line 3, strike *"71 to 87"* and insert *"68 to 84"*.

19. On page 42, line 8, insert an underscored comma after "true".

20. On page 43, line 14, strike *"71 to 87"* and insert *"68 to 84"*.

21. On page 48, line 2, strike *"89 to 91"* and insert *"86 to 88"*; and in line 3, strike "of" and insert *"~~of~~ for"*.

22. On page 50, line 2, insert an underscored comma after "judge".

23. On page 68, line 2, insert *"which"* after the comma.

24. On page 75, line 10, strike "*January 6*" and insert "*January 4*".

25. On page 76, lines 7 and 24, strike "*January 6*" and insert "*January 4*".

26. On page 88, line 20, strike "*where*" and insert "*when*"; and in line 25, strike "*Where*" and insert "*When*".

27. On page 94, line 26, strike "*herein*" and insert "*in this section*".

28. On page 96, line 3, strike "*State*".

29. On page 142, amend lines 25 to 27 to read:

"32-208. (1) ~~*A*~~ *One or more* county ~~*judge*~~ *judges* shall be elected in each county *judge district* at the general election in ~~*1964*~~ *1972* and every fourth year thereafter.".

30. On page 143, strike the new matter and reinstate the stricken matter.

31. On page 159, lines 22 and 23, strike "*where*" and insert "*when*".

32. On page 160, line 21, strike "*35*" and insert "*32*".

33. On page 164, line 20, strike ", *or*" and insert "~~,~~ *or the*".

34. On page 178, line 25, strike the comma and show as stricken.

35. On page 204, line 18, strike "*January 6*" and insert "*January 4*".

36. Renumber section 29, added by the Stull amendment, as section 286, and original section 292 as section 287.

37. For correlation purposes, on page 78, line 27, insert ", as amended by section 1, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972" after "1971"; on page 80, strike line 1 and "thereafter" in line 2 and insert "each month; *Provided,* in the event such remittance would amount to less than twenty-five dollars per month, such city clerk may remit quarterly"; on page 81 strike line 9 and the first two words of line 10 and insert "done each month"; and on page 82, line 27, and at the end of line 7, page 83, insert "the matching contributions for county judges and municipal judges as provided in section 24-703.01," after the comma.

38. For correlation purposes, on page 84, line 20, insert ", as amended by section 2, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, after "1969"; in line 22, strike "State Treasurer" and insert "Director of the Public Employees Retirement Board"; in line 24, strike "municipal judge" and insert "judge whose salary is paid by any ~~*county or*~~ municipality"; and in line 25 strike ", to be" and insert "; *Provided,* in the event such remittance would

amount to less than twenty-five dollars per month, such county or municipality may remit quarterly. The amount so received shall be transmitted to the state treasury, and by the State Treasurer".

39. For correlation purposes, on page 132, line 26, insert ", as amended by section 2, Legislative Bill 1052, Eighty-second Legislature, Second Session, 1972" after "1969"; and on page 133, line 13, strike "old age".

40. For correlation purposes, on page 154, line 17, insert ", as amended by section 57, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1971"; at the end of line 24, insert "and candidates for public office of cities of the first and second class and villages,"; on page 155, line 7, insert "and candidates for public office of cities of the first and second class and villages" after "79"; on page 156, line 7, insert "Such candidates may also be nominated by petition as provided in section 32-504." before "All"; and in line 8, insert "and candidates for public office of cities of the first and second class and villages" after "79".

41. For correlation purposes, on page 156, line 17, insert ", as amended by section 58, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1971"; at the end of line 22 insert "Petition signers and petition circulators shall be at least the constitutionally prescribed age of an elector, shall have resided in the state six months, be a citizen of the United States, and a registered elector."; strike beginning with the first "the" in line 25 through the stricken word "~~judge~~" on page 157, line 3, showing old and stricken matter as stricken and insert "any office"; and on page 158 after line 10, insert

"(5) In any nonpartisan primary election in which the number of persons to be nominated for an office is not greater than two, where the person who received the highest number of votes is ineligible, disqualified, deceased, or for any other reason unable to assume the office for which he was a candidate, and the electorate had reasonable notice of such disability at the time of the election, the candidate in such primary who recieved the next highest number of votes shall be declared the nominee and be entitled to the certificate of nomination; *Provided,* that such candidate receiving the next highest number of votes shall have received not less than twenty-five per cent of the total number of votes cast for such office in such primary. If, in such primary, the candidate who received the next highest number of votes received less than twenty-five per cent of the total number of votes cast for such office, or if no other person was a candidate for that office, or if the electorate

did not have reasonable notice at the time of the election of the disability of the candidate who received the highest number of votes, a vacancy on the general election ballot shall be deemed to exist. Such vacancy may be filled only by candidates filing for the office by petition as prescribed in section 32-537.

(6) In any nonpartisan primary election in which the number of persons to be nominated for an office is greater than two, the provisions of subsection (5) of this section shall apply, with the exception that the requisite percentage of total number of votes cast for the office shall be ten per cent. In any partisan primary election, where the person who received the highest number of votes is ineligible, disqualified, deceased, or for any other reason unable to assume the office for which he was a candidate, the the (sic) electorate had reasonable notice of such disability at the time of the election, the candidate in such primary who received the next highest number of votes shall be declared the nominee, and shall be entitled to the certificate of nomination; *Provided*, that such candidate receiving the next highest number of votes shall have received not less than thirty-five per cent of the total number of votes cast for such office in such primary. If in such primary, the candidate who received the next highest number of votes cast for such office in such primary. If in such primary, the candidate who received the next highest number of votes received less than thirty-five per cent of the total number of votes cast for such office, or if no other person was a candidate for that office, or if the electorate did not have reasonable notice at the time of the election of the disability of the candidate who received the highest number of votes, a vacancy on the general election ballot shall be deemed to exist. Such vacancy may be filled as prescribed in section 32-522. Any person who was a candidate for nonimation in any partisan or nonpartisan primary election, who received the next highest number of votes to a candidate disqualified under the provisions of subsections (3) and (4) of this section, and who was not declared nominated because of his failure to receive the requisite per cent of the total votes cast for the office in that election, shall not be deemed to be defeated within the meaning of subsection (2) of section 32-504.

(7) In any general election, where the person who received the highest number of votes is ineligible, disqualified, deceased, or for any other reason unable to assume the office for which he was a candidate, and the electorate had reasonable notice of such disability at the

time of the election, the candidate in such election who received the next highest number of votes shall be declared elected, and shall be intitled to the certificate of election; *Provided,* that such candidate receiving the next highest number of votes shall have received not less than thirty-five per cent of the total number of votes cast for such office in such election. If, in such election, the candidate who received the next highest number of votes received less than thirty-five per cent of the total number of votes cast for such office, or if no other person was a candidate for such office, or if the electorate did not have reasonable notice at the time of the election of the disability of the candidate who received the highest number of votes, a vacancy in such office shall be declared to exist at the time of commencement of the term. Such vacancy may be filled as prescribed by law.

(8) In any general election in which the number of persons to be elected to an office is greater than two, the provisions of subsection (5) of this section shall apply, with the exception that the requisite percentage of total number of votes cast for the office shall be ten per cent.".

42. For correlation purposes, on page 175, line 23, insert ", as amended by section 2, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972" after "1943"; and on page 176 strike the stricken matter in lines 9 and 10.

43. For correlation purposes, on page 182, line 19, insert ", as amended by section 1, Legislative Bill 1174, Eighty-second Legislature, Second Session, 1972" after "1971"; on page 183, insert "the Air National Guard," at the end of line 16; on page 184, line 3, strike "Soil and Water Conservation" and insert "Natural Resources"; in line 11, strike "Dealers License" and insert "Industry Licensing"; and in line 20, insert ", and the inmate library at all state penal and correctional institutions" after "court".

44. On page 205, line 1, insert "23-224," after "22-206,"; at the end of line 11, insert "29-406, 29-504,"; in line 13, insert "30-1114," after the second "to"; in line 21, strike "39-794,"; in line 27, strike "24-703.01,"; and in line 27, insert "25-1558," after "24-716,".

45. On page 206, line 1, strike "30-1132,"; in line 2, strike "and"; in line 4, strike "24-703,"; in line 5, strike "32-535, 32-537,"; in line 5, strike "43-202, and 49-617," and insert "and 43-202,"; in line 6 after "1971" insert ", section 39-794, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972,

section 24-703.01, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, section 30-1132, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1052, Eighty-second Legislature, Second Session, 1972, section 24-703, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, sections 32-535 and 32-537, Revised Statutes Supplement, 1971, as amended by sections 57 and 58, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1174, Eighty-second Legislature, Second Session, 1972"; in line 7, strike "Chapter 18, article 2, as amended,"; in line 13, insert "to 26-194, 26-196" after "26-185"; in line 14, strike "to 26-1117," and insert a comma; in line 19, strike "42-311, and Chapter 27, as amended," and insert "43-211," and in line 20 insert ", Chapter 18, article 2, as amended, and Chapter 27, as amended, Reissue Revised Statutes of Nebraska, 1943" after "1943".

46. Add a new section to read:

"Sec. 288. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

47. In the title, strike everything beginning with line 2 and insert:

"FOR AN ACT relating to courts; to establish a statewide system of county courts replacing existing county, police magistrate, and justice of the peace courts as prescribed; to amend sections 2-220, 11-125, 13-113, 13-114, 14-603, 14-604, 15-326, 16-105, 16-219, 16-323, 17-107, 17-108.02, 17-209.02, 17-213, 17-564, 19-3015, 22-206, 23-224, 23-230, 23-1805, 23-1808, 23-1811, 23-1812, 23-1903, 23-2001, 24-315, 24-502.01, 24-503, 24-508 to 24-512, 24-520, 24-528.01, 24-532, 24-535 to 24-543, 24-549, 25-1013, 25-1042, 25-1056, 25-1094, 25-1267.14, 25-1402, 25-1521, 25-1522, 25-1565, 25-1701, 25-1901, 25-1906 to 25-1910, 25-2105, 25-21,147, 25-2222, 26-115, 26-118, 26-122, 26-1,100, 26-1,103, 26-1,104, 26-1,105, 26-1,106, 26-1,112, 26-1,114 to 26-1,117, 26-1,119 to 26-1,134, 28-706, 28-711, 28-714, 28-716, 28-724, 28-729, 28-805, 28-807, 28-810, 28-1118, 28-1218, 28-1231, 29-103, 29-201, 29-204, 29-301, 29-313, 29-403, 29-406, 29-504, 29-611, 29-613, 29-615, 29-616, 29-901, 29-1607, 30-808, 30-1102 to 30-1108, 30-1110,

30-1112 to 30-1114, 30-1116, 30-1119 to 30-1123, 30-1128, 30-1133, 30-1136 to 30-1138, 30-1142, 30-1143, 30-1205, 30-1206, 30-1608, 31-328, 31-329, 31-365, 32-308, 32-312, 32-314, 32-414, 32-466, 32-1039, 33-120, 33-123, 33-124, 33-130, 33-140, 33-148, 37-306, 37-601, 37-602, 38-106, 38-607, 38-611, 38-612, 38-614, 38-616, 38-620, 38-623, 38-624, 38-629, 38-636, 38-637, 38-638, 38-701, 38-702, 38-704, 39-703, 42-114, 43-207, 49-502, 49-801, 51-214, 53-197, 54-404, 54-406, 54-705, 57-210, 57-222, 57-223, 57-402, 65-101, 68-116, 76-217, 76-502, 76-504, 77-2401, 77-2402, 77-2403, 78-102, 78-103, 78-105 to 78-108, 83-328.02, 83-467, 83-471, and 86-338, Reissue Revised Statutes of Nebraska, 1943, sections 24-550, 24-551, 24-552, 24-553, 24-708, 24-716, 25-1558, 25-21,148, 26-1,118, 29-614, 30-1202, 32-4,101, 33-136, 39-796, and 54-143.01, Revised Statutes Supplement, 1969, sections 7-111, 11-119, 14-610, 24-562.01, 24-701, 26-116, 26-1,104.01, 32-421.01, 35-101, 42-108, and 43-202, Revised Statutes Supplement, 1971, section 39-794, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972, section 24-703.01, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, section 30-1132, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1052, Eighty-second Legislature, Second Session, 1972, section 24-703, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, sections 32-535 and 32-537, Revised Statutes Supplement, 1971, as amended by sections 57 and 58, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1174, Eighty-second Legislature, Second Session, 1972; to repeal the original sections, and also sections 5-106, 14-119, 23-158, 24-501, 24-501.01, 24-502, 24-504 to 24-507.02, 24-514 to 24-519, 24-521 to 24-528, 24-529 to 24-531, 24-533, 24-534, 24-544, 24-547, 24-548, 24-554 to 24-561, 25-1583 to 25-1586, 25-1709, 26-107.01, 26-116.01, 26-121, 26-123, 26-125 to 26-150, 26-151.01, 26-161 to

26-183, 26-185 to 26-194, 26-196 to 26-199, 26-1,101, 26-1,102, 26-1,107, 26-1,109, 26-1,110, 26-1,111, 26-1,113, 26-1,136 to 26-1,138, 26-1,140, 26-1,142 to 26-1,171, 26-1,184 to 26-1,187, 26-1,189 to 26-1,201, 29-202, 29-206, 29-207, 29-602, 29-603, 29-605 to 29-610, 29-617 to 29-623, 32-311, 32-1001.11 to 32-1001.16, 32-1041, 33-127, 33-134, 33-135, and 43-211, Reissue Revised Statutes of Nebraska, 1943, Chapter 18, article 2, as amended, and Chapter 27, as amended, Reissue Revised Statutes of Nebraska, 1943, sections 24-507.03, 24-513, 26-184, 26-1,135, 26-1,139, 26-1,141, 29-601, and 29-604, Revised Statutes Supplement, 1969, and sections 24-521.01, 24-545, 24-546, 26-124, 26-151, 26-1,106.01, 26-1,108, and 26-1,188, Revised Statutes Supplement, 1971; and to declare an emergency.".

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 1195. Title read. Considered.

Standing Committee amendments found in the Journal on page 865 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1340. Title read. Considered.

The Barnett amendments found in today's Journal were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1360. Title read. Considered.

Standing Committee amendments found in the Journal on page 906 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1460. Title read. Considered.

Standing Committee amendments referred to in the Journal on page 909 for the Thirty-Seventh Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1196. Title read. Considered.

Standing Committee amendments found in the Journal on page 909 for the Thirty-Seventh Day were adopted.

The Barnett amendments found in the Journal on page 1128 for the Forty-Sixth Day were adopted.

PRESIDENT MARSH PRESIDING

Mr. Kremer offered the following amendment, which was adopted:
On page 23, line 3 strike word "shall" and insert "may".

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent that LB 66 be held on Final Reading until Wednesday, March 15, 1972. No objections. So ordered.

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1489A. By Richard Maresh, 32nd District.

A BILL FOR AN ACT to appropriate ten thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973 to the University of Nebraska Medical Center for Program No. 731, to aid in carrying out the provisions of Legislative Bill 1489, Eighty-second Legislature, Second Session, 1972.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1476. Correctly engrossed.

(Signed) Duke Snyder, Chairman

VISITORS

Mr. Maresh introduced Mr. and Mrs. Geo. Witte of Sutton, parents of Mrs. Lou Render.

Mr. Duis introduced Mr. Kenneth DeCamp.

ADJOURNMENT

At 3:54 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Monday, March 13, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 13, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> O God, how easy it is to become bogged down in the nagging, little details that don't count for much, and forget the real issues that confront our State at this time. Help us to keep our priorities straight, help us to remember that the whole law is summarized in one commandment, "Thou shalt love thy neighbor as thyself. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Duis and Klaver and Mrs. Craft who were excused.

CORRECTIONS FOR THE JOURNAL

Page 1167, line 16, insert 1174, 1180, 1180A, 1246, 1297 and 1314.
The Journal for the Forty-Seventh Day was approved as corrected.

COMMUNICATION

March 7, 1972

Mr. Vincent D. Brown
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

Thank you for sending me a copy of Legislative Resolution No. 50.

Enclosed for your information is a copy of my remarks in the Senate expressing my opposition to any increase in meat imports.

With kind regards,

Sincerely,

(Signed) Roman L. Hruska
U. S. Senator
Nebraska

RLH:kcg
Enclosure

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1183. Replaced on Select File as amended. Enrollment and Review amendments to LB 1183:

1. In the Goodrich amendments, page 1, line 8, strike *"Revised Statutes Supplement, 1971,"*.

2. In the Goodrich amendment, page 2, line 3, strike *". Applying"* and insert *", inlcuding the applying of"*; and in line 5, strike the period and insert an underscored comma.

3. In the Goodrich amendments, page 3, line 24, strike the second *"for"* and insert *"as a"*.

4. In the Goodrich amendments, page 4, line 5, strike *"wants"* and insert *"desires"* and in line 7, strike *"shall"* and insert *"he shall,"*.

5. In the Goodrich amendments, page 5, line 26, insert a comma before "and".

6. Renumber original section 3 as section 7.

7. In the title, line 2, strike "section 71-219" and insert "sections 71-201.02, 71-202, 71-212, 71-219, and 71-222"; in line 4, insert "to clarify a provision; to redefine the practice of barbering; to change qualifications; to provide for inactive status; to provide for fees;" after the semicolon; and in line 7 strike "section" and insert "sections".

LEGISLATIVE BILL 1435. Replaced on Select File as amended. Enrollment and Review amendments to LB 1435:

1. On page 24, line 21, insert an underscored comma after "record"; and in line 22 strike the comma and show as stricken.

2. On page 15, line 26, insert *", land,"* after "air".

3. On page 35, line 15, insert *"or discharge"* after "emissions".

4. In line 3 of the Whitney amendment, insert "*the*" after "*from*".

LEGISLATIVE BILL 1447. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1447:
1. In line 3 of E & R amendment 3, adopted 3/8/72, strike the first semicolon.

LEGISLATIVE BILL 461. Replaced on Select File as amended.
Enrollment and Review amendments to LB 461:
1. In new section 1, line 40, strike "*for*".
2. In new section 1, line 117, strike "and" as in the statutes.

LEGISLATIVE BILL 1301A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1301A:
1. In the title, insert "to make an appropriation to the Supreme Court;" at the end of line 10.

LEGISLATIVE BILL 1120. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1120:
1. In line 1 of the Luedtke amendment adopted 3/9/72, insert "1 to 3" after "amendments".

LEGISLATIVE BILL 741A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 741A:
1. In the material stricken by the Stahmer amendment adopted 3/9/72, reinstate "1971.".

LEGISLATIVE BILL 1241. Placed on Select File as amended.
Enrollment and Review amendments to LB 1241:
1. In lieu of the Maresh amendment, in section 1, line 14, strike the second "and"; and in line 17, insert ", and (d) any building or fixture, whether permanently attached to the land or not" after "1943".
2. In lieu of the Stull amendment, in section 1, line 30, insert ", honey bees," after "fish".
3. In section 4, line 3, insert a comma after "2".
4. In the title, strike lines 2 to 16 and insert:
"FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide for severability.".

LEGISLATIVE RESOLUTION 17. Placed on Select File.

LEGISLATIVE BILL 1509. Placed on Select File as amended.
Enrollment and Review amendments to LB 1509:

1. In renumbered section 8, line 14, insert an underscored comma after "*election*".

2. Strike E & R amendment 14 adopted 3/10/72.

3. On page 3, line 23, strike "section" and insert "sections 46-109 and"; and in line 24, strike "is" and insert "are".

4. In the title, line 2, strike "section" and insert "sections 46-109 and"; in line 4, insert "to change the acreage required for an increase in the number of directors;" after the semicolon; in line 9, insert "to provide for the merger of districts as prescribed;" after the semicolon; and in line 10, strike "section" and insert "sections".

LEGISLATIVE BILL 1311. Placed on Select File as amended.
Enrollment and Review amendments to LB 1311:

1. On page 2, line 1, insert a comma after "that"; strike beginning with "concerns" in line 3 through the comma in line 5 and insert "persons who develop retirement communities"; in line 11, insert "liaison" after "through"; and in lines 11, 20, and 22, strike "where" and insert "when".

2. On page 3, lines 2, 5, and 15, strike "where" and insert "when".

3. On page 4, lines 3 and 24, strike the semicolon and insert a comma; in line 17 insert "State" before "Real"; and in lines 17 and 18, strike "of the State of Nebraska".

4. In the Orme amendment 1, line 3, insert "State" after "the"; and in lines 6 and 8 strike "where" and insert "when".

5. In the Orme amendment 2, line 7, strike "said" and insert "such".

6. On page 5, line 7, strike the first "of" and insert "in"; in line 9, strike "or"; and in line 12, strike the period and insert a semicolon.

7. On page 6, line 4, strike the comma.

8. On page 7, line 3, strike the semicolon and insert ", or"; and in line 26, insert a comma after "interest".

9. On page 8, line 5, strike the second comma; and in line 10, strike "tax" and insert "taxes".

10. In the Orme amendment 4, lines 8 and 9, strike "at the time of passage" and insert "on the effective date"; and in line 10, strike "said" and insert "such".

11. On page 9, line 27, strike "at the" and insert "as".

12. On page 13, line 11, insert a comma after "allowed"; and in line 27, strike "principle only" and insert "principal owning."

13. In standing committee amendment 3, line 6, strike the comma.

14. On page 14, lines 13 and 15, strike "hereunder" and insert "under the provisions of this act".

15. On page 15, line 6, strike "Where" and insert "When"; in line 8, strike "where" and insert "when"; in lines 9, 13, and 15, strike "said" and insert "the"; in line 10, strike "on an ongoing basis"; in lines 17 and 27 strike "aforementioned"; in line 19, strike the period and insert a semicolon; and in line 24, strike the period and insert "; and".

16. In the Orme amendment 8, line 2, strike "Said" and insert "Such"; in line 4, strike "aforementioned"; and in line 6, strike "said" and insert "the".

17. In new section 14, line 3, insert "State" after "the"; in line 5, strike "aforementioned"; and in line 6, insert a comma after "tion".

18. On page 16, line 6, insert a comma after "registration".

19. In the title, line 4, insert "to provide for liaison representation on governing bodies;" after the second semicolon.

LEGISLATIVE BILL 1414. Placed on Select File as amended.
Enrollment and Review amendments to LB 1414:

1. In the Holmquist amendment, line 1, insert "on page 3," before "line".

2. On page 4, strike beginning with the comma in line 13 through "benefits" in line 15 and insert "and to permit local governing bodies to review and adjust vested pension benefits".

3. In the title, strike beginning with the comma in line 10 through "benefits" in line 12 and insert "and to permit local governing bodies to review and adjust vested pension benefits".

LEGISLATIVE BILL 1189. Placed on Select File.

LEGISLATIVE BILL 1413. Placed on Select File as amended.
Enrollment and Review amendments to LB 1413:

1. In standing committee amendment 2, line 6, strike the semicolon and insert a colon; and in line 12 strike the first period and insert a comma.

2. On page 10, line 26, strike "or".

3. On page 11, line 2, strike the period and insert "; or".

4. In standing committee amendment 6, line 1, strike " 'duties' " and insert "line 2".

LEGISLATIVE BILL 1211. Placed on Select File as amended.
Enrollment and Review amendments to LB 1211:

1. On page 2, line 23, strike the comma; and in line 24, strike "as defined,".

2. On page 3, line 5, strike "has"; in line 9, strike the semicolon and insert a comma; in lines 11 and 12, strike "person defined as an absentee in section 2 of this act" and insert "absentee"; in lines 19 and 20, strike "said" and insert "the"; in line 22, strike "further"; and in line 24, strike "Said" and insert "The".

3. On page 5, line 12, strike "said" and insert "the"; in line 15, strike "previously"; in line 17, strike "person defined as an"; in line 18, strike "under section 2 of this act"; and in line 23, strike "said" and insert ", the".

4. On page 6, line 9, strike "as defined by this act"; in line 22, strike "said" and insert "a copy of the"; in line 25, strike the comma and strike "as defined by this act"; and in line 27, insert "to act in accordance with the petition" after "authorized".

5. On page 7, line 5, insert a comma after "If"; in lines 6 and 7, strike "as defined"; and in line 19, strike "said" and insert "the".

6. On page 8, lines 2 and 3, strike "under section 2 of this act".

7. On page 8, lines 2 and 3, strike "under section 2 of this act"; in line 7, strike "said" and insert "such"; in line 15, strike "said" and insert "a copy of the"; in lines 19 and 20, strike "as defined by section 2 of this act"; and in line 26, insert a comma after "If".

8. On page 9, line 3, strike "said" and insert "the"; in line 24, strike ", 6, 7, and" and insert "to".

9. On page 10, line 2, strike "provided" and insert "when"; in line 6, strike "established" and insert "provided"; in line 7, strike "said" and insert "the"; strike "said chapters" in line 10, and "said sections of Chapter 38" in line 14, and in both places insert "such articles".

10. On page 11, line 14, strike the comma; and in line 18, strike "said" and insert "the".

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 741.

A BILL FOR AN ACT to amend section 43-604, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 690, Eighty-second Leigslature, First Session, 1971, relating to handicapped children; to redefine terms; to provide duties for the State Department of Education; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Carstens	Craft	Duis	Klaver
Warner	Whitney			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1149.

A BILL FOR AN ACT to amend sections 60-2001 and 60-2013, Revised Statutes Supplement, 1971, relating to motor vehicles; to define terms; to provide for regulation of snowmobiles by local authorities; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Carstens	Craft	Duis	Klaver
Pfister				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1150.

A BILL FOR AN ACT to amend section 15-825, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the primary class; to provide for collection of taxes and equalization of city taxes by counties; and to repeal the original section, and also section 15-806, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carstens	Craft	Duis	Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1152. With emergency.

A BILL FOR AN ACT to amend section 16-715, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change security requirements for depository banks as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Carstens	Craft	Duis	Klaver
Stull	Waldron			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1157.

A BILL FOR AN ACT to amend sections 23-1114.02 to 23-1114.07, Revised Statutes Supplement, 1971, and sections 32-231 and 32-231.01, Revised Statutes Supplement, 1969, as amended by sections 29 and 30, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to county officers; to premit periodic payment as for other county employees; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Keyes	Kime	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Carstnes	Craft	Duis	Kennedy
Klaver	Lewis	Orme		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1168. Mr. Waldron moved to return LB 1168 to Select File for the following specific amendments:

1. In the final reading bill, on page 6, after line 7 add a new section 4 to read as follows:

"Sec. 4. That section 23-343.28, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-343.28. Candidates for election to the board of directors of a local hospital district may be nominated by petitions signed by not less than twenty-five electors of the district *or by direct filing*. Such petitions *or applications for nomination* shall be filed with the ~~board of directors~~ *county clerk of election commissioner* not less than ~~thirty~~ *sixty* days prior to the ~~annual hospital district~~ *statewide primary* election. Notice of the election, containing the names of candidates to be voted upon, shall be published in the manner provided in section *23-343.22 32-518*. The ballots cast at such election shall be counted and the results announced by the ~~board of directors, except that no member of the board who is a candidate for reelection shall participate in such counting~~ *county canvassing board, as provided in Chapter 32.*

Nomination petitions for board member which have been filed with the board of directors or other filing officer prior to the effective date of this act, referring to a 1972 city election, are hereby deemed to refer to the 1972 primary election, and shall be transferred to the office of the county clerk or election commissioner forthwith."; and renumber the existing sections accordingly.

2. In the final reading bill on page 6, line 26 after "23-343.27," insert "23-343.28,".

3. Amend the title by adding in the first line thereof, after "23-343.27," "23-343.28,".

The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1178. With emergency.

A BILL FOR AN ACT to amend section 75-303, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to provide exemption from the State Railway Commission regulation of certain motor carriers as prexcribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Carstens	Craft	Duis	Klaver
Lewis	Skarda			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1226. With emergency.

A BILL FOR AN ACT to amend section 8-152, Reissue Revised Statutes of Nebraska, 1943, relating to banks; to provide additional authority to make loans on real estate; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carstens	Craft	Duis	Klaver

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1239.

A BILL FOR AN ACT to amend section 46-1002, Reissue Revised Statutes of Nebraska, 1943, relating to rural water districts; to provide for incorporation of rural water districts within prescribed distances of cities and villages; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock

Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Carstens	Craft	Duis	Klaver
Morgan				

A constituional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1261.

A BILL FOR AN ACT to amend sections 18-1401 to 18-1615, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to increase the maximum that may be expended; to increase powers in acquiring real estate as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Carstens	Craft	Duis	Klaver
Marvel	Pfister	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1290.

A BILL FOR AN ACT to amend section 81-2,147.02, Revised Statutes Supplement, 1969, relating to agricultural seeds; to change the labeling requirements; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Carstens	Craft	Duis	Klaver
Morgan				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Suspend Rules

Mr. Swanson moved to suspend the Rules to consider tomorrow's Final Reading bills today. The motion prevailed with 32 ayes, 1 nay and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1086.

A BILL FOR AN ACT to amend section 38-101, Revised Statutes Supplement, 1969, and sections 53-103 and 71-4808, Revised Statutes Supplement, 1971, relating to minors; to change the age of minors as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Chambers	Clark	DeCamp	Elrod	Goodrich
Hasebroock	Kennedy	Keyes	Luedtke	Mahoney
Marvel	Morgan	Moylan	Orme	Savage
Simpson	Skarda	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Wiltse
Ziebarth				

Voting in the negative, 17:

Barnett	Burbach	Carsten	Epke	Holmquist
Kime	Kokes	Kremer	Lewis	Maresh
Nore	Pfister	Proud	Schmit	Snyder
Warner	Whitney			

Not voting, 6:

Carpenter	Carstens	Craft	Duis	Johnson
Klaver				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1238.

A BILL FOR AN ACT to amend section 46-609, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to provide for spacing of replacement wells as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Chambers	Clark

DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carstens	Craft	Duis	Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1403.

A BILL FOR AN ACT to amend section 29-401, Revised Statutes Supplement, 1969, relating to arrests; to provide for notification to the parent, guardian or custodian of the arrest of a child under eighteen years of age; to defer acceptance of a plea until notification has been made or attempted; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Chambers	Clark
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Carstens	Craft	Duis	Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 63.

Introduced by William Skarda, 7th District.

WHEREAS, the Legislature must deal, session after session, with bills regulating the practice of cosmetology; and

WHEREAS, the regulation of cosmetology has, over the years, permitted the schools of cosmetology to acquire an increasingly dominate role in the rendering of services to the general public; and

WHEREAS, the effect of such development has been to make it increasingly difficult for the small operator to remain in business.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATIVE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to study the laws relating to the practice of cosmetology, with special emphasis on the economic plight of the small operator, and to report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 64.

Introduced by Gerald Stromer, 36th District, Wayne W. Ziebarth, 37th District.

WHEREAS, Kearney State College is the Nebraska representative (District 11) in the National Association of Intercollegiate Athletics (NAIA) National Basketball Championships being held in Kansas City, Missouri, beginning March 13, 1972, and

WHEREAS, Kearney State College earned the right to represent Nebraska (District 11) in the NAIA National Basketball Championships by winning the Nebraska College Conference (NCC) basketball title, and by winning two consecutive play-off games from the representative of the Nebraska Association of Intercollegiate Athletics Conference, and

WHEREAS, Kearney State College will represent Nebraska in the NAIA Basketball National Championships for the first time since 1943, and

WHEREAS, Kearney State College will play Augustana (Ill.) College on March 14, 1972, in the first round of the NAIA National Championships,

THEREFORE, BE IT RESOLVED THAT MEMBERS OF THE 82ND LEGISLATURE OF NEBRASKA, SECOND SESSION commend Kearney State College's 1971-1972 basketball team for earning the right to represent Nebraska (District 11) in the 1972 National Association of Intercollegiate Athletics National Basketball Championships held in Kansas City, Missouri; extend best wishes to Coach Jerry Hueser and the Kearney State College basketball team in the team's opening game with Augustana College; and direct the Clerk of the Legislature to send a copy of this resolution to Coach Hueser and the Kearney State team.

Mr. Stromer moved to suspend the rules and consider LR 64 today. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

LR 64 was adopted with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE RESOLUTION 59. Mr. Johnson offered the following amendment which was adopted:

1. In the first numbered paragraph, in the last two lines, strike "to suspend all immediate application of the said order" and insert "to amend such order so as to permit continued cooperation with the states in the application of chemical toxicants in animal damage control programs designed for the scientific biological control of offending nuisance animals".

PRESIDENT MARSH PRESIDING

LR 59 found in the Journal on page 1033 for the Forty-Third Day was adopted with 32 ayes, 1 nay and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1032. Enrollment and Review amendments found in the Journal on page 1181 for the Forty-Seventh Day were adopted.

Mr. Waldron offered the following amendment:

Amend Section 44 as follows:

(1) At Page 22, Line 24, insert the word "de novo" between the words "be" and "on".

(2) At Page 22, Line 24, delete the period after the word "record" and insert the words *except those matters referred to in Section 30-1606 R.R.S. 1943 which matters shall be appealed de novo. In matters appealed de novo on the record, the district court may, in its discretion, receive additional evidence if the court determines that such evidence is reasonably necessary to determine the issues, make findings of fact and render judgment thereon.*

Amendment pending.

Mr. Luedtke offered the following amendments:

1. On page 7, lines 1 and 2 strike *"by the county judges"*, and insert *"pursuant to sections 77-2326.01 to 77-2326.09"*.

2. On page 17, line 4 after *"proceedings"* insert *", including appeals,"*.

3. On page 19, line 16 after *"county"* insert *"or municipal"*; in line 17 after *"court"* insert *", except criminal cases arising under city or village ordinances,"*; and in line 20 after *"county"* insert *"and municipal"*.

4. On page 22, line 19 before the first "court" insert *"county or municipal"*; and after the period in line 24 insert *"The district court may affirm, modify, or vacate the judgment, or may remand the case to the county or municipal court for a new trial."*.

5. On page 25, line 22 after the period, insert *"The cost of preparing the transcription shall be paid by the party for whom it is prepared."*.

6. On page 38, line 1, strike "court" and show as stricken, and insert *"and municipal courts"*.

7. On page 46, line 25, reinstate "municipal" and thereafter insert *"or"*.

8. On page 48, line 4, strike the new matter; and after the period in line 5 insert *"Any such violation by any associate county judge shall cause his removal from office pursuant to section 10 of this act."*.

9. On page 52, line 23, after *"judge"* insert *"and clerk of the county court"*; and in line 24 after *"the"* insert *"presiding"*.

10. On page 103, line 8, strike *"cities"* and insert *"counties"*.

11. On page 116, line 18, after *"county"* insert *"or municipal"*.

12. On page 118, strike the old matter in lines 7 to 13 and show as stricken, and insert *"upon the record, and may affirm, modify, or vacate the judgment, or may remand the case to the county or municipal court for a new trial."*; in line 16, strike "a trial in" and show as stricken, and insert *"appeal to"*; and in line 18 reinstate the stricken matter.

13. On page 120, line 16, reinstate the stricken matter, and thereafter insert *"judge within his jurisdiction"*.

14. On page 203, line 5, strike "shall" and show as stricken, and insert *"may"*.

15. On page 204, line 18 and line 24, strike *"6"* and insert *"4"*.

Amendments pending.

Mr. Schmit offered the following amendments:

1. In the new section 4 added by the Schmit amendment, line 5, strike "*For*"; and strike lines 6 to 16 and insert "*Candidates for county judge shall not appear on the primary ballot in 1972, nor shall the name of any person nominated in such primary appear on the general election ballot, Candidates shall file applications for nomination with the Secretary of State on or before August 1, 1972, The Secretary of State shall take all necessary action to provide for the certification of candidates for the general election in 1972. The filing fee shall be that prescribed by section 32-513. The candidates receiving the highest number of votes in their districts at the general election shall be declared duly elected to the offices for which they were candidates.*".

2. Strike section 285 added by the Schmit amendments and insert the following:

"Sec. 285. *Provisions of this act shall become operative on January 4, 1973.*".

3. Strike the emergency clause.

Amendments pending. Laid over.

LEGISLATIVE BILL 758. Enrollment and Review amendments found in the Journal on page 1160 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 864. Enrollment and Review amendments found in the Journal on page 1161 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1095. Enrollment and Review amendment found in the Journal on page 1161 for the Forty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1235. Enrollment and Review amendments found in the Journal on page 1161 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1219. Enrollment and Review amendments found in the Journal on page 1161 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1255. Enrollment and Review amendment found in the Journal on page 1161 for the Forty-Seventh Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1304. Enrollment and Review amendments found in the Journal on page 1161 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1301. Enrollment and Review amendments found in the Journal on page 1162 for the Forty-Seventh Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1168. The Waldron specific amendments found in today's Journal were adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1359

Mr. Skarda asked unanimous consent to unbracket LB 1359 on Enrollment and Review. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 13, 1972, at 10:15 a.m.: LB 1085, LB 1085A, LB 1103, LB 1119, LB 1124, LB 1147, LB 1174, LB 1180, LB 1180A, LB 1246, LB 1297 and LB 1314.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

66A	782	905A	1079	1079A
1087	1208	1277	1288	1291
1306	1328	1361	1428	1445

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 61 and LR 62.

MOTION—Return LB 1359 to Select File

Mr. Skarda moved to return LB 1359 to Select File for the following specific amendment:

Strike the Maresh amendment adopted February 23, 1972, on page 850 in the Journal.

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1359. The Skarda specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Print in Journal

Mr. Marvel asked unanimous consent to print the following amendments to LB 1504 in the Journal. No objections. So ordered.

Amend original LB 1504 as follows:

page 3, line 13, strike "25,510" in both columns and insert "27,010";
page 3, line 15, strike "7,514" and insert "9,014";
page 3, strike lines 21 and 22;
page 4, line 1, strike "263,821" and insert "265,321";
page 4, line 1, strike "295,825" and insert "297,325";
page 4, line 9, strike "310,921" and insert "327,951";
page 4, line 9, strike "334,300" and insert "351,330";
page 7, line 14, strike "4,127,510" and insert "4,144,540";
page 7, line 14, strike "8,279,347" and insert "8,296,377";
page 31, lines 8 and 11, strike "6,423,969" and insert "6,221,425" in both columns;
page 10, line 8, strike "279,872" and insert "288,500";
page 10, line 8, strike "1,373,904" and insert "1,382,532";
page 10, line 10, strike "1,030,625" and insert "1,034,645";
page 11, line 17, strike "279,872" and insert "288,500";
page 11, line 17, strike "2,466,134" and insert "2,474,762";
page 12, lines 17 and 18, 22, and 23, strike the new matter and reinstate the old;
page 19, line 16, strike "178,500" and insert "138,500";
page 19, line 16, strike "3,241,062" and insert "3,201,062";
page 22, line 9, strike "10,694,797" and insert "10,654,797";
page 22, line 9, strike "50,254,770" and insert "50,114,770";

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
1. Insert two new sections to read:				
"Section 1.				
The definitions contained in the State Accounting Manual on file in the office of the Clerk of the Legislature are hereby adopted by the Legislature as the definitions for this act.				
Sec. 2. That section 2, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 2. Legislative Council - Agency No. 3				
(1) Program No. 001 -- Legislators' Salaries				
The unexpended balances existing on June 30, 1971, of funds as provided by Legislative Bill 75, Eighty-second Legislature, First Session, 1971, are hereby reappropriated.				
(2) Program No. 121 -- Officers and Employees of Legislature-Salaries				
The unexpended balances existing on June 30, 1971, of funds as provided by Legislative Bill 181, Eighty-second Legislature, First Session, 1971, are hereby reappropriated.				
(3) Program No. 122 -- Legislative Services	504,444			504,444
The unexpended General Fund balance existing on June 30, 1971, is hereby reappropriated and which funds are in addition to the appropriation shown in				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Column (G) of this subsection:				
(4) Program No. 123 -- Legislative Clerical Services	46,516			46,516
Personal Services expenditures shall not exceed $39,166.				
(5) Program No. 501 -- Intergovernmental Cooperation	23,920			23,920
(6) Program No. 601 -- Interstate Education Compact	~~10,750~~ *12,250*			~~10,750~~ *12,250*
(7) Program No. 625 -- Conflicts of Interest Committee	7,699			7,699
(8) Program No. 638 -- Fiscal and Program Analysis	116,498			116,498
Personal Services expenditures shall not exceed $107,098.				
(9) Program No. 504 -- The Office of Public Counsel	2,750		70,503	73,253
For Informational Purposes only: Total Appropriations to Agency No. 3 and Fund Source	~~712,577~~ *714,077*		70,503	~~783,000~~ *784,580"*

2. Renumber original section 1 as section 3.

3. Insert a new section to read:

"Sec. 4. That section 10, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 10. State Treasurer -- Agency No. 12				
Program No. 503 -- Treasury Management	~~63,757~~			~~63,757~~
	64,499			64,499
Personal Services expenditures shall not exceed $48,686.				
For Information Purposes only: Total Appropriations to Agency No. 12 and Fund Source	~~63,757~~			~~63,757~~
	64,499			64,499".
4. Renumber original sections 2 to 7 as sections 5 to 10 respectively.				
5. Insert a new section to read:				
"Sec. 11. That section 30, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 30. Game and Parks Commission -- Agency No. 33				
(1) Program No. 325 -- Boat Administration, Education and Enforcement		83,986		83,986
Personal Services expenditures shall not exceed $64,545.				
(2) Program No. 336 -- Wildlife Conservation		3,288,033		3,288,033
Personal Services expenditures shall not exceed $1,914,194.				
(3) Program No. 549 -- Parks-Administration and Operation	~~916,726~~			~~1,218,369~~
	953,523	301,643		1,255,166

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Personal Services expenditures shall not exceed ~~$719,838~~ $756,635. Included in the personal services allowance are $16,222 for the Aerospace Museum and $6,943 for Fort Hartsuff. The sum of $211,520 is included for acquisition of equipment and shall not be expended for any other purpose.				
(4) Program No. 550 -- Special Federal Aid Programs	141,556	49,000		190,556
Personal Services expenditures shall not exceed $148,491.				
(5) Program No. 617 -- Engineering and Area Maintenance	~~576,607~~ 589,767	237,656		~~814,263~~ 827,423
The unexpended Cash Fund balances existing on June 30, 1971, in subsections (1) to (5) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 33 and Fund Source	~~1,634,889~~ 1,684,846	3,960,318		~~5,595,207~~ 5,645,164".

6. Renumber original sections 8 and 9 as sections 12 and 13 respectively.

7. Insert 3 new sections to read:

"Sec. 14. That section 44, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971,

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
be amended to read as follows:				
Sec. 44. Kearney State College -- Agency No. 50-2				
(1) Program No. 202 -- Instructional Services Personal Services expenditures shall not exceed $3,449,442.	1,531,958	2,199,334		3,731,292
(2) Program No. 212 -- General Institutional Operations Personal Services expenditures shall not exceed $783,355.	1,077,282	39,350		1,116,632
(3) Program No. 222 -- Related Instructional Services	~~682,668~~			~~1,206,644~~
	707,578	98,629	425,347	*1,231,554*
(4) Program No. 232 -- Student Services	129,968	139,407		269,375
(5) Program No. 242 -- Auxiliary Enterprises Revolving Fund expenditures for this program are estimated at $720,480.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-2 and Fund Source	~~3,421,876~~			~~6,323,943~~
	3,446,786	2,476,720	425,347	*6,348,853*
Sec. 15. That section 45, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971,				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
be amended to read as follows:				
Sec. 45. Peru State College -- Agency No. 50-3				
(1) Program No. 203 -- Instructional Services	258,632	447,074		705,706
Personal Services expenditures shall not exceed ~~$617,413~~ $626,005.				
(2) Program No. 213 -- General Institutional Operations	476,944	14,725		491,669
Personal Services expenditures shall not exceed $326,315.				
(3) Program No. 223 -- Related Instructional Services	136,862	28,150	207,856	372,868
(4) Program No. 233 -- Student Services	74,401	28,190		102,591
(5) Program No. 243 -- Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $175,141.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-3 and Fund Source	946,839	518,139	207,856	1,672,834
Sec. 16. That section 46, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
Sec. 46. Wayne State College -- Agency No. 50-4				
(1) Program No. 204 -- Instructional Services	568,335	1,240,249		1,808,584
Personal Services expenditures shall not exceed $1,670,802.				
(2) Program No. 214 -- General Institutional Operations	739,842	94,902		834,744
Personal Services expenditures shall not exceed $585,380.				
(3) Program No. 224 -- Related Instructional Services	~~371,949~~ *347,039*	10,586	127,250	~~509,785~~ *484,875*
(4) Program No. 234 -- Student Services	99,806	58,800		158,606
(5) Program No. 244 -- Auxiliary Enterprises Revolving Fund expenditures for this program are estimated at $543,616.				
The unexpended Cash Fund balances existing on June 30, 1971, for the programs in subsections (1) to (4) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 50-4 and Fund Source	~~1,779,932~~ *1,755,022*	1,404,537	127,250	~~3,311,719~~ *3,286,809*".

8. Renumber original sections 10 and 11 as sections 17 and 18 respectively.

9. Strike original section 12.

	Fund Distribution in Dollars			
	General (G) Fund	Cash (C) Fund	Federal (F) Fund Estimated	Total Appropriation By Program
10. Renumber original sections 13 to 17 as sections 19 to 23 respectively.				
11. Insert 3 new sections to read:				
"Sec. 24. *State Board of Technical Community Colleges - Agency No. 83.*				
Program No. 534 - State Board of Technical Community Colleges	*25,541*			*25,541*
Personal Services expenditures shall not exceed $11,841.				
For Informational Purposes only: Total Appropriations to Agency No. 83 and Fund Source	*25,541*			*25,541*
Sec. 25. That section 69, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 69. Board of Examiners for Psychologists -- Agency No. 76				
Program No. 087 -- Enforcement of Standards-Psychologists		~~*1,135*~~ *1,835*		~~*1,135*~~ *1,835*
The unexpended Cash Fund balances existing on June 30, 1971, are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 76 and Fund Source		~~*1,135*~~ *1,835*		~~*1,135*~~ *1,835*
Sec. 26. That section 5, Legislative Bill				

987A, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 5. There is hereby appropriated all receipts of the Expense Fund collected after the effective date of Legislative Bill 987, Eighty-second Legislature, First Session, 1971, for the period ending June 30, 1972 to the Public Employees Retirement Board, Agency No. 85, for Program 515, *not to exceed $80,000.*

Any unexpended balances existing on June 30, 1972 in the Expense Fund are hereby reappropriated for Fiscal Year 1972-73 subject to expenditure limitations imposed in Section 75 of LB 1476, Eighty-Second Legislature, Second Session, 1972."

12. Renumber original sections 18 to 20 as sections 27 to 29 respectively.

13. Insert a new section to read:

"Sec. 30. That section 8, Legislative Bill 1038, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 8. DEPARTMENT OF LABOR

The receipts for the period July 1, 1971, to June 30, 1972, inuring to the Employment Security Special Contingency Fund - Fund No. 2232 - together with any unexpended balance on hand June 30, 1971, are hereby appropriated and reappropriated in the amount of ~~$121,296~~ *$198,899* together with $386,851 from federal funds for the expansion of the Administrative Office Building of the Nebraska State Department of Labor.".

14. Renumber original sections 21 to 24 as sections 31 to 34 respectively.

15. On page 42, line 1, strike "3," and insert "2, 3, 10,"; in line 2 insert "30," after the third comma; in line 2 insert "44, 45, 46," after the fifth comma; in line 2 insert "69," before "and"; in line 5 insert ", section 5, Legislative Bill 987A, Eighty-second Legislature, First Session, 1971" after "1971"; and in line 7 strike "section 2" and insert "sections 2 and 8".

MOTION—Rule Change

Mr. Snyder moved the following Rule Change:

Rule 6, Sec. 2, paragraph (f). No member may amend a bill unless the amendment is germane to the subject matter contained in the title of that bill.

Referred to the Rules Committee.

MOTION–Appointments

Mr. Proud moved the adoption of the Committee on Committee Report found on pages 1162 through 1165 of the Legislative Journal for the Forty-Seventh Day and a record vote taken on each confirmation. The motion prevailed.

Mr. Proud moved to confirm the appointment of Mrs. Margaret Sutherland to the Environmental Control Council.

Voting in the affirmative, 28:

Burbach	Carsten	Carstens	Clark	DeCamp
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kremer	Lewis	Mahoney	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Swanson
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 21:

Barnett	Carpenter	Chambers	Craft	Duis
Epke	Keyes	Kime	Klaver	Kokes
Luedtke	Maresh	Marvel	Morgan	Nore
Stromer	Stull	Syas	Waldo	Waldron
Wiltse				

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of James L. Higgins as the Director of Environmental Control.

Voting in the affirmative, 27:

Burbach	Carsten	Carstens	Clark	DeCamp
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kremer	Mahoney	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Swanson	Waldo	Warner
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 22:

Barnett	Carpenter	Chambers	Craft	Duis

Epke	Keyes	Kime	Klaver	Kokes
Lewis	Luedtke	Maresh	Marvel	Morgan
Nore	Snyder	Stromer	Stull	Syas
Waldron	Wiltse			

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

Mr. Proud moved to confirm the appointment of Paul Harm to the Environmental Control Council.

Voting in the affirmative, 29:

Burbach	Carsten	Carstens	Clark	DeCamp
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kremer	Lewis	Mahoney	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Stahmer	Swanson	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 20:

Barnett	Carpenter	Chambers	Craft	Duis
Epke	Keyes	Kime	Klaver	Kokes
Luedtke	Maresh	Marvel	Morgan	Nore
Snyder	Stromer	Stull	Syas	Waldron

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Mr. Proud moved to confirm the appointment of Leonard J. Schaefer to the Environmental Control Council.

Voting in the affirmative, 28:

Carsten	Carstens	Clark	DeCamp	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kokes	Kremer	Lewis	Mahoney	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Stahmer	Swanson	Waldo
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 21:

Barnett	Burbach	Carpenter	Chambers	Craft

Duis	Epke	Keyes	Kime	Klaver
Luedtke	Maresh	Marvel	Morgan	Moylan
Snyder	Stromer	Stull	Syas	Waldron
Wiltse				

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Proud moved to confirm the appointment of Lowell Shaffer to the Environmental Control Council.

Voting in the affirmative, 31:

Burbach	Carsten	Carstens	Clark	DeCamp
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Kennedy	Kokes	Kremer	Lewis	Mahoney
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Swanson	Waldo	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Barnett	Carpenter	Chambers	Craft	Duis
Johnson	Keyes	Kime	Klaver	Luedtke
Maresh	Marvel	Morgan	Stromer	Stull
Syas	Waldron	Wiltse		

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Proud moved to confirm the appointment of Arthur D. Brown to the Game and Parks Commission.

Voting in the affirmative, 37:

Barnett	Burbach	Carsten	Clark	DeCamp
Elrod	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kokes	Kremer	Lewis
Luedtke	Mahoney	Marvel	Morgan	Moylan
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Stahmer	Stromer	Stull
Swanson	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Syas

Not voting, 11:

Carpenter	Carstens	Chambers	Craft	Duis
Epke	Kime	Klaver	Maresh	Orme
Snyder				

The motion prevailed with 37 ayes, 1 nay and 11 not voting.

Mr. Proud moved to confirm the appointment of Theodore C. Reeves to the Environmental Control Council.

Voting in the affirmative, 30:

Chambers	Clark	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Moylan	Orme	Pfister	Proud
Savage	Skarda	Snyder	Stahmer	Stromer
Syas	Waldo	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 19:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	Duis	Johnson	Kennedy	Klaver
Marvel	Morgan	Nore	Schmit	Simpson
Stull	Swanson	Waldron	Whitney	

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Proud moved to confirm the appointment of Louis G. Riha to the Environmental Control Council.

Voting in the affirmative, 32:

Carsten	Chambers	DeCamp	Elrod	Epke
Hasebroock	Holmquist	Kennedy	Kime	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 17:

Barnett	Burbach	Carpenter	Carstens	Clark

Craft	Duis	Goodrich	Johnson	Keyes
Klaver	Marvel	Morgan	Stromer	Stull
Swanson	Waldron			

The motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Proud moved to confirm the appointment of Dr. Lynn Thompson to the Environmental Control Council.

Voting in the affirmative, 30:

Burbach	Carsten	Carstens	Chambers	Elrod
Epke	Hasebroock	Holmquist	Kennedy	Kime
Kremer	Lewis	Luedtke	Mahoney	Maresh
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Waldo	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 19:

Barnett	Carpenter	Clark	Craft	DeCamp
Duis	Goodrich	Johnson	Keyes	Klaver
Kokes	Marvel	Skarda	Stull	Swanson
Syas	Waldron	Warner	Whitney	

The motion prevailed with 30 ayes, 0 nays and 19 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Waldo asked unanimous consent to be excused this afternoon and until he returns on Wednesday, March 15. No objections. So ordered.

VISITORS

Mr. Stahmer introduced a group from Omaha.

Mr. Simpson introduced his mother, Mrs. Esther Simpson of Manning, Iowa.

Mr. Maresh introduced Mr. and Mrs. Howard E. Smith of Crosby, Minnesota. Mr. Smith is with the Minnesota House of Representatives.

Mr. Chambers introduced 35 Eighth Grade students from Horace Mann Jr. High School of Omaha and sponsors, Georgia Everman, Twila Bazner, Thomas Harvey and C. Z. Barbee.

Mr. Maresh introduced his wife and Mrs. Jos. M. Capek of Milligan.

Mr. Nore introduced Government students from St. Edward High School, St. Edward and teacher Mr. Barr.

President Marsh introduced the following group attending the 9th Annual Midwest Conference on World Affairs at Kearney State College: His Excellency Neville Kanakaratne, Ambassador of Ceylon; Mr. Thomas R. Padilla, Minister, Consul General, Philippine Consulate General, Chicago, Illinois; Mr. Sitki Coskun, Minister, Consul General, Consulate General of Turkey, Chicago, Illinois; Mr. Ernest Stay, Counselor, Embassy of Belguim; Mr. Georg-Dieter Gotschlich, Counselor, Embassy of the Federal Republic of Germany; Mr. Garnawan Dharmaputra, Counselor, Embassy of Indonesia; Mr. Gerald C. Hensley, Counselor, Embassy of New Zealand; Mr. Max William Hughes, First Secretary, Embassy of Australia; Mr. Vinay Verma, First Secretary, Embassy of India; Mrs. Beate Mo Alvegard, First Secretary, Embassy of Norway; Mr. Jerzy Kowalski, First Secretary, Embassy of the Polish People's Republic; Mr. Pham Duong Hien, First Secretary, Embassy of Viet Nam; Mr. Chihiro Tsukada,Second Secretary, Emabassy of Japan; Mr. Sang Hoon Lee, Second Secretary, Embassy of Korea; Mr. Bo Heineback, Second Secretary, Embassy of Sweden; Mr. Mustafa Al-Sane, Third Secretary, Embassy of the State of Kuwait; Mr. Martti Manninen, Attache, Embassy of Finland Consul for Press and Information, Consulate General of Israel, Chicago; Mr. Peter Hendry, Senior Information Officer, Food and Agriculture Organization, United Nations, Washington, D.C.; Dr. George C. Mitchell, Chief, Speakers Division, United State Department of State; Mr. Frank C. Bennett, Jr., Bureau of East Asian and Pacific Affairs, United State Department of State; Colonel Paul Murray, Jr., Office of the Assistant Secretary of Defense for International Security Affairs, United States Department of Defense; Mr. Douglas M. Crawford, Area Officer, Western Hemisphere, Foreign Agricultural Service, United States Department of Agriculture; Mr. Morris Cohen, Director of Education and Training Division, Office of International Affairs, United States Department of Housing and Urban Development and his wife, Mrs. Cohen.

Mr. Stromer escorted His Excellancy Neville Kanakaratne from Ceylon to the rostrum. Mr. Kanakaratne addressed the Legislature briefly.

RECESS

At 12:00 noon, on a motion by Speaker Hasebroock, the Legislature recessed until 2:00 p.m.

AFTER RECESS

The Legislature reconvened at 2:04 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter,

Duis, Klaver and Waldo and Mrs. Craft who were excused.

MESSAGE FROM THE GOVERNOR

March 10, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 690A, 1077, 1274, 1430, and 1433.

These bills were signed by me on March 9, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT—Print In Journal

Mr. Marvel asked unanimous consent to print the following amendments to LB 1504 in the Journal. No objections. So ordered.

1. On page 18, lines 5 and 12 strike "*112,787*" in both columns and insert "*121,211*".

Amend the Standing Committee amendment adding a new section 11 as follows:

(1) For subsection 3, Program 549--Parks Administration and Operation, strike "*953,523*" and insert "*992,523*" in the general fund column, also strike "*1,255,166*" and insert "*1,294,166*" in the Total column. Also strike the personal services limitation for program 549 of "*756,635*" and insert "*763,135*".

(2) After the personal services limitation statement for program 549 add the following new language:

"There is included $32,500 of General Funds for the removal and transplanting of trees at Two Rivers State Recreation Area which shall be expended for no other purpose."

(3) On the "For Informational Purposes Only:" line strike "*1,684,847*" and insert "*1,723,847*" in the General Fund column; also strike "*5,645,164*" and insert "*5,684,164*" in the Total Appropriation column.

GENERAL FILE

LEGISLATIVE BILL 1217. Considered.

Mr. Snyder moved that LB 1217 be referred to the Reference Committee for assignment to a Standing Committee. The motion lost with 15 ayes, 15 nays and 19 not voting.

Mr. Goodrich offered the following amendment, which lost with 11 ayes, 18 nays and 20 not voting.

Sec. 2. *The board of education for Class II, III, IV, and VI school districts shall consist of six to nine members as determined by the board. The county commissioners or supervisors shall divide the school district into numbered districts of compact and contiguous territory of as nearly equal population as may be nominated by wards and elected at large. A member of the board shall be elected from each district.*

Mr. Snyder moved to indefinitely postpone.

Mr. Snyder requested a Call of the House. The Call showed 42 members present.

Mr. Morgan moved the Call be raised. The motion prevailed with 27 ayes, 1 nay and 21 not voting.

The Snyder motion lost with 14 ayes, 18 nays and 17 not voting.

Mr. Chambers moved to advance LB 1217.

Mr. Chambers requested a Call of the House. The Call showed 43 members present.

Mr. Goodrich moved the Call be raised. The motion lost with 22 ayes, 8 nays and 19 not voting.

Mr. Chambers requested a Roll Call vote.

Mr. Stromer moved to raise the Call. The motion prevailed with 25 ayes, 6 nays and 18 not voting.

Voting in the affirmative, 24:

Barnett	Burbach	Carstens	Chambers	Clark
DeCamp	Epke	Kennedy	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Pfister	Schmit	Simpson
Swanson	Waldron	Whitney	Wiltse	

Voting in the negative, 13:

Elrod	Goodrich	Hasebroock	Johnson	Keyes
Proud	Savage	Skarda	Snyder	Stromer
Stull	Syas	Warner		

Not voting, 12:

Carpenter	Carsten	Craft	Duis	Holmquist
Kime	Klaver	Kokes	Orme	Stahmer
Waldo	Ziebarth			

The motion to advance LB 1217 failed with 24 ayes, 13 nays and 12 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Stromer asked unanimous consent to be excused Tuesday, March 14, 1972. No objections. So ordered.

Messrs. Holmquist and Keyes asked unanimous consent to be excused Tuesday Morning, March 14, 1972. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 65.

Introduced by David Stahmer, 8th District.

WHEREAS, there exists a great deal of concern by members of this Legislature with respect to the educational needs and aspirations of all of the children who reside in the metropolitan area of Omaha; and

WHEREAS, there may exist a lack of knowledge among many Senators sufficient to make adequate judgements concerning said public education in the metropolitan area of Omaha; and

WHEREAS, there exists sufficient time to initiate and conclude a legislative study of said area before the election of school board members in that area in 1974;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Committee on Committees shall appoint a special committee of no less than 5 nor more than 9 members to study all aspects of public education in the metropolitan Omaha area and report back to the next session of the Legislature in 1973, Provided: that no member of the Legislature representing Douglas or Sarpy County shall be so appointed.

Laid over.

LEGISLATIVE RESOLUTION 66.

Introduced by John DeCamp, 40th District.

WHEREAS, the recent Indian-Pakistani war severely damaged the relations between India and the United States and Pakistan and the United States and the newly emerged nation of Bangladesh and the United States; and

WHEREAS, India is one of the oldest functioning democracies representing more than six hundred million people who have been a long and valuable ally of the United States; and

WHEREAS, the nation of Bangladesh is a fact of life which must be faced by the peoples of the world; and

WHEREAS, the United States has failed to recognize the nation of Bangladesh; and

WHEREAS, recognition of the nation of Bangladesh by the United States would help to ameliorate relations between the United States and India and between the United States and the newly emerged nation of Bangladesh, and would help to maintain the United States' sphere of influence in that part of the world.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the congressional delegation from the State of Nebraska be asked by the Legislature to use its authority, power and influence to achieve recognition of the nation of Bangladesh by the United States.

Laid over.

NOTICE OF COMMITTEE HEARING
Judiciary

LB 1500 Monday, March 20, 1972 1:15 p.m.

(Signed) Roland A. Luedtke, Chairman

VISITORS

Mr. Nore introduced a Government Class from Monroe High School, Monroe, Nebraska and teachers, Ted Cremers and Clara Munger.

Mr. Mahoney introduced Dick Herman and 11 Journalism students from the University of Nebraska.

ADJOURNMENT

At 3:54 p.m., on a motion by Mr. Carstens, the Legislature adjourned until 9:00 a.m., Tuesday, March 14, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FORTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 14, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Merciful God, save us from being apathetic in the way we treat people. We admit how easy it is to give those with whom we disagree the cold shoulder because we don't want to be bothered. O Thou who loves each of us with a love that never fails, shake us out of this apathy, burn into our hearts and minds the truth that to oppose another is to take him seriously, but to ignore him is to pretend he doesn't count. For Thy mercy's sake, transform us into those who take people seriously. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Carpenter, Duis, Holmquist, Keyes, Marvel, Stromer and Waldo who were excused and Mr. Carstens who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

Page 1208, line 10, correct spelling of "cosmetology".
Page 1208, line 17, correct spelling of "study".
The Journal for the Forty-Eighth Day was approved as corrected.

UNANIMOUS CONSENT—Members Excused

Mr. Marvel asked unanimous consent to be excused today. No objections. So ordered.

Mr. Clark asked unanimous consent to be excused today at noon. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

864 1095 1132 1219 1220 1235

The following bill was correctly re-engrossed: 1255

LEGISLATIVE BILL 1222. Placed on Select File as amended.
Enrollment and Review amendment to LB 1222:

1. In the title, line 2, strike "section 52-101" and insert "sections 52-101 and 52-601"; in line 4, strike "contractor's lien" and insert "liens"; in line 5, strike "lien;" and insert "liens; to limit charges for storage except as prescribed;".

LEGISLATIVE BILL 1475. Placed on Select File as amended.
Enrollment and Review amendments to LB 1475:

1. On page 2, insert an underscored comma after *"that"* in line 14 and at the end of line 15.
2. On page 3, line 19, strike *"subsection"* and insert *"subdivision"*.
3. In the DeCamp amendment 1, line 3, strike "herein" and insert *"in this section"*; and in line 6, strike "2 percent" and insert *"two per cent"*.
4. In line 2 of the Kennedy amendment to page 6, insert *", for purposes of this section,"* after the first "income".
5. On page 7, line 7, insert an underscored comma after *"1972"*.
6. In the Kennedy amendment to page 7, lines 2 and 3 of the text, strike "income-franchise" and insert *"income or franchise"*; in line 3, strike "pre-paid" and insert *"prepaid,"*; and in line 4, strike the symbol and insert *"section"* followed by a space.
7. Insert a new section to read:

"Sec. 3. *If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.*".

8. Renumber original section 3 as section 4.
9. In the title, line 9, insert "to provide severability;" after the semicolon.

LEGISLATIVE BILL 1387. Placed on Select File as amended.

Enrollment and Review amendments to LB 1387:

1. On page 3, line 16, insert "*unless such audit has been waived,*" after the first comma.

2. On page 7, line 15, insert "*unless such audit has been waived,*" after the first comma.

3. In the Keyes amendment 1, line 3, strike "Sec. 4." and insert "Sec. 3."; in line 4, strike "lands" and insert "*land*"; and in line 5, insert a space after the comma.

4. Strike the Keyes amendment 2 and renumber original section 3 as section 4.

5. In the title, line 6, insert "to provide procedures for the detachment of land which is part of two districts;" after the semicolon.

LEGISLATIVE BILL 1440. Placed on Select File.

LEGISLATIVE BILL 1171. Placed on Select File as amended.
Enrollment and Review amendments to LB 1171:

1. On page 2, strike lines 1 and 2 and insert:

"Section 1. The Legislature hereby finds and declares that:

(1) The provision of a higher education for all"; in line 6, strike the semicolon and insert ", and that"; in lines 10 and 14, strike the period and insert a semicolon; in line 11, strike "Further, the" and insert "(2) The"; in line 12, strike "has" and insert "have"; in line 15, insert "(3)" before "The"; in line 24, strike the period and insert "; and"; and in line 25, insert "(4)" before "A".

2. On page 3, line 8, strike the commas; insert a colon at the end of line 11; in line 15, strike "their" and insert "its"; and in line 16, strike "means" and insert "shall mean".

3. On page 5, line 5, strike "studies" and insert "study"; in line 5, strike "would"; in line 7, strike "would" and insert "to"; in line 20, strike ". However," and insert ", except that"; in lines 24 and 25, strike "Commission for Higher Education Aid" and insert "commission"; and in line 25, strike "This" and insert "Such".

4. On page 6, line 1, strike ". This base amount" and insert "and"; and in line 2, strike the commas.

5. On page 7, insert "and" at the end of line 21; in line 22, insert "except that of the initial members" after the comma; and strike beginning with "If" in line 26 through line 27 and insert "In the event of any vacancy on the commission resulting other than from the expiration of a term,".

6. On page 9, line 1, strike "these" and insert "such"; strike lines 2 and 3 and insert "Sec. 13. The

commission shall:"; in line 16 strike "and".

7. On page 10, line 11, strike "will" and insert "shall"; and strike lines 16 and 17 and insert "section 85-502, Revised Statutes Supplement, 1971;".

8. On page 11, line 16, strike "in terms of" and insert "in this act, based on".

9. On page 12, line 2, strike "; such" and insert ". Such" and supply paragraphing to "Such".

10. In the title, line 10, strike "thereto" and insert "thereof".

LEGISLATIVE BILL 1401. Placed on Select File as amended.
Enrollment and Review amendments to LB 1401:

1. For correlation purposes, on page 2, line 2, insert ", as amended by section 79, Legislative Bill 661, Eighty-second Legislature, Second Session, 1972" after "1969"; in line 5, insert ", except as provided in this section," after "shall"; in line 7, insert "as nearly as possible" after "in"; strike line 8 and insert "method and manner as"; in line 10, strike "Qualified electors of" and insert "Registered voters residing within"; after line 13, insert:

"In districts receiving annual gross revenue of less than forty million dollars the candidates for district director shall not appear on the primary ballot. Candidates for directors of such districts shall file applications for nomination with the Secretary of State on or before August 1 of each general election year. In such districts the candidates receiving the highest number of votes at the general election shall be declared duly elected to the offices for which they were candidates.

Accompanying all applications for nomination shall be a receipt for twenty-five dollars when the annual compensation exceeds one thousand dollars, otherwise ten dollars, from the county treasurer of the county in which the candidate resides."; in line 17, strike the comma and show as stricken and following it insert "in a district receiving annual gross revenue of forty million dollars or more,"; in line 25, insert "or President" after "Governor"; and at the end of line 25, after "preceding" insert "general".

2. In the second Duis amendment line 2, insert "at the end of line 24, page 3" after "following"; at the end of line 13, insert an underscored semicolon; in line 14, insert "*inhabitants*" before "*or*"; in line 19, insert "*federal*" after "*recent*"; in line 21, strike "*(30)*"; and in line 25, strike "*(50) percent*" and insert "*per cent*".

3. On page 3, line 26, and in the title, line 3, insert ", as amended by section 79, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1969".

4. In the title, line 1, insert "70-611, Reissue Revised Statutes of Nebraska, 1943, and section" after "section"; in line 4, strike "delete language" and insert "change provisions"; and in line 7, strike "section" and insert "sections".

LEGISLATIVE BILL 1201. Placed on Select File as amended.
Enrollment and Review amendments to LB 1201:

1. In lieu of the Barnett amendment, in standing committee amendment 1, line 2, strike "mail" and insert "certified mail, return receipt requested,".

2. In the title strike beginning with the first "to" in line 4 through line 6 and insert "and to provide when service shall not be denied an applicant.".

LEGISLATIVE BILL 1181. Placed on Select File as amended.
Enrollment and Review amendments to LB 1181:

(Note: There is a discrepancy between the bill as introduced and as printed. All amendments refer to the printed bill.)

1. On page 9, line 17, insert *"system"* after *"primary"*.

2. On page 13, line 20, insert an underscored comma after "lands"; and in line 21, insert *"property,"* after *"personal"*.

3. On page 14, line 8, strike the first comma; and insert an underscored comma after *"display"* in lines 10 and 13, and after *"taking"* in line 12.

4. In lines 1 to 3 of the Hasebroock amendment to page 14, show the stricken matter as underscored; and in line 7 strike the semicolon and insert an underscored comma.

5. For correlation purposes, on page 14, line 23, insert ", as amended by section 11, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972" after "1943"; and on page 15, line 5, strike "Commerce" and insert "Transportation".

6. On page 16, line 14, strike the comma.

7. On page 17, line 10, strike *"herein provided"* and insert *"provided in this act"*; in line 11, insert an underscored comma after *"display"*; in line 17, strike the comma; and in line 23, strike the colon and insert an underscored period.

8. On page 18, lines 7, 18, and 26, insert *", displays,"* after *"signs"*; and in lines 16 and 24, insert an underscored comma after *"displays"*.

9. On page 19, lines 2 and 3 and lines 16 and 17, strike *"subdivisions (1) (a), (1) (b), and (1) (c)"* and insert *"subdivision (1)"*; strike line 11 and insert *"described in subdivision (1) of this section"*; in line 17 insert

"following" after *"the"*; strike line 18 and insert *"shall apply:"*; and in line 23, insert an underscored comma after *"1968"*.

10. On page 20, lines 13 and 14, strike *"herein defined"* and insert *"defined in section 39-1302"*; and in line 15, strike *"such"*.

11. On page 21, line 1, strike the comma; in lines 4 and 8, insert an underscored comma after *"displays"*.

12. On page 22, line 3, strike the comma; in lines 5 and 6, strike *"herein contained"* and insert *"contained in this act"*; in line 14, strike "39-1320.02,"; in line 15 strike the first "and"; and in line 16 insert ", and section 39-1320.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1058, Eighty-second Legislature, 1972" after "1969".

13. In the title, line 3, strike "39-1320.02,"; in line 4 strike "and"; in line 6 insert ", and section 39-1320.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1058, Eighty-second Legislature, 1972" after "1969"; in line 7, strike "redefine" and insert "define"; in line 10, strike "highways" and insert "roads"; in line 11, insert "and" after the semicolon; and strike line 12 and insert "sections.".

LEGISLATIVE BILL 1510. Placed on Select File as amended.
Enrollment and Review amendment to LB 1510:

1. On page 3, line 24, insert *"or rights"* after *"right"*.

LEGISLATIVE BILL 1510A. Placed on Select File.

LEGISLATIVE BILL 1382. Placed on Select File as amended.
Enrollment and Review amendments to LB 1382:

1. In standing committee amendment 1, line 4, insert "on page 6," after the semicolon.

2. In line 1 of the new section added by the Carpenter amendment, supply paragraphing and insert "Sec. 8." before *"On"*; in line 7, insert *"been"* after *"not"*; in line 10 strike the semicolon and insert *", and"*; and in line 14, strike *"said county clerk's"* and insert *"his"*.

3. Pursuant to the second Carpenter amendment, on page 14, line 16, insert ", and also section 23-348, Reissue Revised Statutes of Nebraska, 1943" after "1971".

4. In the title, line 7, insert "to change duties of the county board respecting inventories; and" after the first semicolon; in line 7, strike the second semicolon and strike line 8, and insert ", and also section 23-348, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 1199. Placed on Select File as amended.
Enrollment and Review amendments to LB 1199:

1. On page 5, line 20, strike the quotation marks and reinsert the same at the end of the new matter added by standing committee amendment 1.

2. On page 6, line 1, strike "lay"; and in line 2, strike "with" and insert "; to provide".

3. In the title, line 5, strike "laymembers" and insert "members"; in line 6, strike "with" and insert "; to provide"; in line 7, strike "Judgeof" and insert "Judge of"; and in line 11, insert "to provide the manner of voting and number of votes required for nomination;" after the semicolon.

LEGISLATIVE BILL 1432. Placed on Select File.

LEGISLATIVE BILL 1119A. Placed on Select File.

LEGISLATIVE BILL 1433A. Placed on Select File.

LEGISLATIVE BILL 1100. Placed on Select File as amended.
Enrollment and Review amendments to LB 1100:

1. On page 6, lines 3 and 4, strike "*Revised Statutes Supplement, 1969,*".

2. On page 7, lines 4 and 5, strike ", *Revised Statutes Supplement, 1971*".

LEGISLATIVE BILL 1456. Placed on Select File as amended.
Enrollment and Review amendments to LB 1456:

1. Because of the Schmit amendment 2, strike the Proud amendment 2.

2. In the title, line 9, insert "to provide for other personnel; to create a cash fund and make an appropriation thereto;" after the semicolon.

LEGISLATIVE BILL 1502. Placed on Select File as amended.
Enrollment and Review amendments to LB 1502:

1. On page 3, line 19, insert an underscored comma after "*clerk*"; and in line 20, strike "*thereof*".

2. On page 4, insert an underscored comma after "*If*" in line 13 and after "*hearing*" in line 14.

3. On page 5, line 21, insert an underscored comma after "*by-laws*".

LEGISLATIVE BILL 1203. Placed on Select File as amended.
Enrollment and Review amendments to LB 1203:

1. On page 2, insert "methods of" at the end of line 9.

2. On page 3, lines 19 and 20, strike ", and amendments thereto".

LEGISLATIVE BILL 1089. Placed on Select File as amended.
Enrollment and Review amendment to LB 1089:
In the title, line 3, strike "green ash" and insert "cottonwood to be".

LEGISLATIVE BILL 1186. Placed on Select File.

LEGISLATIVE BILL 1218. Placed on Select File.

LEGISLATIVE BILL 1262. Placed on Select File as amended.
Enrollment and Review amendment to LB 1262:
1. In the title, insert "prescribed" at the end of line 2.

LEGISLATIVE BILL 1375. Placed on Select File as amended.
Enrollment and Review amendment to LB 1375:
1. In the title, strike lines 5 and 6 and insert "executor, administrator, or trustee may exercise the privileges of a deceased, insolvent, or bankrupt licensee; to".

LEGISLATIVE BILL 1362. Placed on Select File as amended.
Enrollment and Review amendments to LB 1362:
1. In lieu of the Morgan amendment, in standing committee amendment 1, strike line 3 and insert "the senior judge shall be the presiding judge during the first year, and thereafter the office of presiding judge shall rotate annually.".
2. In the title, line 5, insert "to provide for the presiding judge;" after the semicolon.

LEGISLATIVE BILL 1498. Placed on Select File as amended.
Enrollment and Review amendments to LB 1498:
1. On page 2, line 6, strike the first "and" and show stricken.
2. On page 7, line 19, insert "*evidence of*" after "*appropriate*".

LEGISLATIVE BILL 1489. Placed on Select File as amended.
Enrollment and Review amendments to LB 1489:
1. On page 2, lines 1 and 10, strike "medical college" and insert "College of Medicine"; and in line 9, insert ", medical assistant," after "student".
2. In standing committee amendment 1, line 1, insert a comma after "residents".

LEGISLATIVE BILL 1195. Placed on Select File as amended.
Enrollment and Review amendments to LB 1195:

1. In standing committee amendment 2, line 1, strike " *'property'* " and insert "the second *'property'* "; in line 4, strike *"Revised Statutes Supplement, 1969,"*; in line 5 insert an underscored comma after *"may"*; at the end of line 6, insert *"and"*; in lines 7 and 8 strike *"Reissue Revised Statutes of Nebraska, 1943, issue"* and insert *"approve the issuance of"*; and in the last line strike the period.

2. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 5, strike "and" and insert "to authorize bonds as prescribed;" and in line 6, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1340. Placed on Select File as amended.
Enrollment and Review amendments to LB 1340:

1. In section 1, line 14, insert a period after *"state"* and strike the interlined matter; in line 15, strike "the effective date of this act" and insert "December 25, 1969"; in line 18, insert *"The two additional members shall be appointed by the Governor for a term of five years and take office on December 26, 1972."* after the period; in line 18, strike "Board" and insert "board"; and in line 22, strike "this act" and insert "sections 81-553 to 81-570".

2. In section 2, line 18, insert *"~~70 as amended~~"* after "Number".

3. In section 5, line 4, strike "Fun" and insert "Fund".

4. In section 6, line 7, strike *"provided"* and insert *"if"*; and in line 8, strike *"other"*.

5. In section 8, line 8, strike *"other"*.

6. In line 1 of sections 2 to 10, strike "Section" and insert "Sec.".

7. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 81-555, 81-556, 81-559, 81-562, 81-566, 81-567, and 81-569, Revised Statutes Supplement, 1969, and section 81-563, Revised Statutes Supplement, 1971, relating to electricians; to increase membership on the board of the State Electrical Division; to provide for qualifications, appointment, and terms; to change standards; to eliminate reference to permits; to change fees and the disposition thereof; to change limitations; to

repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1360. Placed on Select File as amended.
Enrollment and Review amendments to LB 1360:

1. In standing committee amendment 1, line 2, insert "the" after "in"; and in line 3, strike the second comma.

2. On page 2, line 23, strike "in" and insert "as".

3. On page 3, line 2, strike "Department" and insert "Director"; and in line 4, strike "14" and insert "13".

4. On page 7, line 2, strike "5" and insert "10".

5. On page 7, line 24 insert "or 8" after "7"; and in lieu of the standing committee amendment thereto, in line 27, strike "j366" and insert "J366a".

6. Strike section 11 as amended and renumber original sections 12 to 14 as sections 11 to 13.

LEGISLATIVE BILL 1460. Placed on Select File as amended.
Enrollment and Review amendments to LB 1460:

1. On page 5, line 26, insert *"used by it"* after *"advertisements"*.

2. On page 6, line 26, strike the comma.

3. On page 7, insert an underscored comma after *"cases"* in line 2, *"inspections"* in line 6, and *"language"* in line 13; in line 3, strike *"reference"* and insert *"references"*; in line 9, strike *"help or employment"* and insert *"employment or help"*; in line 11, strike *"also"* and insert *"and"*; in line 13, insert *"the"* after *"in"*; and in line 21, insert *"or help"* after *"position"*.

4. On page 8, line 10, strike *"of"* and insert *"against"*; in line 21, strike *"refund to"* and insert *"reimburse"*; in line 22, insert *"for"* after the comma; and in line 24, insert *"refund"* after *"and"*.

5. On page 9, line 17, strike *"earning"* and insert *"earnings"*.

6. On page 11, lines 19 and 20, strike *"owners, managers, or employees"* and insert *"owner, manager, or employee"*.

7. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend sections 48-501, 48-503, 48-504, 48-505, 48-507, 48-508, 48-510, 48-511, and 48-512, Reissue Revised Statutes of Nebraska, 1943, relating to employment agencies; to change and clarify provisions regulating such agencies; to provide for classes of licenses and for fees and bonds; to regulate the relationship between

agencies and applicants; to restrict a license to operate at only one location; to provide for revocations; to provide duties; and to repeal the original sections, and also section 48-509, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 1196. Placed on Select File as amended.
Enrollment and Review amendments to LB 1196:

1. On page 21, line 8, insert an underscored comma after "*act*".

2. On page 22, line 12, strike "*provision*" and insert "*section*"; in line 14, insert "*dollars*" after "*ten*"; and in line 16, insert an underscored comma after "*days*".

3. In the Barnett amendment 1, line 4, insert an underscored comma after "*81-815.22*".

4. In the last line of the Barnett amendment 2, insert an underscored period after "*act*".

5. On page 23, line 13, strike the comma; in line 17, insert an underscored comma after "*days*"; and in line 19, strike "*a*".

(Signed) Duke Snyder, Chairman

ANNOUNCEMENT

Mr. Swanson announced that any Resolution calling for an interim study should be reported in by Monday, March 20.

RESOLUTIONS

LEGISLATIVE RESOLUTION 65. Read. Considered.

SPEAKER HASEBROOCK PRESIDING

Mr. Swanson offered the following amendment:

Amend LR 65, last paragraph by striking "Committee on Committees" and inserting "Executive Board of the Legislative Council".

PRESIDENT MARSH PRESIDING

The Swanson amendment was adopted.

Mr. Swanson moved to amend LR 65 as follows:

Amend LR 65, last 2 lines: "Provided that no more than 2 members of the Legislature representing Douglas or Sarpy Counties shall be so appointed.".

Mr. Goodrich moved to amend the Swanson amendment as follows:

Strike the last two lines of the Resolution, after 1973, and insert a period.

The Goodrich amendment lost with 6 ayes, 8 nays and 35 not voting.

The Swanson amendment was adopted with 32 ayes, 2 nays and 15 not voting.

LR 65 was referred to the Executive Board.

MESSAGE FROM THE GOVERNOR

March 13, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill Nos. 1081, 1081A, 1093, 1112, 1155, 1156, 1167, 1221, 1429, and 1487.

These bills were signed by me on March 10, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

RESOLUTIONS

LEGISLATIVE RESOLUTION 66. Read. Considered.

LR 66 found in the Journal on page 1232 for the Forty-Eighth Day failed with 10 ayes, 0 nays and 39 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Morgan asked to be excused at noon today for the remainder of the week. No objections. So ordered.

UNANIMOUS CONSENT—Bracket LB 1137

Mr. Whitney asked unanimous consent to bracket LB 1137 for Thursday, March 16. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1032. The Schmit pending amendments found in the Journal on page 1211 for the Forty-Eighth Day were adopted by unanimous consent.

The Luedtke pending amendment found in the Journal on page 1210 for the Forty-Eighth Day was adopted by unanimous consent.

Mr. Waldron offered the following amendment to his pending amendment found in the Journal on page 1209 for the Forty-Eighth Day which was adopted by unanimous consent:

Insert the words "by petition in error or" before the word "de novo" at page 22, line 24.

The Waldron pending amendment was adopted, as amended, by unanimous consent.

Mr. Stull offered the following unanimous consent amendment:

1. On page 6, line 9, insert ", *and all such county judges desiring such appointment shall be appointed as associate county judges*" after "*judges*".

Mr. Simpson objected.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1032 to Select File

Mr. Stull moved to return LB 1032 to Select File for the specific amendment found in today's Journal. The motion lost with 17 ayes, 12 nays and 20 not voting.

NOTICE OF COMMITTEE HEARING
Committee on Committees

March 14, 1972

The Committee on Committees will meet at 1:00 p.m. on Tuesday, March 21, 1972, in the Legislative Council Hearing Room for the purpose of hearing appointments submitted by Governor J. James Exon, as follows:

Richard Dugdale - Environmental Control Council (reset)
John T. Harris - Environmental Control Council (reset)
Eugene M. O'Neill - Environmental Control Council (reset)
Robert Cox - Environmental Control Council (reset)
Ken Witt - State Board of Health (reset)

J. R. Mc Bride - Board of Public Roads Classifications and Standards (reset)
Marlin O. Armbruster - Motor Vehicle Dealers License Board
Michael F. Wheeler - Motor Vehicle Dealers License Board
Ray L. Smith - Oil and Gas Conservation Commission

(Signed) Richard F. Proud, Chairman

SELECT FILE

LEGISLATIVE BILL 1241. Enrollment and Review amendments found in the Journal on page 1194 for the Forty-Eighth Day were adopted.

Mr. Waldron offered the following unanimous consent amendment:

Section 1. That section 77-202, Revised Statutes Supplement, 1971, be amended to read as follows:

77-202. (1) The following property shall be exempt from taxes:

(a) The property of the state and its governmental subdivisions;

(b) Property owned by and used exclusively for agricultural and horticultural societites;

(c) Property owned and used exclusively for educational, religious, charitable, or cemetery purposes, when such property is not owned or used for financial gain or profit to either the owner or user; *and*

(d) Household goods, including major applicances either attached or detached to real property, and personal effects when such property is not owned or used for financial gain or profit to either the owner or user; *and* .

(e) Livestock,

(2) The increased value of land by reason of shade and ornamental trees planted along the highway shall not be taken into account in the assessment of such land.

(3) The premiums received by any insurance company authorized to do business in this state on pension, profit-sharing and other employee benefit plans which are described in section 805 (d) (1) of the Internal Revenue Code of 1954, as amended as of January 1, 1965 shall be exempt from taxes.

(4) Life insurance and Life insruance annuity contracts and any payment connected therewith and any right to pension or retirement payments shall be exempt from the intangible tax.

Mr. Burbach objected.

Advanced to Enrollment and Review for Engrossment.

LEGISLATIVE BILL 1183. Enrollment and Review amendments found in the Journal on page 1193 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1435. Enrollment and Review amendments found in the Journal on page 1193 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1447. Enrollment and Review amendment found in the Journal on page 1194 for the Forty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 461. Enrollment and Review amendments found in the Journal on page 1194 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1301A. Enrollment and Review amendment found in the Journal on page 1194 for the Forty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1120. Enrollment and Review amendment found in the Journal on page 1194 for the Forty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 741A. Enrollment and Review amendment found in the Journal on page 1194 for the Forty-Eighth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1509. Enrollment and Review amendments found in the Journal on page 1195 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE RESOLUTION 17. Laid over.

LEGISLATIVE BILL 1311. Enrollment and Review amendments found in the Journal on page 1195 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1189. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1413. Enrollment and Review amendments found in the Journal on page 1196 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1211. Enrollment and Review amendments found in the Journal on page 1197 for the Forty-Eighth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1241 to Select File

Mr. Waldron moved to return LB 1241 to Select File for the specific amendment found in today's Journal.

Mr. Waldron requested a record vote.

Voting in the affirmative, 15:

Barnett	Craft	DeCamp	Keyes	Kime
Kokes	Kremer	Maresh	Nore	Pfister
Schmit	Simpson	Stahmer	Waldron	Ziebarth

Voting in the negative, 18:

Burbach	Carsten	Carstens	Epke	Hasebroock
Johnson	Klaver	Luedtke	Morgan	Orme
Proud	Savage	Skarda	Stull	Swanson
Syas	Warner	Whitney		

Not voting, 16:

Carpenter	Chambers	Clark	Duis	Elrod
Goodrich	Holmquist	Kennedy	Lewis	Mahoney
Marvel	Moylan	Snyder	Stromer	Waldo
Wiltse				

The motion to return failed with 15 ayes, 18 nays and 16 not voting.

GENERAL FILE

LEGISLATIVE BILL 1217. Bracketed until March 20, at the request of Mr. Chambers.

LEGISLATIVE BILL 1400. Considered.

The Ziebarth pending amendments found in the Journal on page 1147 for the Forty-Sixth Day were adopted.

The Ziebarth pending amendments found in the Journal on page 1149 for the Forty-Sixth Day were adopted with 19 ayes, 7 nays and 23 not voting.

Advanced to Enrollment & Review with 27 ayes, 3 nays and 19 not voting.

LEGISLATIVE BILL 1463. Title read. Considered.

Mr. Goodrich offered the following amendment:

1. On page 3, at the end of line 10, insert *"The position of public defender shall be a full-time position, and the public defender shall not engage in the private practice of law. The appropriate district judge or judges shall determine whether assistant public defenders and other employees are to be part-time or full-time.".*

Mr. Pfister moved the previous question. The question is, "Shall the debate now cease?" The mostion lost with 21 ayes, 0 nays and 28 not voting.

Mr. Proud moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Amendment pending.

UNANIMOUS CONSENT—Unbracket LB 1377

Mr. Warner asked unanimous consent to unbracket LB 1377 on Select File for Wednesday, March 15. No objections. So ordered.

UNANIMOUS CONSENT—Members Excused

Mr. Kokes asked unanimous consent to be excused until he returns this afternoon. No objections. So ordered.

Mr. Mahoney asked unanimous consent to be excused Thursday, March 16. No objections. So ordered.

VISITORS

Mr. F. Carstens introduced 33 History and Government Students and their teacher, Mrs. Lester Eastwood from Summerfield, Kansas.

Mr. Proud introduced 38 Fourth Grade students and their teachers, Mesdames Chizek and Batenhorst and Miss Harris from Willa Cather Elementary School, Millard.

Mr. Epke introduced 60 Senior Economic students and their teacher, Chas. Brown from York High School, York.

Mr. DeCamp introduced Phyllis Pearson Lyons.

RECESS

At 11:59 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:31 p.m. with President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter, Clark, Duis, Marvel, Morgan, Stromer, and Waldo who were excused, and Mr. Ziebarth who was absent.

UNANIMOUS CONSENT—Unbracket LB 1000

Mr. Stahmer asked unanimous consent to unbracket LB 1000 on Enrollment and Review Final. No objections. So ordered.

MOTION—Return LB 1000 to Select File

Mr. Stahmer moved to return LB 1000 to Select File for the following specific amendments:

1. In new section 1, line 32, strike ". *Such funds*" and insert "*, funds for such purpose*".

2. In renumbered section 3, strike lines 3 to 16 and amendments thereto and insert:

"43-619. All money derived from any source *other than state General Fund appropriations* by any school as provided by the provisions of sections 43-617 and 43-618, shall be remitted to the state treasury ~~on the first day of each month~~ and by the State Treasurer ~~placed in the state General Fund~~ *credited to the Nebraska School for the Mentally Retarded Cash Fund, which fund is hereby created, and such money shall be made available to any such school for purposes of education, training, or maintenance of students.*".

3. Strike the Stahmer amendment 5, adopted 1/27/72.

Mr. Stahmer requested a Call of the House. The Call showed 30 members present.

Mr. Burbach moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Stahmer motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1000. The Stahmer specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Member Excused

Mr. Swanson asked unanimous consent to be excused Wednesday, March 15 until he arrives. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1322. Title read. Considered.

Failed to advance to Enrollment & Review with 18 ayes, 17 nays and 14 not voting.

Mr. Whitney moved to indefinitely postpone LB 1322.

Mr. Swanson requested a record vote.

Voting in the affirmative, 20:

Barnett	Burbach	Carsten	Craft	Epke
Holmquist	Johnson	Keyes	Kime	Kremer
Lewis	Mahoney	Nore	Orme	Pfister
Schmit	Swanson	Warner	Whitney	Wiltse

Voting in the negative, 16:

Carstens	Chambers	Elrod	Goodrich	Hasebroock
Klaver	Luedtke	Moylan	Proud	Savage
Simpson	Skarda	Snyder	Stahmer	Syas
Waldron				

Not voting, 13:

Carpenter	Clark	DeCamp	Duis	Kennedy
Kokes	Maresh	Marvel	Morgan	Stromer
Stull	Waldo	Ziebarth		

The motion prevailed with 20 ayes, 16 nays and 13 not voting.

LEGISLATIVE BILL 1463. Considered.

Mr. Goodrich asked unanimous consent to withdraw his pending amendment found in today's Journal. No objections. So ordered.

Mr. Goodrich offered the following amendment which was adopted:

1. On page 3, at the end of line 10, insert

"The position of public defender shall be a full-time position, and the public defender shall not engage in the private practice of law directly or indirectly. The appropriate district judge or judges shall determine whether assistant public defenders and other employees are to be part-time or full-time, which determination shall be based on the number of assistant public defenders and other employees and the work-load of the office, including the number and complexity of trials, appeals, and other proceedings.".

Mr. Moylan moved to advance LB 1463 to Enrollment & Review.

Mr. Moylan requested a Call of the House. The Call showed 34 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 39 ayes, 1 nay and 9 not voting.

Mr. Moylan requested a record vote.

Voting in the affirmative, 21:

Carsten	Carstens	Chambers	Craft	DeCamp
Elrod	Goodrich	Johnson	Keyes	Kime
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Savage	Schmit	Stahmer	Swanson
Warner				

Voting in the negative, 11:

Holmquist	Klaver	Kokes	Nore	Orme
Proud	Skarda	Snyder	Stull	Syas
Whitney				

Not voting, 17:

Barnett	Burbach	Carpenter	Clark	Duis
Epke	Hasebroock	Kennedy	Marvel	Morgan
Pfister	Simpson	Stromer	Waldo	Waldron
Wiltse	Ziebarth			

The motion lost with 21 ayes, 11 nays and 17 not voting.

Mr. Klaver moved to indefinitely postpone LB 1463.

The motion prevailed with 14 ayes, 8 nays and 27 not voting.

LEGISLATIVE BILL 1511. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1246A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1432A. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1413A. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1489A. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 2 nays and 19 not voting.

LEGISLATIVE RESOLUTION 20. Read and considered.

LR 20 found in the Journal on page 339 for the Tenth Day was adopted with 33 ayes, 1 nay and 15 not voting.

UNANIMOUS CONSENT—Change of Order

Mr. Ziebarth asked unanimous consent to put LB 1310 in place of LB 1384 and discuss LB 1310 on Thursday, March 16. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1293. Laid over at the request of Mr. Goodrich.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1032. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1032:

1. In line 2 of the Luedtke amendment 5,
adopted 3/14/72, strike *"transcription"* and insert *"transcript"*.

2. In line 4 of the Luedtke amendment 8,
adopted 3/14/72, strike *"10"* and insert *"7"*.

3. Strike the Luedtke amendment 15, adopted 3/14/72.

4. In the Waldron amendment 2, adopted 3/14/72, insert an underscored comma at the end of line 2, and in line 3, strike "*R.R.S. 1943*".

5. On page 53, strike lines 3 to 8 and insert:

"(24) Each county assessor, not more than five thousand dollars and not less than two thousand dollars." as in the statutes.

6. In line 19 of E & R amendment 45, strike "1969" and insert "1971".

7. In the title, as amended, line 61, strike "1969" and insert "1971"; in line 62, insert "to provide an operative date; and" after the semicolon; and in line 85 strike "; and to declare an emergency".

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Change of Order

Mr. Stull asked unanimous consent to revert to Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1032. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return to Select File

Mr. Stull moved to return LB 1032 to Select File for the following specific amendments:

1. On page 6, line 9, insert "*, and all such county judges desiring such appointment shall be appointed as associate county judges*" after "*judges*".

2. Amend section 285 to read:

"Sec. 285. *The provisions of section 4 of this act shall become operative on the effective date of this act. All other provisions of this act shall become operative on January 4, 1973.*".

3. On page 62, line 23, insert "*arising out of a violation of a city ordinance*" after "*matters*"; and in line 24, insert "*in connection with a violation of a city ordinance*" after "*court*".

The motion prevailed with 26 ayes, 1 nay and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1032. The Stull specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

GENERAL FILE

LEGISLATIVE BILL 1402. Considered.

Standing Committee amendment found in the Journal on page 873 for the Thirty-Sixth Day was adopted.

Mr. Holmquist offered the following amendment:

1. On page 3, insert *"nonsupervisory"* after "a" in line 17 and after *"holding"* in line 24; strike lines 18 and 25 and *"immediate assistant"* in lines 19 and 26; and at the end of line 27 insert:

"Supervisors are hereby defined as having authority, in the interest of the employer, to hire, transfer, suspend, lay off, recall, promote, discharge, assign, reward, or discipline other employees, or responsibility to direct them, or to adjust their grievances, or effectively to recommend such action, if the exercise of such authority is not of a merely routine or clerical nature but requires the use of independent judgment.".

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 29 ayes, 0 nays and 20 not voting.

The Holmquist amendment failed with 6 ayes, 19 nays and 24 not voting.

Advanced to Enrollment & Review with 28 ayes, 3 nays and 18 not voting.

STANDING COMMITTEE REPORT
Nebraska Retirement System

LEGISLATIVE BILL 1386. Placed on General File as amended.
Standing Committee amendments to LB 1386:

1. Add a new section 2 to read as follows:

"Sec. 2. That section 79-1524, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

79-1524. Upon retirement for disability, a member shall receive a disability retirement allowance which shall consist of a savings annuity and a service annuity

computed in the manner specified in section 79-1522 *or, in lieu thereof, the formula annuity computed in the manner specified in section 79-1522.01 without the reduction to the acturial equivalent of the formula annuity deferred to the sixty-fifth birthday of the member.*".

2. Renumber original sections 2 to 4 as sections 3 to 5 respectively.

3. On page 6 lines 23 to 27 strike the new matter.

4. On page 7 lines 15 and 16 strike "*the member had*" and insert "*if any active member has*", line 21 insert "*Any such annuity shall be paid in lieu of the benefits provided in subsection 1 of this section*" after the period, and lines 19, 20, and 26 insert "*,dependent child or dependent parent*" after "*spouse*".

5. On page 8 line 1 insert "section 79-1524, Reissue Revised Statutes of Nebraska, 1943," after "original".

(Signed) Claire Holmquist, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Holmquist asked unanimous consent to print the following proposed amendment to LR 33 in the Journal. No objections. So ordered.

Add a new paragraph as follows:

3. That the above-mentioned study include a study of past service benefits for state employees.

Referred to the Executive Board.

VISITORS

Mr. Johnson introduced Mrs. Keene and Mrs. Laird of Fremont, Nebraska.

Speaker Hasebroock introduced Mr. and Mrs. Jim Straley and daughter, Ann from West Point.

ADJOURNMENT

At 4:13 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 9:00 a.m., Wednesday, March 15, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 15, 1972

Pursuant to adjournment, the Legislature met at 9:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by Rev. Ralph E. Alexander, associate pastor, AME Church, Omaha.

> Our Father, the Creator of each of us; and every living thing, we come to thee this morning in a humble and contrite spirit. We humbly beseech that this great Legislative body be cogizant of their duties, with understanding of those less fortunate and compassion to temper their decisions. And let the words of our mouths and the meditations of our hearts be acceptable in thy sight Oh Lord our strength and our redemer.

ROLL CALL

The roll was called and all members were present except Mr. Morgan who was excused, Mr. Marvel who was excused until 10:00 a.m. and Mr. Swanson who was excused until he arrives.

CORRECTIONS FOR THE JOURNAL

Page 1243, lines 30 & 35 delete "LB" and insert "LR".
Page 1252, line 32, delete "16" and insert "17".
The Journal for the Forty-Ninth Day was approved as corrected.

UNANIMOUS CONSENT—Members Excused

Mr. Kremer asked unanimous consent to be excused at 11:00 a.m. for the remainder of the morning. No objections. So ordered.

Mr. Snyder asked unanimous consent to be excused this afternoon. No objections. So ordered.

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that today was Senator Wiltse's birthday. The members sang Happy Birthday to him.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1304. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1304:
1. In the Skarda amendment, line 3, strike "cause".

LEGISLATIVE BILL 1359. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1359:
1. Strike all E & R amendments adopted 2/28/72.
2. In section 1, line 5, insert "and" after the comma.
3. In the title, strike lines 2 to 8 and insert:
"FOR AN ACT relating to motor vehicles; to provide for refund of unused registration fees and personal property taxes upon change of registration as prescribed; and to declare an emergency.".

LEGISLATIVE BILL 1183. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1183:
1. On page 2 of the Goodrich amendments, as amended, strike the comma and insert an underscored semicolon.
2. In line 3 of the Goodrich amendment 2, strike the first "*for*".

LEGISLATIVE BILL 1301A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1301A:
1. In line 2 of the Luedtke amendment 1, remove underscoring from "32,270" and after "columns" insert "and show as stricken".

The following bill was correctly re-engrossed: 1168

The following bills were correctly engrossed:

619 1301 1447

The following bills were correctly enrolled:

741	1086	1149	1150	1152
1157	1178	1226	1238	1239
1261	1290	1403		

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 741, 1086, 1149, 1150, 1152, 1157, 1178, 1226, 1238, 1239, 1261, 1290 and 1403 and also LR 59 and LR 64.

MOTION–Reconsider Action on LB 1322

Mr. Swanson moved to reconsider action to indefinitely postpone LB 1322. Motion pending.

RESOLUTIONS

LEGISLATIVE RESOLUTION 67.

Introduced by David H. Stahmer, 8th District; Roland Luedtke, 28th District.

WHEREAS, the members of the Eighty-second Legislature of Nebraska, Second Session recognize that the youth of Nebraska have and will continue to provide an example for the youth of our nation; and

WHEREAS, the President of the United States has given emphasis to promoting youth services through his Council on Youth, the Youth Development and Delinquency Prevention Administration of the Department of Health, Education and Welfare, and the Juvenile Delinquency Prevention component of the Law Enforcement Assistance Administration; and

WHEREAS, youth oriented programs in the state lack overall coordination and suffer in effectiveness from fragmentation; and

WHEREAS, youth services often begun with federal funding lose viability when such funds are withdrawn; and

WHEREAS, cities and counties often cannot adequately support youth services as a result of their local tax structure; and

WHEREAS, there is a need for state coordination of youth services and activities from both an objective and financial standpoint; and

WHEREAS, there is presently not a thrust for such coordination and input into youth activities.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That a Legislative study be made of the matters outlinedabove.

Referred to the Executive Board

MOTION—Return LB 66 To Select File

Mr. Stahmer moved to return LB 66 to Select File for the following specific amendment:

Strike the Carpenter amendment pertaining to franchising.

The motion lost with 13 ayes, 18 nays and 18 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 66.

A BILL FOR AN ACT to amend sections 53-160 and 53-164.01, Reissue Revised Statutes of Nebraska, 1943, and sections 53-118, 53-130, 53-166.01, 53-166.02, and 53-166.17, Revised Statutes Supplement, 1971, relating to liquors; to provide an exception to the size of containers; to extend provisions to all alcoholic liquors rather than beer only; to increase the tax on liquors and change the method of payment; to provide transition; to increase a fee; to provide for personal bond; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 7:

Goodrich	Kime	Kokes	Lewis	Proud
Stahmer	Waldron			

Not voting, 4:

Epke	Morgan	Moylan	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1146. With emergency.

A BILL FOR AN ACT to amend section 60-335, Revised Statutes Supplement, 1971, relating to motor vehicles; to exempt from taxation vehicles used in city or village public transportation; to provide a tax exemption for operation of a municipally-owned public transportation system for passengers; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Marvel	Morgan	Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1213. With emergency.

A BILL FOR AN ACT to amend sections 16-622 and 16-691.01, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first class; to change delinquency dates on prescribed assessments; to provide for investment of surplus funds in certificates of deposits as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Waldron	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Klaver	Morgan	Swanson	Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1256.

A BILL FOR AN ACT to amend section 71-1002, Revised Statutes Supplement, 1971, relating to public health; to provide for the claiming of a dead human body by any person; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Morgan Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1257.

A BILL FOR AN ACT to amend section 18-1910, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to require compliance with plumbing codes and licensing as prescribed; to provide an exception; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Kremer Morgan Swanson Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1269.

A BILL FOR AN ACT to amend section 48-144.03, Revised Statutes Supplement, 1971, relating to workmen's compensation; to provide for notice to the Nebraska Workmen's Compensation Court when the

employer gives notice to the insurer that he intends to cancel a contract or policy of insurance issued by the insurer as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Lewis	Morgan	Swanson

A consitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1275. With emergency.

A BILL FOR AN ACT to amend sections 14-1801 to 14-1814, 14-1818, 14-1820 to 14-1823 and 14-1826, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the metropolitan class; to redefine policy and terms; to provide for transit authorities in cities of the metropolitan class; to repeal the original sections and also sections 14-1815, 14-1817, and 14-1824, Reissue Revised Statutes of Nebraska, 1943; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Marvel	Morgan	Swanson	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1298.

A BILL FOR AN ACT to amend section 48-106, Revised Statutes Supplement, 1971, relating to workmen's compensation; to provide for returning to the status of not being within the provisions of Chapter 48, article 1, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto, by employers of household domestic servants and farm or ranch laborers as prescribed; and to repeal the original section.

Whereupon the President stated, "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Orme

Not voting, 6:

Carpenter	Chambers	Hasebroock	Morgan	Swanson
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1325.

A BILL FOR AN ACT to amend section 71-2803.01, Revised Statutes Supplement, 1971, relating to physical therapy; to provide for temporary licenses as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Chambers	Hasebroock	Lewis	Marvel
Morgan	Swanson	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1353. With emergency.

A BILL FOR AN ACT to amend sections 44-127.01 and 44-127.03, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to change the liquidation procedure of insurance companies as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Hasebroock	Morgan	Swanson	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1354.

A BILL FOR AN ACT to amend section 44-361, Revised Statutes Supplement, 1971, relating to insurance; to change the provisions as what not considered rebates on crop hail insurance premiums; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Carsten	Carstens	Chambers	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Lewis	Luedtke
Mahoney	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Stromer	Stull	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Barnett	Burbach	Carpenter	Kokes	Marvel
Morgan	Snyder	Swanson	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1385.

A BILL FOR AN ACT to amend sections 71-122 and 71-122.01, Revised Statutes Supplement, 1971, relating to public health and welfare; to change the allocation of certain fees; to provide that a proportionate share of fees received by examining boards shall be used for operation of the Bureau of Examining Boards as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Morgan	Savage	Schmit	Swanson
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1471.

A BILL FOR AN ACT to amend section 24-703.01, Revised Statutes Supplement, 1969, and section 24-703, Revised Statutes Supplement, 1971, relating to the judges retirement fees; to change the time for counties and municipalities to remit retirement fund fees; to redefine terms; to provide that the retirement fund fees shall be paid by counties and municipalities to the Director of the Public Employees Retirement Board as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carstens	Goodrich	Klaver	Morgan	Pfister
Swanson	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1476. With emergency.

A BILL FOR AN ACT making appropriations for the state govemment for the period July 1, 1972 to June 30, 1973; to recite limits and conditions on the expenditure of funds from the appropriations so made; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Goodrich	Kremer	Morgan	Pfister	Swanson
Whitney				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1505.

A BILL FOR AN ACT to repeal section 1, Legislative Bill 710, Eighty-second Legislature, First Session, 1971, relating to elections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Lewis
Luedtke	Maresh	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Goodrich	Kokes	Kremer	Mahoney	Marvel
Morgan	Pfister	Swanson	Waldron	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

VISITORS

President Marsh introduced former Governor Dwight Burney of Hartington. Mr. Burney spoke to the members briefly.

STANDING COMMITTEE REPORT
Public Works

LEGISLATIVE BILL 1126. Indefinitely postponed.

(Signed) Claire Holmquist, Chairman

MOTIONS–Suspend Rules

Mr. Proud moved to suspend the Rules to introduce a new bill to be known as LB 1514.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The Proud motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter moved to suspend the Rules to introduce a new bill to be known as LB 1515. The motion prevailed with 32 ayes, 0 nay and 16 not voting.

MOTION–Introduce Bill

Mr. Marvel moved to introduce a new bill by the Appropriations Committee to be known as LB 1516. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1514. By Richard F. Proud, 12th District.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 9 and 16, of the Constitution of Nebraska, relating to the Legislature; to provide for standards and definitions for determining conflicts of interest and effect thereof; to provide for the submission of

the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

LEGISLATIVE BILL 1515. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to assure safe and healthful working conditions for working men and women; to provide for standards and enforcement thereof; to provide for education, training and research in the field of occupational safety and health; to provide for violations; to provide penalties; and to provide a severability clause.

LEGISLATIVE BILL 1516. By the Appropriations Committee: Richard Marvel, Chairman, 33rd District; John Savage, 10th District; Fern Hubbard Orme, 29th District; Wayne Ziebarth, 37th District; David Stahmer, 8th District; Herb Nore, 22nd District; E. Thome Johnson, 15th District; Robert Clark, 47th District.

A BILL FOR AN ACT making reappropriations for the period July 1, 1972 to June 30, 1973, for construction, repair, and improvement of state buildings as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

LEGISLATIVE BILL 1456A. By Loran Schmit, 23rd District.

A BILL FOR AN ACT to make appropriation from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Roads-Nebraska State Patrol, Agency No. 64, for Program No. 190, to aid in carrying out the provisions of Legislative Bill 1456, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

MOTIONS—Suspend Rules

Mr. Proud moved to suspend the Rules to place LB 1514 at the top of General File without a public hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

Mr. Carpenter moved to suspend the Rules to place LB 1515 on General File without a public hearing and bracket for March 20. The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Mr. Marvel moved to suspend the Rules to place LB 1516 on General File without a public hearing. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Order Of Day

Mr. Marvel asked unanimous consent to consider LB's 1504, 1512, 1513 and 1516 on General File tomorrow after LB 1514. No objections. So ordered.

MOTION–Override Governor's Veto

Mr. Carstens moved to override the Governor's veto on LB 1131.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Mr. Carstens requested a Call of the House. Mr. Carstens moved the Call be raised. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

Voting in the affirmative, 33:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Kime
Lewis	Luedtke	Marvel	Moylan	Nore
Proud	Savage	Simpson	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Whitney	Wiltse		

Voting in the negative, 7:

Kennedy	Klaver	Kokes	Mahoney	Pfister
Skarda	Ziebarth			

Not voting, 9:

Clark	DeCamp	Duis	Kremer	Maresh
Morgan	Orme	Schmit	Swanson	

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

UNANIMOUS CONSENT–Members Excused

Messrs. Kokes and Waldron asked unanimous consent to be excused this afternoon. No objections. So ordered.

Mr. Klaver asked unanimous consent to be excused Thursday and Friday. No objections. So ordered.

Mr. Wiltse asked unanimous consent to be excused this afternoon and Thursday. No objections. So ordered.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 1476.

(Signed) Glenn Goodrich

Had I been present I would have voted "aye" on LB 1476.

(Signed) LeRoy Pfister

SELECT FILE

LEGISLATIVE BILL 1377. Laid over.

LEGISLATIVE RESOLUTION 17. Mr. Snyder moved to hold LR 17 over. The motion lost with 11 ayes, 11 nays and 27 not voting.

VISITORS

Mr. Lewis introduced Page Jacque Weber's parents, Mr. and Mrs. Stan Quigley, her grandmother, Mrs. E. E. Quigley and her husband, Jim from McCook.

Mr. Duis introduced Mr. Freeman Decker, Lincoln.

Mr. Epke introduced Mr. and Mrs. Bernie McCard, Central City.

Mr. Warner introduced Morten Ljosland, AFS student from Norway.

Mr. Luedtke introduced 57 Fourth grade students of Clare McPhee School and their teachers, Miss Burns and Mrs. Novotny, Lincoln.

RECESS

At 11:52 a.m. on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:32 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Kokes, Marvel, Morgan, Waldron who were excused, Mr. Kremer who was excused until 2:15, Mr. Snyder who was absent and Mr. Chambers who was absent until 2:30.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly engrossed: 758

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT–Member Excused

Mr. Kime asked unanimous consent to be excused on Thursday. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1222. Enrollment and Review amendment found in the Journal on page 1234 for the Forty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1475. Enrollment and Review amendments found in the Journal on page 1234 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1387. Enrollment and Review amendments found in the Journal on page 1234 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1440. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1171. Enrollment and Review amendments found in the Journal on page 1235 for the Forty-Ninth Day were adopted.

Laid over.

LEGISLATIVE BILL 1401. Enrollment and Review amendments found in the Journal on page 1236 for the Forty-Ninth Day were adopted.

Mr. Carstens offered the following amendment which was adopted by unanimous consent:

Amendment to the second Duis Amendment to LB 1401 found in the Journal on page 1117 for the forty-fifth day.

Strike lines 12 thru 23 and insert the following:

When the total votes cast in a public power district election is less than one-half (1/2) of the total votes cast within a county having a population less than 60,000 the

cost to the district shall be reduced fifty percent (50%) When the total vote within a county in a public power district election is less than one tenth of the total election vote in such county, then there shall be no cost to the district. In counties having a population of 60,000 or more, the total cost of a primary or general election held in such a county shall be prorated and billed to each public power district on a prorata basis determined by the ratio of votes cast for public power district directors as it bears to the total votes cast within such county. Election expenses shall be due and payable by each public power district within 30 days after receipt of a statement from said county.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1201. Enrollment and Review amendments found in the Journal on page 1237 for the Forty-Ninth Day were adopted.

Mr. Holmquist offered the following amendment which was adopted by unanimous consent:

1. In lieu of standing committee amendment 1, on page 2, line 4, strike the colon and insert "the utility company shall first give written notice by mail to any subscriber whose service is proposed to be terminated at least seven days prior to termination. As to any subscriber who has previously been identified as a welfare recipient to the company by the county welfare department, such notice shall be by certified mail and notice of such proposed termination shall be given to the county welfare department."; and strike lines 5 to 27.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1181. Enrollment and Review amendments found in the Journal on page 1237 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1510. Enrollment and Review amendment found in the Journal on page 1238 for the Forty-Ninth Day was adopted.

Mr. Holmquist offered the following amendments which were adopted by unanimous consent:

1. Insert a new section to read:

"Sec. 3. *The employer shall not incur any liability to any person whose employment is terminated, or whose seniority, status, or other employment rights are curtailed as the result of the granting to a veteran of all the*

rights assured him under the provisions of section 55-161.".

2. Renumber original sections 3 and 4 as sections 4 and 5.

3. In the title, line 6, insert "to provide for nonliability of the employer;" after the first semicolon.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1510A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1382. Enrollment and Review amendments found in the Journal on page 1238 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1199. Enrollment and Review amendments found in the Journal on page 1239 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1432. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1119A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1433A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1100. Enrollment and Review amendments found in the Journal on page 1239 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1456. Enrollment and Review amendments found in the Journal on page 1239 for the Forty-Ninth Day were adopted.

Mr. Schmit offered the following amendments which were adopted by unanimous consent:

1. On page 2, line 15 insert *"in addition to those authorized on the effective date of this act"* after *"investigators"*.

2. In new section 3, line 3, strike *"twenty-five hundred"* and insert *"fifty thousand"*.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1502. Enrollment and Review amendments found in the Journal on page 1239 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1203. Enrollment and Review amendments found in the Journal on page 1239 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1089. Enrollment and Review amendment found in the Journal on page 1240 for the Forty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1186. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1218. Mr. Whitney offered the following amendment which was adopted by unanimous consent:

1. On page 2 line 6 by insert "*by a lobbyist for a different principal*" after "registration".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1262. Enrollment and Review amendment found in the Journal on page 1240 for the Forty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 1375. Enrollment and Review amendment found in the Journal on page 1240 for the Forty-Ninth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1362. Enrollment and Review amendments found in the Journal on page 1240 for the Forty-Ninth Day were adopted.

Mr. Goodrich offered the following amendment which was adopted by unanimous consent:

Amend LB 1362; in the E & R amendment and the Morgan amendment, strike the words "during the first year, and thereafter the office of presiding judge shall rotate annually.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1498. Enrollment and Review amendments found in the Journal on page 1240 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1489. Enrollment and Review amendments found in the Journal on page 1240 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1195. Enrollment and Review amendments found in the Journal on page 1241 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1340. Enrollment and Review amendments found in the Journal on page 1241 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1360. Enrollment and Review amendments found in the Journal on page 1242 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1460. Enrollment and Review amendments found in the Journal on page 1242 for the Forty-Ninth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1196. Enrollment and Review amendments found in the Journal on page 1243 for the Forty-Ninth Day were adopted.

Mr. Barnett offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1377. Mr. Warner offered the following amendment which was adopted by unanimous consent:

1. Amend standing committee amendments to read:
"Section 1. *There is hereby established in the state treasury a fund to be known as the Public School Support Fund.*
Sec. 2. *Beginning with the 1973-74 school year, and each year thereafter, each Class II, III, IV, and V school district shall levy a tax of fourteen mills, Class I district six mills, except that for a Class I district which is part of a Class VI district offering instruction in grades seven to twelve the levy shall be four mills, and Class VI districts eight mills, except that for a Class VI school district offering instruction in grades seven to twelve the levy shall be ten mills, on all taxable property within the district, except intangible property, for the general operation and maintenance of the schools within the district to qualify for funds to be received from the Public School Support Fund, except*

that each school district shall receive a minimum of fifty dollars per year for each pupil in average daily membership. Any funds received from the state in replacement of tax revenue lost because of homestead exemptions or personal property tax exemptions shall be taken into account in determining if the mill levy required by this section has been imposed.

Sec. 3. *(1) The Legislature shall appropriate an amount of money each year to the Public School Support Fund which, when added to the total funds derived from the property tax levied by each school district and the minimum payment made as provided in section 2 of this act and all other receipts, except capital construction funds and federal funds from the Elementary and Secondary Education Act of 1965 as amended, subsections (3) (a) and (3) (b) of Public Law 874, 81st Congress, as amended, and the Johnson-O'Malley Act, 25 United States Code 452, as amended, and tuition received from contracting schools shall provide an amount of money per pupil by class of district as shall be determined by the Legislature; Provided, that the amount of money provided per pupil by this section shall never be less than the average of the following amounts: The average per pupil cost for all classes of districts for the preceding year and the cost per pupil in each school district for the preceding year, as determined by the State Department of Education.*

(2) When the population density in any school district is less than five persons per square mile the total financial support to each school district within the county under subsection (1) of this section insured for such district shall be increased by the following percentages: (a) If the density is four or more but less than five persons per square mile, ten per cent; (b) if the density is three or more but less than four persons per square mile, fifteen per cent; (c) if the density is two or more but less than three persons per square mile, twenty per cent; (d) if the density is one or more but less than two persons per square mile, twenty-five per cent; (e) if the density is less than one person per square mile, thirty per cent. Any school district showing a density greater than provided in this subsection shall not qualify for such percentage increases.

Sec. 4. *Each school district shall, on or before August 15 of each year, submit its budget to the State Department of Education for compliance with the*

provisions of this act. A total increase in current expense of not more than six per cent shall be allowed each district each year except as provided in section 5 of this act.

Sec. 5. A school district may apply to the State Board of Education for an exemption to the increase provided in section 4 of this act. The State Board of Education shall grant such an exemption when the membership of a district counted on the last Friday in September increases one half of one per cent or more above the membership of the preceding year on the corresponding date, as reported on the fall accreditation and approval report, and may grant such exemption for the following reasons: (1) Increase in number of staff; (2) increase in transportation costs; and (3) for new programs and additions to the curriculum. If an exemption is granted by the State Board of Education, the additional amount of money granted beyond the six per cent limitation as provided in section 4 of this act shall be included in the appropriations by the Legislature and placed in the Public School Support Fund for payment to the school districts granted the exemption.

Sec. 6. A school district may levy an additional tax of five mills each year on the taxable property, except intangible property, within the district in excess of the levy provided in section 2 of this act and any increases granted by section 5 of this act by a majority vote of the board of education after a public hearing on the proposed additional tax. Any further additional tax may be levied only if (1) voted by a unanimous vote of the school board or board of education or be a majority vote of the electors of the district voting on the proposition at nay general or special school election, or (2) The Legislature for any year fails to make an appropriation sufficient to make all payments provided for in this act, in which case a district may levy an additional tax to produce revenue equal to the difference between the amount to be received under such appropriation and the amount that would be received if this act were fully funded.

Sec. 7. The money apporpriated pursuant to section 3 of this act shall be paid to each qualifying school district in an amount equal to the difference between (1) the amount per pupil as determined by the Legislature, or (2) the average of the following amounts: The average per pupil cost for all classes of districts for the preceding year and the cost per pupil in each

school district for the preceding year, multiplied by the number of pupils in average daily membership for the preceding year, and the money raised by the qualifyng (sic) levy and all other receipts as provided in section 2 of this act. Payments to school districts shall be in approximately equal installments payable September 30, January 15, March 15, and May 15 of each year.

Sec. 8. *Beginning January 1, 1973, the State Treasurer on the first day of each month shall place so much of all funds collected by a general sales tax and income tax into the Public School Support Fund as shall equal one-twelfth of the amount required annually to fund the provisions of this act.*

Sec. 9. That section 77-27,132, Revised Statutes Supplement, 1971, be amended to read as follows:

77-27,132. (1) There is hereby created a fund to be designated Tax Refund Fund which shall be set apart and maintained by the State Treasurer for prompt payments of all tax refunds under the provisions of sections 77-2701 to 77-27,135. Such fund shall be in such amount as the Tax Commissioner shall determine is necessary to meet current refunding requirements under the provisions of sections 77-2701 to 77-27,135. Any money in the Tax Refund Fund available for investment shall be invested by the state investment officer pursuant to the provisions of sections 72-1237 to 72-1259.

(2) The Tax Commission shall pay to a depository bank designated by the State Treasurer all amounts collected under the provisions of sections 77-2701 to 77-27,135. The Tax Commissioner shall present to the State Treasurer bank receipts showing amounts so deposited in the aforementioned bank and of the amounts so deposited the State Treasurer shall (a) first credit to the Tax Refund Fund such amounts as are necessary to maintain such Tax Refund Fund at the level required by subsection (1) of this section, *and* (b) then credit to the Highway Allocation Fund all of the proceeds of the sales and use taxes derived from motor vehicles, trailers, and semitrailers, *and (c) then place in the Public School Support Fund the amounts required by section 8 of this act.* The balance of the amounts so paid shall be credited to the General Fund.

Sec. 10. *Sections 1 to 9 of this act shall become operative on January 1, 1973. Section 11 of this act shall become operative on September 1, 1973.*

Sec. 11. That original section 77-27,132, Revised Statutes Supplement, 1971, and also sections 79-1330 to 79-1344.01, Revised Statutes Supplement, 1969, and amendments thereto, are repealed.".

PRESIDENT MARSH PRESIDING

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Print In Journal

Mr. Duis asked unanimous consent to print the following amendment to LB 1377 in the Journal. No objections. So ordered.

1. In the Warner General File amendments, strike sections 2 to 7.

2. Insert six new sections to read:

"Sec. 2. *Beginning with the 1973-74 school year, the operational costs of the public schools, excluding capital construction costs, shall be borne by the state as provided in sections 1 to 8 of this act.*

Sec. 3. *The State Department of Education shall annually, based upon the annual financial reports of the districts required by section 79-451, determine for each grade level the statewide average operational costs, excluding captial construction costs, for each pupil in average daily attendance.*

Sec. 4. *Each school district shall annually receive from the Public School Support Fund, for each grade level of instruction offered, a sum equal to the cost per pupil for the preceding year as determined pursuant to section 3 of this act multiplied by the number of pupils actually enrolled in that grade level as of the last Friday in September of each year.*

Sec. 5. *The Commissioner of Education shall certify to the State Treasurer the total amount to be paid to each school district of the state. The State Treasurer shall distribute such amount in approximately equal installments on November 1, February 1, May 1, and August 1 of each year.*

Sec. 6. *No school district shall impose any mill levy for operational purposes for the 1973-74 school year or for any subsequent year.*

Sec. 7. *Any school district may, upon a favorable vote of a majority of the voters voting on the issue at any general or special election, impose a tax of not to exceed ten mills on the dollar on all the taxable property of the district, except intangible property, for capital construction purposes for the 1973-74 school year or any subsequent year.*".

SELECT FILE

LEGISLATIVE RESOLUTION 17. Mr. Proud moved to indefinitely postpone LR 17.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 6:

Keyes	Klaver	Luedtke	Pfister	Proud
Stahmer				

Voting in the negative, 21:

Burbach	Carpenter	Carsten	Carstens	Clark
Goodrich	Hasebroock	Kremer	Lewis	Mahoney
Maresh	Moylan	Nore	Orme	Savage
Schmit	Skarda	Swanson	Syas	Whitney
Ziebarth				

Not voting, 22:

Barnett	Chambers	Craft	DeCamp	Duis
Elrod	Epke	Holmquist	Johnson	Kennedy
Kime	Kokes	Marvel	Morgan	Simpson
Snyder	Stromer	Stull	Waldo	Waldron
Warner	Wiltse			

The motion lost with 6 ayes, 21 nays and 22 not voting.

Advanced to E & R for engrossment with 26 ayes, 3 nays and 20 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 68.

Introduced by Gerald Stromer, 36th District.

WHEREAS, there are approximately seventy-five persons employed full time by the Nebraska Hospital for the Tuberculous in Kearney, Nebraska; and

WHEREAS, many of these employees rely on employment at the Nebraska Hospital for the Tuberculous for the sole support of their families; and

WHEREAS, there is anticipated a phasing out and eventual closing of the Nebarska Hospital for the Tuberculous; and

WHEREAS, the anticipated closing is not the choice of such employees, but rather is due to considerations of technical and mechanical matters extraneous to the employees; and

WHEREAS, many employees of the Nebraska Hospital for the Tuberculous have contributed to the State Retirement Plan, and wish to continue in the employ of the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature calls upon all institutions and departments of the State of Nebraska to give priority to those employees of the Nebraska Hospital for the Tuberculous for employment in any other positions in state government for which such employees may be specifically qualified.

That a copy of this resolution be sent to the head of each department and institution of the State of Nebraska.

Laid over.

UNANIMOUS CONSENT–Committee Meeting

Mr. Swanson asked unanimous consent to hold an Executive Board meeting Friday, March 17, 1972 at 12:00 noon, in the Legislative Council Hearing Room. No objections. So ordered.

UNANIMOUS CONSENT–Member Excused

Mr. Stull asked unanimous consent to be excused March 16, 1972. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1247. Title read. Considered.

Standing Committee amendment found in the Journal on page 700 for the Twenty-Ninth Day was adopted.

Mr. Proud offered the following amendment:

page 3, line 12 strike ~~*Provided, that such standards or criteria and rules and regulations having the force and effect of standards and criteria shall not be more restrictive or stringent than standards or criteria promulgated or issued by any agency of the United States government pertaining to the same subject matter;*~~

Mr. Proud requested a record vote.

Voting in the affirmative, 12:

Barnett	Carstens	Chambers	Craft	Luedtke
Mahoney	Orme	Proud	Simpson	Stahmer
Swanson	Warner			

Voting in the negative, 22:

Burbach	Carpenter	Carsten	Clark	Duis
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kime	Kremer	Maresh	Nore	Pfister
Schmit	Skarda	Stromer	Stull	Syas
Waldo	Whitney			

Not voting, 15:

DeCamp	Elrod	Kennedy	Keyes	Klaver
Kokes	Lewis	Marvel	Morgan	Moylan
Savage	Snyder	Waldron	Wiltse	Ziebarth

The Proud amendment lost with 12 ayes, 22 nays and 15 not voting.

Mr. Schmit moved to indefinitely postpone LB 1247.

Mr. Whitney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 27 ayes, 2 nays and 20 not voting.

Mr. Proud requested a record vote.

Mr. Proud requested a Call of the House. The Call showed 39 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

Voting in the affirmative, 23:

Burbach	Carsten	Clark	Craft	Epke
Hasebroock	Holmquist	Johnson	Kime	Klaver
Kremer	Lewis	Maresh	Moylan	Nore
Pfister	Schmit	Stromer	Stull	Syas
Waldo	Warner	Whitney		

Voting in the negative, 15:

Barnett	Carstens	Chambers	DeCamp	Goodrich
Keyes	Luedtke	Mahoney	Orme	Proud
Savage	Simpson	Skarda	Stahmer	Swanson

Not voting, 11:

Carpenter	Duis	Elrod	Kennedy	Kokes
Marvel	Morgan	Snyder	Waldron	Wiltse
Ziebarth				

The motion prevailed with 23 ayes, 15 nays and 11 not voting.

UNANIMOUS CONSENT–Unbracket

Mr. Keyes asked unanimous consent to unbracket LB 1159 on General File for Thursday, March 16, 1972. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1247A. Mr. Proud asked unanimous consent to withdraw LB 1247A. Laid over.

LEGISLATIVE BILL 1328A. Laid over until Monday, March 20, at the request of Mrs. Craft.

LEGISLATIVE BILL 758A. Laid over until Monday, March 20, at the request of Mr. Clark.

LEGISLATIVE BILL 1228. Title read. Considered.

Mr. Lewis moved to indefinitely postpone LB 1228. The motion is pending.

MOTION–Reconsider Action

Mr. Carpenter moved to reconsider the action taken on LB 1463 to indefinitly postpone.

Laid over.

RESOLUTIONS

LEGISLATIVE RESOLUTION 69.

Introduced by Terry Carpenter, 48th District.

WHEREAS, there is nationwide concern regarding the communications industry and its ability to meet the public needs at fair and reasonable rates; and

WHEREAS, the availability of good communications service at just rates is of vital interest to the citizens of Nebraska and to this Legislature; and

WHEREAS, there is confusion and concern regarding the state-wide telecommunications network proposed to be constructed in Nebraska; and

WHEREAS, there is confusion and concern regarding the existing state communications system and charges related thereto; and

WHEREAS, the State Railway Commission contains the expertise necessary for evaluation and consideration of communications systems and problems;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF

THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint members of this Legislature to act in conjunction with representatives of the Nebraska State Railway Commission as a committee to study the communications situation in the State of Nebraska;

2. That all telephone common carriers in Nebraska currently requesting rate increases be required to give such information as the committee may require, including information regarding their major operations, capital expenditures, revenue policies, projected construction budgets, projected customer growth, and need for such rate increases;

3. That all miscellaneous communications companies, associations, or organizations who are not common carriers be required to advise the committee regarding their major operations, capital expenditures, revenue policies, projected construction budgets, corporate structure and operation, and owners of record;

4. That the Telecommunications Division of the Department of Administrative Services of the State of Nebraska be required to report to the committee any information it may require, including the following:

(a) Method of preparation of specifications for a proposed state-wide telecommunications system;

(b) Issuance of said specifications for bid, notwithstanding the fact that no appropriation has been made by the Nebraska Legislature for funding of said system;

(c) Plans for acceptance of bids for the proposed state-wide telecommunications network;

(d) Planned sources of funding construction of said network, in whole or in part;

(e) Estimated cost of constructing said network in compliance with specifications issued by the Telecommunications Division of the Department of Administrative Services;

(f) A complete cost analysis exhibiting comparison of present communications costs with proposed costs of the state-wide system, in whole or in part;

(g) General operation of the existing state communications system, and inventory and explanation of equipment for said operation, both past and present; and

(h) Charges made to departments, divisions, and agencies of state government for the use of the existing state communications system and for the proposed state-wide telecommunications network;

5. That no expenditure or commitment of expenditure shall be made, or shall be authorized to be made, by any department, division, or agency of the State of Nebraska toward construction or operation of the proposed state-wide telecommunications network until such time as the committee created by this resolution reports its findings and recommendations to the next regular session of the Legislature, and until the Legislature has accordingly made its wishes and intent known by specific legislation approving and funding said state-wide system; and

6. That a copy of this resolution be sent to all telephone companies doing business in Nebraska; all miscellaneous communications companies, associations, or organizations who are not common carriers operating in Nebraska; the Telecommunications Division of the Department of Administrative Services of the State of Nebraska; and the Civil Defense Division of the Military Department of the State of Nebraska.

Laid over.

COMMUNICATIONS ON LB 1131

March 15, 1972

Hon. Allen J. Beermann
Secretary of the State
of Nebraska
State Capitol Building
Lincoln, Nebraska 68509

Dear Mr. Beermann:

Pursuant to the provisions of RRS 84-503, we are forwarding LB 1131 with the certificate attached certifying the passage of this Legislation over the veto of the Governor.

Very truly yours,

(Signed) Vincent D. Brown
Clerk of the Legislature

VDB:cw
Enc.

CERTIFICATE

Legislative Bill 1131 having been returned by the Governor, with his objection thereto and after reconsideration, having passed the Legislature by the constitutional majority, it has become a law this 15th Day of March, 1972.

(Signed) William H. Hasebroock
Speaker and Acting President of
the Legislature

ADJOURNMENT

At 4:12 p.m., Mr. Syas moved to adjourn until 8:30 a.m., Thursday, March 16, 1972. The motion prevailed with 20 ayes, 17 nays and 12 not voting.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-FIRST DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 16, 1972

Pursuant to adjournment, the Legislature met at 8:33 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, our Father, never far from any one of us, grant us Thy presence. As we return to our duties today, keep us from letting our work become a monotonous round of daily life. Help us to bear witness to Thee; give us the capacity for compassion toward those with whom and for whom we work. Make us mindful of one another's needs. Bless this Legislature today. Give to the leaders of our State the ability to make wise decisions. Grant that our Governor may continue to execute his office in strength and courage. Give our President the insight and the ability to lead our nation toward world peace. And make us all aware and sensitive to our individual responsibilities as a nation of the people, to the whole world of mankind. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Kime, Klaver, Kokes, Mahoney, Morgan, Proud, and Wiltse who were excused and Mr. Stahmer who was absent until 9:30 a.m.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fiftieth Day was approved.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1311. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1311:

1. On page 5, line 21, strike "division"

and insert "subdivision".

2. On page 9, line 27, insert "a" before "minimum".

3. On page 12, line 10, and page 13, line 20, strike "subdivider" and insert "developer".

4. In new section 14, line 4, strike "said" and insert "such".

5. In the title, strike line 3 and insert "retirement communities and subdivisions; to".

LEGISLATIVE BILL 1211. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1211:

1. In line 1 of E & R amendment 2, insert "and insert 'have' " before the semicolon.

2. On page 3, line 13, strike "said" and insert "the".

3. On page 4, insert a period at the end of line 12.

4. Strike E & R amendment 6, adopted 3/14/72.

LEGISLATIVE BILL 1000. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1000:

1. In new section 1, strike the apostrophe at the end of line 28.

2. In new section 2, line 8, strike "~~or,~~" and insert ", ~~or~~"; in line 12, strike "or," and insert ", ~~or~~"; and in line 12, insert an underscored comma after "unit".

3. In the Stahmer amendment 6, adopted 1/26/72, line 2, insert a comma before the first "and"; and in line 3 strike the comma.

4. In the title, line 4, insert "and sections 43-613.01 and 43-614, Revised Statutes Supplement, 1969" after "1943"; and in line 5, insert "to provide for costs of programs of education;" after the semicolon.

LEGISLATIVE BILL 1511. Placed on Select File as amended.
Enrollment and Review amendment to LB 1511:

1. On page 2, line 5, strike "expended" and insert "appropriated".

LEGISLATIVE BILL 1246A. Placed on Select File.

LEGISLATIVE BILL 1432A. Placed on Select File.

LEGISLATIVE BILL 1413A. Placed on Select File.

LEGISLATIVE BILL 1489A. Placed on Select File.

LEGISLATIVE BILL 1402. Placed on Select File as amended.
Enrollment and Review amendment to LB 1402:
1. In the title, insert "and policemen"
at the end of line 4.

(Signed) Duke Snyder, Chairman

SELECT COMMITTEE REPORT

Committee on Committees

March 15, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Dr. Clarence Davis, Jr. - State Board of Health

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Mrs. Maxine Morrison - State Board of Health

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Mrs. Betty Abbott - Environmental Control Council

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Ace T. Backer - Commission on Fire Fighting Personnel Standards and Education

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

March 15, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

Mrs. Helen M. Lassek - State Personnel Board

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Mrs. Betty Matz - Public Welfare and Public Institutions Advisory Committee

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Allan Strunk - Advisory Committee to the Department of Economic Development

Committee Vote For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

March 15, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body, and suggests a record vote on each confirmation.

William E. Colwell - Advisory Committee to the Department of Economic Development

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Wallace L. Farrar - Board of Educational Lands and Funds

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

John Humpal - Public Welfare and Public Institutions Advisory Committee

Committee Vote: For: (8) Senators Clark, Holmquist, Klaver, Luedtke, Proud, Savage, Schmit and Syas

Against: None

Absent and not voting: (5) Senators Carpenter, Kremer, Waldron, Warner and Wiltse

Respectfully submitted,

(Signed) Richard F. Proud, Chairman

COMMUNICATIONS

March 16, 1972

Senator William Hasebroock
Speaker
Nebraska State Legislature
State House
Lincoln, Nebraska

Dear Senator:

On March 8, 1972, the Legislature directed the Attorney General to investigate the recent incident in the Gordon community and report findings, together with recommendations for appropriate action by the Legislature. Accordingly, I went to Gordon, and this is my personal report.

Going directly to the time of the discovery of the body of Raymond Yellow Thunder, this touched off a thorough and competent investigation in which there was complete cooperation between city, county and state law enforcement officers. The Legislature can be assured that this phase was handled properly.

Complaint has been made that the charges filed as a result of the investigation were inadequate, and specifically that a charge of first degree murder should have been filed, instead of manslaughter. Under the provisions of section 23-1201 of our statutes, a prosecutor may only file charges against an individual if two conditions exist. He must feel that he has sufficient evidence, and, he must feel that he can get a conviction on the charge filed. To bring home to you the propriety of the charge of manslaughter filed in the present case, it would appear sufficient to set out the statutory definitions of homicides in Nebraska:

> MURDER IN THE FIRST DEGREE. "Whoever shall purposely and of deliberate and premeditated malice or in the perpetration of or attempt to perpetrate any rape, arson, robbery or burglary, or by administering poison, or causing the same to be done, kill another; * * *."
>
> MURDER IN THE SECOND DEGREE. "Whoever shall purposely and maliciously, but without deliberation and premediation, kill another, every such person shall be deemed guilty of murder in the second degree; * * *."

MANSLAUGHTER. "Whoever shall unlawfully kill another without malice, either upon a sudden quarrel, or unintentionally, while the slayer is in the commission of some unlawful act, shall be deemed guilty of manslaughter; * * *."

No further comment will be made about the crime itself, although the temptation to do so is great. But the actual fact is that so much has already been said that the case of the prosecution has been prejudiced and weakened by some of the very persons who claim to have the greatest interest in a successful prosecution.

It is my recommendation that no action should be taken by the Legislature with respect to the investigation or prosecution of the case. It is in competent hands.

There were some incidental items turned up in which the Legislature will be interested. The men of the Nebraska State Patrol received high praise for their work throughout the entire period. This praise came not only from the general public, but what pleased me most was that it was joined in by other law enforcement agencies.

Complete cooperation was received from liquor dealers in the area, and no changes in the law relating to their regulation is indicated. Just one phone call from law enforcement and they closed their places within minutes.

Most of the work of the Legislature must look to the future, so the balance of this report will touch on remaining problems in the area, and there are many.

The greatest and most immediate problem, the one which generated the most complaints from Indians and non-Indians alike, is the matter of medical attention and treatment for Indians. But the immediate reaction is that no steps could be taken by the Nebraska Legislature to help with this problem. This is a matter for the federal government and its Bureau of Indian Affairs and therefore does not call for a recommendation in this report, except to say that the Bureau had better get busy on it.

It is recommended that the Legislature give special attention to this area of the state in connection with its upcoming studies on penal reform. There was real enthusiasm with respect to the possible benefits of a regional jail system. The only question raised was whether transportation costs might outweigh the benefits.

There were complaints from Indians on arrest and bail procedures. These are matters on which both the Legislature and the Judicial Council are working and sufficiently flexible provisions to take care of all of these complaints should be a part of our law no later than the next session. In the meantime, negotiations are underway between local authorities and Indians which may take care of most of these complaints. I am aware of the nature of these local negotiaions, but do not feel that it is either timely or necessary to discuss them here.

The Indians had a complaint about the training of law enforcement officers, but appeared to be somewhat satisfied when it was explained what the Legislature had already done in this area. It was also pointed out that a committee of the Crime Commission has been working on an

amendment to section 81-1414 which will be submitted to the next Legislature for the purpose of clarifying and strengthening provisions of that section relating to the training of law enforcement officers.

There were complaints about courts. On this I asked that they wait and see what action was taken by the present Legislature on the court reform measure pending before it, and then make their wishes and desires known through appropriate channels.

This subject of "appropriate channels" brings me to the concluding phase of this report. The Indians do not feel that they have good channels of communication with anyone. A meeting with the Indian members of the newly-created Human Relations Council of Gordon brought these developments with respect to establishing a line of communications to the Legislature. They agreed they would be willing to work through the Nebraska Commission on Indian Affairs on legislative matters. After their group had developed what they deemed to be a desirable change in the law, they would forward it to the Commission on Indian Affairs, which in turn would be responsible for bringing the matter to the attention of the appropriate legislative committee or interim study group.

This Indian group requested that the Legislature consider amendment of section 81-1214 to give the Indians of western Nebraska better representation. The section now provides that the "Commission shall consist of thirteen members who shall be American Indians residing within the State of Nebraska and from the following categories: Three from the Omaha Tribe reservation, three from the Winnebago Tribe reservation, three from the Santee Tribe reservation, one from the City of Lincoln, two from the City of Omaha, and one member representing Western Nebraska Indian controlled corporate groups." It was my suggestion to them that they consult with other representative groups in western Nebraska and try to agree on a method or formula for providing the type of representation they felt would best meet their needs, and that they communicate the resulting suggestion to the Indian Commission for presentation to an appropriate committee of the Legislative Council.

There were complaints about the activities of the Commission on Indian Affairs or its representatives with respect to their activities in connection with the affair at Gordon, especially in relation to public statements.

It is therefore my earnest recommendation to the Legislature that they take immediate steps to create an interim committee to which the Commission on Indian Affairs can submit suggestions for changes in the laws relating to or affecting Indians; that the Legislature call on the Commission on Indian Affairs to present to the Legislature, or to the interim committee, a full report on the part which it, or its representatives, played in connection with the events at Gordon during February and March; and that it submit to the interim committee its suggestions for any necessary or desirable changes in state laws; and, that it submit a report on the actions it has taken or intends to take to carry out the seven duties imposed on it by law.

Respectfully submitted,

(Signed) Clarence A. H. Meyer
Attorney General

CAHM:dnj

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1334A. By Roland Luedtke, 28th District.

A BILL FOR AN ACT to amend sections 6 and 60, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to make appropriations for the period of July 1, 1972 to June 30, 1973 to the Nebraska State Claims Board, Agency No. 89, for Program No. 538, to aid in carrying out the provisions of Legislative Bill 1334, Eighty-second Legislature, Second Session, 1972; to repeal the original sections, and also section 77, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; and to declare an emergency.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 66A.

A BILL FOR AN ACT to appropriate thirty-six thousand four hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Nebraska Liquor Control Commission, Agency No. 35, for Program No. 073, to aid in carrying out the provisions of Legislative Bill 66, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Burbach	Carsten	Clark	Craft
Duis	Elrod	Holmquist	Johnson	Kennedy
Keyes	Kremer	Luedtke	Maresh	Marvel
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Whitney
Ziebarth				

Voting in the negative, 2:

Goodrich	Lewis

Not voting, 16:

Carpenter	Carstens	Chambers	DeCamp	Epke
Hasebroock	Kime	Klaver	Kokes	Mahoney
Morgan	Moylan	Proud	Stahmer	Warner
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 782.

A BILL FOR AN ACT to amend section 81-502, Revised Statutes Supplement, 1969, relating to fire prevention; to reduce duties of the State Fire Marshal; to provide for delegation of authority; to provide exceptions; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Johnson	Kennedy	Keyes
Kremer	Lewis	Luedtke	Maresh	Moylan
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Clark	Epke	Holmquist	Kime	Klaver
Kokes	Mahoney	Marvel	Morgan	Nore
Proud	Stahmer	Warner	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 905A.

A BILL FOR AN ACT to appropriate seventy-one thousand nine hundred fifty-four dollars from the state General Fund for the period from July 1, 1972, to June 30, 1973, to the Department of Agriculture, Agency No. 18 for Program 333 to aid in carrying out the provisions of Legislative Bill 905, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Kennedy	Keyes	Kremer	Lewis	Luedtke
Maresh	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Johnson	Kime	Klaver	Kokes	Mahoney
Marvel	Morgan	Proud	Stahmer	Warner
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1079.

A BILL FOR AN ACT to amend section 55-201, Reissue Revised Statutes of Nebraska, 1943, and sections 55-117, 55-120, 55-121, 55-125, 55-126, and 55-132, Revised Statutes Supplement, 1969, relating to the Military Department; to change provisions respecting age, pay, service, duties, and positions within the Military Guard; to provide for the use of armories in community activities as prescribed; to provide for a cadre of the Nebraska State Guard as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Kennedy	Keyes	Kremer	Lewis	Luedtke
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Johnson	Kime	Klaver	Kokes	Mahoney
Morgan	Proud	Stahmer	Warner	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1079A.

A BILL FOR AN ACT to appropriate one hundred two thousand five hundred twenty-four dollars from the state General Fund and one hundred eighty-one thousand seven hundred eighty-five dollars from federal funds from the period of July 1, 1972 to June 30, 1973, to the Military Department, Agency No. 31, for Program No. 544, to aid in carrying out the provisions of Legislative Bill 1079, Eighty-second Legislature, Second Session, 1972; and to provide for restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Kennedy	Keyes	Kremer	Lewis	Luedtke
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Johnson	Kime	Klaver	Kokes	Mahoney
Morgan	Proud	Stahmer	Warner	Whitney
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1087. Laid over at the request of Mr. Carpenter.

LEGISLATIVE BILL 1208. With emergency.

A BILL FOR AN ACT to amend sections 66-410, 66-410.01, 66-428, 66-467, and 66-468, Revised Statutes Supplement, 1971, and section 66-452, Revised Statutes Supplement, 1971, as amended by section 8, Legislative Bill 343, Eighty-second Legislature, First Session, 1971, relating to motor vehicle fuels; to revise provisions relating to the use of agricultural alcohol in fuels; to change terms and requirements for the Agricultural Products Industrial Utilization Committee; to change the name of the Grain Alcohol Fuel Tax Fund and provide for deposits in such fund; to make an appropriation; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the quesion is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kremer	Lewis	Luedtke
Maresh	Moylan	Nore	Orme	Savage
Schmit	Simpson	Skarda	Snyder	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Carpenter	Kime	Klaver	Kokes	Mahoney
Marvel	Morgan	Pfister	Proud	Stahmer
Wiltse				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1277.

A BILL FOR AN ACT to amend section 39-1725, Revised Statutes Supplement, 1971, relating to highways; to provide for vacation, abandonment or relocation of county roads by two-thirds vote of county commissioners; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Stahmer	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1288.

A BILL FOR AN ACT to amend section 8-355, Revised Statutes Supplement, 1971, relating to building and loan associations; to change the date as of which certain rights, powers, privileges, benefits, and immunities exist; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Stahmer	Waldron	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1291.

A BILL FOR AN ACT to amend section 37-603, Revised Statutes Supplement, 1971, relating to game and fish; to redesignate conservation peace officers as conservation officers; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Savage	Schmit	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Simpson	Stahmer	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1306.

A BILL FOR AN ACT to amend section 46-236, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation; to increase a fee; to provide for renewals of leases for water power for an additional fifty years; to provide for appraisal of improvements upon expiration of lease renewals; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Savage	Schmit	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Simpson	Stahmer	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1328. With emergency.

A BILL FOR AN ACT to provide for transfer of the Wild West Arena and all right, title, and interest in and to a certain lease for the Strategic Air Command Museum from the Game and Parks Commission to the Department of Economic Development as prescribed; to provide for fees and the use thereof; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	More
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Wiltse			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1361. With emergency.

A BILL FOR AN ACT to amend sections 54-1703, 54-1704, and 54-1705, Revised Statutes Supplement, 1969, relating to the licensing and bonding of livestock dealers; to redefine terms; to include cattle within the definition of livestock; to require bonding of livestock dealers; to expand the duties and responsibilities of the State Veterinarian with respect to the granting and revocation of licenses; to clarify provisions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Marvel	Moylan	Nore	Orme
Pfister	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 1:

Snyder

Not voting, 8:

Kime	Klaver	Kokes	Mahoney	Maresh
Morgan	Proud	Wiltse		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1428.

A BILL FOR AN ACT to amend sections 44-2101, 44-2102, 44-2103, 44-2104, 44-2109, 44-2110, 44-2111, 44-2112, 44-2113, 44-2114, 44-2115, 44-2116, 44-2117, and 44-2119, Revised Statutes Supplement, 1969, and section 44-2108 Revised Statutes Supplement, 1971, relating to insurance; to change the contents of holding company statements as prescribed; to correct internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Kime	Klaver	Kokes	Mahoney	Morgan
Proud	Stromer	Waldron	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1445.

A BILL FOR AN ACT to amend section 44-309, Revised Statutes Supplement, 1969, relating to investments of domestic insurance

companies; to provide for the satisfaction of earnings requirement for lessees by companies unconditionally assuming or guaranteeing leases; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kremer	Lewis	Luedtke	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Duis	Kennedy	Kime	Klaver	Kokes
Mahoney	Morgan	Proud	Wiltse	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 16, 1972, at 9:10 a.m. the following bills: 741, 1086, 1149, 1150, 1152, 1157, 1178, 1226, 1238, 1239, 1261, 1290 and 1403.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly re-engrossed: 741A

The following bills were correctly engrossed:

461	1120	1189	1241	1413

The following bills were correctly enrolled:

66	1146	1213	1256	1257
1269	1275	1298	1325	1353
1354	1385	1471	1476	1505

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 66, 1146, 1213, 1256, 1257, 1269, 1275, 1298, 1325, 1353, 1354, 1385, 1471, 1476, 1505 and also LR 20.

MESSAGE FROM THE GOVERNOR

March 14, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1085, 1085A, 1103, 1119, 1124, 1147, 1174, 1180, 1180A, 1246, 1297, and 1314.

These bills were signed by me on March 14, 1972 and delivered to the Secretary of State.

Sincerely yours,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT–Members Excused

Mr. Elrod asked unanimous consent to be excused until 11:00 a.m. No objections. So ordered.

Mr. Carstens asked unanimous consent to be excused Tuesday afternoon, March 21. No objections. So ordered.

Mr. Pfister asked unanimous consent to be excused Friday afternoon. No objections. So ordered.

UNANIMOUS CONSENT–Expedite LB 1432 and LB 1432A

Mr. Chambers asked unanimous consent to expedite LB 1432 and LB 1432A. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 69. Read and Considered.

Mr. Duis offered the following amendment which was adopted:

Add new sub-section as follows:

(I)–A report from Telecommunications Division of the Department of Administrative Services of the State of Nebraska as to payment of account with NCCC.

Mr. Swanson moved to have LR 69 referred to the Executive Board. The motion prevailed.

UNANIMOUS CONSENT–Bracket LB 1492

Mr. Swanson asked unanimous consent to bracket LB 1492 on General File for Friday, March 17. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 68. LR 68 found in the Journal on page 1284 for the Fiftieth Day was adopted with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT–Bracket LB 1475

Mr. Kennedy asked unanimous consent to bracket LB 1475 on Enrollment and Review Final. No objections. So ordered.

UNANIMOUS CONSENT–Executive Session

Mr. Carpenter asked unanimous consent to have an executive session for the Government, Military and Veterans Affairs Committee in the East Senate Chamber today, March 16, at 1:00 p.m. No objections. So ordered.

BILL ON FIRST READING

The following bill was read for the first time by title.

LEGISLATIVE BILL 1203A. By Fern Hubbard Orme, 29th District.

A BILL FOR AN ACT to appropriate fifty-five thousand seven hundred forty-six dollars from the state General Fund and forty-three thousand one hundred seventeen dollars from federal funds for the period of July 1,

1972 to June 30, 1973, to the Department of Health, Agency No. 20, for Program 621, to aid in carrying out the provisions of Legislative Bill 1203, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

MOTION–Return LB 1510A To Select File

Mr. Carpenter moved to return LB 1510A to Select File for the following specific amendment:

1. On page 2, line 5, and in the title, line 3, strike "22" and insert "23"; and on page 2, line 6, and in the title, line 3, strike "031" and insert "194".

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1510A. The Carpenter specific amendment found in today's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1100 To Select File

Mr. Burbach moved to return LB 1100 to Select File for the following specific amendment:

1. At Page 2, Line 15, strike the words: *and*
2. At Page 2, Lines 17-19, after the word "applicant" insert the following: , and the total purchase price of the cabin trailer including the value of all personal or real property traded to seller.
3. At Page 3, Line 8, after the word assessor insert: *A copy of such application for permit or renewal shall be forwarded to the Tax Commissioner within 30 days after it is received by the assessor and the total purchase price set forth in such application shall be used by the Tax Commissioner, along with all other information available, to prepare the schedule of actual values required by Section 77-1239, Revised Statutes Supplement, 1969. With each initial application, but not a renewal as prescribed in Section 60-1605, the assessor may require the application to be accompanied by a copy of the sales contract for the purchase of the cabin trailer for which permit is being applied for or may require a sworn affidavit as to the total purchase price of such unit.*

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1100. The Burbach specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1171. Bracketed at the request of Mr. Snyder.

LEGISLATIVE BILL 1304. Enrollment and Review amendment found in the Journal on page 1258 for the Fiftieth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1359. Enrollment and Review amendments found in the Journal on page 1258 for the Fiftieth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1183. Enrollment and Review amendments found in the Journal on page 1258 for the Fiftieth Day were adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1301A. Enrollment and Review amendment found in the Journal on page 1258 for the Fiftieth Day was adopted.

Advanced to Enrollment & Review for engrossment.

LEGISLATIVE BILL 1432A. Advanced to E & R for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1481

Mr. Maresh asked unanimous consent to unbracket LB 1481 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1481. Mr. Maresh offered the following amendment which was adopted by unanimous consent:

1. On page 2, at the end of line 23, insert "*The appraisers shall be selected by the department based on competitive bids received after three weeks' notice of invitation for bids has been published in at least two newspapers of general circulation throughout the state. The notice shall state that the selection shall be made of the two lowest and best qualified bidders, and that the department reserves the right to repeat any and all bids and to readvertise for further bids.*".

Advanced to Enrollment & Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 1414

Mr. Moylan asked unanimous consent to unbracket LB 1414 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1414. Enrollment and Review amendments found in the Journal on page 1196 for the Forty-Eighth Day were adopted.

Advanced to Enrollment & Review for engrossment.

MOTION—Return LB 1181 to Select File

Mr. Carpenter asked unanimous consent to return LB 1181 to Select File for the following specific amendment:

Add the emergency clause.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1181. The Carpenter specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment & Review for engrossment.

UNANIMOUS CONSENT—Change of Order

Mr. Carpenter asked unanimous consent to consider LB 1448 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1448. Title read. Considered.

Standing Committee amendments found in the Journal on page 702 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

UNANIMOUS CONSENT—Expedite LB 1448

Mr. Carpenter asked unanimous consent to expedite LB 1448. No objections. So ordered.

LEGISLATIVE BILL 1137. Title read. Considered.

Standing Committee amendments found in the Journal on page 1134 for the Forty-Sixth Day were adopted.

Mr. Whitney moved to indefinitely postpone LB 1137.

Mr. Luedtke moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 10 nays and 11 not voting.

Mr. Carpenter requested a record vote.

Mr. DeCamp requested a roll call vote.

Voting in the affirmative, 21:

Barnett	Craft	Duis	Epke	Goodrich
Holmquist	Johnson	Kremer	Luedtke	Marvel
Moylan	Savage	Simpson	Snyder	Stromer
Swanson	Syas	Waldo	Waldron	Whitney
Wiltse				

Voting in the negative, 20:

Burbach	Carpenter	Carsten	Carstens	Chambers
DeCamp	Hasebroock	Kennedy	Keyes	Lewis
Mahoney	Maresh	Nore	Orme	Pfister
Schmit	Skarda	Stull	Warner	Ziebarth

Not voting, 8:

Clark	Elrod	Kime	Klaver	Kokes
Morgan	Proud	Stahmer		

The motion to indefinitely postpone LB 1137 prevailed with 21 ayes, 20 nays and 8 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 70.

Introduced by Thomas C. Kennedy, 21st District; Richard Maresh, 32nd District; Harold T. Moylan, 6th District; Richard Lewis, 38th District; Glenn A. Goodrich, 20th District; Leslie A. Stull, 49th District; Loran Schmit, 23rd District.

WHEREAS, there has been an alarming increase in payments by the Department of Public Welfare to vendors of medical services in recent years; and

WHEREAS, there has been continuing concern reflected by this body regarding the inadequacy of support for poor families legitimately in need; and

WHEREAS, it is the desire of this body that state welfare programs be designed to strengthen family unity among the poor, rather than weaken it;

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint an interim study committee, with the following responsibilities:

A. To study the area of payments to vendors of medical services, including, but not limited to hospitals, physicians, nursing homes, and drug dispensing units, and to consider the feasibility of standardization, audit procedures and other administrative changes which would result in greater efficiency;

B. To study the adequacy of the statutory maximums in terms of need as established by an agency, or agencies, other than the Department of Public Welfare, and make recommendations as to whether maintenance for poor families should be adjusted;

C. To study services, such as day care, homemaker, and other alternates to congregate care, which would help poor families remain in, or return to their own homes, and methods the Department of Public Welfare could use for strengthening family life to reduce the incidence of separation, divorce, or dissertion, which are recognized as causative factors in the increasing Aid to Families with Dependent Children caseloads.

2. That such study committee report to the next session of the Legislature the findings and any recommended legislation concerning the matters under study.

Referred to the Executive Board.

VISITORS

Mrs. Orme introduced Jeanne Matzke and John Matzke, Lincoln.

Mr. Johnson introduced 19 Girl Scouts and their teachers, Mesdames Loerch and Parker and Gordon Marshall, Fremont.

Mr. Barnett introduced 8 Camp Fire Girls and their leader, Mrs. Lawrence Brown, Lincoln

Mr. Duis introduced 28 Girl Scouts and their leaders, Mesdames Anderson and Chatfield, Gothenburg.

RECESS

At 12:04 on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Kime, Klaver, Kokes, Morgan, Proud who were excused and Mr. Simpson who was absent.

GENERAL FILE

LEGISLATIVE BILL 1310. Title read. Considered.

Standing Committee amendment found in the Journal on page 793 for the Thirty-Third Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1504. Title read. Considered.

The Marvel amendments found in the Journal on page 1213 thru 1222 and page 1229 for the Forty-Eighth Day were adopted.

Mr. Marvel offered the following amendments which were adopted:

Amend the Committee Amendment to LB 1504 as follows:

1. Strike all of renumbered Section 7 and insert in lieu thereof the following:

"Sec. 7. That section 18, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, as amended by section 2, Legislative Bill 939A, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

	General	Cash	Federal	Total
Sec. 2. That section 18, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 18. Department of Health -- Agency No. 20				
(1) Program No. 177 -- Supporting Services	*673,777* ~~640,423~~	*308,193* ~~299,565~~	432,255	*1,414,225* ~~1,372,243~~
Personal Services expenditures shall not exceed ~~$1,062,318~~ *$1,066,338.*				
The amount of $12,880 is included for relocation and improvement of the Scottsbluff laboratory.				
(2) Program No. 514 -- Environmental Health Services	*159,342* ~~158,076~~		39,900	*199,242* ~~197,976~~
Personal Services expenditures shall not exceed $152,235.				
(3) Program No. 621 -- Special Health Services	*103,328* ~~98,834~~		421,065	*524,393* ~~519,899~~
Personal Services expenditures shall not exceed $330,130.				
The unexpended Cash Fund balances existing on June 30, 1971, in subsection (1) of this section are hereby reappropriated.				
The personal services limitations in subsections (1) to (3) of this section are exclusive of personal services costs incurred for the new federal programs of Emergency Medical Training, Solid Waste Planning, Family Planning, and Development Disabilities Act.				
For Informational Purposes only: Total Appropriations to Agency No. 20 and Fund Source	*936,447* ~~897,333~~	*308,193* ~~299,565~~	893,220	*2,137,860"* ~~2,090,118~~

2. Strike all of renumbered Section 17 and insert in lieu thereof the following:

	General	Cash	Federal	Total
"Sec. 17. That section 47, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, as amended by section 3, Legislative Bill 390A, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 3. That section 47, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:				
Sec. 47. University of Nebraska at Lincoln and Outstate Activities -- Agency No. 51-1				
(1) Program No. 784 -- Board of Regents Discretionary Fund	313,369			313,369
(2) Program No. 700 -- Stores and Services				
Revolving Fund expenditures for this program are estimated at $16,323,369.				
(3) Program No. 701 -- Administration and General Expense	*3,022,966* ~~3,019,966~~	138,500		*3,161,466* ~~3,158,466~~
Personal Services expenditures shall not exceed $2,444,192 from all funds.				
Revolving Fund expenditures for this program are estimated at $225,044.				
(4) Program No. 702 -- Instruction and Departmental Research	10,370,701	9,805,446	50,000	20,226,147
Personal Services expenditures shall not exceed $18,696,362 from all funds.				
Revolving Fund expenditures for this program are estimated at $121,699.				
(5) Program No. 703 -- Organized Activities Relating to Instruction	109,598	250,000		359,598
Revolving Fund expenditures for this program are estimated at $111,386.				

	General	Cash	Federal	Total
(6) Program No. 704 -- Organized Research	1,522,577	174,351		1,696,928
Revolving Fund expenditures for this program are estimated at $266,057.				
(7) Program No. 705 -- Library	1,946,770	25,000		1,971,770
Revolving Fund expenditures for this program are estimated at $39,929.				
The unexpended General Fund balances existing on June 30, 1971, are hereby reappropriated in an amount not to exceed $140,000 which sum is intended for payment of obligations incurred prior to June 30, 1971, and which funds are in addition to the appropriation shown in Column (G) of this subsection.				
(8) Program No. 706 -- Plant Operation and Maintenance	4,170,618	156,500		4,327,118
Revolving Fund expenditures for this program are estimated at $141,930.				
(9) Program No. 720 -- Extension and Public Service	640,319			640,319
The Revolving Fund expenditures for this program are estimated at $3,858,457.				
(10) Program No. 722 -- Agriculture Experiment Stations	3,808,800		789,142	4,597,942
The appropriation includes the amount of $27,360 for program improvement at the Veterinary Diagnostic Clinic at the North Platte Station.				
Revolving Fund expenditures for this program are estimated at $3,611,251.				
(11) Program No. 724 -- Agriculture Extension Service	2,546,600		1,458,779	4,005,379
Revolving Fund expenditures for this program are estimated at $502,274.				
(12) Program No. 726 -- Conservation and Survey	303,673			303,673
Revolving Fund expenditures for this program are estimated at $4,339.				

	General	Cash	Federal	Total
(13) Program No. 728 -- Curtis School	366,465	105,000		471,465
Revolving Fund expenditures for this program are estimated at $27,819.				
(14) Program No. 741 -- Federal Letter of Credit - Lincoln			4,500,000	4,500,000
(15) Program No. 742 -- Federal Grants - Lincoln Campus and Outstate			3,500,000	3,500,000
(16) Program No. 767 -- Auxiliary Enterprises				
Revolving Fund expenditures for this program are estimated at $14,022,928.				
The unexpended Cash Fund balances existing on June 30, 1971, in subsections (1) to (16) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 51-1 and Fund Source	~~29,119,456~~ *29,122,456*	*10,654,797*	*10,297,921*	~~50,072,174~~ *50,075,174*"

3. Strike all of renumbered Section 18 and insert in lieu thereof the following:

"Sec. 18. That section 49, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, as amended by section 5, Legislative Bill 390, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 5. That section 49, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 49. University of Nebraska - Medical Center -- Agency No. 51-3

(1) Program No. 744 -- Federal Letters of Credit - Medical			4,000,000	4,000,000
(2) Program No. 745 -- Federal Grants - Medical			450,000	450,000
(3) Program No. 751 -- Administration and General Expense	477,736	347,000		824,736
Personal Services expenditures shall not exceed $528,253 from all funds.				

	General	Cash	Federal	Total
Revolving Funds expenditures for this program are estimated at $32,263.				
(4) Program No. 752 -- Instruction and Departmental Research	3,742,075	605,100		4,347,175
Personal Services expenditures shall not exceed $3,885,674.				
(5) Program No. 753 -- Organized Activites Relating to Instruction				
Revolving Fund expenditures for this program are estimated at $26,490.				
(6) Program No. 754 -- Organized Research	454,580			454,580
(7) Program No. 755 -- Library	245,314			245,314
Revolving Fund expenditures for this program are estimated at $39,982.				
(8) Program No. 756 -- Plant Operation and Maintenance	1,439,437			1,439,437
Revolving Fund expenditures for this program are estimated at $20,000.				
(9) Program No. 757 -- Extension and Public Service				
Revolving Fund expenditures for this program are estimated at $69,316.				
(10) Program No. 758 -- University Hospital	*2,271,554* ~~2,211,604~~	*6,960,683* ~~6,560,683~~		*9,232,237* ~~8,772,287~~
The unexpended Cash Fund balances existing on June 30, 1971, in subsections (1) to (10) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 51-3 and Fund Source	*8,630,696* ~~8,570,746~~	*7,912,783* ~~7,512,783~~	4,450,000	*20,993,479"* ~~20,533,529~~

4. Amend renumbered Section 4 by inserting after line 10 on page 3 of the Committee amendment, the following new language:

"The unexpended cash fund balance existing on June 30, 1972, of the appropriation made by Legislative Bill 648A, Eighty-second Legislature, First Session, 1971, is hereby reappropriated for fiscal year 1972-73, subject to expenditure limitations imposed in section 10, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972."

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 71.

Introduced by Wayne Ziebarth, 37th District; Richard Lewis, 38th District; Maurice A. Kremer, 34th District; Loran Schmit, 23rd District.

WHEREAS, the Southwest Region of Nebraska has experienced sustained losses of population during the past four decades and has experienced a decline of ten percent in total employment during the last decade and continues to experience a marked decrease in agricultural employment; and

WHEREAS, the Midwest Solvents Company has expressed a desire to locate a grain processing plant in McCook, Red Willow County, Nebraska, which would employ an estimated 135 persons, with commensurate increases in economic activity in the Southwest Nebraska Region, and which would provide a market for a substantial amount of grain grown in Southwest Nebraska resulting in increased agricultural prices for producers in the area; and

WHEREAS, the Midwest Solvents Company will be unable to build such a plant without adequate supplies of natural gas to power its processing equipment; and

WHEREAS, the Kansas-Nebraska Natural Gas Company has sufficient reserves to provide natural gas to the Midwest Solvents Company Grain Processing Plant, but such reserves are strictly controlled by the Federal Power Commission and such reserves cannot be released to users without Federal Power Commission authorization.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Chairman and Commissioners of the Federal Power Commission are respectfully requested to give careful and immediate consideration to a petition by the Kansas-Nebraska Natural Gas Company to release from its reserves sufficient natural gas to supply the needs of the Midwest Solvents Company Grain Processing Plant to be built in McCook, Red Willow County, Nebraska.

2. That the Chairman and Commissioners of the Federal Power Commission are strongly urged by the members of the Eighty-Second Legislature of Nebraska to approve the request of the Kansas-Nebraska Natural Gas Company in the interests of rural economic development.

3. That a copy of this resolution be sent to the Federal Power Commission and to each member of the Nebraska delegation in the Congress of the United States.

Laid over.

LEGISLATIVE RESOLUTION 72.

Introduced by John DeCamp, 40th District.

WHEREAS, the Nebraska Legislature has indicated concern over the possible problem of Conglomerate take-over of the family farm in the State of Nebraska; and

WHEREAS, several legislative members have indicated that they feel this potential problem requires further study and information than is now available to the Nebraska Legislature; and

WHEREAS, legislation on such a vital and broad area as control of agricultural practices in the State of Nebraska requires intensive and thorough study in order to insure that any legislation proposed is not detrimental to the best interests of agriculture in the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Nebraska Legislature undertake a study of the problem of Conglomerate take-over of the family farm system and report back to the next Legislative Session with information, recommendations and LEGISLATION, IF LEGISLATION IS DEEMED BY SAID STUDY COMMITTEE TO BE NEEDED.

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 1512. Title read. Considered.

Mr. Ziebarth asked unanimous consent to add the name of Mr. Stromer to LB 1512. No objections. So ordered.

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

LEGISLATIVE BILL 1516. Title read. Considered.

Advanced to Enrollment & Review with 38 ayes, 0 nays and 11 not voting.

LEGISLATIVE BILL 1513. Title read. Considered.

Mr. Marvel offered the following amendment which was adopted:

1. Amend page 5 by inserting after line 9 a new subsection to read as follows:

(7) STATE BUILDING COMMISSION

(a) Land Acquisition 12,000

Mr. Barnett offered the following amendment:

Add a new subsection following page 5, line 9, to read:

"(c) Control Care Facility - Nebraska Center for Children and Youth 145,000

In addition to the above appropriation, there is further appropriated all federal funds available for the project. The total cost shall not exceed $290,000 which cost shall include the demolition of North Hall.

SPEAKER HASEBROOCK PRESIDING

Mr. Barnett requested a record vote.

PRESIDENT MARSH PRESIDING

Voting in the affirmative, 17:

Barnett	Carpenter	Carsten	Carstens	DeCamp
Keyes	Kremer	Lewis	Luedtke	Maresh
Nore	Orme	Simpson	Stahmer	Swanson
Waldo	Waldron			

Voting in the negative, 13:

Clark	Holmquist	Marvel	Moylan	Savage
Skarda	Snyder	Stromer	Stull	Syas
Warner	Whitney	Ziebarth		

Not voting, 19:

Burbach	Chambers	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Kime	Klaver	Kokes	Mahoney	Morgan
Pfister	Proud	Schmit	Wiltse	

The Barnett amendment was adopted with 17 ayes, 13 nays and 19 not voting.

Mr. Marvel offered the following amendments which were adopted:

1. Amend page 3 by inserting after line 8 the following:

"(a) College of Law Building-Physical Planning 100,000
The above funds are in addition to the re-appropriation made in Section 2 Legislative Bill 1516, Eighty-second Legislature, 1972.
(e) Life Science Building - Physical Planning 100,000
(f) Veterinary Science Building - Program Planning 25,000
2. Amend page 3 by inserting after line 17 the following:
"(c) Library - Program Planning 100,000
3. Amend page 4, inserting after line 3:
"(c) Outpatient Clinic-Program Planning 25,000
4. Amend page 4 by striking lines 7 and 8.

Mr. Carpenter offered the following amendment:
1. On page 3 after line 8 insert the following:
"(d) Law College Building $3,250,000.00
In addition to the above appropriation, any balance unexpended as of June 30, 1972, of the appropriation made for the Law College Building by Legislative Bill 1037, Eighty-second Legislture, First Session, 1971, from the State Building Fund is hereby reappropriated for the fiscal year 1972-1973.".

Mr. Carpenter requested a record vote.

Voting in the affirmative, 18:

Barnett	Carpenter	Carstens	Chambers	Craft
DeCamp	Hasebroock	Holmquist	Luedtke	Maresh
Moylan	Orme	Schmit	Simpson	Stahmer
Swanson	Waldron	Warner		

Voting in the negative, 22:

Clark	Duis	Epke	Goodrich	Johnson
Kennedy	Keyes	Kremer	Lewis	Mahoney
Marvel	Nore	Pfister	Savage	Skarda
Snyder	Stromer	Stull	Syas	Waldo
Whitney	Ziebarth			

Not voting, 9:

Burbach	Carsten	Elrod	Kime	Klaver
Kokes	Morgan	Proud	Wiltse	

The Carpenter amendment lost with 18 ayes, 22 nays and 9 not voting.

Mr. Maresh offered the following amendment:

Add a new subsection following page 5, line 4 to read:

"(i) Food Service Facility - Girls' Training School 202,500

Mr. Maresh requested a Call of the House. The Call showed 43 members present.

Mr. Maresh requested a roll call vote.

Mr. Simpson moved to raise the Call. The motion prevailed with 31 ayes, 3 nays and 15 not voting.

Voting in the affirmative, 19:

Barnett	Carpenter	Chambers	Craft	DeCamp
Epke	Johnson	Keyes	Luedtke	Maresh
Moylan	Savage	Simpson	Stahmer	Stromer
Swanson	Waldo	Waldron	Ziebarth	

Voting in the negative, 23:

Burbach	Carsten	Carstens	Clark	Duis
Goodrich	Hasebroock	Holmquist	Kennedy	Kremer
Lewis	Mahoney	Marvel	Nore	Pfister
Schmit	Skarda	Snyder	Stull	Syas
Warner	Whitney	Wiltse		

Not voting, 7:

Elrod	Kime	Klaver	Kokes	Morgan
Orme	Proud			

The Maresh amendment lost with 19 ayes, 23 nays and 7 not voting.

Mr. Stahmer offered the following amendment which failed with 11 ayes, 15 nays and 23 not voting:

1. Add a new subsection to the Department of Public Institutions on page 5 before line 5 to read:

"Air Conditioning - Nebraska Veterans' Home 325,300"

Mr. Keyes offered the following amendment which was adopted with 18 ayes, 17 nays and 14 not voting:

1. On page 9, after line 23, insert:

"(18) For planning and development of a state recreation area at the

Gretna Fish Hatchery and
joining state land"; and insert "25,000" in the General Fund
column.

2. On page 10, line 13, strike "882,435"
and insert "907,435".

Advanced to Enrollment & Review with 39 ayes, 0 nays and 10 not voting.

UNANIMOUS CONSENT–Bracket LB 1228

Mr. Lewis asked unanimous consent to bracket LB 1228 until Monday, March 20. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1466. Title read. Considered.

Mr. Carpenter offered the following amendment to the Standing Committee amendment which was adopted:

Line 5 and 6 strike "three million" and insert "six million".

Standing Committee amendment found in the Journal on page 964 for the Thirty-Ninth Day was adopted as amended.

Advanced to Enrollment & Review with 36 ayes, 0 nays and 13 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

1432 1432A 1509

(Signed) Duke Snyder, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1279A. By Richard Marvel, 33rd District.

A BILL FOR AN ACT to amend section 68, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change the appropriation to the Nebraska Investment Council, Agency No. 75 for Program No. 610, to aid in carrying out the provisions of Legislative Bill 1279, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

VISITORS

Mr. Simpson introduced Messrs. Randy Chapp, Larry Chapp and Chuck Deaver.

Mr. Moylan introduced 25 Juniors and Seniors and their teachers, Miss Simon, Miss Jerabek and Mr. Lovercheck from Central High School, Omaha.

Mrs. Craft introduced 14 Girl Scouts and their leaders, Mrs. Kenneth Aten and Mrs. Richard Linn, North Platte and a Rotary Exchange Student from Brazil, Teresa Perirto.

Mr. Maresh introduced 21 Milligan and Exeter students and their pastor, Adrian J. Edgar from United Methodist Church, Milligan.

Mr. Pfister introduced 18 constituents from District 17.

Mr. Pfister introduced 25 Girl Scouts and their sponsor, Mrs. Ivan Gilliland, South Souix City.

COMMUNICATION

March 15, 1972

Mr. Vince D. Brown
Clerk of the Legislature
Captiol Building
Lincoln, Nebraska

Dear Mr. Brown:

This is to acknowledge receipt of your letter dated March 15th with various attachments relating to L.B. 1131.

Please be advised that Legislative Bill 1131 was filed in this office as of 4:35 p.m. on March 15, 1972.

This bill is unsigned inasmuch as the Governor vetoed the bill and subsequently the Legislature overrode the veto with the Constitutionally required vote.

Sincerely yours,

(Signed) Allen J. Beermann
Secretary of State

ADJOURNMENT

At 4:08 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 8:30 a.m., Friday, March 17, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-SECOND DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 17, 1972

Pursuant to adjournment, the Legislature met at 8:30 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Everlasting God, we ask Thy blessing upon those who assist the members of the Legislature of Nebraska. We remember the Lt. Governor and those who assist him; the Clerks and their dedicated staff; the sergeants at arms, the secretaries, and the skilled personnel who work in our offices. We remember the lobbyists who not only want to convince us of their position, but who assist us in providing information. We remember consultants who provide the expertise that sheds light upon the complicated issues confronting the Legislature. We remember the printers, members of the building and grounds staff. And we remember all others who labor so that the Senators of Nebraska can fulfill their awesome responsibilities. Give to these many people, merciful God, the assurance that what they do is appreciated by the Senators of this State. And give to all - Senators and those who assist them - the assurance that what they do counts in Thy sight. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. DeCamp, Klaver, Morgan, Swanson and Stahmer who were excused.

CORRECTIONS FOR THE JOURNAL

Page 1283, line 34, delete "1073-74" and insert "1973-74".
The Journal for the Fiftieth Day was approved as corrected.
The Journal for the Fifty-First Day was approved.

APPRECIATION

Speaker Hasebroock thanked Mr. Mahoney, on behalf of the members and their staffs, for the Saint Patrick's Day corsages and cake.

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 10, 1972, through March 16, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

McGuire, Donald F. - Chicago, Ill., Eastern Airlines, Inc.
Smith, Kenneth C. - Denever, Colo., Frontier Airlines, Inc.

COMMUNICATION

The Clerk read a letter from John Y. McCollister, member of Congress, acknowledging receipt of LR 2.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 864. Mr. Proud moved to return LB 864 to Select File for the following specific amendment:
Strike the enacting clause.

The motion lost with 20 ayes, 20 nays and 9 not voting.

Mr. Waldron asked unanimous consent to hold LB 864 over until Monday. Mr. Proud objected.

Mr. Waldron moved to hold LB 864 over until Monday. The motion prevailed with 25 ayes, 10 nays and 14 not voting.

LEGISLATIVE BILL 1095.

A BILL FOR AN ACT to amend sections 39-727, 39-727.03, 39-727.04, and 39-727.15, Revised Statutes Supplement, 1971, relating to highways; to provide for breath tests of drivers as prescribed; to provide penalties; to provide exceptions; to provide who may administer certain tests; to provide for administrative revocation of licenses and nonresident privileges for refusal to submit to tests; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Kennedy	Keyes	Kime
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Savage	Skarda	Snyder	Stromer	Stull
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 7:

Burbach	Clark	Holmquist	Kokes	Proud
Schmit	Simpson			

Not voting, 6:

DeCamp	Klaver	Morgan	Stahmer	Swanson
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1132.

A BILL FOR AN ACT relating to civil procedure; to redefine the period of limitations for actions based upon malpractice or professional negligence as prescribed; to amend section 25-208, Reissue Revised Statutes of Nebraska, 1943; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Kokes	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson

Skarda	Snyder	Stromer	Stull	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

DeCamp	Epke	Johnson	Klaver	Kremer
Morgan	Stahmer	Swanson		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1219.

A BILL FOR AN ACT to amend section 79-445, Reissue Revised Statutes of Nebraska, 1943, and section 79-4,119, Revised Statutes Supplement, 1971, relating to schools; to provide additional children for whom no tuition shall be charged; to extend the time school districts shall receive financial support from the School Foundation and Equalization Fund; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carstens	DeCamp	Klaver	Morgan	Stahmer
Whitney				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1220. With emergency.

A BILL FOR AN ACT to amend sections 71-313, 71-320, and 71-333, Revised Statutes Supplement, 1971, relating to cosmetology; to redefine terms; to change qualifications for licenses; to permit the sale or transfer of ownership to a licensed member of the immediate family as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Burbach	Carpenter	Carsten	Carstens	Clark
Duis	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Mahoney	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Skarda	Snyder	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 5:

Barnett	Craft	Elrod	Stromer	Waldron

Not voting, 9:

Chambers	DeCamp	Epke	Klaver	Luedtke
Maresh	Morgan	Simpson	Stahmer	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1235.

A BILL FOR AN ACT to amend sections 16-404 and 17-614, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the first and second class, and villages; to change the procedure for enactment of ordinances as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

DeCamp	Elrod	Klaver	Mahoney	Morgan
Stahmer				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1255.

A BILL FOR AN ACT relating to schools; to require publication of a list of claims allowed and the summary of proceedings of certain school boards or boards of education as prescribed; and to provide for the recall of the members of the board of education of a Class II school district.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Keyes	Kime	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 5:

Kennedy	Kokes	Kremer	Nore	Stull

Not voting, 5:

DeCamp Klaver Morgan Stahmer Whitney

A constituional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Add Co-Introducers

Messrs. Simpson and Johnson asked unanimous consent to add their names to LR 72. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 17, 1972, at 8:50 a.m.; the following Bills: 66, 1146, 1213, 1256, 1257, 1269, 1275, 1298, 1325, 1353, 1354, 1385, 1471, 1476, and 1505.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1129. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1129:

1. In section 1, line 22, strike "*37,*" and insert "*districts 37*"; and in line 23, strike "Budget" and insert "~~*Budget*~~ *Appropriations*".
2. On page 4, line 1, insert "*(9)*" after "*and*".
3. In the title, strike lines 4 to 9 and amendments thereto and insert "relating to the Legislature; to increase the size of the Executive Board of the Legislative Council and change the method of selecting members; to provide additional duties; and to repeal the original sections.".

LEGISLATIVE BILL 1401. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1401:

1. Strike line 1 of the Carstens amendment and insert "In the second Duis amendment insert a period at the end of line 13, and strike lines 14 to 25 and insert:"; in line 3, strike "*(½)*"; in line 4, insert an underscored comma before "*the*"; in line 5, strike "*(50%)*" and insert an underscored period; in line 7, strike "*election*"; in line 12 insert "*that the number*" after "*ratio*"; in line 13 strike "*as it*"; and in line 16, strike "*said*" and insert "*the*".

LEGISLATIVE BILL 1181. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1181:

(Amendments are to the printed bill.)

1. In line 4 of E & R amendment 7, strike "23" and insert "20".

2. In line 7 of E & R amendment 12 and line 5 of E & R amendment 13, insert ", Second Session" after "Legislature".

3. On page 8, line 10, and page 9, line 3, strike the period and insert an underscored semicolon.

4. On page 13, line 24, and page 19, line 4, insert an underscored comma after "*displays*".

5. Reinstate original section 14.

6. Strike amendments to lines 11 and 12 of the title.

LEGISLATIVE BILL 1100. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1100:

1. In lieu of the second Burbach amendment adopted 3/16/72, on page 2, strike the new matter and reinstate the stricken matter, except "~~*or mobile home*~~" on page 2, line 18.

2. In line 1 of the Burbach amendment 3, adopted 3/16/72, strike "word assessor" and insert "period"; and in lines 6 and 7, strike ", Revised Statutes Supplement, 1969".

LEGISLATIVE BILL 1377. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1377:

1. On page 1, line 8, insert "*each*" after the comma; and in line 12, strike "*Class VI districts*" and insert "*each Class VI district*".

2. On page 3, line 5, insert "*and*" after the semicolon.

3. For correlation purposes, on page 5, line 22, insert ", as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971" after "1971"; and on page 6, line 6, insert "section 66-421 and" after "of".

4. On page 6, line 23, insert "*and section 11*" after "*9*"; in line 24, strike "*11*" and insert "*12*"; and strike lines 26 and 27 and lines 1 and 2 on page 7 and insert:

"Sec. 11. That original section 77-27,132, Revised Statutes Supplement, 1971, as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971, is repealed.

Sec. 12. That sections 79-1330, 79-1331, 79-1332, 79-1334, 79-1335, 79-1336, 79-1337, 79-1339, 79-1340, 79-1342, 79-1343, and 79-1344, Revised Statutes

Supplement, 1969, sections 79-1333, 79-1338, and 79-1344.01, Revised Statutes Supplement, 1971, and section 79-1333.01, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1167, Eighty-second Legislature, Second Session, 1972, are repealed.".

5. In the title, as amended, insert "to provide operative dates;" at the end of line 6; strike line 11, and insert "Supplement, 1969, sections 79-1333,"; and in line 13, insert ", and section 79-1333.01, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1167, Eighty-second Legislature, Second Session, 1972" after "1971".

LEGISLATIVE BILL 1400. Placed on Select File as amended.
Enrollment and Review amendments to LB 1400:

1. Place amendatory sections in the following sequence and renumber sections accordingly: Sections 79-2610, 79-2617, 79-2620, 79-2626, 79-2627, and 79-2633.

2. In lieu of the first Ziebarth amendment to section 79-2617, insert the new matter therein as a new subsection 6 in renumbered section 2.

3. In new section 1, line 7, insert an underscored period after "79-2611"; and in line 8 strike the period and show as stricken.

4. In renumbered section 2, line 9, strike the new and reinstate the stricken matter; in subdivision 5 thereof, numbered line 18, strike the comma; and in numbered line 5 strike *"portion of such member"* and insert *"term"*.

5. In the second set of Ziebarth amendments, page 4, lines 25 and 26, strike *", Revised Statutes Supplement, 1971"*; and on page 5, line 3, insert an underscored comma after *"convention"*.

6. In renumbered section 7, insert "79-2620," at the end of line 1.

7. In the second set of Ziebarth amendments, strike amendment 2.

8. In the title, strike lines 2 to 7 and insert:

"FOR AN ACT to amend sections 79-2610, 79-2617, 79-2620, 79-2626, 79-2627, and 79-2633, Revised Statutes Supplement, 1971, relating to technical community colleges; to change provisions for an election; to provide for certain area boards; to provide for budgets as prescribed; to provide for redemption of certain bonds; and to repeal the original sections, and also section 79-2623, Revised Statutes Supplement, 1971.".

LEGISLATIVE BILL 1448. Placed on Select File as amended.
Enrollment and Review amendment to LB 1448:

1. On page 2, line 2, insert an underscored comma after *"proceeding"*; strike line 3 and insert *"76-1201, to acquire"*; and in lines 17 and 18, strike *", Revised Statutes Supplement, 1971,"*.

2. On page 3, line 2, insert an underscored comma after *"agency"*; in line 3, strike *"Revised Statutes Supplement, 1971,"* and strike line 7 and insert *"76-1201 to 76-1212"*.

3. In section 4, line 26, strike *"will"* and insert *"shall"*.

4. Insert a new section to read:

"Sec. 6. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 7, strike "and"; and in line 9 insert "; to amend section 76-710.01, Revised Statutes Supplement, 1969; to change the measure of damages; to repeal the original section; and to declare an emergency." after "acquisition".

The following bills were correctly engrossed:

1119A	1199	1201	1222	1304
1382	1387	1433A	1440	1510
1510A				

The following bills were correctly enrolled:

66A	782	905A	1079	1079A
1208	1277	1288	1291	1306
1328	1361	1428	1445	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 66A, 782, 905A, 1079, 1079A, 1208, 1277, 1288, 1291, 1306, 1328, 1361, 1428, 1445, and LR 68.

UNANIMOUS CONSENT–Member Excused

Mr. Lewis asked unanimous consent to be excused at noon, today. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 71. LR 71, found in the Journal on page 1322 for the Fifty-First Day was adopted with 33 ayes, 0 nays and 16 not voting.

MOTION–Suspend Rules

Mr. Goodrich moved to suspend the rules to introduce a new bill to be known at LB 1517. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1171A. By Duke Snyder, 14th District.

A BILL FOR AN ACT to appropriate five hundred fifty-two thousand six hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the State Commission for Higher Education Aid, Agency No. 74, for Program 285, to aid in carrying out the provisions of Legislative Bill 1171, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1517. By Glenn Goodrich, 20th District; Eugene Mahoney, 5th District.

A BILL FOR AN ACT to adopt the Nebraska Industrial Development Corporation Act; and to declare an emergency.

MOTION–Suspend Rules

Mr. Goodrich moved to suspend the rules to place LB 1517 on General File without a hearing. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1311. Enrollment and Review amendments found in the Journal on page 1290 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1211. Enrollment and Review amendments found in the Journal on page 1291 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1000. Enrollment and Review amendments found in the Journal on page 1291 for the Fifty-First Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1511. Enrollment and Review amendment found in the Journal on page 1291 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1246A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1413A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1489A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1402. Enrollment and Review amendment found in the Journal on page 1292 for the Fifty-First Day was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1435 To Select File

Mr. Schmit moved to return LB 1435 to Select File for the following specific amendment:

1. On page 14, strike previous amendments to line 3, and after "works" insert "*facilities to dispose of water treatment plant wastes*".

2. On page 43, lines 10 and 11, strike "two years" and insert "~~*two years*~~ *one year*".

3. In the title, line 10, insert "to reduce the time by which local programs must comply with state standards;" before "to repeal".

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

UNANIMOUS CONSENT—Bracket LB 1481

Mr. Maresh asked unanimous consent to bracket LB 1481 on Enrollment and Review final. No objections. So ordered.

UNANIMOUS CONSENT—Order Of Day

Speaker Hasebroock asked unanimous consent to consider the Select File bills set for Monday, today. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1435. The Schmit specific amendments found in today's Journal were adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1129. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1401. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1181. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1100. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Ernollment and Review for engrossment.

LEGISLATIVE BILL 1400. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1448. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1377. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

STANDING COMMITTEE REPORT
Government, Military & Veterans Affairs

LEGISLATIVE BILL 1285. Placed on General File as amended.
Standing Committee amendments to LB 1285:

1. On page 2, after line 22 add a new section to read as follows:

"Sec. 2. The Game and Parks Commission is authorized and directed to convey the area now known as Cottonmill State Recreation Area to the city of Kearney and to the county of Buffalo, such city and county acting jointly, or to either the city of Kearney or to the county of Buffalo, acting separately, the following described real estate for public park purposes situated in the county of Buffalo, in the State of Nebraska, to wit: Part of the south half of section thirty-two, Township nine, Range sixteen, west of the sixth Principal Meridian, more fully described as follows: Beginning at the southeast corner of section thirty-two, and running thence north along the east line of section thirty-two, a distance of six hundred eighty-two feet, to the point of beginning; running thence west sixty-two degrees ten minutes south for a distance of seven hundred twenty-seven and four-tenths feet, thence bearing right seventy-eight degrees forty-one minutes for a distance of one thousand one hundred ninety-two feet, thence bearing left eighty-three degrees fifty minutes for a distance of three hundred eighty-eight and one-tenth feet, thence bearing right eighty-two degrees thirty-five minutes for a distance of five hundred eighty-two and one-tenth feet, thence bearing right nine degrees forty-one minutes for a distance of three hundred two and seven-tenths feet, thence bearing left twenty-five degrees forty-seven minutes for a distance of four hundred eighty-six and one-tenth feet, thence bearing right thirty-three degrees thirty-nine minutes for a distance of six hundred seventy-eight and nine-tenths feet, to a point on the east and west half section line of section thirty-two, thence east along east and west half section line to the northeast corner of the southeast quarter of section thirty-two, thence south along the east line of section thirty-two, to the point of beginning; subject, however, to the rights of the Kearney Water and Electric Power Company, in and to and over and across the premises described for canal and flowage purposes, more particularly set forth in a decree of the District Court of Buffalo County, Nebraska, entered on March 22, 1918, a case therein indexed as the Kearney Water and Electric Power Company, plaintiff, vs. Zada M. Lancaster, et al, defendants."; renumber section 2 as section 3 and in line 24 strike "section" and insert "sections" and after "1" insert "and 2".

(Signed) Terry Carpenter, Chairman

SPEAKER HASEBROOCK PRESIDING

STANDING COMMITTEE REPORTS
Nebraska Retirement Systems

LEGISLATIVE BILL 1148. Indefinitely postponed.

(Signed) Claire Holmquist, Chairman

SELECT COMMITTEE REPORT
Enrollment and Review

The following bill was correctly engrossed: 1301A.

(Signed) Duke Snyder, Chairman

RESOLTUIONS

LEGISLATIVE RESOLUTION 73.

Introduced by Orval Keyes, 3rd District.

WHEREAS, there has been considerable interest expressed by Nebraska citizens in arriving at an equitable taxation system; and

WHEREAS, it is in the best interests of this state to tax all elements of our economic structure in fair measure; and

WHEREAS, an intangible and revised tangible property tax bring revenue from some elements of our economy who now escape proper taxation.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature authorizes the formation of an interim study committee to study the feasibility of gross earnings tax on savings and loan associations, stock-brokers, lawyers, doctors, individuals licensed by the state whose services are not subject to the sales tax, banks, and any other group the committee finds escapes proper taxation.

2. The committee shall also study and recommend changes in our present tangible property tax. Special consideration should be given to income-producing inventory.

Referred to the Executive Board.

UNANIMOUS CONSENT–Withdraw LB 1247A

Mr. Proud renewed his pending motion found in the Journal on page 1287 for the Fiftieth Day to withdraw LB 1247A. No objections. So ordered.

UNANIMOUS CONSENT—Print In Journal

Mr. Carpenter asked unanimous consent to print the following amendment to LB 1463 in the Journal. No objections. So ordered.

Commencing January 1, 1973, in counties having a population of more than two hundred thousand inhabitants, the public defender shall devote his full time to the legal work of such office of the public defender and shall not engage in the private practice of law. Likewise, all assistant public defenders in such counties shall devote their full time to the legal work of such office of the public defender and shall not engage in the private practice of law so long as each assistant public defender shall receive the same annual salary as each deputy county attorney of comparable ability and experience shall receive in such counties.

MOTION—Suspend Rules

Mr. Proud moved to suspend the rules and adopt the Committee on Committee Reports found in the Journal on page 1292 through 1294, for the Fifty-First Day all in one vote. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved the appointment of the following persons to their respective offices:

Dr. Clarence Davis, Jr. - State Board of Health
Mrs. Maxine Morrison - State Board of Health
Mrs. Betty Abbot - Environmental Control Council
Ace T. Backer - Commission on Fire Fighting Personnel Standards and Education
Mrs. Helen M. Lassek - State Personnel Board
Mrs. Betty Matz - Public Welfare and Public Institutions Advisory Committee
Allan Strunk - Advisory Committee to the Department of Economic Development
William E. Colwell - Advisory Committee to the Department of Economic Development
Wallace L. Farrar - Board of Educational Lands and Funds
John Humpal - Public Welfare and Public Institutions Advisory Committee

Voting in the affirmative, 35:

Barnett	Burbach	Carsten	Clark	Craft
Duis	Elrod	Hasebroock	Holmquist	Johnson

Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Carpenter	Carstens	Chambers	DeCamp	Epke
Goodrich	Klaver	Luedtke	Mahoney	Morgan
Skarda	Stahmer	Warner	Wiltse	

The appointments were confirmed with 35 ayes, 0 nays and 14 not voting.

PRESIDENT MARSH PRESIDING

GENERAL FILE

LEGISLATIVE BILL 1492. Title read. Considered.

Standing Committee amendments found in the Journal on page 874 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment & Review with 37 ayes, 0 nays and 12 not voting.

Mr. Swanson asked unanimous consent to expedite LB 1492 on Enrollment & Review. No objections. So ordered.

LEGISLATIVE BILL 1159. Title read. Considered

Standing Committee amendments found in the Journal on page 747 for the Thirty-First Day were adopted.

Mr. Keyes offered the following amendments which were adopted:
1 SECTION I, Line 7, Page 2, after the words "of a"
Insert "one" in place of "two".
2 On page 3, line 17 insert *"if they teach only six grades, not less than six mills, and if they teach eight grades"* after "districts"; strike line 20 and insert *"if they teach six grades, not less than six mills, and if they teach four grades not less than four mills"*.
3 Section 8, Page 6. That section 79-1343, Revised Statutes Supplment, 1969 shall be repealed.
4 On page 3, line 2, strike *"for"* and strike lines 3 to 5.

Advanced to Enrollment & Review with 30 ayes, 3 nays and 16 not voting.

Mr. Keyes asked unanimous consent to expedite LB 1159 on Enrollment & Review. No objections. So ordered.

LEGISLATIVE BILL 1153. Title read. Considered.

Mr. Kokes offered the following amendments which were adopted:

1. On page 6, line 22 after the word "district" insert "or by the irrigation division of any public power and irrigation district."

2. On page 6, line 23 after the word "district" insert "or by the irrigation division of any public power and irrigation district."

Advanced to Enrollment & Review with 29 ayes, 1 nay and 19 not voting.

UNANIMOUS CONSENT—Change Of Order

Mr. Carpenter asked unanimous consent to take up LB 1370 on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1370. Title read. Considered.

Standing Committee amendments found in the Journal on page 718 for the Thirtieth Day were adopted.

Mr. Carpenter offered the following amendment which was adopted:
1. Amend the Standing Committee Amendment to Legislative Bill 1370 by striking lines 1 and 2 of "Sec. 3" and by amending Legislative Bill 1370 at page 3 by reinstating the stricken matter in Sec. 1 (10) at lines 15, 16 and 17 and at line 17 after the words "common carrier" insert: *"Provided that any"* and at line 17 after the words "contract carrier" strike the words "shall mean any motor carrier" and at line 19 after the word "services" insert: *"on or before January 1, 1972,"* and after the word "customers" at line 21, strike the word "without" and insert: *"shall not have any"* and at line 22 after the word "customers" insert the words *"it can serve".*
2. Amend the Standing Committee Amendment to Legislative Bill 1370 at line 16 by striking all of the new matter after the word "carrier" and in lieu thereof insert: *to charge less than the rates, fares and charges approved by the State Railway Commission, provided that nothing in this Act shall require common or contract carriers by motor vehicle of bullion, currency, jewels, checks, and valuables to file tariffs or contracts identifying the security provisions which are required for the protection of said valuables.*

Advanced to Enrollment & Review with 31 ayes, 1 nay and 17 not voting.

Mr. Snyder asked unanimous consent to expedite LB 1370 on Enrollment & Review. No objections. So ordered.

UNANIMOUS CONSENT–Members Excused

Mr. Kime asked unanimous consent to be excused Monday, March 20. No objections. So ordered.

Mr. Carpenter asked unanimous consent to be excused this afternoon. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 74.

Introduced by Roland Luedtke, 28th District; Richard D. Marvel, 33rd District and Jerome Warner, 25th District.

WHEREAS, the Legislature is the chief policy-making authority of State Government; and

WHEREAS, the growing complexity of fiscal and program issues makes it increasingly more difficult to effectively carry out the legislative responsibility of setting state policy; and

WHEREAS, it is the constitutional responsibility of the Legislative branch of Government to oversee the administration of programs and policies it has established; and

WHEREAS, Legislatures in other states have recognized that the location of the post-audit function within the Legislative branch of government not only enhances the ability of the Legislature to review the administration and functioning of existing programs, but also provides another direct source of information for legislative use in considering need for legislative changes;

THEREFORE, BE IT RESOLVED that a study be made concerning:

1. Reviewing the current post-audit procedures employed by the Auditor of Public Accounts to determine how the efforts of that office can better be utilized by the Legislature;

2. Exploring the benefits which might be realized were the responsibility for the audit of state agencies made a legislative function; and

3. Analyzing current auditing methods employed by Nebraska and other states and making recommendations as to whether it would be advantageous to adopt a concept of "performance" auditing, regardless of the location of the audit function.

Referred to the Executive Board.

VISITORS

Mr. Proud introduced 45 girls from Brownie Troops 682, 340 and 672, Omaha and leaders Mesdames David Johnson, John Ringwalt and Jan Johnson.

Mr. Savage introduced 13 Girl Scouts from Troop 159, Omaha and leaders Mesdames Wm. Mains and T. P. Crush.

President Marsh introduced 45 American Field Service students from 20 foreign countries and sponsor Barb Brauer.

Mr. Syas introduced Mrs. Selma Olson from Omaha.

Mr. Lewis introduced Mrs. Leonard Dickman, Mr. and Mrs. La Moine Oberschulte and Kim and Ken Oberschulte from Chapman.

Mr. Simpson introduced Mr. qnd Mrs. James Studnicka and family from the Havelock area of Lincoln.

Mr. Duis introduced Mr. and Mrs. Dwight King from Holdrege.

Mr. Schmit introduced his wife and 6 of their children.

RECESS

At 12:06 p.m. on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:31 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carpenter, Clark, DeCamp, Duis, Klaver, Lewis, Morgan, Pfister and Waldron who were excused.

GENERAL FILE

LEGISLATIVE BILL 1114A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1456A. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1087A. Title read. Considered.

Mr. Stromer moved to advance LB 1087A.

Mr. Stromer requested a Call of the House. The Call showed 36 members present.

Mr. Stromer moved the Call be raised. The motion prevailed with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment & Review with 25 ayes, 6 nays and 18 not voting.

LEGISLATIVE BILL 1335. Title read. Considered.

Mr. Warner offered the following amendment which was adopted:

Amend the bill by inserting Sections 1 to 9 of LB 1319, including the Standing Committee amendment to Section 1, and Sections 11 to 20 of LB 1319.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1337. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1336. Title read. Considered.

Standing Committee amendments found in the Journal on page 585 for the Twenty-Fourth Day were adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1485. Title read. Considered.

Standing Committee amendment found in the Journal on page 795 for the Thirty-Third Day was adopted.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1342. Title read. Considered.

Standing Committee amendment found in the Journal on page 826 for the Thirty-Fourth Day was adopted.

Mr. Nore offered the following amendment which was adopted:

Add the emergency clause.

Advanced to Enrollment and Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1352. Mr. Holmquist asked unanimous consent to withdraw LB 1352. Laid over.

LEGISLATIVE BILL 1474. Title read. Considered.

Standing Committee amendments found in the Journal on page 910 for the Thirty-Seventh Day were adopted.

Mr. Holmquist moved to advance LB 1474.

Mr. Kremer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 28 ayes, 2 nays and 19 not voting.

Mr. Holmquist offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1279. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1279A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1282. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1283. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1116. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1176. Title read. Considered.

Mr. Holmquist offered the following amendments which were adopted:
In lieu of the Standing committee amendments:
1. On page 2, line 27, insert an underscored semicolon after "fund" and strike beginning with "but" in line 27 through the semicolon on page 3, line 4, and show as stricken.
2. On page 3, lines 12 to 14 strike "the effective date of any reitrement plan established under the provisions of this section" and show as stricken matter, and insert *"September 1, 1961"*; on line 15 strike "now" and insert

~~now~~ then"; and on line 15 insert after "abridged" "; *Provided, that such retirement benefits shall become fully vested in the event of an employee's termination of employment, if such an employee shall have at least ten years of service at the date of termination*".

3. On page 3, line 7 strike "in an amount equal to such employee's contribution" and show as stricken; in line 11, after "amended," add "but the amount of the reduction of salary or wages allowable under this subdivision may not include credit for service prior to the effective date of this act,"; strike beginning with "(e)" in line 15 through the second comma in line 24 and show as stricken; and in line 24 strike "(f)" and insert "*~~(f)~~ (e)*".

4. On page 4, lines 20 to 22 strike "*Provided,* that all rights and privileges of existing faculty members shall be fully protected." and show as stricken

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1411. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT–Members Excused

Mr. Kime asked unanimous consent to be excused at 2:45 p.m., today. No objections. So ordered.

Mr. Waldo asked unanimous consent to be excused Monday and Tuesday, March 20-21. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1456. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1456:

1. On page 3, line 12, strike "Nebraska" and show as stricken.

2. On page 4, line 23, strike "and" and show as stricken.

3. On page 5, line 4, strike the period, and show stricken, and insert "*; and*".

4. In line 5 of the Schmit amendment 1, adopted 3/10/72, strike "*Public*".

LEGISLATIVE BILL 1489. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1489:

1. In line 3 of E & R amendment 1, strike "assistant" and insert "resident".

2. In the title, line 4, insert ", residents," after "students".

LEGISLATIVE BILL 1310. Placed on Select File as amended.
Enrollment and Review amendment to LB 1310:

1. In the title, line 4, strike "authorize" and insert "require"; and strike beginning with "to" in line 7 through the semicolon in line 10.

LEGISLATIVE BILL 1512. Placed on Select File as amended.
Enrollment and Review amendment to LB 1512:

1. On page 2, line 6, strike ", north" and insert "north," and strike the third comma; and in line 10 strike ", north range 16" and insert "north, range 16 west of the 6th principal merdian".

LEGISLATIVE BILL 1516. Placed on Select File as amended.
Enrollment and Review amendment to LB 1516:

1. On page 11, lines 8 and 10, strike "LB" and insert "Legislative Bill".

LEGISLATIVE BILL 1513. Placed on Select File as amended.
Enrollment and Review amendments to LB 1513:

1. In the Marvel amendment 1 to page 3, line 9, insert "Second Session," after the comma.

2. In the Keyes amendment, line 6, strike "joining" and insert "adjoining".

3. On page 2, lines 16 and 24, page 3, lines 5, 14, and 24, page 4, line 15, page 5, line 21, page 6, lines 6 and 13, and page 7, line 5, strike "LB" and insert "Legislative Bill".

4. In the title, line 2, insert "and reappropriations" after "appropriations".

LEGISLATIVE BILL 1466. Placed on Select File as amended.
Enrollment and Review amendments to LB 1466:

1. In the Carpenter amendment, line 1, strike "Line" and insert "In section 1, lines".

2. In the title, lines 2 and 3, strike "seven million five hundred thousand" and insert "six million".

(Signed) Duke Snyder, Chairman

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1460A. By Eugene Mahoney, 5th District.

A BILL FOR AN ACT to make an appropriation to the Department of Labor, Agency No. 23, for Program 031, to aid in carrying out the provisions of Legislative Bill 1460, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1512A. By Wayne Ziebarth, 37th District; Gerald Stromer, 36th District.

A BILL FOR AN ACT to amend sections 23 and 44, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change and increase appropriations as prescribed to aid in carrying out the provisions of Legislative Bill 1512, Eighty-second Legislature, Second Session, 1972.

GENERAL FILE

LEGISLATIVE BILL 1250. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1296. Title read. Considered.

Mr. Elrod offered the following amendment which was adopted:

1. Amend the bill by adding a new section 1 to read as follows:

"Section 1. That section 60-409.02, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

60-409.02. Commencing September 1, 1964, and on September 1 of each year thereafter, the balance of the Driver Education Fund, after the administration expenses have been deducted, shall be apportioned to the public school districts of the state on the basis of the lesser of the actual cost of the driver education program or ~~*thirty*~~ *forty* dollars for each student having satisfactorily completed a course of driver education in the immediately preceding twelve-month period as certified by the Commissioner of Education. Such apportionment shall be made on the basis of an application and certification by the local school superintendents to the Commissioner of Education. In the event that the funds are insufficient to be apportioned on the basis of the lesser of the cost or ~~*thirty*~~ *forty* dollars per student, such funds shall be prorated among the public school districts participating in the driver education program on the basis of the total number of students completing the course in the immediately preceding twelve-month period. Any balance remaining in the Driver Education Fund at the end of the biennium shall be reappropriated.".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. On page 3 line 21 insert "60-409.02, Reissue Revised Statutes of Nebraska, 1943, and section" after "section", and line 22 strike "is" and insert "are".

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1320. Title read. Considered.

Standing Committee amendment found in the Journal on page 660 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1303. Title read. Considered.

Standing Committee amendments found in the Journal on page 658 for the Twenty-Seventh Day were adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1347. Title read. Considered.

Standing Committee amendments found in the Journal on page 660 for the Twenty-Seventh Day were adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1351. Laid over at the request of Mr. Stromer.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1501. Title read. Considered.

Standing Committee amendment found in the Journal on page 1051 for the Forty-Second Day was adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1452. Title read. Considered.

Standing Committee amendment found in the Journal on page 661 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1102. Title read. Considered.

Standing Committee amendment found in the Journal on page 818 for the Thirty-Third Day was adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1182. Title read. Considered.

Standing Committee amendments found in the Journal on page 691 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1424. Title read. Considered.

Standing Committee amendments found in the Journal on page 695 for the Twenty-Ninth Day were adopted.

Mr. Epke offered the following amendments which were adopted:

1. Insert a new section to read:

"Sec. 8. That section 23-925, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

23-925. Each governing body, after the filing of the proposed budget statement with its secretary or clerk, shall each year conduct a public hearing on such proposed budget statement. Notice of place and time of such hearing, together with a summary of the proposed budget statement, *as prescribed by the Auditor of Public Accounts,* shall be published at least five days prior to the date set for hearing, in a newspaper of general circulation within the governing body's jurisdiction. After such hearing, the proposed budget statement shall be adopted, or amended and adopted as amended, and a written record shall be kept of such hearing. The amount to be received from taxation shall be certified to the levying board after the proposed budget statement is adopted, or is amended and adopted as amended. If the adopted budget statement reflects a change from that shown in the published proposed budget statement, a summary of such changes shall be published within twenty days after its adoption in the manner provided in this section, but without provision for hearing, setting forth the items changed and the reasons for such changes.".

2. Renumber original sections 3 and 4 as sections 9 and 10.

3. In standing committee amendment 3, lines 2 and 3, strike "and 23-259" and insert "23-259, and 23-925".

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1423. Title read. Considered.

Standing Committee amendments found in the Journal on page 694 for the Twenty-Ninth Day were adopted.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1517. Title read. Considered.

Mr. Goodrich offered the following amendment which was adopted:
Amend LB 1517 in Section 12, page 13, Line 22 after the word, "it", insert the words, "and only while owned by it".

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

Mr. Goodrich asked unanimous consent to expedite LB 1517. No objections. So ordered.

LEGISLATIVE BILL 1358. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1202. Title read. Considered.

Standing Committee amendment found in the Journal on page 777 for the Thirty-Second Day was adopted.

Mr. Stahmer offered the following amendment which was adopted:
Add the emergency clause.

Mr. Stahmer moved to reconsider action on adopting the emergency clause. The motion prevailed with 27 ayes, 2 nays and 20 not voting and the emergency clause was stricken.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1278. Title read. Considered.

Standing Committee amendments found in the Journal on page 866 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT—Expedite LB 1347

Mr. Kremer asked unanimous consent to expedite LB 1347. No objections. So ordered.

UNANIMOUS CONSENT–Members Excused

Mrs. Orme asked unanimous consent to be excused the balance of the day. No objections. So ordered.

Mr. Swanson asked unanimous consent to be excused Tuesday until he arrives. No objections. So ordered.

UNANIMOUS CONSENT–Unbracket LB 1128

Mr. Goodrich asked unanimous consent to unbracket LB 1128 on General File. No objections. So ordered.

RESOLUTIONS

LEGISLATIVE RESOLUTION 75.

Introduced by Eugene Mahoney, 5th District.

WHEREAS, the design of the Nebraska state banner was first adopted by the Legislature in 1925; and

WHEREAS, there has been little change in the design and color of the state banner since such time; and

WHEREAS, colors and designs of state banners of other states are changed from time to time.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That a committee be appointed to study the need for a change and design of our state banner.

2. That the Executive Board appoint at least three lay members on the committee to consult with the members of the Legislature on the committee.

3. That the committee report its findings and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

VISITORS

Speaker Hasebroock introduced Mrs. Waechter of Stanton; Mrs. Helmkamp and son David of Lincon, and Mrs. Robinson, wife of the Assistant Sergeant-at-arms.

Mr. Simpson introduced Mr. and Mrs. Ralph Connell, Lincoln.

Mr. Kokes introduced 31 Girl Scouts and leaders, Scotia.

Mr. Stull introduced 40 Seventh Grade students and their teachers, Mr. and Mrs. Maxwell from Scottsbluff.

GENERAL FILE

LEGISLATIVE BILL 1245. Title read. Considered.

Standing Committee amendment found in the Journal on page 662 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT–Member Excused

Mr. Simpson asked unanimous consent to be excused Monday until he arrives. No objections. So ordered.

MOTION–Adjournment

Mr. Syas moved to adjourn until 9:00 a.m. Monday, February 20. The motion lost with 14 ayes, 15 nays and 20 not voting.

GENERAL FILE

LEGISLATIVE BILL 1253. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1315. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1318. Title read. Considered.

Standing Committee amendment found in the Journal on page 667 for the Twenty-Eighth Day was read.

Mr. Stahmer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 0 nays and 24 not voting.

Standing Committee amendment was adopted.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1309. Title read. Considered.

Standing Committee amendments found in the Journal on page 671 for the Twenty-Eighth Day were adopted.

Mr. Ziebarth offered the following amendment which was adopted:

54-155. Branded cattle; slaughter without certificate prohibited; display of certificate. It shall be unlawful for any butcher, packer or vendor engaged in the slaughter of cattle within the brand area to kill or otherwise dispose of any cattle, until a brand inspection is performed by the Nebraska Brand Committee on the premises where such slaughter is to take place, and until a certificate of brand inspection from the Nebraska Brand Committee is filed and is made a part of his permanent records. All such certificates of brand inspection shall, upon demand, be displayed to any law enforcement officer or to the Nebraska Brand Committee at any time. The only exception to the provisions of this section shall be if the cattle to be slaughtered are purchased by such butcher, packer or vendor at a regularly brand inspected sales barn, ~~*within the State of Nebraska*~~ and are destined for direct slaughter upon reaching destination. The brand inspector at such sales barn shall be advised that such cattle are destined for direct slaughter, and such brand inspector shall then issue a brand inspection certificate for the cattle, such certificate to indicate that the cattle are to go to direct slaughter and such cattle not to be retained by such butcher, packer or vendor for longer than ninety-six hours prior to slaughter. Cattle inspected at the point of origin by a duly authorized ~~*Nebraska*~~ brand inspector shall not require an additional brand inspection upon reaching a destination within the boundaries of the State of Nebraska, if the certificate of brand inspection designates that the cattle are to go directly for slaughter, and not to be retained by such butcher, packer or vendor longer than ninety-six hours prior to slaughter.

54-134. Nebraska brand inspection area; territory included. There is hereby created the Nebraska brand inspection area, which shall consist of all that part of the State of Nebraska lying within the following counties: Arthur, Banner, Blaine, Box Butte, Boyd, Brown, Buffalo, Chase, Cherry, Cheyenne, Custer, Dawes, Dawson, Deuel, Dundy, Franklin, Frontier, lots 17, 18, 32, and the east one hundred feet of lots 33 and 34, Corbins addition to the village of Beaver City, and part of the south half of section one, township three, north range twenty-one, on railroad right-of-way in the west part of Oxford Town called Burlington addition, Oxford, Furnas, Garden, Garfield, Gosper, Grant, Greeley, all of lots one, seven, and eight in block forty-eight in original town of Grand Island, and all of the southeast quarter lying south of the

Union Pacific Railroad Company's right-of-way in section twenty-four, township eleven, north, range ten in Hall, Harlan, Hayes, Hitchcock, Holt, Hooker, Kearney, Keith, Keya Paha, Kimball, all of Knox except Eastern, Dolphin, Dowling, Columbia, and Lincoln townships, Lincoln, Logan, Loup, McPherson, Morrill, Perkins, Phelps, Red Willow, Rock, Scotts Bluff, Sheridan, Sherman, Sioux, Thomas, Valley, ~~all of lots one, two, three and four and the north half of lots seven and eight, except twenty-two feet off the east side of lot eight, all in block six, Original Town of Blue Hill,~~ Webster, and Wheeler.

Sec. 2. That original section 54-134, Revised Statutes Supplement, 1969, is repealed.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 nays.

ADJOURNMENT

At 4:33 p.m., Mr. Marvel moved to adjourn until 9:00 a.m., Monday, March 20, 1972. The motion prevailed with 15 ayes, 11 nays and 23 not voting.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-THIRD DAY

Legislative Chamber, Lincoln, Nebraska
Monday, March 20, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by Rev. Cecil W. Johnson, First Covenant Church, Lincoln.

> O Spirit of the Living God, convey upon this company of responsible people your enabling power and matchless wisdom for their task today. As the wonderful fragrance of springtime has come again, so let your Spirit awaken us, giving new hope and a keen mind with an active faith for today.
>
> If we have never before been conscious of our personal needs, make our souls hunger for you, O God, so that we shall no longer be content to be meagerly alive, when you are eager to fully energize us for maximum performance of our work. This we pray in Jesus name.

ROLL CALL

The roll was called and all members were present except Messrs. Kime and Waldo who were excused and Mr. Simpson who was excused a short time.

CORRECTIONS FOR THE JOURNAL

Page 1212, line 13, insert "Advanced to Enrollment & Review for engrossment.
The Journal for the Forty-Eighth Day was approved as corrected.
Page 1342, delete last line.
Page 1343, delete lines 2, 3 and 4.
The Journal for the Fifty-Second Day was approved as corrected.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 864.

A BILL FOR AN ACT to amend section 37-308, Reissue Revised Statutes of Nebraska, 1943, and sections 37-101 and 37-307, Revised Statutes Supplement, 1971, relating to game and fish; to include the mourning dove as a game bird; to provide for a special stamp and fees; to provide for regulations; to provide restrictions; to provide penalties; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 20:

Burbach	Clark	Elrod	Goodrich	Keyes
Klaver	Kokes	Luedtke	Mahoney	Moylan
Nore	Schmit	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldron	Ziebarth

Voting in the negative, 25:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	Duis	Epke	Hasebroock	Holmquist
Johnson	Kennedy	Kremer	Lewis	Maresh
Marvel	Morgan	Orme	Pfister	Proud
Savage	Swanson	Warner	Whitney	Wiltse

Not voting, 4:

DeCamp	Kime	Simpson	Waldo

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 619. Mr. Lewis moved to return LB 619 to Select File for the following specific amendment:

Strike the enacting clause.

The motion prevailed with 27 ayes, 12 nays and 10 not voting.

LEGISLATIVE BILL 758.

A BILL FOR AN ACT to adopt the Gas Utility Act; to provide for the regulation of gas utilities as prescribed; to amend sections 14-106, 15-266, 16-679, 17-528.02, 57-903, 57-904, 57-911, 57-912, 57-917, 57-918, and 57-921, Reissue Revised Statutes of Nebraska, 1943, and section 57-905,

Revised Statutes Supplement, 1971, relating to the Nebraska Oil and Gas Conservation Commission; to change the name of the commission and the compensation of its members; to provide an operative date; and to repeal the original sections, and also sections 18-414 and 18-415, Revised Statutes Supplement, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 16:

Burbach	Carpenter	Carstens	Clark	DeCamp
Duis	Kennedy	Kremer	Lewis	Luedtke
Mahoney	Marvel	Schmit	Stromer	Waldron
Ziebarth				

Voting in the negative, 27:

Barnett	Carsten	Craft	Elrod	Goodrich
Hasebroock	Holmquist	Keyes	Klaver	Kokes
Maresh	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Skarda	Snyder
Stahmer	Stull	Swanson	Syas	Warner
Whitney	Wiltse			

Not voting, 6:

Chambers	Epke	Johnson	Kime	Simpson
Waldo				

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1168. With emergency.

A BILL FOR AN ACT to amend sections 23-343, 23-343.27, 23-343.28, and 23-343.49, Reissue Revised Statutes of Nebraska, 1943, and section 23-343.25, Reissue Revised Statutes of Nebraska, 1943, as amended by section 15, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to county government and officers; to provide for election of members to the board of a hospital district; to provide additional authority for issuance of bonds by hospital districts or counties; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated, "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Kime	Lewis	Simpson	Skarda	Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1301.

A BILL FOR AN ACT to amend sections 5-105 and 5-105.03, Reissue Revised Statutes of Nebraska, 1943, relating to apportionment; to change the boundaries of district court judicial districts; to delete obsolete matter; to provide for additional judges and their appointment; to provide when changes shall become operative; and to repeal the original sections, and also sections 5-105 and 5-105.03, Revised Statutes Supplement, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 1:

Syas

Not voting, 3:

Kime Simpson Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1447.

A BILL FOR AN ACT to amend sections 37-501 and 37-513, Revised Statutes Supplement, 1969, relating to game and fish; to provide for construction, operation and use of recall pens as prescribed; to provide a fee; to change provisions for field trials; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Skarda	Snyder	Stahmer
Stromer	Swanson	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Kime	Mahoney	Morgan	Simpson	Stull
Syas	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Unbracket LB 1302

Mr. Stahmer asked unanimous consent to unbracket LB 1302 on final reading. No objections. So ordered.

MOTION–Return LB 1302 to Select File

Mr. Stahmer moved to return LB 1302 to Select File for the following specific amendment:

On page 2, line 6, 7, & 8, strike "any disease or other medical condition, including but not limited to".

On page 2, line 10, change "condition" to "conditions".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

MOTION–Return LB 1304 to Select File

Mr. Skarda moved to return LB 1304 to Select File for the following specific amendment:

Beginning on Page 2, Line 2: Strike the words, "and after notice and hearing".

The motion prevailed with 30 ayes, 1 nay and 18 not voting.

UNANIMOUS CONSENT–Unbracket LB 1481

Mr. Maresh asked unanimous consent to unbracket LB 1481. No objections. So ordered.

MOTION–Return LB 1481 to Select File

Mr. Maresh moved to return LB 1481 to Select File for the following specific amendment:

1. On page 2, strike beginning with "by"
in line 21 through "property" in line 23, show the same as
stricken, and insert *"as required by section 13G of the federal Surplus Property Act of 1944 on the effective date of this act"*.

2. In the Maresh amendment adopted 3/16/72,
line 7, strike *"two"*; and in line 8, strike *"repeat"* and
insert *"reject"*.

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

MR. SWANSON PRESIDING

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly engrossed:

LR 17	1089	1183	1186	1203
1218	1262	1359	1375	

The following bills were correctly enrolled:

1095 1132 1219 1220 1235
1255

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 20, 1972, at 9:30 a.m., the following bills: 66A, 782, 905A, 1079, 1079A 1208, 1277, 1288, 1291, 1306, 1328, 1361, 1428, 1445.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 1456. Enrollment and Review amendments found in the Journal on page 1351 for the Fifty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1489. Enrollment and Review amendments found in the Journal on page 1351 for the Fifty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1310. Enrollment and Review amendment found in the Journal on page 1352 for the Fifty-Second Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1512. Enrollment and Review amendment found in the Journal on page 1352 for the Fifty-Second Day was adopted.

Mr. Ziebarth offered the following amendments which were adopted by unanimous consent:

1. On page 2, line 6, strike the comma after "9" and insert the comma in the same line after "north".

2. On page 2, line 4, insert "(1)" after the colon; and on page 3, line 1, strike the period and insert the following:

"; and (2) starting at the Northwest corner of lot numbered Four, in Lincoln Way Villa Plots, Kearney, Nebraska, which is located and laid out on part of the North half of the North Half of Section Three, Township

eight North, Range Sixteen West of the sixth Principal Meridian, Buffalo County, Nebraska, running thence East on the North line of Lot Four, three feet, running thence South on a line parallel with the East line of said Section three, Five hundred Seventy-five feet for a place of beginning, running thence East on a line parallel with the North line of lot Four, Lincoln Way Villa Plots, Fifty feet, running thence South on a line parallel with the East line of Section three above described, Three Hundred feet, running thence West on a line parallel with the North line of lot Four, Lincoln Way Villa Plots, fifty feet, running thence North on a line parallel with the East line of Section Three, Three Hundred feet to the place of beginning, being a tract of ground 50 feet by 300 feet."

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1516. Enrollment and Review amendment found in the Journal on page 1352 for the Fifty-Second Day was adopted.

Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Add a new Section 8 to read as follows:

"Sec. 8. There is hereby reappropriated the unexpended balance existing on June 30, 1972, in Fund No. 3500 - Activities Building - Beatrice State Home."

2. Renumber original sections 8, 9, and 10 as 9, 10, and 11.

3. Amend LB 1516 by inserting on page 12, line 15, after the semicolon (;), the following new language:

"provided further, upon enactment of Legislative Bill 1328A, Eighty-second Legislature, Second Session, 1972, the reappropriation made herein shall lapse."

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1513. Enrollment and Review amendments found in the Journal on page 1352 for the Fifty-Second Day were adopted.

Laid over.

LEGISLATIVE BILL 1466. Enrollment and Review amendments found in the Journal on page 1352 for the Fifty-Second Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1171. Mr. Snyder asked unanimous consent to unbracket LB 1171 on Select File. No objections. So ordered.

Mr. Snyder offered the following amendment which was adopted by unanimous consent:

1. On page 3, strike lines 13 to 15 and insert:

"(b) Which is accredited;"; and after line 15 insert:

"(3) Accredited shall mean any institution which is in Correspondent Status, Recognized Candidate for Accreditation Status, or Accredited Status as determined by the North Central Association of Colleges and Secondary Schools accrediting agency based on its requirements as of January 1, 1973;"; and on pages 3 to 5, renumber subdivisions (3) to (11) as (4) to (12) respectively.

Mr. Schmit offered the following unanimous consent amendments:

1. On page 3, line 15 after "1973" insert: ", or which is in existence on the effective date of this act and has an enrollment of two hundred ~~fifty~~ students or more".
2. On page 4, line 15, strike "accredited".
3. On page 5, line 11, strike "accredited".
4. On page 6, line 11, strike "accredited".
5. On page 9, line 21, strike "accredited".

Mr. Snyder objected.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 619. The Lewis specific amendment found in today's Journal was adopted with 27 ayes, 5 nays and 17 not voting.

MOTION—Return LB 1456 To Select File

Mr. Schmit moved to return LB 1456 to Select File for the following specific amendment:

Add the emergency clause

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1456. The Schmit specific amendment found in today's Journal was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1302. The Stahmer specific amendment found in today's Journal was adopted with 27 ayes, 2 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1304. The Skarda specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1481. The Maresh specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1171 to Select File

Mr. Schmit moved to return LB 1171 to Select File for the specific amendment found in today's Journal.

Mr. Schmit requested a Call of the House. The Call showed 37 members present.

Mr. Schmit moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

The Schmit motion prevailed with 26 ayes, 8 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1171. The Schmit specific amendment found in today's Journal was adopted with 25 ayes, 9 nays and 15 not voting.

Advanced to Enrollment and Review for engrossment.

SPEAKER HASEBROOCK PRESIDING

UNANIMOUS CONSENT–Withdraw LB 1352

Mr. Holmquist renewed his pending request found in the Journal on page 1349 for the Fifty-Second Day to withdraw LB 1352. No objections. So ordered.

MOTION–Return LB 1171 to Select File

Mr. Carpenter moved to return LB 1171 to Select File for the following specific amendment:

Add the Emergency Clause and the Savings Clause to LB 1171.

The motion prevailed with 29 ayes, 1 nay and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1171. The Carpenter specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT–Member Excused

Mr. Carsten asked unanimous consent to be excused at 3:30 p.m. today. No objections. So ordered.

MOTION–Reconsider Action on LB 1463

Mr. Carpenter renewed his motion found in the Journal on page 1287 for the Fiftieth Day to reconsider action on indefinitely postponing LB 1463. Motion considered and laid over.

MOTION–Return LB 461 to Select File

Mr. Syas moved to return LB 461 to Select File for the following specific amendment:

1. In section 2, line 4, strike "quarterly"

and insert "~~*quarterly*~~ *monthly*".

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 461. The Syas specific amendment found in today's Journal was adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment and Review for re-engrossment.

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 1095, 1132, 1219, 1220, 1235 and 1255.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly engrossed:

1195 1340 1360 1362 1498
1502

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 76.

Introduced by Loran Schmit, 23rd District.

WHEREAS, Nebraskans are justly proud of the accomplishments of her people and their institutions; and

WHEREAS, athletic honors, fairly won in competition, comprise a rich and treasured portion of accomplishments by Nebraskans; and

WHEREAS, the John F. Kennedy College Patriettes did on March 18, 1972 become the first team in womens AAU basketball in eighteen years to break the hold on the national championship enjoyed by Nashville, Tennessee and the Wayland Flying Queens of Texas; and

WHEREAS, the John F. Kennedy College Patriettes by defeating Ouachita University of Arkadelphia, Arkansas 69-60 in the title game placed three members of the John F. Kennedy team on the All-American Womens Basketball Team: Barb Wischmeier, freshman center; Julienne Brazinski, sophmore guard; and Linda White (Honorable Mention), freshman forward.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature extends its congratulations to the John F. Kennedy College Patriettes of Wahoo, Nebraska and their outstanding coach, George Nicodemus, for a signal achievement in womens athletics accomplished in the best tradition of Nebraska's rich athletic heritage.

Laid over.

LEGISLATIVE RESOLUTION 77.

Introduced by Fred W. Carstens, 30th District.

WHEREAS, there is proposed a gift to the State of Nebraska of an all faiths chapel and meeting hall, to be used voluntarily by persons of all faiths or no faith and to be located at the Beatrice State Home at Beatrice, Nebraska; and

WHEREAS, no such chapel and meeting hall is now available at the Beatrice State Home; and

WHEREAS, persons of all faiths have made plans for providing such a chapel and meeting hall. The location and plans for such building shall be subject to the approval and supervision of the Director of Public Institutions.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That such chapel and meeting hall, upon the terms and conditions above set out, be and is hereby approved and its acceptance by the Director of Public Institutions is hereby authorized.

Laid over.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1413A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1413A:

1. On page 5, before line 1, insert:

"Sec. 2. That section 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:".

LEGISLATIVE BILL 1284A. Placed on Select File as amended.
Enrollment and Review amendment to LB 1284A:

1. On page 2, line 4, and in the title, line 5, strike "Public".

LEGISLATIVE BILL 1333. Placed on Select File as amended.
Enrollment and Review amendments to LB 1333:

1. On page 2, line 13, strike "county," and show as stricken.

2. For correlation purposes, on page 2, line 2, page 4, line 12, and in the title, line 3, insert ", as amended by section 15, Legislative Bill 1435, Eighty-second Legislature, Second Session, 1972" after "1971"; on page 2, line 15, strike "council" and insert "director"; on page 4, lines 4 and 5, strike "two years" and insert "one year"; and on page 4, after line 10, insert:

"(6) Cities of the second class and villages shall be exempt from the provisions of sections 81-1501 to 81-1532 pertaining to licensing and control of solid waste disposal systems; *Provided,* that such cities and villages provide solid waste disposal systems so that no pollution of rivers and streams results from such disposal systems; *and provided further,* that such cities and villages provide reasonable supervision of such solid waste disposal systems to protect the public health and welfare.".

3. In the title, line 6, strike "political subdivisions" and insert "first or second-class cities and villages".

LEGISLATIVE BILL 1492. Placed on Select File as amended.
Enrollment and Review amendments to LB 1492:

1. On page 3, line 13, insert *"for"* after *"caring"*; and in lines 14 and 15 strike *", in addition,"*.

2. On page 4, line 3, strike the first comma; and in line 10 strike *", in addition,"*.

3. On page 7, lines 19 to 22, redesignate subdivisions *(1)* to *(5)* as *(a)* to *(e)* respectively; and strike line 26 and insert *"subsection."*.

4. In lieu of standing committee amendment 4, on page 8, line 5, insert ", and also section 83-361, Reissue Revised Statutes of Nebraska, 1943, and section 83-362, Revised Statutes Supplement, 1969" after "1943".

5. In the title, strike lines 9 and 10 and insert "prescribed; to provide an operative date; to repeal the original sections, and also section 83-361, Reissue Revised Statutes of Nebraska, 1943, and section 83-362, Revised Statutes Supplement, 1969; and to".

LEGISLATIVE BILL 1159. Placed on Select File as amended.
Enrollment and Review amendments to LB 1159:

1. In standing committee amendment 1, line 1, insert ", line 26," after "5".

2. In lieu of the Keyes amendment to section 8, page 6, strike section 8; renumber original section 9 as section 8; and on page 6, line 23, insert ", and also section 79-1343, Revised Statutes Supplement, 1969" after "1969".

3. In line 5 of the Keyes amendment to page 3, lines 17 and 20, insert an underscored comma after *"grades"*.

4. In the title, lines 3 and 4, strike "79-1342, and 79-1343" and insert "and 79-1342"; and in line 8, insert ", and also section 79-1343, Revised Statutes Supplement, 1969" after "sections".

LEGISLATIVE BILL 1153. Placed on Select File as amended.
Enrollment and Review amendments to LB 1153:

1. On page 6, insert an underscored comma at the end of line 21; and in line 27 insert *"the"* before *"effective"*.

2. In the Kokes amendment 1, line 2, strike *"by"*; and in line 3 strike the period.

3. On page 6, line 23, as amended by the Kokes amendment, strike the new matter and insert *", irrigation district, or the irrigation division of any public power and irrigation district"*.

4. In the title, strike line 4 and insert "provide additional exemptions from the sales and".

LEGISLATIVE BILL 1114A. Placed on Select File.

LEGISLATIVE BILL 1456A. Placed on Select File.

LEGISLATIVE BILL 1087A. Placed on Select File.

LEGISLATIVE BILL 1335. Placed on Select File as amended.
Enrollment and Review amendments to LB 1335:
1. Renumber original section 1 as section 10;
at the end of line 3 thereof insert *"of advertising"* and strike the same in line 5.
2. In new section 1, subdivision (30),
strike line 3 and *"as amended,"* in line 4 and insert *"article 14,"*.
3. In new section 4, line 19, strike *"state's"*.
4. In new section 17, line 1, insert *"authorized by section 15 of this act"* after *"permits"*.
5. Strike original section 2.
6. In the title, strike lines 2 to 6 and
insert lines 2 to 18 of LB 1319.

LEGISLATIVE BILL 1337. Placed on Select File as amended.
Enrollment and Review amendment to LB 1337:
1. In the title, line 4, strike "provide" and
insert "extend provisions"; and line 6 insert "to provide for rules and regulations;" after the first semicolon.

LEGISLATIVE BILL 1336. Placed on Select File as amended.
Enrollment and Review amendment to LB 1336:
1. In standing committee amendments 1 and 2,
line 1, insert *"a"* after *"including"*; and in line 2,
strike *"corporations"* and insert *"corporation"*.

LEGISLATIVE BILL 1485. Placed on Select File.

LEGISLATIVE BILL 1279A. Placed on Select File.

(Signed) Duke Snyder, Chairman

VISITORS

Mr. Schmit introduced 76 Senior Government students from David City Aquinas High School and teachers Messrs. Ross Ridenour and Dale Kerkman.

Mr. Luedtke introduced 49 students from St. Mary's School, Lincoln and teachers Mesdames Patty Bowen, Rooney, Sandy Valdez and Judy Schiltz.

Mr. Proud introduced 16 members of the Omaha Federated Women's Club.

Mr. Stahmer introduced his son Ward, Senior at the University of Minnesota.

Mr. Kokes introduced 34 Senior Governmen students from Ord High School, Ord and teacher Mr. Chuck Squier.

RECESS

At 11:54 a.m., on a motion by Mr. Swanson, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:30 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Messrs. Kime and Waldo who were excused and the members of the Judiciary Committee who were excused for a short time.

GENERAL FILE

LEGISLATIVE BILL 1233. Mr. Whitney renewed his motion found in the Journal on page 1180 for the Forty-Seventh Day to indefinitely postpone LB 1233.

Mr. Elrod moved the previous question. The question is, "Shall thedebate now cease?" The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The motion prevailed with 20 ayes, 18 nays and 11 not voting.

MESSAGE FROM THE GOVERNOR

March 17, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1086.

This bill was signed by me on March 17, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

GENERAL FILE

LEGISLATIVE BILL 1217. Considered.

Mr. Goodrich offered the following amendment:

1. Amend the Chamber amendment 1, section 1, by inserting *"when approved by the electors of the district"* in line 12 after *"practical"*.

Mr. Chambers requested a Call of the House. The Call showed 45 members present.

Mr. Goodrich moved the Call be raised. The motion prevailed with 35 ayes, 2 nays and 12 not voting.

The Goodrich amendment was adopted with 22 ayes, 21 nays and 6 not voting.

Mr. Chambers moved to indefinitely postpone LB 1217. The motion prevailed with 23 ayes, 16 nays and 10 not voting.

UNANIMOUS CONSENT–Print In Journal

Mr. Carpenter asked unanimous consent to print the following amendments to LB 1515 in the Journal. No objections. So ordered.

1. On page 11, line 26 strike "The commissioner" and insert "In addition, the commissioner, the Director of Health, and the presiding judge of the Nebraska Workmen's Compensation Court or their designees" and on line 27 strike "member" and insert "members".

2. On page 12, line 1 after the period insert "The ex officio members shall have a right to vote.".

3. On page 13, line 21 after "commissioner," insert "the Nebraska Workmen's Compensation Court, the Department of Health,"; and on line 27 after "or" insert "after consultation with and subject to the approval of the Nebraska Workmen's Compensation Court".

4. On page 14, line 10 after "commissioner" insert "after consultation with the subject to the approval of the Nebraska Workmen's Compensation Court"; and on line 17 after "commissioner" insert "after consultation with and subject to the approval of the Nebraska Workmen's Compensation Court and the Department of Health".

5. On page 15, line 10 strike "by the commissioner"; and on line 15 after the period insert "Reports of all investigations of work related deaths, injuries, and illnesses conducted by an officer, agency, or department of

the state or any political subdivision thereof shall be furnished to the commissioner.".

6. On page 17, line 13 after "commissioner" insert "after consultation with and subject to the approval of the Nebraska Workmen's Compensation Court".

7. On page 31, add a new subsection (3) to section 15 to read as follows:

"(3) The commissioner may enter into agreements with and may accept and use the services, facilities, and employees of the State of Nebraska or any department or agency or political subidvision thereof, or of the United States of America or any agency thereof, and may cooperate with federal or state agencies for the purposes of this act or with any public or private agency and may receive and use any sum or sums which may at any time be contributed to the state by the United States of America or any agency thereof to which the state may be or become entitled under any act of Congress or otherwise by reason of duties performed or to be performed for the purposes of this act.".

8. On page 35, strike original section 18 and insert new section 18 to read as follows:

"Sec. 18. (1) In order to further the purposes of this act, the Nebraska Workmen's Compensation Court shall develop and maintain an effective program of collection, compilation, and analysis of occupational safety and health statistics. Such program may cover all employments whether or nor subject to any other provisions of this act. The Nebraska Workmen's Compensation Court shall compile accurate statistics on work injuries and illnesses, whether or not involving loss of time from work, other than minor injuries requiring only first aid treatment and which do not involve medical treatment, loss of consciousness, restriction of work or motion, or transfer to another job.

(2) On the basis of the records made and kept pursuant to the provisions of subsection (3) of section 8 of this act, employers shall file such reports with the Nebraska Workmen's Compensation Court as the Nebraska Workmen's Compensation Court shall prescribe.

(3) The Nebraska Workmen's Compensation Court may enter into agreements with and may accept and use the services, facilities, and employees of the State of Nebraska or any department or agency or political subdivision thereof, or of the United States of America or any agency thereof, and may cooperate with federal or state agencies for the purposes of this act or with any public or private agency and may receive and use any

sum or sums which may at any time be contributed to the state by the United States of America or any agency thereof to which the state may be or become entitled under any act of Congress or otherwise by reason of duties performed or to be performed for the purposes of this section.".

9. Insert a new section 21 to read as follows:

"Sec. 21. Neither the State of Nebraska, the commissioner, nor any inspector shall be liable for the negligent conduct of any inspection or the failure to require the elimination of any hazard or the correction of any defect.".

10. Renumber original section 21 as section 22.

Page 21 Section 11 lines 14 and 15 strike "or where the employees has its principal office or in the district court of Lancaster County"

Add the Emergency and Savings Clause.

Amend LB 1515, page 2, line 12 by inserting after the period on line 12 the following new sentence: "Nothing in this Act shall apply to working conditions of employees of Railroads, or Railroad Companies, with respect to which the U.S. Department of Transportation exercises statutory authority to prescribe or enforce standards or regulations affecting occupational safety or health".

UNANIMOUS CONSENT–Print In Journal

Mr. Carpenter asked unanimous consent to print the following amendment to LB 461 in the Journal. No objections. So ordered.

1. On page 1 of the Syas amendment adopted March 2, 1972, line 10 strike ", or the Lieutenant Governor"; in line 14 after "shall" strike "not".

GENERAL FILE

LEGISLATIVE BILL 1328A. Considered.

Mr. Marvel offered the following amendments:

1. Amend LB 1328A by striking Sections 1 and 2 and inserting in lieu thereof, the following:

"Section 1. That Section 30, Legislative Bill 1476, Eighty-Second Legislature, Second Session, 1972, be amended to read as follows:

Sec. 30. Game and Parks Commission --
Agency No. 33

	General	Cash	Federal	Total
(1) Program No. 325 -- Boat Administration, Education and Enforcement		78,630		78,630
Personal Services expenditures shall not exceed $63,410.				
(2) Program No. 336 -- Wildlife Conservation		3,707,549		3,707,549
Personal Services expenditures shall not exceed $2,176,128.				
There is provided $25,000 to allow an additional $50 per month for each full-time equivalent conservation officer above the increases allowed under the provisions of subdivision (1) of section 87 of this act.				
(3) Program No. 549 -- Parks-Administration and Operation	911,515 ~~960,905~~	275,000		1,186,515 ~~1,235,905~~
Personal Services expenditures shall not exceed $798,735 ~~$830,860~~ exclusive of reappropriated funds.				
The unexpended General Fund balance existing on June 30, 1972, of funds appropriated in LB 1025, Eighty-second Legislature, First Session, 1971, and LB 1504, Eighty-second Legislature, Second Session, 1972, are hereby reappropriated, which funds are in addition to the appropriation shown in Column (G) of this subsection.				
(4) Program No. 550 -- Special Federal Aid Programs	170,013	25,000		195,013
Personal Services expenditures shall not exceed $168,028.				
(5) Program No. 617 -- Engineering and Area Maintenance	695,238	284,000		979,238
Personal Services expenditures shall not exceed $581,373 exclusive of reappropriated funds.				
The unexpended General Fund balance existing on June 30, 1972, of funds appropriated in LB 1025, Eighty-second Legislature, First Session, 1971, and LB 1504, Eighty-second Legislature, Second Session, 1972, are hereby reappropriated, which funds are in addition to the appropriation shown in Column (G) of this subsection.				
The unexpended Cash Fund balances existing on June 30, 1972, in subsections (1) to (5) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 33 and Fund Source	1,776,766 ~~1,826,156~~	4,370,179		6,146,945" ~~6,196,335~~

Section 2. There is hereby appropriated ninety-two thousand five hundred dollars from the state General Fund for the period of July 1, 1972, to June 30, 1973, to the Department of Economic Development, Agency No. 72, for Program 611,

to aid in carrying out the provisions of Legislative Bill 1328, Eighty-second Legislature, Second Session, 1972; *Provided*, that personal services expenditures shall not exceed seventy-eight thousand eight hundred sixty-three dollars.

Section 3. There is hereby transferred to the Department of Economic Development, Agency No. 72, on the effective date of this act, the unexpended balances existing of the General Fund appropriation of $88,000 made to the Game and Parks Commission, Agency No. 33, for the Aerospace Museum in LB 1037, Eighty-second Legislature, First Session, 1971, together with the unexpended balances of the General Fund reappropriations made to the Game & Parks Commission, Agency No. 33, by LB 1038, Eighty-second Legislature, First Session, 1971, for Programs 990 and 899, which funds are hereby appropriated to the Department of Economic Development. Any balances remaining unexpended on June 30, 1972, are hereby reappropriated for the fiscal year ending June 30, 1973.

Sec. 4. There is hereby appropriated fifty thousand dollars from the state General Fund for the period July 1, 1972, to June 30, 1973, to the Department of Economic Development, Agency No. 72, for the paving of a parking lot at the Wild West Arena at North Platte which funds shall not be expended for any other purpose.

Sec. 5. The Director of Administrative Services is hereby authorized and directed to draw his warrants upon the proper fund in the state treasury for, but never in excess of, the sum herein specified upon presentation of proper vouchers. The State Treasurer shall pay the warrants out of money in the General Fund not otherwise appropriated.

Sec. 6. That original section 30 of Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, is repealed.

Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.

1. Strike Section 1 and insert the following:

Section 1. Amend LB 1476 as follows:

page 27, line 7, strike "960,905" and insert "911,515"
page 27, line 7, strike "1,235,905" and insert "1,186,515"
page 27, line 22, strike "1,826,156" and insert "1,776,766"
page 27, line 22, strike "6,171,335" and insert "6,121,945"
page 57, line 22, strike "481,319" and insert "573,819"
page 57, line 22, strike "679,424" and insert "771,924"
page 57, line 24, strike "282,848" and insert "361,711"
page 58, line 14, strike "764,215" and insert "856,715"
page 58, line 14, strike "992,320" and insert "1,084,820".
page 27, line 9, strike "830,860" and insert "798,735"

2. Correct the title page to read as follows:

FOR AN ACT to appropriate ninety-two thousand five hundred dollars from the state General Fund for the period of July 1, 1972, to June 30, 1973, to the Department of Economic Development, Agency No. 72, for Program 611 to aid in carrying out the provisions of Legislative Bill 1328, Eighty-second Legislature, Second Session, 1972.

Be it enacted by the people of the State of Nebraska,

Amendments pending.

Laid over.

LEGISLATIVE BILL 758A. Mr. Carpenter moved to indefinitely postpone LB 758A. The motion prevailed with 27 ayes, 2 nays and 20 not voting.

LEGISLATIVE BILL 1228. Mr. Lewis renewed his pending motion to indefinitely postpone found in the Journal on page 1287 for the Fiftieth Day. The motion lost with 15 ayes, 25 nays and 9 not voting.

Mr. Holmquist offered the following amendment:

3. Add a new section as follows:

Section 1. In addition to any other penalty provided for by law, including the provisions of Section 48-281, a public employee, an officer of a labor organization, or a labor organization shall be subject to the following penalties in the event that a public employee, officer of a labor organization, or a labor organization causes, condones or participates in anyway in a strike, slowdown or other work stoppage which has the effect of hindering, delaying, limiting or suspending the continuity or efficiency of any governmental service. Officer of a labor organization shall be defined so as to include a business agent or other paid representative of the labor organization.

(1) Any written agreement entered into between the employer and the labor organization shall terminate and become null and void as of the first day of any illegal slowdown, strike or work stoppage.

(2) Any dues collection system in effect on the first day of any illegal slowdown, strike, or work stoppage for the collection of dues by the employer for the labor organization shall be canceled on that date and any sums then on hand which have been deducted but not remitted to the labor organization shall be forfeited and paid to the school fund of the county in which the employer is located and said labor organization shall for a period of five years thereafter forfeit any right or claim to have dues of its members withheld by the employer paid to the labor organization, and no employer shall enter into any agreement which contains such a provision during the five-year period.

(3) For each day that the illegal work stoppage, strike, or slowdown continues, as may be determined by the Court of Industrial Relations, the labor organization shall be fined by the Court of Industrial Relations in an amount not less than $500.00 a day for each day of the illegal work stoppage, strike or slowdown, which fine shall be paid to the school fund of the county in which the employer is located. In the event the labor organization does not have sufficient funds in its treasury to pay the fines levied by the Court of Industrial Relations, such fine shall constitute a first lien against any future amounts which may become a part of the treasury of the labor organization and may be collected at any time thereafter, and shall be paid before any

salaries, expenses, rents or any other obligations are paid.

(4) In addition to any other forfeiture or penalty provided for by law, an officer of any labor organization who shall encourage or condone any illegal strike, slowdown or work stoppage shall be subject to fine of no less than $100.00 a day of each day in which the labor organization of which he is an officer is engaged in an illegal strike, slowdown or work stoppage, which fine shall be determined and assessed by the Court of Industrial Relations, provided, however, if any such officer has been charged with a violation under Section 48-821 in connection with such wrongful conduct he shall not also be subject to fine as provided for in this section.

(5) In determining whether or not a public employee or a labor organization or the officers of a labor organization have taken part in an illegal strike, slowdown or work stoppage, it shall be presumed by an Employer and by the Court of Industrial Relations that a public employee who is absent from work without permission or who abstains wholly or in part from the full performance of his duties without permission on a date or dates when a strike, slowdown or work stoppage occurs, shall be presumed to have engaged in such illegal activity on such date or dates. It shall be presumed that an illegal strike or work stoppage is in effect whenever a substantial number of employees willfully refuse to report for work as a result of any concerted activity arising out of protests, grievances, negotiations, or any like activity in which employees participate as members of a labor organization. It shall be presumed that an illegal slowdown is in effect when employees on the job reduce their work output as a result of any concerted activity arising out of protests, grievances, negotiations, or any like activity in which employees participate as members of a labor organization.

(6) Any public employee who engages in an illegal strike, slowdown or work stoppage shall be liable to discharge from employment or other disciplinary action and shall receive no pay for any day in which he is engaged in such illegal activity, and the chief executive officer of the governmental subdivision employing such employee may suspend any employee engaging in such illegal activity for up to five days without pay for each day the employee is absent from work because of such activity. In the event an employee who may be discharged pursuant to the provisions of this section is subject to a civil service system, no appeal shall be made to the board or agency in charge of administering the civil service system, but the employee may appeal his discharge as provided in Section 2 of this Act.

Section 2. Any employee or labor organization may file a petition with the Court of Industrial Relations invoking its jurisdiction to appeal the action of an Employer in terminating an agreement or taking any other action pursuant to Section 1(1); 1(2) or 1(6), provided, however, the Court shall only reverse the decision of the employer if the Court finds there is no substantial evidence that the employee or labor organization engaged in an illegal strike, slowdown or work stoppage.

Section 3. When it shall appear that an illegal strike, slowdown or work stoppage is taking place, it shall be the duty of the chief executive officer of any governmental subdivision affected to forthwith petition the Court of Industrial Relations for a determination as to what officers of a labor organization, if any, are subject to fine as provided for in Section 1(3) and 1(4) and to impose the appropriate fine on those officers or labor organizations found to have violated the provisions of Section 1(3) and 1(4). The petition shall name the labor organization involved and its officers and shall be heard within 48 hours after it has been filed or within 24 hours after notice thereof has been served on the officers of the labor organization named, whichever period is later.

MR. SWANSON PRESIDING

Mr. Carpenter requested a Call of the House. The Call showed 47 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 38 ayes, 4 nays and 7 not voting.

Mr. Elrod requested a roll call vote.

Voting in the affirmative, 23:

Burbach	Carsten	Clark	Craft	Duis
Epke	Hasebroock	Holmquist	Johnson	Kennedy
Klaver	Kokes	Kremer	Lewis	Maresh
Nore	Proud	Snyder	Stromer	Stull
Warner	Whitney	Wiltse		

Voting in the negative, 23:

Barnett	Carpenter	Carstens	Chambers	DeCamp
Elrod	Goodrich	Keyes	Luedtke	Mahoney

Marvel	Morgan	Moylan	Orme	Savage
Schmit	Simpson	Skarda	Stahmer	Swanson
Syas	Waldron	Ziebarth		

Not voting, 3:

Kime	Pfister	Waldo

The Holmquist amendment lost with 23 ayes, 23 nays and 3 not voting.

Mr. Simpson moved to advance LB 1228.

Mr. Carpenter requested a Call of the House. The Call showed 47 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 39 ayes, 2 nays and 8 not voting.

Advanced to Enrollment & Review with 27 ayes, 13 nays and 9 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 78.

Introduced by Richard Marvel, 33rd District; William F. Swanson, 27th District.

WHEREAS, the State of Nebraska provides a vast number of diverse services for its citizens, and

WHEREAS, the costs of such services continue to rise, and

WHEREAS, the management of State Government has become increasingly complex, therein due to; Laws and Regulations, requirements of Federal legislation, competing demands on limited state resources, and continued public demand for additional services, and

WHEREAS, it is the duty of the Legislature to determine services required and alternative means of providing such services, and

WHEREAS, it has become increasingly difficult because of the complexity of the issues, to determine statewide goals, program priorities and alternatives, and the responsibility of state government versus local or national governments,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That a Committee be appointed to study the following vital areas of concern and to report its findings and recommendations to the next regular Session of the Legislature.

a. To study the components of foster care and determine the extent of current utilization by all agencies of government, the costs involved, the unmet needs of all cooperative agencies, and the future needs for foster care homes.

b. To review Community Mental Health programs to determine levels of service needed. Since the emphasis of the past five years has been to develop out-patient clinics to provide service for the mentally ill; yet, in the same time sequence, the population of residential services has been reduced significantly, it is necessary to study the role of such clinics in order to determine:

1. The future of institutional mental health care.

2. The role of mental health clinics.

3. The manner in which the need is determined to establish such clinics.

4. Alternative methods of funding or budgeting for such clinics.

c. To review the current concepts of program budgeting and program definitions. In recent years the term "program budget" has been widely adopted as a concept for fiscal planning, appropriation and management of state services. Yet, there has developed great concern as to the present application of program budgeting. Recent concerns expressed relative to program definitions now being employed make it necessary to review and make recommendations pertaining to the following issues:

1. To undertake an evaluation of all agencies and their existing programs to determine the necessity of redefining and restructuring program definitions to include the identification of program objectives and workload units or other measurements of performance.

2. Should a proper budgetary approach focus attention upon the general character and relative importance of the work to be done, or upon the service to be rendered, rather than upon things to be acquired?

3. Should budgetary appropriation figures bear a clear relation to service standards, volumes of work to be performed, methods of performing such work, and the cost element required by such standards and volume?

d. To review the activities of the Department of Personnel to determine whether the Department of Personnel is meeting its responsibilities as specified in LB 815 of the 1969 session of the Legislature and LB 1030 of the 1971 session of the Legislature.

e. To study space utilization at all campuses of the University of Nebraska and the State Colleges. There is continual need for

planning of higher education facilities to reconcile the space required with existing facilities. Such Committee should visit and study the capital facilities of each campus and make available findings and recommendations as to:

1. Existing space and utilization standards;

2. Existing space utilization practices;

3. The reliability of existing data on space utilization, and building utilization and future construction needs as forecast by specialists, architects, and planners previously or currently employed by the University system or the State Colleges.

f. A general review of the Department of Administrative Services to assess the current status of major programs including a determination as to whether the original purpose of the agency to provide for both the executive and the legislative branches basic information to be used in the general promotion and administration of the key areas of state government is being achieved.

g. To study the effectiveness of the current administration of medical assistance, including analysis of existing cost control systems and medical utilization review. Such study should incorporate an inquiry into related areas of concern including:

1. A review of the increasing caseloads in all assistance programs, identifying reasons for increase, analysis of benefits received, and the presence of proper compliance controls to minimize program abuse;

2. A review of Federal Legislation to determine potential impact on future Nebraska programming and funding requirements;

3. A development of a reliable projection model for forecasting longer range service and funding needs.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 79.

Introduced by Richard Lewis, 38th District; Jules Burbach, 19th District; David Stahmer, 8th District; Glenn Goodrich, 20th District; Gerald Stromer, 36th District; Wayne Ziebarth, 37th District; Richard Marvel, 33rd District; William Swanson, 27th District.

WHEREAS, Nebraska is one of two states in the United States without a formal procedure for coordinating higher education, and

WHEREAS, The governing boards of the University of Nebraska, the state colleges and the technical community colleges disagree on the procedures and substance of coordination of higher education, and

WHEREAS, The State of Nebraska does not have a legislative or executive policy on state-wide opportunities for higher education, and

WHEREAS, The establishment of a state-wide technical community

college system and the implementation of the merger legislation affecting the University of Nebraska has added new dimensions to the public higher educational community in Nebraska, and

WHEREAS, The demand upon the state's tax dollars to support higher education continues to increase, and

WHEREAS, The maximum use of the facilities and resources in the colleges and universities in Nebraska is a desirable goal, and

WHEREAS, The use of uniform budgeting and management techniques and practices by Nebraska's public colleges and universities, and the collateral availabliity of such technique and practices by the Legislature, would be of significant value in providing higher educational opportunities for the citizens of the State of Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the governing boards of the University of Nebraska, the state colleges and the technical community colleges be encouraged to:

(a.) jointly implement uniform budgeting and management techinques and practices in consultation with the Legislative Fiscal Analyst's Office and the Department of Administrative Services, and

(b.) jointly prepare statements on the educational services, including instruction, research and community service, to be provided by the various segments of public higher education;

2. That the Technical Community College and the Board of Trustees of the Nebraska State Colleges be requested to prepare recommendations on the use of facilities currently available for expansion, particularly Chadron State College and Peru State College, of community college services;

3. That the Executive Board of the Legislative Council be directed to establish an Interim Study Committee on Higher Education to be composed of not more than seven members of the Legislature of Nebraska for the purpose of reporting to the next regular session of the Nebraska Legislature on the following analyses:

(a.) the implementation of uniform budgeting and management techniques and practices by Nebraska's public colleges and universities, and the impact of these techniques and practices upon the state's budgeting procedures, and

(b.) the impact of the statements on educational services, including instruction, research and community service, prepared by the governing boards of Nebraska's colleges and universities, and

(c.) the public alternatives available to the State of Nebraska for financing Nebraska's public, independent and private colleges and universities, and

(d.) the character of the governance of Nebraska's public post-secondary educational system, and

(e.) a procedure for coordinating Nebraska's post-secondary educational opportunities.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 80.

Introduced by Duke Snyder, 14th District.

WHEREAS, the passage of LB 736 by the Legislature in 1967, and the resulting favorable vote by the people of Omaha, resulted in the merger of the municipal University of Omaha and the University of Nebraska; and

WHEREAS, the University of Nebraska at Omaha and the University of Nebraska at Lincoln now constitute a state university system under the control and management of the Board of Regents; and

WHEREAS, at the present time 25 percent of the total annual state budget goes for the support of this university system; and

WHEREAS, members of the Legislature have expressed a desire for a greater degree of coordination among the institutions of higher education in the state; and

WHEREAS, such coordination necessarily includes the respective programs and services offered by the University of Nebraska at Omaha and the University of Nebraska at Lincoln.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Executive Board of the Legislative Council appoint a committee to conduct a study of the programs and services offered by the University of Nebraska at Omaha and the University of Nebraska at Lincoln, to determine if there is duplication or overlapping which needs to be eliminated in a general program of coordination of higher eduction in Nebraska.

2. That this committee make its report together with any recommendations to the Legislature at the conclusion of its study.

Referred to the Executive Board.

LEGISLATIVE RESOLTUION 81.

Introduced by John W. DeCamp, 40th District; J. James Waldron, 42nd District; Terry Carpenter, 48th District and Harold D. Simpson, 46th District.

WHEREAS, the war in Indochina continues to drain the human and economic resources of our state and our nation when these resources are

badly needed to meet the physical and social needs of our people; and

WHEREAS, the continuation of this war widens the breach of confidence between public officials and their constituents; and

WHEREAS, the pronouncements of Vietnamization and the winding down of the war have failed to curtail the air war, with its high tolls in casualties and refugees; and

WHEREAS, we have little security interest involved in continuing our participation in this war.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

Urge the President and the Congress of these United States to immediately:

1. Cease the air war in Indochina;

2. Withdraw all United States armed forces from Indochina, contingent upon the safe and concurrent return of all American personnel being held as prisoners of war; and

3. Turn their attention to growing unmet human problems and unrest within these United States.

Laid over.

UNANIMOUS CONSENT—Print in Journal

Mr. Stromer asked unanimous consent to print the following amendments to LB 1270 in the Journal. No objections. So ordered.

1. On page 2, line 26 after "act" insert ", members of such committee shall be chosen with geographical balance".

2. On page 3, line 3 strike "two" and insert "one", strike lines 4 to 14 and line 15 to and including the period and insert "practicing physician within the State of Nebraska who has a special interest in the care, treatment, and study of renal disease and have a current practice and training in that field, and one shall be an administrator from a hospital in the State of Nebraska who has an active unit engaged in hemodialysis treatments or other renal disease treatments. The fourth member shall be chosen from voluntary agencies within the State of Nebraska interested in kidney diseases.".

3. On page 4, line 14, strike the semicolon and insert "according to these guidelines if an individual:

(a) Shall be a bonafide resident of the State of Nebraska;

(b) Shall not be able to pay the total cost of such needed care and treatment without depriving himself or those legally dependent upon him for their necessaries of life;

(c) Shall not have deprived himself, directly or indirectly, of any property for the purpose of qualifying for assistance under the provisions of this act;

(d) Shall not have relatives legally responsible to provide such care and treatment who refuse or neglect to provide such care and treatment in whole or in part without good cause; and

(e) Shall be a proper candidate for such care and treatment, including willingness of that person to receive such care and treatment.".

4. On page 5, line 5 after "and" insert "planning of such on the basis of consultation with the comprehensive health planning,".

5. Strike original section 4 and insert a new section to read as follows:

"Sec. 4. There is hereby appropriated six hundred dollars from the state General Fund for the period ending June 30, 1972, and one hundred forty thousand dollars for the period of July 1, 1972 to June 30, 1973, from the state General Fund, together with any funds available from federal grant and assistance programs to the Department of Health, Program No. 621 – Special Health Services, for the purpose of caring for those persons suffering from chronic renal disease as defined in section 1 of this act, and such funds shall be expended for no other purpose. There is also appropriated an additional sixty thousand dollars for the period of July 1, 1972 to June 30, 1973, from the state General Fund, together with any federal funds to the Department of Public Welfare, Program No. 341 – Public Assistance, to further aid in carrying out the provisions of this act, and such funds shall not be expended for any other purpose.".

6. Add a new section 5 to read as follows:

"Sec. 5. There is hereby created in the Department of Health the Chronic Renal Disease Cash Fund. The fund shall be used for payment of services, granting of financial assistance, and participation in other state and federal programs for the purpose of caring for persons suffering from chronic renal disease. All funds in the Chronic Renal Disease Cash Fund for the period of July 1, 1972 to June 30, 1973, are hereby appropriated.".

7. Renumber original sectons 5 and 6 as sections 6 and 7.

MOTION–Reconsider Action

Mr. Chambers moved to reconsider action on indefinitely postponing LB 1217 of today. The motion prevailed with 28 ayes, 7 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 1217. Mr. Proud moved to reconsider action on adoption of the Goodrich amendment to LB 1217 of today.

Mr. Proud asked unanimous consent to withdraw his motion. Mr. Goodrich objected.

Mr. Proud moved to withdraw his motion. The motion prevailed with 22 ayes, 10 nays and 17 not voting.

Mr. DeCamp offered the following amendment, which was adopted with 24 ayes, 12 nays and 13 not voting:

Strike the Goodrich amendment adopted today.

Mr. Chambers moved to advance LB 1217.

Mr. Chambers requested a Call of the House. The Call showed 45 members present.

Mr. Klaver moved the Call be raised. The motion prevailed with 27 ayes, 9 nays and 13 not voting.

Mr. Chambers requested a Roll Call vote.

Voting in the affirmative, 25:

Barnett	Carpenter	Carstens	Chambers	Clark
Craft	DeCamp	Duis	Kennedy	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Pfister
Schmit	Simpson	Swanson	Waldron	Wiltse

Voting in the negative, 16:

Burbach	Elrod	Goodrich	Hasebroock	Holmquist
Keyes	Orme	Proud	Savage	Skarda
Snyder	Stromer	Stull	Syas	Warner
Ziebarth				

Not voting, 8:

Carsten	Epke	Johnson	Kime	Klaver
Stahmer	Waldo	Whitney		

Advanced to Enrollment and Review with 25 ayes, 16 nays and 8 not voting.

SELECT COMMITTEE REPORTS

Enrollment and Review

LEGISLATIVE BILL 1370. Placed on Select File as amended.
Enrollment and Review amendments to LB 1370:

1. In lieu of the Carpenter amendment to page 3, on page 3, strike the new matter and reinstate the stricken matter in lines 15 to 22; and on page 3, line 17, after the reinstated "carrier" insert "*;Provided, that any contract carrier providing for hire transportation services on or before January 1, 1972, designed to meet the district needs of each individual customer or a specifically designated class of customers shall not have any limitation as to the number of customers it can serve within the class*".

2. Renumber section 4 added by standing committee 1 as section 3, and renumber original sections 3 and 4 as sections 4 and 5.

3. In renumbered section 3, line 13, strike "*this act*" and insert "*Chapter 75, article 3,*".

4. In the Carpenter amendment 2, line 4, strike "*,provided*" and insert "*; Provided,*"; in line 5, strike "*Act*" and insert "*section*"; and in line 8, strike "*said*" and insert "*such*".

5. *In the title, line 6, insert "to provide for rates of contract carriers as prescribed;" after the semicolon.*

LEGISLATIVE BILL 1279. Placed on Select File as amended.
Enrollment and Review amendment to LB 1279:

1. On page 2, line 18, strike "*estimates*" and insert "*estimate*"; and in line 24, insert "*the state investment officer shall*" after "*and*".

LEGISLATIVE BILL 1282. Placed on Select File as amended.
Enrollment and Review amendment to LB 1282:

1. In the title, line 2, insert "relating to nurses;" after "ACT"; and strike beginning with the second comma in line 3 through "nurses" in line 4.

LEGISLATIVE BILL 1283. Placed on Select File as amended.
Enrollment and Review amendment to LB 1283:

1. On page 2, line 4, strike "of" and insert "for".

LEGISLATIVE BILL 1116. Placed on Select File as amended.
Enrollment and Review amendment to LB 1116:

1. In the title, line 8, insert "to change

the rate of contributions and amount of contributions; to change the time when rights vest;" after the semicolon.

LEGISLATIVE BILL 1176. Placed on Select File as amended.
Enrollment and Review amendment to LB 1176:

1. On page 4, line 20, strike the semicolon and insert ".~~;~~".

LEGISLATIVE BILL 1411. Placed on Select File as amended.
Enrollment and Review amendment to LB 1411:

1. In the title, strike line 4 and insert "Nebraska".

LEGISLATIVE BILL 1250. Placed on Select File.

LEGISLATIVE BILL 1320. Placed on Select File as amended.
Enrollment and Review amendment to LB 1320:

1. In standing committee amendment 1, line 7, strike the first period.

2. In the title, strike beginning with "to" in line 4 through the semicolon in line 9 and insert "to change provisions for creation of improvement districts as prescribed;".

LEGISLATIVE BILL 1347. Placed on Select File as amended.
Enrollment and Review amendments to LB 1347:

1. On page 2, line 10, strike the reinstated "or" and show as stricken.

2. Insert a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 3, insert ", and section 70-646, Revised Statutes Supplement, 1969" after "1943"; in line 5, strike "to eliminate obsolete matter; and" and insert "to change restrictions;"; in line 6, strike "section" and insert "sections"; and in line 6 insert "; and to declare an emergency" before the period.

LEGISLATIVE BILL 1452. Placed on Select File as amended.
Enrollment and Review amendments to LB 1452:

1. On page 2, line 19, strike "he" and insert "~~he~~ *it*".

2. On page 3, line 14, insert *"Services"* after *"Transportation"*.

3. Add a new section to read:

"Sec. 4. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

4. In the title, line 5, strike "transportation services bureau" and insert "Department of Administrative Services"; in line 8, insert "the proceeds of the" after "from"; in line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "sections".

LEGISLATIVE BILL 1102. Placed on Select File as amended.
Enrollment and Review amendments to LB 1102:
(NOTE: There is a discrepancy between the bill as introduced and as printed. All amendments refer to the bill as introduced.)

1. On page 3, line 3, insert ", changing the duties of the Tax Commissioner," after "amendments".

2. In the title, line 3, insert a comma after "IV"; and in line 6, insert "to change the duties of the Tax Commissioner;" after the semicolon.

LEGISLATIVE BILL 1517. Placed on Select File as amended.
Enrollment and Review amendments to LB 1517:

1. On page 6, line 10, insert a comma after "municipality"; in lines 17 and 18, strike "shall"; and in line 24, insert a comma after "deeds".

2. On page 8, line 1, strike "14" and insert "15"; and in line 16, strike the fourth comma.

3. On page 10, line 27, strike "in" and insert "on".

4. On page 13, line 17, insert "the rights of the bondholders" after the first comma.

5. On page 15, line 2, insert a comma after "dissolution"; and in line 3, strike the comma and insert "and".

LEGISLATIVE BILL 1278. Placed on Select File as amended.
Enrollment and Review amendments to LB 1278:

1. On page 2, line 11, strike "; *Provided,* that any" and insert ". Any"; and in line 14, strike "hereunder" and insert "under the provisions of this section, and the insurance company shall have no right of subrogation against the official".

2. In the title, line 8, insert "to provide that there shall be no rights of restitution or subrogation against the official;" after the semicolon.

LEGISLATIVE BILL 1245. Placed on Select File as amended.
Enrollment and Review amendments to LB 1245:

1. In section 1, line 7, 9, 10, and 13, insert a comma after "water"; and strike line 17 and insert "more than three months, or by both such fine and imprisonment.".

2. In the title, line 3, insert ", liquefied petroleum gas, water, or electricity" after "gas".

LEGISLATIVE BILL 1253. Placed on Select File as amended.
Enrollment and Review amendments to LB 1253:
(Note: There is a discrepancy between the bill as introduced and as printed. The amendments refer to the bill as introduced.)

1. On page 2, line 12 and 13, strike "Nebraska Hospital for the Tuberculous, (12)" and show as stricken and in line 14 strike "(13)" and insert "~~(13)~~ *(12)*".

2. In the title, line 6, insert "to harmonize with other legislation;" after the semicolon.

LEGISLATIVE BILL 1318. Placed on Select File as amended.
Enrollment and Review amendment to LB 1318:

1. For correlation purposes, on page 2, lines 2 and 23, and in the title, line 3, insert ", as amended by section 1, Legislative Bill 859, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 2, line 11, insert "; *Provided,* funds expended for parking may be claimed in addition to mileage" after "vehicle".

(Signed) Duke Snyder, Chairman

MOTION—Return LB 1354

Mr. Holmquist moved to request the Governor to return LB 1354 to the Legislature. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

ADJOURNMENT

At 4:11 p.m., on a motion by Mr. Carpenter, the Legislature adjourned until 8:30 a.m., Tuesday, March 21, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-FOURTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 21, 1972

Pursuant to adjournment, the Legislature met at 8:30 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Almighty God, our Heavenly Father, we thank Thee for another day with its new opportunitites for serving Thee and one another and the people of this State. We realize that without Thee we can do nothing well, but that with Thee all things are possible. So, we ask for a good measure of Thy direction. May Thy blessing be upon all who have assembled here, upon their homes and families, and upon all who have authority within this State and Nation. May we remember that we are Thy children and in all things learn evermore to serve Thee and the people well. Amen.

ROLL CALL

The roll was called and all members were present except Mr. Waldo who was excused, Mr. Swanson who was excused for a short time, and Mr. DeCamp who was excused until 10:30.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fifty-Third Day was approved.

INVITATION

Mr. Bob Mullendor invited the members of the Legislature to attend Engineers Week at the University of Nebraska on April 13 thru April 15.

MEMBER'S BIRTHDAY

Speaker Hasebroock announced that today is Mr. Epke's birthday. The members sang Happy Birthday to him.

UNANIMOUS CONSENT—Member Excused

Mr. Epke asked unanimous consent to be excused this afternoon. No objections. So ordered.

COMMUNICATIONS

Received letter from Carroll G. Brunthaver, U.S. Department of Agriculture acknowledging receipt of LR 32.

March 16, 1972

Mr. Vincent D. Brown
Clerk of the Legislature
State of Nebraska
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

This is in reference to our recent exchange of correspondence concerning the proposal of the Interstate Commerce Commission to abandon certain railroad branch lines.

I am enclosing a copy of a letter from Chairman Stafford which states that a Federal Court has temporarily enjoined the use of the procedures for abandoning these lines until disposition has been made of petitions for reconsideration.

I am glad the Commission has taken this action, and you may be assured of my continued close attention to this matter.

Sincerely yours,

(Signed) Carl T. Curtis, USS

CTC:adh
Enclosure

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1284. Placed on Select File as amended.
Enrollment and Review amendments to LB 1284:

1. On page 3, line 18, strike *"schools"* and insert *"colleges"*.

2. On page 4, line 4, insert *"as shall be"* after *"regulations"*; and in line 18, strike the comma.

3. On page 5, line 12, strike *"will"* and insert *"shall"*; in line 13, strike *"allow"* and insert *"show"*;

in line 18, strike "*its*" and insert "*their*"; and in line 23, strike "*they*" and insert "*the agencies*".

4. On page 10, line 5, strike "Soil and Water Conservation" and show stricken and insert "*Natural Resources*".

5. For correlation purposes, on page 10, line 19, insert ", as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972" after "1943"; and on page 11, strike beginning with "filed" in line 2 through line 6 and insert "mailed to the mayor and members of the city council and filed with the city clerk of the city of the metropolitan class.".

6. For correlation purposes, on page 12, line 4, insert ", as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971" after "1943"; on page 12, line 11, strike "for" and insert "or the methods, or type, kind and specifications of hunting or fishing gear used in the taking, killing, hunting, or pursuing of any game, game fish, game animals, fur-bearing animals or game birds or as to the age, sex, species or area of the state in which any game, game fish, game animals, fur-bearing animals or game bird may be taken, hunted, killed or pursued, or as to"; and strike lines 24 to 27 on page 13 and lines 1 to 5 on page 14, and insert:

"(4) Regardless of the provisions of this section, or of other sections of this chapter which empower the commission to set seasons on game birds or animals or provide the means and method by which such seasons are set or promulgated and regardless of the provisions of sections 84-901 to 84-916, the commission may close or reopen any open season previously set on game birds or animals in all or any specific portion of the state. The commission shall only close or reopen such seasons by majority vote at a valid special meeting called under the provisions of section 81-803 and other provisions of statutes regarding the holding of public meetings. Any closing or reopening of an open season previously set by the commission shall not be effective for at least twenty-four hours after such action by the commission. The commission shall make every effort to make available to all forms of the news media the information on any opening or closing of any open season on game birds or animals previously set. The commission may only use this special provision allowing the commission to open or close game bird or animal seasons previously set in emergency situations in which the continuation of the open season would result in grave danger to human life or property.".

7. On page 17, line 24, insert "*one copy*" after "and".

8. For correlation purposes, on page 18, line 16, insert ", as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971" after "1971"; on page 19, after the second comma in line 15, insert "the Air National Guard,"; on page 20, lines 1 and 2, strike "Soil and Water Conservation" and insert "Natural Resources"; on page 20, line 9, strike "Dealers License" and insert "Industry Licensing"; on page 20, line 12, insert "each district county judge," after the comma; on page 20, line 16, insert "associate" after "each"; and on page 20, line 19, insert ", and the inmate library at all state penal and correctional institutions" after "court".

9. On page 22, line 25, insert an underscored comma after "Fund".

10. On page 23, line 19, insert *"shall be furnished"* after *"copies"*.

11. On page 25, line 23, and in the title, line 2, strike "14-1820,"; on page 25, line 23, and in the title, line 3, strike "37-301,"; on page 25, line 26, and in the title, line 6, strike 49-617,"; on page 25, line 26, strike the first "and"; in the title, line 6, strike "and"; and on page 25, line 27, and in the title, line 8, insert "section 14-1820, Reissue Revised Statutes of Nebraska, 1943, as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972, section 37-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1971, as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971" after "1971".

LEGISLATIVE BILL 1504. Placed on Select File as amended.
Enrollment and Review amendments to LB 1504:

1. In the Marvel amendments found on page 1213 of the Journal, show as stricken all old matter.

2. In renumbered section 7, as amended, strike lines 1 and 2 and insert:

"Sec. 7. That section 2,".

3. In line 1 of the Marvel amendment 3 to new section 11, strike *"1,684,847"* and insert *"1,684,846"*; and in line 2, strike *"1,723,847"* and insert *"1,723,846"*.

4. In renumbered section 17, as amended, strike lines 1 and 2 and insert:

"Sec. 17. That section 3,".

5. In renumbered section 18, as amended, strike lines 1 and 2 insert:

"Sec. 18. That section 5,"; and in line 3, strike "390" and insert "390A".

6. In new section 26, in the last line, strike "*LB*" and insert "*Legislative Bill*".

7. On page 42, line 1, strike "18,"; in line 2, strike "47, 49, 50,"; in line 4, insert ", sections 3 and 5, Legislative Bill 390A, Eighty-second Legislature, First Session, 1971" after "1971"; and in line 4, strike "section 1" and insert "sections 1 and 2".

8. In the title, line 2, strike "3," and insert "2, 3, 10,"; in line 2, strike "18," and insert "30," before "37"; in line 3, strike "47, 49, 50," and insert "44, 45, 46,"; in line 3 insert "69," before "and"; in line 5, insert ", sections 3 and 5, Legislative Bill 390A, Eighty-second Legislature, First Session, 1971" after "1971"; in line 5, strike "section 1" and insert "sections 1 and 2"; in line 7, insert ", section 5, Legislative Bill 987A, Eighty-second Legislature, First Session, 1971" after "1971"; and in line 9, strike "section 2" and insert "sections 2 and 8".

LEGISLATIVE BILL 1342. Placed on Select File as amended.
Enrollment and Review amendments to LB 1342:

1. Add a new section to read:

"Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title, strike line 5; in line 6, strike "and" and insert "to clarify provisions;"; and in line 7 insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1474. Placed on Select File as amended.
Enrollment and Review amendments to LB 1474:

1. On page 3, line 17, strike "*inch*" and insert "*inches*".

2. For correlation purposes, on page 3, line 2, insert ", as amended by section 2, Legislative Bill 1196, Eighty-second Legislature, Second Session, 1972" after "1971"; in line 11, insert "off-road designed vehicles, including but not limited to golf carts, go-carts, riding lawnmowers, garden tractors, all terrain vehicles, and snowmobiles," after the second comma; strike beginning with "*and*" in line 17 through "*mowers*" in line 19; in line 23, strike the second stricken comma and insert a stricken semicolon, and strike the rest of page 3 and the stricken matter on page 4, lines 1 and 2; and on page 5, strike the stricken matter in line 18, all of lines 19 and 20, and "~~*height,*~~" in line 21.

3. On page 7, line 13, insert an underscored comma after "*thereon*"; and in line 16, strike "*trailer*" and insert "*trailers*".

4. On page 8, lines 6 and 17, strike "*trailer*" and insert "*trailers*"; and strike "*its*" and insert "*their*" in lines 6 and 17.

5. In standing committee amendment 1, line 4, insert an underscored comma after "*trailer*".

6. On page 9, insert an underscored comma after "*or*" in line 14, and after "*owner*" in line 16; in line 19 strike "*bonified*" and insert "*bona fide*"; and in line 24 strike "motor" and show stricken.

7. On page 12, lines 21 and 25, strike "motor" and show as stricken.

8. On page 13, lines 1, 17, and 18, strike "motor" and show as stricken.

9. On page 17, line 26, strike "motor" and show as stricken.

10. On page 18, line 2, strike "motor" and show as stricken.

11. On page 19, line 6, strike "*are*".

12. On page 21, line 2, strike the comma and show as stricken; and in line 24, strike "*provided*" and insert "*except that*".

13. On page 23, lines 1 and 18, strike "motor" and show as stricken.

14. On page 41, line 15, strike "*vehicle*" and insert "*vehicles*".

15. For correlation purposes, on page 41, line 18, insert ", as amended by section 1, Legislative Bill 664, Eighty-second Legislature, First Session, 1971" after "1943"; and on page 42, line 14, insert "~~*; and provided further, that trailers having a gross weight of twenty five thousand pounds or less and used to transport or apply fertilizer shall be registered for a fee of one dollar*~~" after "*dollars*".

16. On page 42, line 7, strike "*trailer*" and insert "*trailers*"; and in line 14, strike "*shall be*" and insert "*for*".

17. On page 43, line 5, strike "*trailer*" and insert "*trailers*".

18. On page 44, line 13, strike "60-332,"; in line 17, strike "and sections 60-301," and insert "sections"; and in line 19, insert ", section 60-332, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 664, Eighty-second Legislature, First Session, 1971, and section 60-301, Revised Statutes Supplement, 1971, as amended by section 2, Legislative Bill 1196, Eighty-second

Legislature, Second Session, 1972" after "1971".

19. Add a new section to read:

"Sec. 30. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

20. In the title, line 4, strike "60-332,"; in lines 8 and 9, strike "and sections 60-301," and insert "sections"; in line 11, insert ", section 60-332, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 664, Eighty-second Legislature, First Session, 1971, and section 60-301, Revised Statutes Supplement, 1971, as amended by section 2, Legislative Bill 1196, Eighty-second Legislature, Second Session, 1972" after "1971"; in line 14, strike the first "and"; in line 17, strike "section"; strike line 18; and in line 20, insert "; and to declare an emergency" after "1971".

LEGISLATIVE BILL 1303. Placed on Select File as amended.
Enrollment and Review amendment to LB 1303:

1. In section 1, line 10, strike the semicolon and show as stricken and insert ", *and*".

2. In section 2, line 15 strike the first and second commas and show the same as stricken; in line 21 insert a stricken comma after "~~*owner*~~" as in the statutes; in line 25 strike "and" as in the statutes; in line 25 strike "twenty" and insert "~~*ten*~~ *twenty*"; in line 41 strike the comma; in line 42 strike the second "*that*"; and in lines 48 and 50 strike "*said*" and insert "*the*".

3. In the title, strike lines 2 to 11 and insert:

"FOR AN ACT to amend sections 60-503, 60-507, and 60-519, Reissue Revised Statutes of Nebraska, 1943, relating to the Motor Vehicle Safety Responsibility Act; to revise provisions for supervision of licenses and privileges as prescribed; to repeal the original sections; and to declare an emergency.".

LEGISLATIVE BILL 1501. Placed on Select File as amended.
Enrollment and Review amendments to LB 1501:

1. In section 1, line 13, insert "(3)" before "Any" as in the statutes.

2. Insert a new section to read:

"Sec. 2. That original section 77-1301.07, Revised Statutes Supplement, 1969, is repealed.".

3. In the title, strike lines 2 to 12 and insert:

"FOR AN ACT to amend section 77-1301.07, Revised Statutes Supplement, 1969, relating to taxation; to extend the period for signing of certain reappraisal contracts; and to repeal the original section.".

LEGISLATIVE BILL 1423. Placed on Select File as amended.
Enrollment and Review amendments to LB 1423:

1. In line 17 of section 2, strike the stricken comma and insert a stricken semicolon as in the statutes.

2. In the title, strike lines 2 to 8 and insert:
"FOR AN ACT to amend sections 17-706 and 17-708, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to change provisions governing appropriations as prescribed; and to repeal the original sections.".

LEGISLATIVE BILL 1358. Placed on Select File.

LEGISLATIVE BILL 1202. Placed on Select File as amended.
Enrollment and Review amendment to LB 1202:

1. In standing committee amendment 1, line 2, insert "Section 1." before "In"; and in line 2, strike "where" and insert "in which".

LEGISLATIVE BILL 1315. Placed on Select File.

LEGISLATIVE BILL 1296. Placed on Select File as amended.
Enrollment and Review amendments to LB 1296:

1. For correlation purposes, on page 2, line 2, insert ", as amended by section 6, Legislative Bill 1087, Eighty-second Legislature, Second Session, 1972" after "1971"; on page 2, line 9, strike "issue" and insert "cause to be issued" and strike "fifty cents" and insert "one dollar"; on page 3, line 12, strike "issue" and insert "cause to be issued"; and in line 13, strike "fifty cents" and insert "one dollar".

2. On page 3, line 22, and in the title, line 3, insert ", as amended by section 6, Legislative Bill 1087, Eighty-second Legislature, Second Session, 1972" after "1971".

3. In the title, line 2, insert "section 60-409.02, Reissue Revised Statutes of Nebraska, 1943, and" after "amend"; at the end of line 3, insert "to increase the minimum apportionment for driver education programs;"; in line 5, strike "of" and insert "on"; and in line 7, strike "section" and insert "sections".

(Signed) Duke Snyder, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 741A.

A BILL FOR AN ACT to appropriate ninety-five thousand dollars from the state General Fund for the period July 1, 1971 to June 30, 1972, to the State Department of Education, Agency No. 13, for Program 292, to aid in carrying out the provisions of Legislative Bill 741, Eighty-second Legislature, First Session, 1971; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carstens	DeCamp	Swanson	Waldo	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1120. With emergency.

A BILL FOR AN ACT to establish proceedings in forma pauperis in the State of Nebraska; to provide for violations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson

Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

DeCamp	Swanson	Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1189. With emergency.

A BILL FOR AN ACT to amend sections 44-1606.01 and 44-1614, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to amend certain limitations on amounts of coverage as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	DeCamp	Holmquist	Kime	Morgan
Swanson	Waldo	Whitney		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1241.

A BILL FOR AN ACT relating to taxation; to provide partial exemption from taxation of certain classes of personal property as prescribed; to provide for reimbursement to taxing agencies; to provide for administration and enforcement; and to provide for severability.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	Duis	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kime	Kremer	Lewis
Luedtke	Maresh	Marvel	Morgan	Nore
Pfister	Proud	Schmit	Stromer	Stull
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 14:

Barnett	Chambers	Keyes	Klaver	Kokes
Mahoney	Moylan	Orme	Savage	Simpson
Skarda	Snyder	Stahmer	Syas	

Not voting, 5:

DeCamp	Elrod	Kennedy	Swanson	Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

Mr. Carpenter asked unanimous consent to expedite LB 1241. No objections. So ordered.

LEGISLATIVE BILL 1413.

A BILL FOR AN ACT to provide for the adoption of a uniform act relating to weights and measures; to establish standards; to define powers and duties; to define offenses; to provide for penalties; and to repeal sections 89-101 to 89-113, 89-115 to 89-141, 89-154 to 89-169, and 89-171 to 89-182, Reissue Revised Statutes of Nebraska, 1943, and section 89-114, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

DeCamp	Holmquist	Swanson	Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1432.

A BILL FOR AN ACT to repeal section 43-513, Reissue Revised Statutes of Nebraska, 1943, relating to assistance to children.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Hasebroock	Holmquist	Johnson	Keyes	Kime
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stull	Syas	Waldron	Warner
Wiltse	Ziebarth			

Voting in the negative, 2:

Goodrich	Skarda

Not voting, 10:

Clark	DeCamp	Kennedy	Klaver	Kokes
Lewis	Stromer	Swanson	Waldo	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1432A.

A BILL FOR AN ACT to appropriate one million four hundred thirty-six thousand four hundred eight dollars for the period of July 1, 1972 to June 30, 1972 from the state General Fund to the Department of Public Welfare, Agency No. 26, for Program No. 341, to aid in carrying out the provisions of Legislative Bill 1432, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Johnson	Keyes	Kime	Kokes	Kremer
Luedtke	Mahoney	Maresh	Morgan	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Syas	Waldron	Warner	Wiltse	

Voting in the negative, 2:

Goodrich	Skarda

Not voting, 13:

Clark	DeCamp	Hasebroock	Holmquist	Kennedy
Klaver	Lewis	Marvel	Nore	Swanson
Waldo	Whitney	Ziebarth		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1509. With emergency.

A BILL FOR AN ACT to amend sections 46-109 and 46-144, Reissue Revised Statutes of Nebraska, 1943, relating to irrigation districts; to change the acreage required for an increase in the number of directors; to authorize, clarify and extend the purpose of special elections and assessments; to provide for issuance of warrants to borrow money for projects and to pay for same out of special assessment for a term of years not to exceed twenty years; to provide for the merger of districts as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

DeCamp	Marvel	Morgan	Swanson	Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

Mr. Carpenter asked unanimous consent to expedite all the Final Reading bills. No objections. So ordered.

MOTION—Reconsider Action

Mr. Holmquist moved to reconsider the action taken on passing LB 1354 on Final Reading. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

RESOLUTIONS

LEGISLATIVE RESOLUTION 82.

Introduced by Terry Carpenter, 48th District.

Resolved, By the Legislature of the State of Nebraska, that said Legislature, hereby and pursuant to Article V of the Constitution of the United States, makes application to the Congress of the United States to call a convention for the proposing of the following amendment to the Constitution of the United States:

ARTICLE ----

No student shall be assigned to nor compelled to attend any particular public school on account of race, religion, color or national origin; and be it further

Resolved, That this application by the Legislature of the State of Nebraska constitutes a continuing application in accordance with Article V of the Constitution of the United States until at least two-thirds of the legislatures of the several states have made similar applications pursuant to Article V, but if Congress proposes an amendment to the Constitution identical with that contained in this resolution before January 1, 1974, this application for a state application shall no longer be of any force or effect; and be it further

Resolved, That since this method of proposing amendments to the Constitution has never been completed to the point of calling a convention and no interpretation of the power of the states in the exercise of this right has ever been made by any court or any qualified tribunal, if there be such, and since the exercise of the power is a matter of basic sovereign rights and the interpretation thereof is primarily in the sovereign government making such exercise and since the power to use such right in full also carries the power to use such right in part the Legislature of the State of Nebraska interprets Article V to mean that if two-thirds of the states make application for a convention to propose an identical amendment to the Constitution for ratification with a limitation that such amendment be the only matter before it, that such convention would have power only to propose the specified amendment and would be limited to such proposal and would not have power to vary the text thereof nor would it have power to propose other amendments on the same or different propositions; and be it further

Resolved, That a duly attested copy of this resolution be immediately transmitted to the Secretary of the Senate of the United States, the Clerk of the House of Representatives of the United States, to each member of the Congress from this State and to each House of each State Legislature in the United States.

Laid over.

LEGISLATIVE RESOLUTION 76. LR 76 found in the Journal on page 1372 for the Fifty-Third Day was adopted with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE RESOLUTION 77. LR 77 found in the Journal on page 1372 for the Fifty-Third Day was adopted with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1513. Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1 1. On page 9, strike all of lines 24 through 27.
On page 10, strike all of lines 3 through 7.

2. In lieu of the stricken matter, insert the following language:

"Provided, all projects approved for state cost sharing shall receive such state support at a rate of 25% of total eligible project costs."

2 1. Amend page 7 by striking lines 17-23 and renumber subsections accordingly.

2. Amend Section 2 by adding a new subsection 8 to read as follows:

"(8) MILITARY DEPARTMENT

(a) Rehabilitation of Facilities	$151,000
(b) Miscellaneous Major Repairs	8,000

3. Amend page 11, line 1, by striking "3,939,727" and inserting "3,781,627".

4. On page 4, strike line 27, and insert the following:

(f) Cottage and Food Service Building - Girls' Training School; 383,500

Provided, the funds appropriated include the cost of demolishing Sacajawea Cottage in addition to the construction and furnishing of two separate service facilities."

5. On page 4, line 24, strike "149,000" and insert "80,000".

6. Amend the Marvel amendment to LB 1513 on page 3, subsection (d) by striking the period after "1972" and inserting the following:

": *Provided*, funds appropriated above are to be used for the preparation of plans and specifications for a project having a total construction cost not to exceed $3,250,000 exclusive of parking."

3 1. Add a new section 7 to read as follows:

"Sec. 7. There is hereby appropriated thirty-five thousand dollars from the state General Fund for the period of July 1, 1972, to June 30, 1973, to the Department of Administrative Services, Agency No. 65, for Program No. 509 - Budget Administration for the purpose of providing payment and service for the River Front Development Program and shall not be expended for any other purpose."

2. Renumber original sections 7, 8 and 9 as sections 8, 9 and 10.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1413A. Enrollment and Review amendment found in the Journal on page 1373 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1284A. Enrollment and Review amendment found in the Journal on page 1373 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1333. Enrollment and Review amendments found in the Journal on page 1373 for the Fifty-Third Day were adopted.

Laid over.

LEGISLATIVE BILL 1492. Enrollment and Review amendments found in the Journal on page 1373 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1159. Enrollment and Review amendments found in the Journal on page 1374 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1153. Enrollment and Review amendments found in the Journal on page 1374 for the Fifty-Third Day were adopted.

Laid over.

LEGISLATIVE BILL 1114A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1456A. Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

Add the Emergency clause

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1087A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1335. Enrollment and Review amendments found in the Journal on page 1375 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1337. Enrollment and Review amendment found in the Journal on page 1375 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1336. Enrollment and Review amendment found in the Journal on page 1375 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1485. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1279A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1370. Enrollment and Review amendments found in the Journal on page 1393 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1279. Enrollment and Review amendment found in the Journal on page 1393 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1282. Enrollment and Review amendment found in the Journal on page 1393 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1283. Enrollment and Review amendment found in the Journal on page 1393 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1116. Enrollment and Review amendment found in the Journal on page 1393 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1176. Enrollment and Review amendment found in the Journal on page 1394 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1411. Enrollment and Review amendment found in the Journal on page 1394 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1250. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1320. Enrollment and Review amendments found in the Journal on page 1394 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1347. Enrollment and Review amendments found in the Journal on page 1394 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1452. Enrollment and Review amendments found in the Journal on page 1394 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1102. Enrollment and Review amendments found in the Journal on page 1395 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1517. Enrollment and Review amendments found in the Journal on page 1395 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1278. Enrollment and Review amendments found in the Journal on page 1395 for the Fifty-Third Day were adopted.

Bracketed at the request of Mr. Carpenter.

LEGISLATIVE BILL 1245. Enrollment and Review amendments found in the Journal on page 1395 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1253. Enrollment and Review amendments found in the Journal on page 1395 for the Fifty-Third Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1318. Enrollment and Review amendment found in the Journal on page 1395 for the Fifty-Third Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1153. Mr. Elrod offered the following unanimous consent amendment:

Add "or reclamation" on page 6, line 22 after the word "irrigation" and in line 23 after the word "irrigation".

Mr. Kime objected.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 820

Mr. Waldron asked unanimous consent to unbracket LB 820 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 820. Mr. Ziebarth offered the following amendment which was adopted by unanimous consent:

1. On Standing Committee amendments of May 5, 1971, adopted Feb. 4, 1972, in the new section 26, lines 2, 9, and 13, strike "sixty days" and insert "six months" in lieu thereof.

Mr Waldron offered the following amendments which were adopted by unanimous consent:

1. Amend Section 14 as follows: following "Section 14." add the sentence:

No decree shall be entered under this act unless the court finds that every reasonable effort to effect reconciliation has been made.

2. Amend Section 17 as follows:

No decree dissolving a marriage shall be granted in any proceeding before *six months* ~~*sixty days*~~ shall have elapsed after service of process or after the last day of publication of notice or after the date that a voluntary appearance is filed with the clerk or after proceedings in the conciliation court are completed, but the court may waive the waiting period *after if it shall determine that* conciliation ~~*proceedings*~~ *efforts have failed* ~~*if the sixty day period after service, publication or voluntary appearance has elapsed.*~~

Committee Amendment No 16: On page 11, strike in line 6 after the period "Orders for alimony may be" and strike lines 7 to 14

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1153 to Select File

Mr Elrod moved to return LB 1153 to Select File for the specific amendment found in today's Journal The motion prevailed with 25 ayes, 0 nays and 24 not voting

SELECT FILE

LEGISLATIVE BILL 1153. The Elrod specific amendment found in today's Journal was adopted with 26 ayes, 0 nays and 23 not voting

Advanced to Enrollment and Review for engrossment

MOTION–Return LB 1100 To Select File

Mr Burbach moved to return LB 1100 to Select File for the following specific amendment:

1. On page 2, line 18, reinstate "or mobile home".

The motion prevailed with 25 ayes, 0 nays and 24 not voting

SELECT FILE

LEGISLATIVE BILL 1100. The Burbach specific amendment found in today's Journal was adopted with 28 ayes, 0 nays and 21 not voting

Advanced to Enrollment and Review for engrossment

MOTION–Return LB 1400 To Select File

Mr Ziebarth moved to return LB 1400 to Select File for the following specific amendment:

1. On page 4 of the General File amendment adopted March 14, 1972 in the first line 14 strike "No"; strike all of lines 15, 16 and 17; in the first line 21 reinstate the stricken "and", strike "and eastern" and in the first line 22 strike "Nebraska areas,".

The motion prevailed with 25 ayes, 0 nays and 24 not voting

SELECT FILE

LEGISLATIVE BILL 1400. The Ziebarth specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting

Advanced to Enrollment and Review for engrossment

MOTION–Return LB 461 To Select File

Mr Mahoney moved to return LB 461 to Select File for the following specific amendments:

1. On page 1 of the Syas amendment adopted March 2, 1972, line 10 strike ", or the Lieutenant Governor"; in line

14 after "shall" strike "not". Lines 14 and 15 strike "in an ex officio capacity". Page 4, line 15 strike "ex officio Chairman" and insert "Governor or his designee". Page 6, line 25 strike "ex officio Chairman" and insert "Governor or his designee". Page 7, line 9 strike "three" and insert "five". Line 25 strike "four and insert "five".

Page two line 19 strike "ex officio" insert after "the" the following "his designee"

1. In section 1, strike lines 48 to 51 and "*Parks Commission*" in line 52 and insert "*Provided, that such duties shall not be exercised by any individual member of the commission but by the secretary and staff of the commission under the direction of the commission*".

Add Mahoney and Carpenters name as co-introducers and Syas name withdrawn

The motion prevailed with 27 ayes, 0 nays and 22 not voting

SELECT FILE

LEGISLATIVE BILL 461. The Mahoney specific amendments found in today's Journal were adopted with 27 ayes, 0 nays and 22 not voting

Advanced to Enrollment and Review for re-engrossment.

MOTION—Return LB 1302 To Select File

Mr. Stahmer moved to return LB 1302 to Select File for the following specific amendments:

1. On page 2, line 3, and page 3, lines 19 and 20, strike "person under twenty years of age" and insert "minor".

2. Amend section 2 to read:

"Sec. 2. That section 1, Legislative Bill 1096, Eighty-second Legislature, Second Session, 1972, is repealed.".

The motion prevailed with 30 ayes, 0 nays and 19 not voting

SELECT FILE

LEGISLATIVE BILL 1302. The Stahmer specific amendments found in today's Journal were adopted with 31 ayes, 0 nays and 19 not voting

Advanced to Enrollment and Review for engrossment

UNANIMOUS CONSENT–Order Of Day

Mr Hasebroock asked unanimous consent to consider the Select File bills set for tomorrow, today. No objections So ordered

SELECT FILE

LEGISLATIVE BILL 1284. Enrollment and Review amendments found in today's Journal were adopted

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 1504. Enrollment and Review amendments found in today's Journal were adopted

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 1342. Enrollment and Review amendments found in today's Journal were adopted

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1474. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Barnett offered the following amendment which was adopted by unanimous consent:

Amend LB 1474 on line 15, Page 3, after "to" by striking the new language up to line 18 to the word "but" Replace it with:

A minibike which shall mean a two-wheel motor vehicle which has a total wheel and tire diameter of less than fourteen inches, or an engine rated capacity of less than forty-five cubic centimeters displacement of a seat height less than twenty-five inches from the ground.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1303. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1501. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Carpenter offered the following amendment which was adopted by unanimous consent:

1. On page 3, after line 20 insert:

"Any taxpayer aggrieved by a reappraisal as approved by the Tax Commissioner may file an appeal in the district court of the county in which the property reappraised is located within one year after the date of the approval of the reappraisal by the Tax Commissioner or within thirty days after any approval of reappraisal by the Tax Commissioner in 1972. Any taxpayer may appeal in a class action as provided in section 25-319. All appeals shall be taken as provided in Chapter 84, article 9.".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1423. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1358. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1202. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1296. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bill was correctly re-engrossed: 1000

The following bills were correctly engrossed:

1129	1181	1196	1211	1246A
1311	1402	1414	1435	1460
1489A	1511			

The following bills were correctly enrolled:

741A	1120	1168	1189	1241
1301	1413	1432	1432A	1447
1509				

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 741A, 1120, 1168, 1189, 1241, 1301, 1413, 1432, 1432A, 1447, 1509 and LR 71.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1032. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1032:

1. In line 1 of E & R amendment 1, adopted 3/13/72, strike "line 1" and insert "line 3".
2. On page 1, line 7, insert "*sections 1 to 90 of*" after "*of*".
3. In E & R amendment 13, adopted 3/13/72, line 2, insert "*are*" before the first "*or*".
4. In E & R amendment 29, adopted 3/13/72, line 2, strike "32-208" and insert "32-308".
5. In E & R amendment 41, adopted 3/13/72, strike line 10 and insert "157, line 3, and "; and in subsection (6), line 10, strike the first "the" and insert "and".
6. In E & R amendment 5, adopted 3/14/72, line 3, strike the period and insert a semicolon.
7. On page 157, line 3, reinstate the stricken comma.
8. On page 196, line 25, strike "neither" and show as stricken.

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 21, 1972 at 10:30 a.m., the following bills: 1095, 1132, 1219, 1220, 1235, and 1255.

Presented to the Governor for approval on March 21, 1972 at 11:15 a.m., the following bills: 741A, 1120, 1168, 1189, 1241, 1301, 1413, 1432, 1432A, 1447, and 1509.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1032A. By the Judiciary Committee, Roland A. Luedtke, Chairman 28th District.

A BILL FOR AN ACT to make apporpriations to the Supreme Court, Agency No. 5, and the State Treasurer, Agency No. 12, to aid in carrying out the provisions of Legislative Bill 1032, Eighty-second Legislature, First Session, 1971.

LEGISLATIVE BILL 1159A. By Orval Keyes, 3rd District.

A BILL FOR AN ACT to amend section 11, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change the appropriations made to the State Department of Education, Agency No. 13, so as to aid in carrying out the provisions of Legislative Bill 1159, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

MOTION—Place LB 1084 on General File

Mr. Carpenter moved to take LB 1084 from the Revenue Committee and place the same on the top of General File. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

UNANIMOUS CONSENT—Unbracket LB 1087 on Final Reading

Mr. Holmquist asked unanimous consent to unbracket LB 1087 on Final Reading. No objections. So ordered.

MOTION—Return LB 1087 to Select File

Mr. Holmquist moved to return LB 1087 to Select File for the following specific amendment:

1. In section 1, insert *"All costs of affixing such photographs shall be paid by the state out of appropriations made to the Department of Motor Vehicles."* at the end of the last line.

2. In the title, insert "to provide for costs;" at the end of line 8.

The motion prevailed with 25 ayes, 3 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1087. The Holmquist specific amendment found in today's Journal was adopted with 28 ayes, 3 nays and 18 not voting.

Advanced to Enrollment and Review for re-engrossment.

EXPLANATION OF VOTE

Had I been in the Chamber I would have voted "aye" to place LB 1084 on General File.

(Signed) Donald Elrod

SELECT FILE

LEGISLATIVE BILL 1032. E & R amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

VISITORS

Speaker Hasebroock introduced 29 Senior Government Students from Wisner-Pilger School;teachers Miss Lynda Meyers and Mr. Robert Jensen, and parents Messrs. Robert Ralie, Leland Horst and Mrs. Risor.

Mr. Schmit introduced Mrs. Jack Gross, President and 12 members of the Butler County Republican Women's Club.

Mr. Barnett introduced 17 Fourth Grade students from Trinity Lutheran School, Lincoln and teachers Mesdames Al Baeder, Jim Cather and Mr. Bill Reid.

Mr. Epke introduced 67 Senior Economics Students from York High School, York and teachers and drivers, Charles Brown, Roland Swanson, Art Keller and Sue Turner.

Mrs. Orme introduced 66 Government students from Irving Junior High, Lincoln and teachers Mesdames Shaddock and Frost.

RECESS

At 12:00 noon on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:33 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Carstens, Epke and Waldo who were excused.

MOTION—Return LB 1311 To Select File

Mrs. Orme moved to return LB 1311 to Select File for the following specific amendment:

1. On page 10, line 23, strike "and", and after line 23 insert a new subparagraph (f) as follows:

"(f) A statement that a certified financial statement for the community is on file with the Nebraska Real Estate Commission; and".

2. On page 10, line 24, change the old subparagraph "(f)" to "(g)".

The motion prevailed with 29 ayes, 0 nays and 20 not voting.

SELECT FILE

LEGISLATIVE BILL 1311. The Orme specific amendments found in today's Journal were adopted with 33 ayes, 0 nays and 16 not voting.

Advanced to Enrollment and Review for re-engrossment.

BILLS ON FIRST READING

The following bills were read for the first time by title:

LEGISLATIVE BILL 1303A. By Claire Holmquist, 16th District.

A BILL FOR AN ACT to appropriate fifty-five thousand one hundred forty-two dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Motor Vehicles, Agency No. 24, for Program 071, to aid in carrying out the provisions of Legislative Bill 1303, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

LEGISLATIVE BILL 1389A. By John Savage, 10th District; Terry Carpenter, 48th District.

A BILL FOR AN ACT to amend section 1, Legislative Bill 1281, Eighty-second Legislature, Second Session, 1972, relating to payment of the salaries of officers of the Nebraska state government; to increase the appropriation for salaries and payments made as provided in Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, of five State Railway Commissioners, to aid in carrying out the provisions of Legislative Bill 1389, Eighty-second Legislature, Second Session, 1972; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 1084A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to make appropriations to the Department of Revenue, Agency No. 16, for Program 108, to aid in carrying out the provisions of Legislative Bill 1084, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1293A. By Terry Carpenter, 48th District; Glenn Goodrich, 20th District.

A BILL FOR AN ACT to appropriate one hundred fifty-four thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to supplement the salaries of judges of the Supreme Court, Agency No. 5, for Program 003, in the sum of nineteen thousand two hundred fifty dollars, salaries of judges of the district court, Agency No. 6, for Program 006, in the sum of one hundred twenty-three thousand seven hundred fifty dollars, and salaries of judges of the Nebraska Workmen's Compensation Court, Agency No. 37, for Program 530, in the sum of eleven thousand dollars, to aid in carrying out the provisions of Legislative Bill 1293, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1296A. By William Hasebroock, 18th District; Don Elrod, 35th District.

A BILL FOR AN ACT to appropriate two hundred forty-three thousand three hundred seventy-one dollars from the Drivers Education Cash Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Education, Agency No. 13, for Program 29, to aid in carrying out the provisions of Legislative Bill 1296, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

LEGISLATIVE BILL 1345A. By David Stahmer, 8th District.

A BILL FOR AN ACT to appropriate three hundred twenty-nine thousand seventy dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Public Institutions, Agency No. 25, for Program 365, to aid in carrying out the provisions of Legislative Bill 1345, Eighty-second Legislature, Second Session, 1972.

LEGISLATIVE BILL 1515A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to make appropriations to the Department of Labor, Agency No. 23, for Program 194, to aid in carrying out the provisions of Legislative Bill 1515, Eighty-second Legislature, Second Session, 1972; and to provide a restriction.

LEGISLATIVE BILL 1405A. By Terry Carpenter, 48th District.

A BILL FOR AN ACT to appropriate eighty thousand dollars from the state General Fund and any federal and other funds received for the period of July 1, 1972 to June 30, 1973, to the University of Nebraska Medical Center, Agency No. 51-3, for Program 731, to aid in carrying out the provisions of Legislative Bill 1405, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

LEGISLATIVE BILL 1499A. By The Judiciary Committee: Roland Luedtke, Chairman, 28th District.

A BILL FOR AN ACT to amend section 13, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, and section 23, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, as amended by section 1, Legislative Bill 1512A, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to transfer funds from the appropriation to the Department of Public Institutions to the Board of Pardons, Agency No. 15, for Program 358 as prescribed, to aid in carrying out the provisions of Legislative Bill 1499, Eighty-second Legislaure, Second Session, 1972; and to repeal the original section.

GENERAL FILE

LEGISLATIVE BILL 1143. Title read. Considered.

Standing Committee amendment found in the Journal on page 677 for the Twenty-Eighth Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 1 nay and 16 not voting.

MOTION—Suspend Rules

Mr. Swanson moved to suspend the rules to take up the reconsideration of LB 1322 tomorrow instead of today. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

GENERAL FILE

LEGISLATIVE BILL 1272. Title read. Considered.

Standing Committee amendments found in the Journal on page 678 for the Twenty-Eighth Day were rejected.

Mr. Carpenter offered the following amendments which were adopted:

1. Page 2, Section 1, Line 7, following the word "tax" insert "for public fire protection purposes".

2. Page 2, Section 1, Line 21, strike the comma following the word "year" and insert in lieu thereof a period, and strike the remaining portion of Line 21 and all of Lines 22, 23, 24, 25, 26 and 27.

3. Page 3, Section 1, Line 1, strike the word "dollars".
4. Page 3, Section 1, Line 2, strike the word "three" and insert in lieu thereof "one and one-half".

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 1442. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 1 nay and 17 not voting.

LEGISLATIVE BILL 1454. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1164. Title read. Considered.

Standing Committee amendment found in the Journal on page 697 for the Twenty-Ninth Day was adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1273. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1334. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1334A. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1438. Title read. Considered.

Standing Committee amendment found in the Journal on page 713 for the Thirtieth Day was adopted.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1439. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1332. Title read. Considered.

Standing Committee amendments found in the Journal on page 718 for the Thirtieth Day were adopted.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 1396. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1264. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1299. Title read. Considered.

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1248. Title read. Considered.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1249. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1491. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1295. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1305. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

UNANIMOUS CONSENT–Order Of Day

Mr. Carpenter asked unanimous consent to consider all of the "A" bills on General File at this time. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1328A. Title read.Considered.

The Marvel amendments found in the Journal on page 1379-81, through the emergency clause of Sec. 7, for the Fifty-Third Day were adopted. The last two amendments on page 1381 were rejected.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1203A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1460A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1512A. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1032A. Title read. Considered.

Mr. Luedtke requested a Call of the House. Mr. Stromer moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Advanced to Enrollment & Review with 28 ayes, 6 nays and 15 not voting.

LEGISLATIVE BILL 1159A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 0 nays and 23 not voting.

LEGISLATIVE BILL 1296A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

LEGISLATIVE BILL 1303A. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1410. Title read. Considered.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

MOTION–Reconsider Action

Mr. Carpenter renewed his motion found in the Journal on page 1287 for the Fiftieth Day to reconsider the action taken on indefinitely postponing LB 1463. The motion prevailed with 27 ayes, 0 nays and 22 not voting.

GENERAL FILE

LEGISLATIVE BILL 1343. Title read. Considered.

Standing Committee amendment found in the Journal on page 881 for the Thirty-Sixth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 1 nay and 14 not voting.

LEGISLATIVE BILL 1351. Title read. Considered.

Standing Committee amendment found in the Journal on page 661 for the Twenty-Seventh Day was adopted.

Advanced to Enrollment and Review with 30 ayes, 0 nays and 19 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1513. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1513:
1. On page 9, line 23, strike the semicolon and insert it at the end of the Keyes amendment.

LEGISLATIVE BILL 1501. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1501:
1. In line 2 of the Carpenter amendment, insert "Sec. 2." before "*Any*".
2. Renumber section 2 added by the E & R amendments as section 3.
3. In the title, line 5, insert "to provide for appeals;" after the semicolon.

LEGISLATIVE BILL 1413A. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1413A:
1. On page 4, before line 1, insert
"The unexpended General Fund balance existing on June 30, 1972, for the program in subsection (10) of this section is hereby reappropriated in an amount not to exceed $25,000, which shall be in addition to the amount shown in Column (G).".

LEGISLATIVE BILL 1448. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1448:

1. In line 4 of E & R amendment 5, strike the period.

LEGISLATIVE BILL 1171. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1171:

1. Because of the Schmit amendments adopted 3/20/72, strike the Snyder amendment adopted 3/20/72.

2. Insert a new section to read:

"Sec. 22 If any section in this act or any part of any section shall be declared invalid or unconstitutional, such declaration of invalidity shall not affect the validity of the remaining portions thereof.".

3. Renumber original section 22 as section 23.

4. Insert a new section to read:

"Sec. 24. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

5. In the title, line 11, strike "and" and insert "to provide severability;"; and in line 12, insert "; and to declare an emergency" after "date".

LEGISLATIVE BILL 1304. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1304:

1. On page 2, line 3, strike the first comma.

LEGISLATIVE BILL 1182. Placed on Select File as amended.
Enrollment and Review amendments to LB 1182:

1. On page 16, line 23, strike the comma.

2. On page 17, line 2, insert an underscored comma after *"in"*; and strike lines 5 and 6 and insert "21-2012. A".

3. On page 23, line 20, strike the comma.

4. On page 29, line 11, insert an underscored comma after *"fixed"*; and in line 20, insert *"that"* after *"order"*.

5. On page 33, line 13, strike the comma and show the same as stricken; and in line 20, insert an underscored comma after "removed".

6. On page 36, insert *"by"* at the end of line 18; in lines 19 and 20, strike *", Reissue Revised Statutes of Nebraska, 1943, as amended,"*; and in line 23 reinstate "if".

7. In new section 24, line 12, strike ",." and insert ".,".

8. On page 46, line 27, insert an underscored comma after "purpose".

9. On page 47, line 25, strike *"account, or"* and insert *"accounts,"*.

10. On page 48, line 3, strike *"herein contained"*

and insert "*in this section*"; in line 11 insert an underscored comma after "*him*"; and in line 14 strike "*account*" and insert "*accounts*".

11. On page 49, line 5, insert an underscored comma after "organized".

12. In lieu of standing committee amendment to page 51, line 16, on page 51, reinstate the stricken matter in lines 16 and 17 except "~~*(2)*~~" and strike the new matter in line 17.

13. On page 59, line 11, insert an underscored comma after "*part*".

14. On page 64, strike line 1 and insert "*occupation taxes have been paid*".

15. On page 68, line 4, strike ". *Nor*" and insert ", *nor*"; in line 9, insert "*of merger*" after "*plan*"; and in line 17, strike the comma and show as stricken.

16. On page 73, line 22, strike "*names*" and insert "*name*".

17. On page 76, line 15, strike "*or its*"; in lines 16 and 18 strike "*or it*"; and in line 21 strike "*(e) or (g)*" and insert "*subdivision (5) or (7) of this section*".

18. On page 79, line 8, strike "21-2036" and insert "21-2048".

19. In the title, line 10, strike "21-2036" and insert "21-2048"; and in line 14 insert "to provide for officers;" after the semicolon.

LEGISLATIVE BILL 1424. Placed on Select File as amended.
Enrollment and Review amendments to LB 1424:

1. In section 8, lines 1 and 2, strike "Reissue Revised Statutes of Nebraska, 1943" and insert "Revised Statutes Supplement, 1971"; and in line 11 insert "or by direct mailing of the notice to each resident within the community; *Provided,* that when the total operating budget, not including reserves, does not exceed ten thousand dollars per year, the proposed budget summary may be posted at the governing body's principal headquarters" after "jurisdiction".

2. On page 6, line 7, strike "and"; and in line 8, insert ", and section 23-925, Revised Statutes Supplement, 1971" after "1969".

3. In the title, line 2, strike "and 16-706" and insert ", 16-706, 23-227, 23-250, 23-252, 23-253, and 23-259"; in line 3, strike "and"; and strike lines 5 to 17 and insert "1969, and section 23-925, Revised Statutes Supplement, 1971, relating to political subdivisions; to change provisions for appropriations as prescribed; to

harmonize with the Nebraska Budget Act; and to repeal the original sections and also section 16-705, Reissue Revised Statutes of Nebraska, 1943.".

LEGISLATIVE BILL 1309. Placed on Select File as amended.
Enrollment and Review amendments to LB 1309:

1. Renumber original section 3 as section 5, new section 5, inserted by standing committee amendment 2 as section 6, and original sections 4 and 5 as sections 8 and 9.

2. On page 3, line 11, strike *"the above"* and insert *"such requirements"*.

3. In section 3, strike line 12 and insert *"pursuant to section 54-152"*.

4. In the Ziebarth amendment to section 54-134, strike line 1 and insert:

"Sec. 4. That section 54-134, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:"; and in line 2, insert "54-134." before "There" and supply paragraphing.

5. In standing committee amendment 2, line 2, insert an underscored comma after *"August"*.

6. In the Ziebarth amendment to section 54-155, strike lines 1 and 2, and insert:

"Sec. 7. That section 54-155, Revised Statutes Supplement, 1971, be amended to read as follows:

54-155. It shall be unlawful for".

7. On page 6, line 8, strike "and section 54-104" and insert "section 54-104, 54-116, 54-152, and 54-155"; and in line 9, insert ", and section 54-134, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eighty-second Legislature, Second Session, 1972" after "1971".

8. In the title, lines 4 and 5, strike "and section 54-104" and insert "sections 54-104, 54-116, 54-152, and 54-155"; in line 6, insert ", and section 54-134, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eighty-second Legislature, Second Session, 1972" after "1971"; at the end of line 9, insert "to add territory to the brand area; to clarify provisions; to remove a restriction;".

LEGISLATIVE BILL 1228. Placed on Select File as amended.
Enrollment and Review amendments to LB 1228:

1. On page 9, line 7, strike *"that"* and insert an underscored comma; and in line 10, insert an underscored comma after *"bargaining"*

2. For correlation purposes, on page 5, line 2, insert ", as amended by section 1, Legislative Bill 1402, Eighty-second Legislature, Second Session, 1972" after "1969"; and on page 6, after line 15, insert

"All firemen and policemen employed in the fire department or police department of any municipal corporation in a position or classification subordinate to the chief of the department and his immediate assistant or assistants holding authority subordinate only to the chief, shall be presumed to have a community of interest and may be included in a single negotiating unit represented by an employee organization for the purposes of this act. Public employers shall be required to recognize an employee's negotiating unit composed of firemen and policemen holding positions or classifications subordinate to the chief of the fire department or police department and his immediate assistant or assistants holding authority subordinate only to the chief when such negotiating unit is designated or elected by employees in the unit.".

3. On page 10, lines 13 and 14, and in the title, lines 3 and 4, strike "and sections 48-801 and 48-816" and insert "section 48-801"; and on page 10, line 14, and in the title, line 5, insert ", and section 48-816, Revised Statutes Supplement, 1969, as amended by section 1, Leigslative Bill 1402, Eighty-second Legislature, Second Session, 1972" after "1969".

LEGISLATIVE BILL 1217. Placed on Select File as amended.
Enrollment and Review amendment to LB 1217:

1. On page 1, line 23, strike "all" and insert ". All" as in the statutes.

(Signed) Duke Snyder, Chairman

BILL ON FIRST READING

The following bill was read for the first time by title:

LEGISLATIVE BILL 1271A. By Gerald Stromer, 36th District.

A BILL FOR AN ACT to amend sections 43, 44, 45, 46, 47, and 48 of Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to increase appropriations as prescribed to aid in carrying out the provisions of Legislative Bill 1271, Eighty-second Legislature, Second Session, 1972; and to repeal the original sections.

GENERAL FILE

LEGISLATIVE BILL 1514. Title read. Considered.

Mr. Whitney offered the following amendment which was adopted:

1. On page 3 line 6 insert ", *when a conflict of interest exists as defined by the Legislature*" after "term".

Mr. Carpenter offered the following amendment which was adopted:

Page 2, section 9, lines 19, strike "During the term for which he was elected, and"

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1204. Title read. Considered.

Standing Committee amendment found in the Journal on page 717 for the Thirtieth Day was adopted.

Mr. Skarda offered the following amendments which were adopted:

1. Insert four new sections to read:

"Sec. 2. *It shall be unlawful for any person (1) while airborne in any aircraft to shoot or attempt to shoot for the purpose of killing any bird, fish, or other animal, (2) to use any aircraft to harass any bird, fish, or other animal, or (3) to knowingly participate in using any aircraft for such purposes unless he is the holder of a currently-valid permit issued under the provisions of section 3 of this act and engages only in activities permitted by such permit.*

Sec. 3. *The Game and Parks Commission may, to aid in the protection of livestock and other domesticated animals, issue a special permit authorizing the holder thereof to use aircraft for the purpose of hunting, shooting, or attempting to shoot coyotes. Such permit shall be issued upon the payment of an annual fee of five dollars and shall expire on December 31 following the date of its issuance. The form of such permit and of the application therefor shall be prescribed by the commission.*

Sec. 4. *The holder of a permit issued under the provisions of section 3 of this act shall report to the Game and Parks Commission, not later than fifteen days after the end of each calendar quarter, the number of coyotes taken during such quarter. The commission shall file with the Secretary of the Interior the annual report required by Public Law 92-159, 92nd Congress, 1971.*

Sec. 5. *Any person violating the provisions of sections 2 to 4 of this act shall be guilty of a misdemeanor and shall, upon conviction thereof, be fined five dollars.*".

2. Renumber original section 2 as section 6.

3. Add a new section to read:

"Sec. 7. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

Mr. Hasebroock offered the following amendment which was adopted:
1. On page 2 line 16 strike "*or*", and on line 19 insert "*, or who is at least seventy years old*" after "*service*".

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1266. Title read. Considered.

Mr. Moylan offered the following amendment which was adopted:
Add the emergency clause.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1312. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1405. Title read. Considered.

Standing Committee amendment found in the Journal on page 844 for the Thirty-Fifth Day was adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1405A. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1270. Title read. Considered.

Standing Committee amendments found in the Journal on page 789 for the Thirty-Third Day were rejected.

The Stromer amendments found in the Journal on page 1390 for the Fifty-Third Day were adopted.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 1391. Title read. Considered.

Standing Committee amendment found in the Journal on page 830 for the Thirty-Fourth Day was adopted.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1392. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1450. Title read. Considered.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1367. Title read. Considered.

Standing Committee amendment found in the Journal on page 1012 for the Forty-First Day was adopted.

Mr. Warner offered the following amendments which were adopted:

1. On page 9, after line 11 insert a new section 2 to read as follows:

"Sec. 2. That section 77-2715, Revised Statutes Supplement, 1969, be amended to read as follows:

77-2715. (1) A tax is hereby imposed for each taxable year on the entire income of every resident individual of this state and on the income of every nonresident individual of this state which is derived from sources within this state. The tax shall be a flat percentage of, for each resident individual, the taxpayer's adjusted federal income tax liability for the taxable year, and for each nonresident individual, the taxpayer's adjusted federal income tax liability for the taxable year which is attributable to income derived from sources within this state.

The taxpayer's adjusted federal income tax liability shall be the amount of federal income tax for which the taxpayer would have been liable if such taxpayer had paid federal income tax based on federal taxable income as adjusted by the modifications provided in section 77-2716 without any allownace for credits against such tax permitted under the Internal Revenue Code.

The adjusted federal income tax liability of each nonresident indivudual taxpayer which is attributable to income derived from sources within this state shall be determined by multiplying his adjusted federal income tax liability by a fraction, the numerator of which is his taxable income derived from sources within this state as determined by section 77-2733, and the denominator of which is his total federal taxable income, after first subtracting from each the amounts provided in subsection

(1) of section 77-2716; *Provided,* that if the above determination attributes more or less federal income tax than is reasonably attributable to income derived from sources within this state, the taxpayer may petition for, or the Tax Commissioner may require, the employment of any other method to attribute an amount of federal income tax which is reasonable and equitable in the circumstances.

(2) (a) A resident of this state shall mean an individual who is domiciled in Nebraska or who maintains a permanent place of abode in this state and spends in the aggregate more than six months of the taxable year in this state; and

(b) A nonresident shall mean an individual who is not a resident of this state.

(3) (a) There shall also be allowed to resident individuals as a credit against the tax imposed by sections 77-2701 to 77-27,135, a food sales tax credit equal to ~~seven~~ *ten* dollars multiplied by the number of allowable personal exemptions claimed for individuals who are residents, exclusive of the extra exemptions allowable for age or blindness. A refund shall be allowed to the extent that the food sales tax credit exceeds the income tax payable by the resident individual for the taxable year but no refund shall be made in any amount less than two dollars.

(b) No individual who may be claimed as a personal exemption on another individual's return shall be entitled to a food sales tax credit or refund for himself. If a food sales tax credit or refund is claimed on more than one return for the same individual, the Tax Commissioner is authorized to determine the individual entitled to claim the credit or refund provided herein.

(c) Any individual, other than a person who for more than six months of the taxable year is a resident patient or inmate of a public institution or an organization exempt from tax as a charitable institution, who maintains a permanent place of abode within this state, spending in the aggregate more than six months of the taxable year within this state, shall be conclusively presumed to have paid or paid with respect to such personal exemptions retail sales and use taxes imposed by this state equal to the maximum food sales tax credit allowable.

(d) The credits or refunds for sales taxes allowed by this subsection shall be claimed on income tax returns or in the case of an individual not having tax

liability in this state on such forms or claims for refunds as the Tax Commissioner shall prescribe.".

2. Renumber original section 2 as section 3; in line 12 after "section" insert "77-2715, Revised Statutes Supplement, 1969, and section"; and in line 13, strike "is" and insert "are".

Advanced to Enrollment & Review with 26 ayes, 3 nays and 20 not voting.

LEGISLATIVE BILL 1465. Title read. Considered.

Advanced to Enrollment & Review with 32 ayes, 0 nays and 17 not voting.

LEGISLATIVE BILL 1339. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1339A. Title read. Considered.

Advanced to Enrollment & Review with 25 ayes, 0 nays and 24 not voting.

MESSAGE FROM THE GOVERNOR

March 21, 1972

Mr. President, Mr. Speaker
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1241 without my signature and with my objections.

A long message to you on this measure can serve no useful purpose. My objections are well known on personal property tax relief. LB 1241 is like the three previous bills that I successfully vetoed. Although LB 1241 has reduced the percentage of relief, it is replete with all the unfairness incorporated in the previous bills. For example, under LB 1241, a large foreign corporation like IBM would receive $449,000 in a tax windfall, while the average farmer in Nebraska would receive only $208 in relief.

Should this measure become law by Legislative action, you must assume the responsibility that the average Nebraska farmer and small businessman will never see any meaningful relief because the minimal relief that you are providing will be swallowed up by subidvisions of state government.

As has been the case in the past, only the largest personal property

taxpayers, the ones with the ability to pay and pass on the tax, will benefit at the expense of the less fortunate.

I urge you to sustain this veto and turn your attention to LB 1475 and pass meaningful personal property tax relief this year.

Yours, very truly,

(Signed) J. James Exon
Governor

JJE:fw

GENERAL FILE

LEGISLATIVE BILL 1496. Title read. Considered.

Standing Committee amendments found in the Journal on page 1119 for the Forty-Fifth Day were adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1293. Title read. Considered.

Standing Committee amendments found in the Journal on page 847 for the Thirty-Fifth Day were adopted.

Mr. Luedtke offered the following amendment, which was adopted:

1. On page 3 line 9 insert after the period the following:

"Judges of the district courts and judges of the separate juvenile court shall be considered to be of the same class and when one member of the class, either as a judge of the district court or a judge of the separate juvenile court, is entitled to a raise in salary, all members of the class including judges of the district court and judges of the separate juvenile court shall be entitled to such raise in salary.".

Advanced to Enrollment & Review with 27 ayes, 7 nays and 15 not voting.

LEGISLATIVE BILL 1293A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 5 nays and 17 not voting.

LEGISLATIVE BILL 1357. Title read. Considered.

Standing Committee amendments found in the Journal on page 873 for the Thirty-Sixth Day were adopted.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

LEGISLATIVE BILL 1499. Title read. Considered.

Advanced to Enrollment & Review with 28 ayes, 0 nays and 21 not voting.

LEGISLATIVE BILL 1499A. Title read. Considered.

Advanced to Enrollment & Review with 27 ayes, 0 nays and 22 not voting.

UNANIMOUS CONSENT—Executive Session

Mr. Swanson asked unanimous consent to hold an executive session of the Executive Board at noon on Wednesday, March 22, 1972 in the Legislative Council Hearing Room. No objections. So ordered.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1377. Correctly engrossed.

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 1497. Title read. Considered.

Standing Committee amendments found in the Journal on page 875 for the Thirty-Sixth Day were adopted.

Mr. Warner offered the following amendments, which were adopted:

1. Strike standing committee amendment 5.
2. On page 9, line 8, insert "*and the board of county commissioners*" after "municipality"; and strike the new matter and reinstate the stricken matter in lines 9 to 14.
3. Strike standing committee amendment 7.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 1507. Title read. Considered.

Mr. Kennedy offered the following amendments, which were adopted:

1. Strike sections 1 and 3 and renumber original sections 2 and 4 as sections 1 and 2.
2. On page 2, strike lines 25 to 27 and insert:

"Section 1. *Any person who, through malice, shall knowingly*".

3. On page 3, line 1, strike "*of any false*" and insert "*file any false affidavit or*"; in line 2, strike "1" and insert "83-323, Reissue Revised Statutes of Nebraska, 1943,"; and at the end of line 7, insert "*affidavit or*".

Mrs. Orme offered the following amendments:

1. On page 2 strike lines 19 to 24 and show all old matter as stricken and insert the following:

"*further set forth:*

(1) The applicant's belief that the proposed patient is a mentally ill person and because of the illness, is likely to injure himself or other persons if allowed to remain at liberty, and the facts upon which such beliefs are based;

(2) The name, age, residence, and present address of the proposed patient, if known to the applicant;

(3) The name and address of the nearest relatives of the proposed patient, if known to the applicant, and if not known, that he has made diligent inquiry to learn the name of such relatives;

(4) The pecuniary condition of the proposed patient to the extent known by the applicant;

(5) The name and address of the person, if any, having custody and control of the proposed patient, if known to the applicant;

(6) The names and addresses of witnesses by whom the truth of the application may be proved; and

(7) A request that the court make a determination that the proposed patient is a mentally ill person.".

2. Add 6 new sections to read as follows:

"Sec. 2. That section 83-325, Revised Statutes Supplement, 1969, be amended to read as follows:

83-325. When an application for admission to a state hospital for the mentally ill has been filed, the county board of mental health shall at once investigate the grounds for admission. The board members may require that the person for whom admission is sought be brought before them, and that the examination be made in his presence. ~~*The board members may issue their warrant for the proposed patient, and shall provide for the suitable custody of him until their investigation shall be concluded. Jails shall not be used to keep the proposed patient in custody unless other facilities will not offer protection to the patient or to the public. The warrant may be executed by the sheriff or any constable in the county.*~~ If after a preliminary inquiry, at which the

board members shall hear what testimony they deem desirable and necessary, they decide that the presence of the proposed patient is unnecessary or would probably be injurious to him, the board members shall not require the proposed patient to be present at the hearing on the application. In their examinations the board members shall hear testimony for and against the application, if any is offered. Any citizen of the county or any relative of the person alleged to be mentally ill, may appear and resist the application; the parties may appear by counsel.

Sec. 3. *Any peace officer who has reasonable belief upon observation, that any person is a mentally ill person and because of his illness is likely to do physical injury to himself or others if allowed to remain at liberty may take such person into custody without a warrant. If he takes such person into custody when the county board of mental health of the county of the presence of such person is available, the peace officer shall forthwith present to such board an application for an order of protective custody pursuant to section 7 of this act. If he takes such person into custody when such board is not available, he shall transport such person to any general hospital or psychiatric hospital. If the head of such hospital or his designee, after examination, has reason to believe that such person is a mentally ill person and because of his illness is likely to do physical injury to himself or others if allowed to remain at liberty, and if such hospital is willing to admit such person the peace officer shall present to such hospital the application provided for in section 4 (2) of this act, but if there is no general hospital or psychiatric hospital available to receive such person within the territorial limits of the peace officer's jurisdiction, the peace officer may detain such person in any other suitable place until the close of the first day such county board of mental health is available; Provided, that such person shall be entitled to immediately contact his legal counsel or next of kin.*

Sec. 4. *Any general hospital or psychiatric hospital may admit and detain any person for emergency observation, care or treatment under any of the following procedures:*

(1) Upon an order of protective custody issued by a county board of mental health pursuant to section 7 of this act.

(2) Upon written application of any peace officer having custody of any person pursuant to section 3 of this act. The application shall state:

(a) The name and address of such person, if known;
(b) The name and address of his spouse or his nearest relative, if known;
(c) The officer's belief that such person is a mentally ill person and because of his illness is likely to injure himself or others if not immediately detained;
(d) The circumstances under which such person was taken into custody; and
(e) The fact that the county board of mental health is not available to issue an order of protective custody pursuant to section 7 of this act.
(3) Upon the written application of any reputable individual and pursuant to the requirements of section 83-323. The application shall also state the fact that the county board of mental health is not available to issue an order of protective custody pursuant to section 7 of this act.
Upon the filing of the written application, the head of the hospital or his designee may authorize and order in writing any peace officer or other person to take into custody and transport such person to the hospital.

Sec. 5. Whenever any person has been admitted to a general hospital or a psychiatric hospital, pursuant to section 4 of this act, the head of the hospital or his designee shall immediately notify such person's legal guardian, spouse, or any next of kin, if known, unless such application was made by such person's legal guardian, spouse, or next of kin.

Sec. 6. The head of the hospital or his designee shall discharge any person admitted pursuant to section 4 (1) of this act when the order of protective custody expires. He shall discharge any person admitted pursuant to section 4 (2) or (3) of this act, not later than the close of the first full day that the county board of mental health of the county of the presence of such person is available after the admission date of such person unless an order of protective custody, pursuant to section 7 of this act, has been entered by the county board of mental health of the county of the presence of or residence of such person.

Sec. 7. A county board of mental health may issue an ex parte order of protective custody under any of the following circumstances:
(1) Upon the verified application of any peace officer, the application shall state:
(a) The name and address of the person, if known;
(b) The name and address of his spouse or of his nearest relative, if known;

(c) The affiant's belief that the person is a mentally ill person and because of his illness is likely to injure himself or others if not immediately detained; and

(d) The circumstances under which the person was taken into custody.

This order shall only be valid until the close of the second available day of the county board of mental health after the date of issuance. The county board of mental health shall not issue successive order of protective custody pursuant to this subsection.

(2) Upon the verified application of any reputable person, if the application provided for in this act has been filed with the board. The application shall state:

(a) The application provided for in section 83-323 has been filed;

(b) The affiant's belief that the proposed patient is a mentally ill person; and

(c) Because of the proposed patient's illness, he is likely to injure himself or others if not immediately detained.

This order shall only be valid until the conclusion of the hearing held pursuant to section 83-325.

(3) Upon the verified application of any reputable person or upon the board's own motion at any time after the hearing provided for in section 83-325 when the board has found at such hearing that the proposed patient is a mentally ill person. This order shall be valid until the order for care or treatment is executed.

The order of protective custody shall authorize a health officer, physician, peace officer or other person to take the proposed patient into custody and to transport and place him in a designated general hospital or psychiatric hospital or other suitable place willing to receive him. The order of protective custody shall designate the place of detention but no person shall be detained in protective custody in a nonmedical facility used for the detention of persons charged with or convicted of a crime unless other facilities are not available.".

3. Renumber original sections 2 to 4 as sections 8 to 10 respectively.

4. On page 3, line 10 strike "is" and insert "section 83-325, Revised Statutes Supplement, 1969, and also section 83-322.01, Revised Statutes Supplement, 1969, are".

Amendments pending. Laid over.

LEGISLATIVE BILL 1374. Title read. Considered.

Mr. Warner offered the following amendment to the Standing Committee amendment, which was adopted:
Strike Sec. 5.

Standing Committee amendment found in the Journal on page 872 for the Thirty-Sixth Day was adopted, as amended.

Advanced to Enrollment & Review with 30 ayes, 0 nays and 19 not voting.

VISITORS

Mrs. Orme introduced 30 7th and 8th Grade students from Lincoln Christian School, Lincoln and teacher Levi Kroeker and 5 parents.

Mrs. Craft introduced her sister-in-law Mrs. M. Lang from Denver, Colorado.

Mr. Proud introduced 27 4th Grade students from Central Elementary School, Millard, Nebraska and teachers Mrs. Jones and Miss Zlomke.

ADJOURNMENT

At 4:58 p.m. Mr. Klaver moved to adjourn until 9:00 a.m. Mr. Simpson moved to amend the motion to adjourn until 8:30 a.m. The Klaver motion, as amended, prevailed and the Legislature adjourned until 8:30 a.m., Wednesday, March 22, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 22, 1972

Pursuant to adjournment, the Legislature met at 8:30 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Everlasting God, we pray for the Senators of Nebraska. They experience not only the elation of saying "yes" to many requests, but also the turmoil of saying "no" to other requests. Gracious God, help the Senators to say a "no" which is both firm and kind when they cannot go along with the demands of others. Then when the day's work is done, give them a good night's rest and the inner calmness that comes from knowing that they did what they could for the people of this State. Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR THE JOURNAL

Page 1413, delete line 10 and insert "Laid over.".
Page 1439, line 28, correct spelling of "example".
The Journal for the Fifty-Fourth Day were approved as corrected.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1400. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1400:

1. In lieu of the Ziebarth amendment adopted 3/21/72, in the second set of Ziebarth amendments adopted 3/14/72, strike the sentence beginning on page 3, line 14; and on page 3, strike the new and reinstate the stricken matter in lines 21 and 22.

LEGISLATIVE BILL 1302. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1302:
(Note: The Stahmer amendments adopted 3/20/72 and 3/21/72 refer to the final reading bill.)

1. In the title, strike lines 3 to 5 and insert "health or a physician to examine and treat any minor for prescribed conditions with the".

LEGISLATIVE BILL 461. Replaced on Select File as amended.
Enrollment and Review amendments to LB 461:

1. In lieu of the first Mahoney amendment 1, adopted 3/21/72, in section 1, lines 10 and 11, strike *"or the Lieutenant Governor"*; strike line 14 and insert *"commission and shall be en-"*; strike the Syas amendment to line 18; in lines 62 and 63, 70, and 125, as amended, strike *"ex officio chairman"* and insert *"Governor or his designee"*; in the Syas amendment to line 21, strike *"voting"*; strike the Syas amendment to line 83; and in section 2, line 6, strike "three" and insert *"~~three~~ four"*; and in section 2, line 21, strike *"four"* and insert *"five"*.

2. In the title as amended, line 5, strike "nonvoting" and insert "voting".

LEGISLATIVE BILL 1474. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1474:

1. In the matter added by the Barnett amendment adopted 3/21/72, line 1, strike *"A minibike which shall mean a"* and insert *"Minibikes which shall mean"*; in line 2, strike *"vehicle which has"* and insert *"vehicles which have"*; and in the last line strike the period and insert an underscored comma.

SELECT COMMITTEE REPORTS
Committee On Committees

March 21, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointment listed below which was submitted by Governor J. James Exon. The Committee suggests the appointment be confirmed by this Legislative Body and suggests a record vote on this confirmation.

Eugene M. O'Neill - Environmental Control Council

Committee Vote For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

March 21, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

Michael F. Wheeler - Motor Vehicle Dealers License Board

Committee Vote For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

Ray L. Smith - Oil and Gas Conservation Commission

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

Marlin O. Armbruster - Motor Vehicle Dealers License Board

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

March 21, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests that appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

J. R. McBride - Board of Public Roads Classifications and Standards

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

R. Doyle Hanson - Board of Public Roads Classifications and Standards

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

Ken Witt - State Board of Health

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

March 21, 1972

Mr. President:

The Committee on Committees desires to report favorably upon the appointments listed below which were submitted by Governor J. James Exon. The Committee suggests the appointments be confirmed by this Legislative Body and suggests a record vote on each confirmation.

Robert Cox - Environmental Control Council

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

Richard Dugdale - Environmental Control Council

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

John T. Harris - Environmental Control Council

Committee Vote: For: (10) Senators Clark, Holmquist, Klaver, Kremer, Luedtke, Proud, Savage, Syas, Warner and Wiltse

Against: None

Absent and Not Voting: (3) Senators Carpenter, Schmit and Waldron

(Signed) Richard F. Proud, Chairman

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1119A.

A BILL FOR AN ACT to appropriate twenty thousand dollars from the state General Fund and eighty thousand dollars from federal funds for the period of July 1, 1972 to June 30, 1973 to the Legislative Council, Agency No. 3, for Program 122, to aid in carrying out the provisions of Legislative Bill 1119, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stull	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter	Epke	Goodrich	Kime	Morgan
Stahmer	Stromer	Swanson	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1199.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 21, of the Constitution of Nebraska, relating to judiciary; to change the number of members of the judicial nominating commission; to provide certain qualifications; to provide that the Judge of the Supreme Court shall not be entitled to a vote on the commission; to provide for release of names of candidates prior to the meeting of the commission; to provide the manner of voting and number of votes required for nomination; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 21, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 21. (1) In the case of any vacancy in the Supreme Court or in any district court or in such other court or courts made subject to this provision by law, such vacancy shall be filled by the Governor from a list of at least two nominees presented to him by the appropriate judicial nominating commission. If the Governor shall fail to make an appointment from the list within sixty days from the date it is presented to him, the appointment shall be made by the Chief Justice or the acting Chief Justice of the Supreme Court from the same list.

(2) In all other cases, any vacancy shall be filled as provided by law.

(3) At the next general election following the expiration of three years from the date of appointment of any judge under the provisions of subsection (1) of this section and every six years thereafter as long as such judge retains office, each Justice or Judge of the Supreme Court or district court or such other court or courts as the Legislature shall provide shall have his right to remain in office subject to approval or rejection by the electorate in such manner as the Legislature shall provide; *Provided,* that every judge holding or elected to an office described in subsection (1) of this section on the effective date of this amendment whether by election or appointment, upon qualification shall be deemed to have been selected and to have once received the approval of the electorate as herein provided, and shall be required to submit his right to continue in office to the approval or rejection of the electorate at the general election next preceding the expiration of the term of office for which such judge was elected or appointed, and every six years thereafter. In the case of the Chief Justice of the Supreme Court, the electorate of the entire state shall vote on the question of approval or rejection. In the case of any Judge of the Supreme Court, other than the Chief Justice, and any judge of the district court or any other court made subject to subsection (1) of this section, the electorate of the district from which such judge was selected shall vote on the question of such approval or rejection.

(4) There shall be a judicial nominating commission for the Chief Justice of the Supreme Court and one for each judicial district of the Supreme Court and of the district court and one for each area or district served by any other court made subject to subsection (1) of this section by law. Each judicial nominating commission shall consist of nine members, one of whom shall be a Judge of the Supreme Court who shall be designated by the Governor and shall act as chairman, but shall not be entitled to vote. The members of the bar of the state residing in the area from which the nominees are to be selected shall designate four of their number to serve as members of said commission, and the Governor shall appoint four citizens, not admitted to practice law before the courts of the state, from among the residents of the same geographical area to serve as members of said commission. Not more than four of such voting members shall be of the same political party. The terms of office for members of each judicial nominating commission shall be staggered and shall be fixed by the Legislature. The nominees of any such commission cannot include a member of such commission or any person who has served as a member of such commission within a period of two years immediately preceding his nomination or for such additional period as the Legislature shall provide. The names of candidates shall be released to the public prior to a public hearing.

(5) Members of the nominating commission shall vote for the nominee of their choice by roll call. Each candidate must receive a majority of the voting members of the nominating commission to have his name submitted to the Governor."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of

Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form: "Constitutional amendment increasing the number of members on the judicial nominating committee; to provide certain qualifications; to provide that a Judge of the Supreme Court shall not be entitled to a vote on the commission; to provide for release of names of candidates; and to provide the manner of voting on names of candidates and the number of votes required to be nominated.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Kime	Morgan	Waldron

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1201.

A BILL FOR AN ACT relating to public utilities companies; to require notice before service to a subscriber is discontinued; and to provide when service shall not be denied an applicant.

Whereupon the President stated: "All provisions of law relative to

procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Goodrich	Kime	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1222.

A BILL FOR AN ACT to amend sections 52-101 and 52-601, Reissue Revised Statutes of Nebraska, 1943, relating to liens; to provide for inclusion of open running accounts in contractor's liens; to limit charges for storage except as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Kime
Klaver	Kremer	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Nore	Orme
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 2:

Duis	Proud

Not voting, 7:

Carpenter	Clark	Kennedy	Kokes	Marvel
Pfister	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1301A.

A BILL FOR AN ACT to amend section 1, Legislative Bill 1281, Eighty-second Legislature, Second Session, 1972, and section 4, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to increase appropriations for district court judges and reporters as prescribed to aid in carrying out the provisions of Legislative Bill 1301, Eighty-second Legislature, Second Session, 1972; to make an appropriation to the Supreme Court; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Keyes	Kime
Klaver	Kokes	Lewis	Luedtke	Mahoney
Maresh	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Clark	Holmquist	Kennedy	Kremer
Marvel	Whitney	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1382.

A BILL FOR AN ACT to amend sections 23-343.92, 23-343.93, 23-343.95, 23-343.96, 23-343.99, 23-343.100, and 23-343.109, Revised

Statutes Supplement, 1971, relating to county government; to provide additional powers; to clarify provisions; to change duties of the county board respecting inventories; and to repeal the original sections, and also section 23-348, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Duis	Marvel	Morgan	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1387.

A BILL FOR AN ACT to amend sections 31-715 adn 31-740, Revised Statutes Supplement, 1971, relating to sanitary and improvement districts; to provide for audits as prescribed; to provide when audits may be waived; to provide procedures for the detachment of land which is part of two districts; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 47:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist

Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Lewis	Morgan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1433A. With emergency.

A BILL FOR AN ACT to make an appropriation to the State Building Commission for the purpose of erecting and equipping a State Laboratory Building; to reappropriate the unexpended balance thereof on June 30, 1972; to provide for the drawing and payment of warrants; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Burbach	Carsten	Carstens	Chambers	Craft
DeCamp	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Johnson	Keyes	Klaver	Kremer
Lewis	Luedtke	Mahoney	Maresh	Morgan
Moylan	Nore	Orme	Savage	Schmit
Simpson	Skarda	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 2:

Pfister	Snyder

Not voting, 9:

Barnett	Carpenter	Clark	Epke	Kennedy
Kime	Kokes	Marvel	Proud	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1440.

A BILL FOR AN ACT to amend section 84-306.05, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to delete the requirement that expense account statements be sworn; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carstens	Marvel	Morgan	Orme	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1510. With emergency.

A BILL FOR AN ACT to amend section 55-161, Revised Statutes Supplement, 1969, relating to the militia; to clarify reemployment rights of veterans; to provide procedures for the enforcement of such rights; to provide for nonliability of the employer; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Lewis	Morgan	Pfister	Stahmer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1510A. With emergency.

A BILL FOR AN ACT to make appropriations to the Department of Labor, Agency No. 23, for Program 194, to aid in carrying out the provisions of Legislative Bill 1510, Eighty-second Legislature, Second Session, 1972; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Lewis	Pfister	Skarda	Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 1433 on Final Reading.

(Signed) Wally Barnett

RESOLUTIONS

LEGISLATIVE RESOLUTION 81. Laid over.

LEGISLATIVE RESOLUTION 82. Read and Considered.

LR 82 was referred to a Committee at the request of Mr. Proud.

Mr. Carpenter moved to suspend the rules to consider LR 82 at this time. Motion pending.

SELECT FILE

LEGISLATIVE BILL 1315. Mr. Waldron offered the following unanimous consent amendment:

Add a new Section 2 which amends Section 77-112, Revised Statues Supplement 1971 to read as follows:

77-112. Actual value, defined. Actual value of property for taxation shall mean and include the value of property for taxation that is ascertained by using the following formula where applicable: (1) Earning capacity of the property; (2) relative location; (3) desirability and functional use; (4) reproduction cost less regular annual depreciation; (5) comparison with other properties of known or recognized value; (6) market value in the ordinary course of trade; (7) existing zoning of the property; *(8) actual cost or replacement cost to the owner and actual cost or replacement cost of improvements, if any, made by the owner since purchase; and (9) if for sale, the availability of a purchaser for all or part of such property on assessment day notwithstanding previous sales of similar property or portions thereof.*

To renumber Section 2 to Section 3 and amend it to read as follows:

Sec. 2. That original section 77-202.03, Revised Statutes Supplement, 1969, *and section 77-112, Revised Statutes Supplement, 1971,* is repealed.

Amend the preamble to read as follows:

FOR AN ACT to amend section 77-202.03, Revised Statutes Supplement, 1969, *and section 77-112, Revised Statutes Supplement, 1971,* relating to taxation; to provide for taxation of property upon transfer of title or possession as prescribed; *to provide new factors for valuation of property;* and to repeal the original section.

Be it enacted by the people of the State of Nebraska.

Whitney objected.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1513. Enrollment and Review amendment found in the Journal on page 1430 for the Fifty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1501. Enrollment and Review amendments found in the Journal on page 1430 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1413A. Enrollment and Review amendment found in the Journal on page 1430 for the Fifty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1448. Enrollment and Review amendment found in the Journal on page 1430 for the Fifty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1171. Enrollment and Review amendments found in the Journal on page 1431 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1304. Enrollment and Review amendment found in the Journal on page 1431 for the Fifty-Fourth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1182. Enrollment and Review amendments found in the Journal on page 1431 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1424. Enrollment and Review amendments found in the Journal on page 1432 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1309. Enrollment and Review amendments found in the Journal on page 1433 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1228. Enrollment and Review amendments found in the Journal on page 1433 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1217. Enrollment and Review amendments found in the Journal on page 1433 for the Fifty-Fourth Day were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1315 to Select File

Mr. Waldron moved to return LB 1315 to Select File for the specific amendment found in today's Journal.

Mr. Savage moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 4 nays and 20 not voting.

The Waldron motion prevailed with 26 ayes, 5 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1315. The Waldron specific amendment found in today's Journal was considered.

Mr. Waldron requested a Call of the House. Mr. Waldron moved to raise the Call. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

Mr. Nore requested a record vote.

Voting in the affirmative, 26:

Barnett	Carpenter	Chambers	Elrod	Epke
Hasebroock	Holmquist	Johnson	Keyes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Proud	Savage	Schmit
Simpson	Stahmer	Swanson	Waldron	Warner
Wiltse				

Voting in the negative, 11:

Carsten	Clark	Goodrich	Klaver	Nore
Pfister	Snyder	Stull	Waldo	Whitney
Ziebarth				

Not voting, 12:

Burbach	Carstens	Craft	DeCamp	Duis
Kennedy	Kime	Kokes	Orme	Skarda
Stromer	Syas			

The amendment was adopted with 26 ayes, 11 nays and 12 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Withdraw LB 920

Mr. Skarda asked unanimous consent to withdraw LB 920. Laid over.

MOTION—Override Governor's Veto

Mr. Waldron moved to pass LB 1241 notwithstanding the objections of the Governor.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 25 ayes, 9 nays and 15 not voting.

Whereupon the President stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 31:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	Duis	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kime	Kremer	Lewis
Luedtke	Maresh	Marvel	Morgan	Nore
Proud	Schmit	Stromer	Stull	Swanson
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 16:

Barnett	DeCamp	Kennedy	Keyes	Klaver
Kokes	Mahoney	Moylan	Orme	Pfister
Savage	Simpson	Skarda	Snyder	Stahmer
Syas				

Not voting, 2:

Chambers Elrod

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

MOTION—Return LB 1501 to Select File

Mr. Kokes moved to return LB 1501 to Select File for the following specific amendment:

To strike the amendment placed on LB 1501 by Senator Carpenter on March 21.

The motion prevailed with 26 ayes, 1 nay and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1501. Laid over at the request of Mr. Carpenter.

MOTION–Return LB 1456 To Select File

Mr. Schmit moved to return LB 1456 to Select File for the following specific amendment:

Amend section 3 of LB 1456 as follows:

"Sec. 3. There is hereby appropriated from the state General Fund to the Drug Control Cash Fund the sum of fifty thousand dollars to be used as provided in section 2 of this act for the period ending June 30, 1972. The unexpended balance of the appropriation contained herein existing on June 30, 1972, is hereby reappropriated for the period July 1, 1972, to June 30, 1973."

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1456. The Schmit specific amendment found in today's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION–Return LB 1504 to Select File

Mr. Marvel moved to return LB 1504 to Select File for the following specific amendment:

1. Insert a new section 32 and renumber sections thereafter:

"Section 32. That section 2, Legislative Bill 1037, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Sec. 2. STATE BUILDING FUND - APPROPRIATIONS

There is hereby appropriated in dollars from the State Building Fund for the 1971-72 fiscal year to the following agencies the sum of money for the projects specified:

(1) STATE BUILDING COMMISSION	
(a) Miscellaneous construction, repair, and remodeling of State Capitol Building and grounds	398,000
(2) CHADRON STATE COLLEGE	
(a) Remodeling and Renovation of Administration Building	100,000
(b) Equipping of Math and Science Building	150,000
(3) KEARNEY STATE COLLEGE	
(a) Classroom - Administration Building	95,000

Funds appropriated above are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $1,777,394.

(b) Library Addition	82,000
(4) WAYNE STATE COLLEGE	
(a) Applied Arts Building	60,000

Funds appropriated for subdivision (a) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $1,200,000.

(5) DEPARTMENT OF EDUCATION

(a) Repair, Maintenance and Remodeling - Western Nebraska Vocational Technical School 79,350

(b) Chimney Repair - Nebraska School for the Deaf 10,985

(c) Utility Improvements - Nebraska Vocational Technical School 4,000

(6) DEPARTMENT OF PUBLIC INSTITUTIONS

(a) Fire Safety Improvements - Lincoln Regional Center 116,065

(b) Fire Safety Improvements - Hastings Regional Center 99,825

(c) Fire Safety Improvements - Norfolk Regional Center 171,600

(d) Food Service Addition - Norfolk Regional Center 12,000

Funds appropriated for subdivision (d) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $276,000.

(e) Fire Safety Improvements - Nebraska Psychiatric Institute 23,400

(f) Food Service Facility - Beatrice State Home 675,000

(g) Utilities Engineering Study - Beatrice State Home 4,000

(h) Fire Safety Improvements - Beatrice State Home 41,650

(i) Streets and Utilities - Girls' Training School 60,000

(j) Food Service Facility - Girls' Training School 12,000

Funds appropriated for subdivision (j) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $202,500.

(k) Cottage - Girls' Training School 10,000

Funds appropriated for subdivision (k) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $181,000.

(l) Fire Safety Improvements - Girls' Training School 6,400

(m) Demolition of Administration Building - Boys' Training School 20,000

(n) Streets and Utilities - Boys' Training School 82,600

(o) Fire Safety Improvements - Boys' Training School 6,070

(p) Mechanical and Electrical System Improvements - Penal Complex 109,000

(q) Fire Safety Improvements - Penal Complex 26,660

(r) Miscellaneous Roof Repair and Replacement 58,750

(s) Master Planning Funds 5,000

(7) MILITARY DEPARTMENT

(a) Rehabilitiation of National Guard Facilities 50,000

(b) Major Repair of National Guard Facilities 45,800

(c) Fire Safety Improvements - National Guard Facilities 30,000

(8) DEPARTMENT OF PUBLIC WELFARE
(a) Fire Safety Improvements, Miscellaneous Remodeling and Modernizations 29,200
(9) UNIVERSITY OF NEBRASKA - LINCOLN AND OUTSTATE ACTIVITIES
(a) Library Expansion 180,000

Funds appropriated for subdivision (a) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $3,320,000.

(b) Space Modifications - Ferguson Hall 10,000

Funds appropriated for subdivision (b) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $190,000.

(c) Miscellaneous Space Modifications - City and East Campuses 50,000
(d) Utility Improvements - City and East Campuses 50,000
(e) Walks, Drives and Landscaping - City and East Campuses 25,000
(f) College of Law Building 50,000

Funds appropriated for subdivision (f) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed ~~$2,950,000~~ *$3,250,000 exclusive of parking.*

(g) Home Economics Building 90,000

Funds appropriated for subdivision (g) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $1,410,000.

(h) Miscellaneous Modifications - Outstate Locations 55,000
(i) Land Development and Field Service Building - South Central Station 68,000
(j) Feed and Machine Storage Building - Northeast Station 30,000
(k) Renovate Steam Distribution System - Curtis 34,000
(l) Boiler - Curtis 20,000
(m) Space Modifications - Curtis 10,000
(10) UNIVERSITY OF NEBRASKA - MEDICAL CENTER
(a) Land Acquisition 207,000
(b) Space Modifications 250,000
(c) School of Nursing Building 54,000

Funds appropriated for subdivision (c) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $1,692,000.

(11) UNIVERSITY OF NEBRASKA - OMAHA CAMPUS
(a) Land Acquisition 750,000
(b) Space Modifications 270,000
(c) Classroom Building 200,000

Funds appropriated for subdivision (c) are to be used for the preparation of plans and specifications for a project having a construction cost not to exceed $4,300,000."

2. Insert a new section 33 to read as follows:

"Sec. 33. There is hereby appropriated $16,000 from the State General Fund to Agency No. 65 - Department of Administrative Services, Program No. 179 to be expended only for the purpose of maintaining and improving employee parking lots located in the vicinity of the State Capitol. Any unexpended balances existing on June 30, 1972, of the appropriation made herein is hereby reappropriated for fiscal year 1972-73."

3. Renumber former Section 33 and succeeding sections accordingly.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1504. The Marvel specific amendments found in today's Journal were adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment & Review for engrossment.

MOTION—Return LB 1354 to Select File

Mr. Holmquist moved to return LB 1354 to Select File for a specific amendment. (The amendment is printed and on file in the Clerk's office.)

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1354. The Holmquist specific amendments referred to in today's Journal were adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment & Review for re-engrossment.

MOTION—Return LB 1310 to Select File

Mr. Carpenter moved to return LB 1310 to Select File for the following specific amendment:

Add a new section 2 to read as follows:

"Sec. 2. That section 71-2020, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

71-2020. Applicants for license shall file applications under oath with the Department of Health upon forms prescribed and shall pay a license fee of twenty-five dollars as a base fee and in addition thereto, a fee of one dollar for each bed available for patients thereof; Provided, that the total fee for beds available shall not exceed one hundred dollars. Such fee shall be paid into the state treasury and by the State Treasurer credited to the General Fund, or if the license is denied that part of the fees paid for beds available shall be returned to the applicant. Applications shall be signed (1) by the owner, if an individual or partnership, (2) by two of its officers, if a corporation, or (3) by the head of the governmental department having jurisdiction over it, if a governmental unit. Applications shall set forth the full name and address of the institution for which license is sought, and of the owner in case of different address, the names of the persons in control thereof and such additional information as the Department of Health may require, ~~*including*~~ *which shall include* affirm-

ative evidence of ability to comply with such reasonable standards, rules and regulations as may be lawfully prescribed hereunder *and pertinent comparable operational statistical data from all existing hospitals and medical facilities."*

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1310. Laid over at the request of Mr. Carpenter.

MOTION—Return LB 1481 to Select File

Mr. Maresh moved to return LB 1481 to Select File for the following specific amendments:

1. Strike the Maresh amendment 1, adopted 3/21/72.

2. On page 2, line 21, strike "two" and show the same as stricken.

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1481. The Maresh specific amendments found in today's Journal were adopted with 26 ayes, 0 nays and 23 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1335 to Select File

Mr. Duis moved to return LB 1335 to Select File for the following specific amendments:

1. Add a new section 2 to read as follows:

"Sec. 2. That section 60-1403.01, Revised Statutes Supplement, 1971, be amended to read as follows:

60-1403.01. No person shall engage in the business as or serve in the capacity of, or act as a motor vehicle, trailer, or motorcycle dealer, salesman, auction dealer, manufacturer, factory branch, factory representative, distributor, distributor branch, or distributor representative in this state without being licensed by the board under the provisions of this act. A license issued under this act shall authorize the holder thereof to engage in the business or activities permitted by the license; *Provided, that the provisions of this section shall not apply to a licensed real estate salesman or broker who negotiates for sale, or sells a trailer for any individual who is the owner of not*

15 *more than two trailers.*".

2. Renumber original section 2 as section 3.

3. On page 2 line 13 strike "section" and insert "Sections 60-1403.01 and", and line 14 strike "is" and insert "are".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1335. The Duis specific amendments found in today's Journal were adopted with 29 ayes, 0 nays and 20 not voting.

Advanced to Enrollment & Review for engrossment.

UNANIMOUS CONSENT—Withdraw LB 1470

Mr. Waldo asked unanimous consent to withdraw LB 1470. Laid over.

MOTION—Postage

Speaker Hasebroock moved that $160.00 in postage be allowed for each Senator and Lieutenant Governor for the period July 1, 1972 to June 30, 1973. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

UNANIMOUS CONSENT—Order Of The Day

Mr. Waldo asked unanimous consent to have LB 1134 as first order of business on General File this afternoon. No objections. So ordered.

MOTION—Reconsider Action On LB 1322

Mr. Swanson renewed his motion to reconsider action on indefinitely postponing LB 1322 found in the Journal on page 1259 for the Forty-Ninth Day.

The motion prevailed with 27 ayes, 13 nays and 9 not voting.

GENERAL FILE

LEGISLATIVE BILL 1322. Considered

Advanced to Enrollment & Review with 26 ayes, 13 nays and 10 not voting.

MOTION—Change Of Order

Mr. Stahmer moved to place LB 1345 and LB 1345A at the top of General File. The motion prevailed with 25 ayes, 3 nays and 21 not voting.

GENERAL FILE

LEGISLATIVE BILL 1345. Title read. Considered.

Standing Committee amendments found in the Journal on page 799 for the Thirty-Third Day were adopted.

Mr. Stahmer offered the following amendment which was adopted:

1. On page 2 of the Standing Committee amendment which was adopted by the committee February 18, 1972, in line 3 of the second set of numbered lines strike "provided" and show as stricken and strike *"or financially"*; in line 4 of the second set of numbered lines, strike *"supported in whole or in part"* and insert *"operated"*.

Laid over.

VISITORS

Mrs. Orme introduced 80 Government students and their teachers, Messrs. Lohrberg and Seiffert from S. East High School, Lincoln.

Mr. Schmit introduced 41 Seventh and Eighth Grade students and their teachers, Mr. Wilson and Mrs. Young from Bellwood School, Bellwood.

Mr. Snyder introduced 93 Senior Government students and their teachers, Messrs. Behouwek and Cohen; Sister Phyllis and Sister Sally Ann from Notre Dame Academy, Omaha.

Mr. Proud introduced 61 Fourth Grade students and their teachers Mesdames Rezac, Loftes and Lange from Sandoz School, Millard.

Mr. Duis introduced Gordon Suhr and daughter Terry from Holdrege, Nebraska.

RECESS

At 11:58 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:34 p.m., President Marsh presiding.

The roll was called and all members were present.

UNANIMOUS CONSENT—Print in Journal

Mr. Carpenter asked unanimous consent to print the following corrected Standing Committee amendment to LB 1285. No objections. So ordered.

1. On page 2, strike section 1 and insert a new section to read as follows:

"Section 1. The Game and Parks Commission is authorized and directed to convey the area now known as Cottonmill State Recreation Area to the City of Kearney and to the County of Buffalo, such city and county acting jointly, or to either the City of Kearney or to the County of Buffalo, acting separately, the following described real estate for public park purposes situated in the County of Buffalo, in the State of Nebraska, to wit: Part of the south half of section thirty-two, Township nine, Range sixteen, west of the sixth Principal Meridian, more fully described as follows: Beginning at the southeast corner of section thirty-two, and running thence north along the east line of section thirty-two, a distance of six hundred eighty-two feet, to the point of beginning; running thence west sixty-two degrees ten minutes south for a distance of seven hundred twenty-seven and four-tenths feet, thence bearing right seventy-eight degrees forty-one minutes for a distance of one thousand one hundred ninety-two feet, thence bearing left eighty-three degrees fifty minutes for a distance of three hundred eighty-eight and one-tenth feet, thence bearing right eighty-two degrees thirty-five minutes for a distance of five hundred eighty-two and one-tenth feet, thence bearing right nine degrees forty-one minutes for a distance of three hundred two and seven-tenths feet, thence bearing left twenty-five degrees forty-seven minutes for a distance of four hundred eighty-six and one-tenth feet, thence bearing right thirty-three degrees thirty-nine minutes for a distance of six hundred seventy-eight and nine-tenths feet, to a point on the east and west half section line of section thirty-two, thence east along east and west half section line to the northeast corner of the southeast quarter of section thirty-two, thence south along the east line of section thirty-two, to the point of beginning; subject, however, to the rights of the Kearney Water and Electric Power Company, in and to and over and across the premises described for canal and flowage purposes, more particularly set forth in a decree of the District Court of Buffalo County, Nebraska, entered on March 22, 1918, a case therein indexed as the Kearney Water and Electric Power Company, plaintiff, vs. Zada M. Lancaster, et al, defendants."

MOTION—Return LB 1303 To Select File

Mr. Holmquist moved to return LB 1303 to Select File for the following specific amendment:

Strike the "emergency" clause.

The motion prevailed with 28 ayes, 0 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1303. The Holmquist specific amendment found in today's Journal was adopted with 39 ayes, 0 nays and 10 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Print In The Journal

Mr. Luedtke asked unanimous consent to print the following amendment to LB 650 in the Journal. No objections. So ordered.

1. Strike the Carpenter amendment and all amendments thereto and insert the following:

"Section 1. The intent and purpose of this act is to provide for an aggressive and effective program of advertising and promoting the advantages of travel to and within the State of Nebraska, and to inform all sectors of the potential Nebraska travel market of the scenic, cultural, historical, and recreational attributes of Nebraska and to further promote and enhance the advantages of the state as a site for conventions and allied meetings.

Sec. 2. There is hereby created in the state treasury a fund to be designated as the Tourist Promotion Fund. This fund shall be used to advertise and promote the scenic, cultural, historical, recreational, and convention attributes of the State of Nebraska in newspapers, magazines, publications, radio, television, and any other media, or to do such other things as will attract tourism and nonresident trade to Nebraska, and to pay necessary administrative expenses. The Tourist Promotion Fund shall consist of the money collected from a one per cent tax on transient lodging accomodations charges.

Sec. 3. (1) There is hereby imposed a sales tax of one per cent upon the gross receipts of every person renting or furnishing for periods of less than thirty days of any campgrounds, room or rooms, lodgings, or accommodations in any public or private campground, hotel, motel, inn, tourist cabin, or any other place, except a facility licensed under the provisions of Chapter 71, article 20, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto in which campgrounds, rooms, lodgings or accommodations are regularly furnished for a consideration.

(2) Unless otherwise specifically provided, this sales tax on transient lodging is in addition to that sales tax imposed under the provisions of sections 77-2701 to 77-27,135, Revised Statutes Supplement, 1969, and amendments thereto, and shall be interpreted, collected, remitted and enforced by the Tax Commissioner under the provisions of sections 77-2701 to 77-27,135, Revised Statutes Supplement, 1969, and amendments thereto.

(3) When the Tax Commissioner presents to the State Treasurer the receipts showing the amounts of this sales tax deposited in the depository bank designated by the State Treasurer, the State Treasurer shall credit all

such receipts to the Tourist Promotion Fund. All funds remaining in this fund at the end of the fiscal year shall not be appropriated to the General Fund but shall remain in the Tourist Promotion Fund.

Sec. 4. All money deposited in the Tourist Promotion Fund is to be allocated to the Department of Economic Development. The department shall allocate the fund as follows:

(1) Not less than twenty per cent of the money appropriated for the first year, and thereafter an amount equal to twenty per cent of the total taxes collected the previous fiscal year, shall be used to provide matching funds, not to exceed fifty per cent of approved eligible project costs, to assist in financing approved local and regional projects to advertise, promote, and develop the scenic, cultural, historical, recreational and convention attributes and activities of the region and the state.

(2) Any remaining funds are to be used to finance the production and implementation of a complete state program of advertising, promotion and development of the scenic, cultural, historical, recreational and convention attributes and activities of the State of Nebraska. Eligible projects for matching shall consist of those projects which best accomplish the heretofore stated objectives, according to guidelines established by the department.

Sec. 5. A board to be known as the Nebraska Tourism Promotion Advisory Board is hereby established, to consist of eleven members appointed by the Governor. Such board shall include one member from each of the seven Travel and Tourism Promotion Regions, at least one member from the Nebraskaland Foundation, at least six members who shall have been an operator of a hotel, motel, inn, tourist camp or campground in this state for at least three years prior to his appointment, and such others as the Governor may appoint. The members of the first board appointed shall serve for five years, three years and one year respectively as appointed and members appointed thereafter shall serve five years. Members appointed to fill vacancies shall serve during the unexpired term of their predecessors. The members shall receive no salary, but shall be paid their actual expenses while away from home engaged in the duties provided by this act. The board shall annually elect a chairman, vice-chairman and secretary.

Sec. 6. The board shall serve as an advisory body to the Department of Economic Development. The board shall advise the department in the development of programs and plans to promote the scenic, cultural, historical and

recreational attributes of Nebraska, and to further promote and enhance the advantage of the state as a site for conventions and allied meetings. The board shall meet as often as necessary to conduct such business as may come before it and to carry out the duties assigned to it by this act.

Sec. 7. The Department of Economic Development may initiate or participate in the development of advertising, promotional and developmental projects with any governmental subdivisions, private or other organizations, associations or corporations whose by-laws provide for such activities in expending the funds allocated by section 4, subdivision (1) of this act. The department shall review with the Nebraska Tourism Promotion Advisory Board proposed projects for grants-in-aid, as may be approved and sponsored by the regional travel and trouism promotion councils and the department may approve the application for such funds as is provided in section 4, subdivision (2) of this act.

Sec. 8. There are hereby established seven travel and tourism regions within the State of Nebraska:

(1) Travel and Tourism Promotion Region One shall consist of the counties of Douglas, Sarpy, Washington, and Dodge;

(2) Travel and Tourism Promotion Region Two shall consist of the counties of Cass, Otoe, Johnson, Nemaha, Richardson, Pawnee, Gage, Lancaster, York, Saunders, Butler, Seward, Saline, Jefferson, Thayer, Fillmore, and Polk;

(3) Travel and Tourism Promotion Region Three shall consist of the counties of Burt, Thurston, Dakota, Dixon, Wayne, Cuming, Colfax, Stanton, Cedar, Knox, Pierce, Madison, Platte, Nance, Boone, and Antelope;

(4) Travel and Tourism Promotion Region Four shall consist of the counties of Merrick, Hamilton, Clay, Nuckolls, Webster, Adams, Hall, Howard, Buffalo, Kearney, Franklin, Harlan, Phelps, and Furnas;

(5) Travel and Tourism Promotion Region Five shall consist of the counties of Red Willow, Hitchcock, Dundy, Chase, Hayes, Frontier, Gosper, Dawson, Lincoln, Perkins, Keith, Arthur, Grant, Hooker, Thomas, Logan, and McPherson;

(6) Travel and Tourism Promotion Region Six shall consist of the counties of Kimball, Cheyenne, Deuel, Garden, Morrill, Banner, Scotts Bluff, Box Butte, Sioux, Dawes, and Sheridan, and

(7) Travel and Tourism Promotion Region Seven shall consist of the counties of Cherry, Keya Paha, Boyd, Holt, Rock, Brown, Blaine, Loup, Garfield, Wheeler, Greeley,

Sherman, Valley, and Custer.

Sec. 9. There are hereby established seven regional travel and tourism promotion councils. The regional travel and tourism promotion councils shall represent the seven travel and tourism promotion regions above established. The regional travel and tourism promotion council shall consist of not more than five nor less than three persons who shall be duly elected directors of the Nebraskaland Foundation doing business as ProNebraska, Inc. Persons serving on the regional travel and tourism promotion councils shall reside in or own a business in the region which they represent. The regional travel and tourism promotion councils shall meet as often as necessary, but not less than quarterly, to conduct such business as may come before them and to carry out the duties assigned to them by this act. Meetings may be called as necessary by the chairman of the council who shall be elected by a simple majority of council members. Records of all meetings and actions taken by the council shall be duly recorded by a secretary who shall be elected by a simple majority of council members. The regional travel and tourism promotion councils shall review all project proposals for travel promotion matching funds which originate within the confines of the respective regions and may sponsor and make application for financial grants-in-aid for up to fifty per cent of the cost of such advertising, promotion or developmental projects.

Sec. 10. The seven regional travel and tourism promotion councils are hereby authorized to accept matching funds from the Department of Economic Development. The travel councils are further authorized to expend matching funds of up to fifty per cent of the cost of approved advertising, promotion or developmental projects. Proof of payment on the projects must be submitted to the department before reimbursement. Financial records of project costs must be maintained by the regional councils and made available for inspection by officials of the department, in accordance with rules and regulations promulgated by the department.

Sec. 11. The seven regional travel councils and their respective governmental subdivisions, private or other organizations are authorized to participate in joint advertising, promotion and developmental projects both within and outside the State of Nebraska.

Sec. 12. The funds specified in section 4, subdivision (1) of this act for local and regional advertising, promotion and development shall be allocated to the seven regions on an equal basis.

Sec. 13. At the end of each fiscal year, any funds specified in section 4, subdivision (1) of this act unobligated by agreement or contract will be made available to the Department of Economic Development for reallocation for qualifying projects at large, with any such reallocated money not so obligated within six months of the end of such fiscal year reverting to the Tourist Promotion Fund.

Sec. 14. This act shall become operative on July 1, 1972.

Sec. 15. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

GENERAL FILE

LEGISLATIVE BILL 1345. Considered.

Mr. Stahmer moved to advance LB 1345.

Mr. Stahmer requested a Call of the House. The Call showed 47 members present.

Mr. Holmquist moved the Call be raised. The motion prevailed with 33 ayes, 1 nay and 15 not voting.

Advanced to Enrollment & Review with 25 ayes, 14 nays and 10 not voting.

LEGISLATIVE BILL 1345A. Title read. Considered.

Failed to advance to Enrollment and Review with 21 ayes, 16 nays and 12 not voting.

LEGISLATIVE BILL 1134. Title read. Considered.

Standing Committee amendment found in the Journal on page 826 for the Thirty-Fourth Day lost with 16 ayes, 16 nays and 17 not voting.

Mr. Goodrich moved to indefinitely postpone LB 1134. The motion prevailed with 32 ayes, 7 nays and 10 not voting.

SELECT COMMITTEE REPORTS
Enrollment & Review

The following bill was correctly re-engrossed: 1087

The following bills were correctly engrossed:

1032	1087A	1100	1279	1279A
1284A	1336	1401	1456	1456A
1466	1489	1492		

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 1084. Title read. Considered.

Mr. Carpenter offered the following amendments:

77-202.12. As used in sections 77-202.12 to 77-202.22, unless the context otherwise requires:

(1) Homestead shall mean a residence, *and so much of land surrounding it, not exceeding one acre,* in this state actually occupied as such by a natural person who is the owner of record thereof as of January 1 in each year or so occupied by the surviving spouse and minor children, if any, of such owner of record, or so much thereof as shall be so occupied;

(2) Owner shall mean the owner of record or *his* surviving spouse., *the vendee in possession under a land contract or surviving spouse; one of the joint tenants or tenants in common or surviving spouse.*

(3) Household income shall mean the total federal adjusted gross income of any claimant and spouse as defined in the Internal Revenue Code of the United States for the taxable year of the claimant immediately prior to the year for which the claim for exemption is made; and

(4) A qualified claimant for the exemption provided under section 77-202.13(1) is an owner of a homestead who was 65 years of age or over during the calendar year for which the claim provided in section 77-202.13(1) is made and whose household income does not exceed those listed in the following schedule:

Claimants	Household Income
Single claimant, 65 or over	$2,800
Married claimant, 1 spouse 65 or over	$3,550
Married claimant, both 65 or over	$4,300

77-202.13. All homesteads in this state shall be assessed for taxation the same as other property, except that there shall be exempt from taxation: (1) the first ~~*twenty five*~~ *fifty* per cent *of the first ten thousand dollars* of actual value of any homestead ~~*having an actual value of fifteen hundred dollars or less, (2) the first twenty per cent of the first four thousand dollars of the actual value of any homestead having an actual value in excess of fifteen hundred dollars, and (3)*~~ *occupied by a qualified claimant; and*

(2) the first ninety per cent of the actual value of any homestead of any veteran, as defined in section 80-401.01, drawing compensation from the Veterans' Administration of the United States because of one hundred per cent disability and not eligible for total exemption under the provisions of sections 77-202.08 to 77-202.10, or the unremarried widow of any such veteran, or the unremarried widow of a serviceman who died while on active duty during the dates described in section 80-401.01. ~~*The percentages in subdivisions (1) and (2) of this section shall be increased to fifty and forty-five, respectively, in the case of any veteran as defined in section 80-401.01, for the year in which he reaches seventy years of age and for each subsequent year, or the unremarried widow or widower of any such veteran or the husband or wife of any such veteran when the veteran is not the owner of record.*~~

77-202.14. On or before January 1 of each year, the Tax Commissioner shall prescribe suitable blank forms to be used *in each of the exemptions provided in subsections 77-202.13(1) and 77-202.13(2)* by all claimants for homestead exemption. Such forms shall contain provisions for the showing of all information which the Tax Commissioner may deem necessary to ~~*enable the proper county officials to determine*~~ *make the determination* whether each claim for exemption should be allowed. It shall be the duty of the county assessor of each county in this state to furnish such forms, upon request, to each person desiring to make application for homestead exemption on property located within that county. The forms so prescribed shall be used uniformly throughout the state and no application for exemption shall be allowed unless the applicant uses the regularly prescribed form in making his application.

77-202.15. ~~*It shall be the duty of each taxpayer who applies for homestead exemption to file application therefor with the county assessor of the county in which the real estate is located on or before March 15 of each year, and the failure to do so shall constitute a waiver of exemption for such year.*~~ *(1)* The application for homestead exemption shall be signed and sworn to by the owner of record of the property unless the owner is an incompetent, in which case it shall be signed and sworn to by the guardian. The county assessor, *and* his duly appointed deputies, *and notaries public* are authorized to administer such oaths.

~~*Any taxpayer who has been granted a homestead exemption for the year 1970, or for any year thereafter, and who continues to occupy such homestead property as a homestead, shall not be required to reapply for such homestead exemption the following year, and the homestead exemption as to such property shall remain in full force and effect for each succeeding year so long as the record actual ownership thereof be vested in such taxpayer residing and domiciled thereon and such instrument of ownership is on record in*~~

~~the office of the register of deeds and such owner is in all other respects entitled exemption under the provisions of sections 77-202.12 to 77-202.22. Any purchaser or new owner of property must claim a homestead exemption as provided in this section before the allowance of same to him on such property shall be lawful.~~

~~It shall be the duty of any owner of property who has been granted a homestead exemption thereon to notify the county assessor of any change of the homestead exemption status of such property occurring during any year. Such notice of change of homestead exemption status of property shall be given in writing on or before December 31 of the year in which such change occurs:~~

(2) It shall be the duty of each owner who applies for the homestead exemption provided in section 77-202.13(1) to file the application therefore with the Tax Commissioner on or before June 1 of each year, and failure to do so shall constitute a waiver of the exemption for such year.

(3) (a) It shall be the duty of each owner who applies for the homestead exemption provided in section 77-202.13(2) to file an application therefore with the county assessor of the county in which the real estate is located on or before June 1, and failure to do so shall constitute a waiver of the exemption for that year.

If an owner is granted a homestead exemption as provided in section 77-202.13(2), the homestead exemption as to such property shall remain in full force and effect for each succeeding year without reapplication; provided, the actual record owner is in all respects entitled to the exemption granted under the provisions of sections 77-202.12 to 77-202.22.

(b) Since an owner qualifying for homestead exemption under section 77-202.13(2) need not reapply for an exemption each year, it shall be the duty of such owner to notify the county assessor by March 15 of each year of any change in the homestead exemption status occurring in the preceding year. If, by his failure to give such notice, any such property owner permits the allowance of the homestead exemption for any succeeding year after the homestead exemption status of such property has changed, an amount equal to the amount of the taxes lawfully due but not paid by reason of such unlawful and improper allowance of homestead exemption, together with penalty and interest on such total sum as provided by statute on delinquent ad valorem taxes, shall be due and shall, upon entry of the amount thereof on the books of the county treasurer, be a lien on such property while unpaid. Such lien may be enforced in the manner provided for liens for other delinquent taxes. Any person who has permitted the improper and unlawful allowance of such homestead exemption on his property shall, as an additional penalty, also forfeit his right to a homestead exemption on any other property in this state for the two succeeding years.

(4) Any purchaser or new owner of property must claim a

homestead exemption as provided in this section before the allowance of same to him on such property shall be lawfful.

77-202.16. *(1)* The county assessor shall examine each application for homestead exemption filed with him and shall determine whether or not such application should be approved or rejected and if approved, determine the amount of the exemption. If the application is approved, he shall mark the same approved and show thereon the amount of exemption allowed and make the proper deduction upon his assessment rolls. In case he finds that the exemption should not be allowed by reason of not being in conformity to law, he shall mark the application rejected and state thereon the reason for such rejection. In any case where the county assessor disallows or reduces an application for exemption, he shall notify the application of his action by mailing written notice to him at the address shown in the application, which notice shall be mailed not later than the fourth Monday in April and shall be on forms prescribed by the Tax Commissioner. All applications for exemption, showing thereon the action of the county assessor, shall be delivered to the county board of equalization on or before the fourth Monday of April of each year.

(2) The Tax Commissioner shall examine each application for homestead exemption filed with him and shall determine whether or not such claim for exemption should be approved or rejected. If the claim for exemption is approved, he shall mark the same approved and show thereon the amount of exemption allowed. The Tax Commissioner shall on or before September 1 of each year file a certified statement with the county assessor of each county listing those qualified claimants and homesteads entitled to the exemption for that year provided that no homestead or qualified claimant shall be allowed more than one exemption under the provisions of sections 77-202.12 to 77-202.22 per year. The county assessor shall make the proper deduction on his assessment rolls.

77-202.18*(1)*. In any case when the county assessor or county board of equalization disallows or rejects an application for homestead exemption or changes the amount of exemption from that claimed by the applicant, such applicant may obtain a hearing before the county board of equalization by filing a written complaint with the county clerk within ten days from receipt of the notice from the county assessor or county board of equalization showing such rejection or change in amount. Such complaint shall specify his grievances and the pertinent facts in relation thereto, in ordinary and concise language and without repetition, and in such manner as to enable a person of common understanding to know what is intended. The board may take evidence pertinent to such complaint, and for that purpose may compel the attendance of witnesses and the production of books, records, and papers by subpoena. The taxpayer shall have the right to appeal from the

finding of the board with reference to his application for homestead exemption, as provided by law for appeals from the county board of equalization on questions of valuation of property, and the appeal shall be taken in the same manner and subject to the same requirements.

(2) In any case when the Tax Commission disallows or rejects a claim for exemption, such owner may obtain a hearing before the Tax Commissioner by filing a written petition with the Tax Commissioner within 10 days from the receipt of the notice from the Tax Commissioner. The petition shall contain, in clear and concise language (a) the amount in controversy, (b) the issues involved, (c) the name and address of the claimant, and (d) a demand for relief. The hearing will be conducted in accordance with sections 84-901 to 84-917.

77-202.20. (1) Any person who makes any false or fraudulent claim for exemption, or any false statement or false representation of a material fact in support of such claim, or any person who assists another in the preparation of any such false or fraudulent claim, or enters into any collusion with another by the execution of a fictitious deed or other instrument for the purpose of obtaining unlawful exemption under the provisions of sections 77-202.12 to 77-202.22, shall be guilty of a misdemenor and shall, upon conviction thereof, be subject to a forfeiture of the exemption herein granted for a period of two years from date of conviction, and to a fine of not less than twenty-five dollars, nor more than two hundred dollars, or to imprisonment in the county jail for not more than six months, or to both such fine and imprisonment. Any person who shall make oath to any false or fraudulent application for homestead exemption, knowing the same to be false or fraudulent, shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in section 28-701.

(2) In addition to the penalty provided in subsection 1, any person who files a claim for exemption as provided in section 77-202.13(1) which is excessive due to misstatements by the owner filing such claim, the claim shall be disallowed in full, and, if the claim has been allowed, an amount equal to the amount of taxes lawfully due but not paid by reason of such unlawful and improper allowance of homestead exemption shall be due and shall, upon entry of the amount thereof on the books of the county treasurer, be a lien on such property until paid and a penalty equal to the amount of taxes lawfully due but claimed for exemption.

77-202.21. The exemptions granted under the provisions of sections 77-202.12 to 77-202.22 *for any veteran, as defined in section 80-401.01* shall be granted as to taxes levied and assessed in 1970 *and for any qualified claimant, as defined in section 77-202.12(4), shall be granted as to taxes levied and assessed in 1973.*

Mr. Keyes offered the following amendment to the Carpenter amendments which was adopted with 18 ayes, 4 nays and 22 not voting:

In section 77-202.13(2) after the words "section 80-401.01" insert the following language: *"This exemption shall also apply to veterans who are totally disabled by a non-military accident or illness. Application for the exemption shall include the sworn statements of three doctors affirming that the homeowner is totally disabled."*

The Carpenter amendments as amended were adopted.

Mr. Carpenter moved to advance LB 1084 to Enrollment and Review.

Mr. Carpenter requested a Call of the House. The Call showed 46 members present.

Mr. DeCamp moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

Advanced to Enrollment & Review with 25 ayes, 10 nays and 14 not voting.

LEGISLATIVE BILL 1084A. Title read. Considered.

Mr. Carpenter moved to advanced LB 1084A to Enrollment & Review.

Mr. Carpenter requested a Call of the House. The Call showed 47 members present.

Mr. DeCamp moved the Call be raised. The motion prevailed with 32 ayes, 2 nays and 15 not voting,

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 27:

Barnett	Burbach	Carpenter	Carstens	Chambers
Craft	Duis	Elrod	Hasebroock	Keyes
Luedtke	Mahoney	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Swanson	Syas	Waldron	Warner
Wiltse	Ziebarth			

Voting in the negative, 19:

Carsten	Clark	DeCamp	Epke	Goodrich
Holmquist	Kennedy	Kime	Kokes	Kremer

Lewis	Maresh	Pfister	Snyder	Stahmer
Stromer	Stull	Waldo	Whitney	

Not voting, 3:

Johnson	Klaver	Skarda

Advanced to Enrollment & Review with 27 ayes, 19 nays and 3 not voting.

LEGISLATIVE BILL 1515. Title read. Considered.

Mr. Holmquist moved to indefinitely postpone LB 1515.

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 28:

Barnett	Burbach	Carsten	Clark	Craft
DeCamp	Epke	Hasebroock	Holmquist	Johnson
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Maresh	Nore	Proud
Schmit	Simpson	Stahmer	Stromer	Waldo
Warner	Whitney	Wiltse		

Voting in the negative, 19:

Carpenter	Carstens	Chambers	Duis	Goodrich
Kennedy	Mahoney	Marvel	Morgan	Moylan
Orme	Pfister	Savage	Skarda	Snyder
Stull	Swanson	Syas	Ziebarth	

Not voting, 2:

Elrod	Waldron

The motion to indefinitely postpone prevailed with 28 ayes, 19 nays and 2 not voting.

LEGISLATIVE BILL 1515A. Title read. Considered.

Mr. Carpenter moved to indefinitely postpone LB 1515A. The motion prevailed with 38 ayes, 3 nays and 8 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1159. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1159:

1. In line 1 of the second Keyes amendment to page 3, insert an underscored comma before "*if*"; and in the last line remove underscoring from "not less than" and from "mills."; and after "*four*" insert "~~*five*~~".

2. On page 6, lines 22 and 23, strike "79-1342, and 79-1343" and insert "and 79-1342".

3. On page 2, lines 11 and 12, strike "School Foundation and Equalization" and show stricken and insert "*Property Tax Relief Through Education*".

4. On page 3, line 1, insert "*in*" after "*Fund*".

5. On page 4, line 12, insert "of" before "this" as in the statutes.

LEGISLATIVE BILL 1335. Replaced on Select File as amended. Enrollment and Review amendments to LB 1335:

1. Strike the Duis amendments 2 and 3.

2. Renumber sections 2 to 20 as sections 3 to 21.

3. In renumbered section 20, line 4, insert "60-1403.01," after the first comma.

4. In the title, line 5, insert "60-1403.01," after the first comma.

LEGISLATIVE BILL 820. Replaced on Select File as amended. Enrollment and Review amendment to LB 820:

1. In the Waldron amendment to section 17, strike the stricken matter and remove underscoring.

LEGISLATIVE BILL 1143. Placed on Select File.

LEGISLATIVE BILL 1272. Placed on Select File as amended. Enrollment and Review amendments to LB 1272:

1. In lieu of the Carpenter amendments 2 and 3, on page 2, line 21, insert an underscored period after "year" and strike the rest of the sentence, showing old matter as stricken.

2. In the Carpenter amendment 4, line 1, insert "and show as stricken" before "and".

3. On page 2, line 14, strike "manner of" and insert "*same* manner *as* ~~*of*~~".

4. In the title, strike line 5 and through the semicolon in line 6, and insert "purpose and maximum amount of the water tax;".

LEGISLATIVE BILL 1442. Placed on Select File as amended. Enrollment and Review amendment to LB 1442:

1. In the title, line 5, strike the first "of" and insert "for".

LEGISLATIVE BILL 1454. Placed on Select File as amended.
Enrollment and Review amendment to LB 1454:

1. In the title, line 4, strike "change" and insert "eliminate the restriction on"; and in line 7, insert "to change the method of assessment;" after the semicolon.

LEGISLATIVE BILL 1164. Placed on Select File as amended.
Enrollment and Review amendments to LB 1164:

1. On page 2, line 9, strike the first comma; in lines 16 and 21, insert *"or more"* after *"pounds"*; in lines 18, 23, and 25 strike *"tow"* and insert *"towing"*; in line 20, insert *"of this section"* after *"(3)"*; in line 21 strike *". These"* and insert *", which"*; and in line 23 strike *"They"* and insert *"Such a trailer"*.

2. In standing committee amendment 1, line 3, insert *"of this section"* after *"(4)"*.

LEGISLATIVE BILL 1273. Placed on Select File.

LEGISLATIVE BILL 1334. Placed on Select File as amended.
Enrollment and Review amendments to LB 1334:

1. On page 3, line 3, strike *"board"* and insert *"State Claims Board"*.

2. On page 4, line 11, strike the new matter and reinstate the stricken matter.

3. On page 6, line 9, strike "biennial" and insert *"~~biennial~~ regular"*.

LEGISLATIVE BILL 1334A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1334A:

1. On page 2, line 17, strike "88,477" in column G and insert "415,717"; insert "7,400" in column F; and strike "88,477" in the Total column and insert "423,117"; and after line 19, insert:

"The sum of $327,240 of General Funds and $7,400 of federal funds are included for all data processing charges assessed to the agency for central data processing services for Budget, State Planning, Comprehensive Health Planning, Social Security Administration, Accounting, and General Services, and shall not be expended for any other purpose.".

2. On page 3, lines 3 and 4, strike "Central Buildings and Grounds Administration" and insert "General Services"; in line 4 strike "599,431" both placed and insert "712,247"; in line 6, strike "356,252" and insert "514,602"; after line 6 insert:

"Revolving fund expenditures for this program are estimated at $827,893"; in line 9 strike "265,926" and

insert "235,226"; strike "312,274" and insert "304,874"; and strike "578,200" and insert "540,100"; in line 13, strike "25,057" both places and insert "19,657"; in line 17 strike "446,481" both placed and insert "161,541"; and in line 20, insert "Program No. 173 --" after *"(8)"*.

3. On page 3, line 9, strike *"Nebraska"*.

4. In the title, line 6, strike "Nebraska".

LEGISLATIVE BILL 1438. Placed on Select File as amended.
Enrollment and Review amendment to LB 1438:

1. For correlation purposes, on page 2, line 2, page 4, line 17, and in the title, line 3, insert ", as amended by section 23, Legislative Bill 1474, Eighty-second Legislature, Second Session, 1972" after "1971"; and on page 4, strike lines 14 and 15 and insert "punished as provided in section 60-331.02.".

LEGISLATIVE BILL 1439. Placed on Select File as amended.
Enrollment and Review amendment to LB 1439:

1. In the title, line 6, strike "operating" and insert "operators' ".

LEGISLATIVE BILL 1332. Placed on Select File as amended.
Enrollment and Review amendments to LB 1332:

1. On page 2, strike the new matter in lines 17 and 18; in line 17 insert ", *after advance publicized notice,*" after "which".

2. On page 3, line 7, strike *"declared to be"*.

3. In standing committee amendment 1, line 8, strike *"subsection"* and insert *"subdivision"*; and in line 9, strike the period and insert an underscored semicolon.

4. On page 4, line 11, strike *"such"* and insert *"the"*.

5. On page 5, lines 4, 6, and 7, strike the semicolon and insert an underscored comma.

6. The amendatory matter having been stricken therefrom, strike section 3 and renumber original sections 4 to 8 as sections 3 to 7.

7. On page 7, line 12, strike *"at"* and insert *"of"*; in line 13, strike *"accorded"* and insert *"given"*; in lines 17 and 18, strike *"84-1407, and amendments thereto,"* and insert *"84-1405 and sections 5 and 6 of this act"*; and in line 21, strike "84-1403,".

8. In the title, line 2, strike "84-1403,".

LEGISLATIVE BILL 1396. Placed on Select File as amended.
Enrollment and Review amendments to LB 1396:

1. On page 2, line 27, and page 3, line 4, strike the period and insert a semicolon; and on page 3, line 22, strike the period and insert "; and".

2. On page 3, line 12, strike "for the purpose of this act"; in line 16, strike ", for the purpose of this act,"; and in line 25, strike "premiums" and insert "any premium".

3. On page 4, line 9, strike "(i)"; and in line 12, insert "(i)" after the comma.

4. On page 5, line 18, strike "Where" and insert "When"; and in line 20, insert a comma after "shall".

5. On page 6, line 18, insert a comma after "shall"; and in line 22, strike ", such" and insert ". Such".

6. In the title, line 5, strike "and"; and in line 7, insert "; and to provide immunity" before the period.

(Signed) Duke Snyder, Chairman

GENERAL FILE

LEGISLATIVE BILL 1463. Considered.

Mr. Moylan offered the following amendment which was adopted:
Strike the Goodrich amendment to LB 1463 adopted March 14, 1972.

The Carpenter pending amendment found in the Journal on page 1344 for the Fifty-Second Day was adopted.

Advanced to Enrollment & Review with 29 ayes, 0 nays and 20 not voting.

LEGISLATIVE BILL 928. Considered.

Mr. Stahmer offered the following amendments which were adopted:

1. Add a new section 3 to read as follows:

"Sec. 3. *Any Class IV or V school district may prior to July 1, 1974 by action of the board of education of such a district become an educational service unit or a part of an existing educational unit.*".

2. Renumber original sections 3 and 4 as sections 4 and 5 respectively.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

UNANIMOUS CONSENT—Withdraw Amendments on LB 1507

Mrs. Orme asked unanimous consent to withdraw her amendments found in the Journal on page 1442 for the Fifty-Fourth Day to LB 1507. No

objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1171A. Title read. Considered.

Advanced to Enrollment & Review with 26 ayes, 2 nays and 21 not voting.

LEGISLATIVE BILL 1467. Title read. Considered.

Standing Committee amendment found in the Journal on page 965 for the Thirty-Ninth Day was adopted.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

LEGISLATIVE BILL 949. Title read. Considered.

Advanced to Enrollment & Review with 34 ayes, 0 nays and 15 not voting.

LEGISLATIVE BILL 1389. Title read. Considered.

Standing Committee amendment found in the Journal on page 876 for the Thirty-Sixth Day was adopted.

Mr. Carpenter offered the following amendment to the Standing Committee amendment which was adopted with 19 ayes, 16 nays and 15 not voting:

Amend the Standing Committee amendment to "17,500"

Standing Committee amendment found in the Journal on page 876 for the Thrity-Sixth Day was adopted as amended.

Advanced to Enrollment & Review with 29 ayes, 6 nays and 14 not voting.

UNANIMOUS CONSENT—Members Excused

Messrs. Skarda and Mahoney asked unanimous consent to be excused for the balance of the day. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1389A. Title read. Considered.

Mr. Savage offered the following amendment which was adopted:

On page 3, line 21, strike "88,438" and insert "80,139"

Advanced to Enrollment & Review with 27 ayes, 6 nays and 16 not voting.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1330. Title read. Considered.

Mr. Simpson offered the following amendment which was adopted:
Amend LB 1330, line 6 by striking "nine" and inserting "eight".

Advanced to Enrollment & Review with 33 ayes, 0 nays and 16 not voting.

LEGISLATIVE BILL 1507. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 1285. Title read. Considered.

Standing Committee amendments found in today's Journal were adopted.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

LEGISLATIVE BILL 347. Title read. Considered.

Advanced to Enrollment & Review with 31 ayes, 0 nays and 18 not voting.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1099. Title read. Considered.

Mr. Waldron offered the following amendment to the Standing Committee amendment which lost with 13 ayes, 19 nays and 17 not voting:
Strike three and insert two on line 2.

The Standing Committee amendment found in the Journal on page 826 for the Thirty-Fourth Day was adopted with 16 ayes, 12 nays and 21 not voting.

Mr. Stull offered the following amendments which lost with 15 ayes, 17 nays and 17 not voting:
1. In section 1, strike all the new material and in line 4 strike "five" and insert "*two and one half*".
2. In section 1, lines 17 and 18, after "as provided" strike "in section 3-150.01 and".

Mr. Schmit moved to indefinitely postpone. The motion lost with 20 ayes, 22 nays and 7 not voting.

Mr. Burbach moved to advance LB 1099 to Enrollment & Review.

Mr. Burbach requested a Call of the House. The Call showed 43 members present.

Mr. Clark moved the Call be raised. The motion prevailed with 34 ayes, 1 nay and 14 not voting.

LB 1099 failed to advance to Enrollment & Review with 22 ayes, 19 nays and 8 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1119A	1199	1201	1222	1301A
1382	1387	1433A	1440	1510
1510A				

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signe the following bills: 1119A, 1199, 1201, 1222, 1301A, 1382, 1387, 1433A, 1440, 1510 and 1510A.

GENERAL FILE

LEGISLATIVE BILL 920. Title read. Considered.

Mr. Swanson offered the following amendment, which was adopted:

Strike Sections 1 and 2 of LB 920, reject the Standing Committee amendments and insert the attached amendment:

Amendment to 32-102 as amended in LB 661.

Elector shall mean every person of the constitutionally prescribed age or upwards, and who shall have the right to vote for all officers to be elected to public office, and upon all questions and propositions lawfully submitted to the voters at any and all elections authorized or provided for by the Constitution or laws of the State of Nebraska; Provided, no person shall be qualified to vote at any election unless such person shall have resided ~~*in the state six months,*~~ in the county *forty* ~~*twenty*~~ days, and in the precinct, township or ward five days, and shall have been properly registered with the county clerk or election commissioner, and shall be a citizen of the United States.

Repeal Section 32-102, as amended in LB 661, 1972 Session.

Advanced to Enrollment & Review with 35 ayes, 0 nays and 14 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Klaver asked unanimous consent to be excused Friday, March 24, 1972. No objections. So ordered.

GENERAL FILE

LEGISLATIVE BILL 1426. Title read. Considered.

Standing Committee amendments found in the Journal on page 1167 for the Forty-Seventh Day were read.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 31 ayes, 0 nays and 18 not voting.

Standing Committee amendments were adopted with 30 ayes, 2 nays and 17 not voting.

Mr. Keyes offered the following amendment:

1. Strike section 1 and renumber section 2 as section 1.

2. On page 2, line 2, strike "section 81-263.39" and insert "sections 81-263.37, 81-263.38, 81-263.43 to 81-263.49, 81-263.82, 81-263.83, 81-263.85, and 81-263.86, Revised Statutes Supplement, 1969, and sections 81-263.39 to 81-263.42, 81-263.61, and 81-263.84"; and in line 3 strike "is" and insert "are".

Mr. Syas requested a record vote.

Mr. Keyes requested a Call of the House. The Call showed 39 members present.

Mr. Swanson moved the Call be raised. The motion prevailed with 28 ayes, 7 nays and 14 not voting.

Voting in the affirmative, 16:

Barnett	Craft	Elrod	Goodrich	Keyes
Kokes	Lewis	Maresh	Marvel	Orme
Savage	Stahmer	Stromer	Syas	Whitney
Ziebarth				

Voting in the negative, 19:

Burbach	Carpenter	Carsten	Epke	Hasebroock
Holmquist	Johnson	Kennedy	Kremer	Luedtke
Moylan	Nore	Pfister	Schmit	Simpson
Swanson	Waldo	Warner	Wiltse	

Not voting, 14:

Carstens	Chambers	Clark	DeCamp	Duis
Kime	Klaver	Mahoney	Morgan	Proud
Skarda	Snyder	Stull	Waldron	

The Keyes amendment lost with 16 ayes, 19 nays and 14 not voting.

Advanced to Enrollment & Review with 25 ayes, 7 nays and 17 not voting.

VISITORS

Lieutenant Marsh introduced Miss Paula Catt from Lincoln.

ADJOURNMENT

At 5:24 p.m., on a motion by Mr. Marvel, the Legislature adjourned until 9:00 a.m., Thursday, March 23, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-SIXTH DAY

Legislative Chamber, Lincoln, Nebraska
Thursday, March 23, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> We pray, everlasting God, for members of this Legislature who over and over again find themselves involved in controversy. Conflict emerges in these walls, not only because powerful groups and vocal groups place pressures upon them, but because of divisions of loyalty among the Senators themselves. For Thy mercies sake, deliver those who serve in the Legislature of Nebraska from the illusion that harmony can always reign within these walls or even in their relationship with each other. But also grant that they will experience the inner calm which comes, not to those who flee from conflict, but to those who affirm what deep within they know is their duty. Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR THE JOURNAL

Page 1473, line 4, insert "to LB 650" before the word "in".
Corrections for the Fifty-Fifth Day were approved as corrected.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1303. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1303:

1. In section 2, line 40, strike *"be not"* and insert *"not be"*.

2. In section 4, insert a comma at the end of line 1.

3. In the title, line 6, insert "and" after the semicolon; and strike line 7 and insert "sections.".

LEGISLATIVE BILL 1315. Replaced on Select File as amended.
Enrollment and Review amendments fo LB 1315:

1. Insert the new section added by the Waldron amendment as section 1 and renumber original sections 1 and 2 as sections 2 and 3.

2. Strike the second and third Waldron amendments.

3. In new section 1, strike line 1 and insert:

"Section 1. That section 77-112, Revised Statutes Supplement, 1971, be amended to read as follows:

77-112. Actual value of property for taxation";
and in line 7, insert "~~and~~" before "(7)".

4. On page 3, line 16, strike "is" and insert "and section 77-112, Revised Statutes Supplement, 1971, are".

5. In the title, line 3, insert ", and section 77-112, Revised Statues Supplement, 1971" after "1969"; in line 3, insert "to provide additional factors for the determination of actual value;" after the semicolon; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 1264. Placed on Select File as amended.
Enrollment and Review amendment to LB 1264:

1. On page 2, line 14, strike *"cost"* and insert *"fee"*.

LEGISLATIVE BILL 1299. Placed on Select File.

LEGISLATIVE BILL 1248. Placed on Select File.

LEGISLATIVE BILL 1249. Placed on Select File.

LEGISLATIVE BILL 1491. Placed on Select File as amended.
Enrollment and Review amendment to LB 1491:

1. In the title, strike lines 5 and 6 and insert "a tape recording may be used"; and in line 7, strike "a" and insert "any".

LEGISLATIVE BILL 1295. Placed on Select File as amended.
Enrollment and Review amendment to LB 1295:

1. In the title, line 5, strike "to transport" and insert "for prescribed purposes;"; and strike lines 6 and 7 and through the semicolon in line 8.

LEGISLATIVE BILL 1305. Placed on Select File as amended.
Enrollment and Review amendments to LB 1305:

1. On page 2, line 8, strike *"where"* and insert *"when"*.

2. In the title, line 4, strike "encourage" and insert "provide for"; and in line 6, strike "where" and insert "when".

LEGISLATIVE BILL 1328A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1328A:

1. In section 1, subsection (3), strike line 6 and insert the same after the word "exceed" in line 5.

2. In line 1 of sections 2 and 3, strike "Section" and insert "Sec.".

3. In section 5, line 3, strike "sum" and insert "sums".

4. In section 6, line 1, strike "of" and insert a comma.

5. In the title, strike lines 2 to 8 and insert:
"FOR AN ACT to make appropriations and transfers to the Department of Economic Development for prescribed purposes; to amend section 30, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; to repeal the original section; and to declare an emergency.".

LEGISLATIVE BILL 1203A. Placed on Select File as amended.
Enrollment and Review amendment to LB 1203A:

1. On page 2, line 14, strike "fund" and insert "funds"; in line 15 strike "sum" and insert "sums"; and in line 17, insert "and federal funds" after "Fund".

LEGISLATIVE BILL 1460A. Placed on Select File.

LEGISLATIVE BILL 1512A. Placed on Select File.

LEGISLATIVE BILL 1032A. Placed on Select File as amended.
Enrollment and Review amendment to LB 1032A:

1. On page 3, line 23, strike "sum" and insert "sums".

The following bill was correctly re-engrossed: 1311

The following bills were correctly engrossed:

1153	1176	1245	1250	1282
1283	1320	1337	1347	1370
1485	1411	1452	1516	

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 23, 1972, at 8:35 a.m. the following bills: 1119A, 1199, 1201, 1222, 1301A, 1382, 1387, 1433A, 1440, 1510, and 1510A.

(Signed) Barbara Jackson, Enrolling Clerk

COMMUNICATIONS ON LB 1241

March 22, 1972

Hon. Allen J. Beermann
Secretary of State
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Beermann:

Pursuant to the provisions of RRS 84-503, we are forwarding LB 1241 with the certificate attached certifying the passage of this legislation over the veto of the Governor.

Very truly yours,

(Signed) Vincent D. Brown
Clerk of the Legislature

VDB:ls
Encl.

CERTIFICATE

Legislative Bill 1241 having been returned by the Governor with his objection thereto, and after reconsideration, having passed the Legislature by the constitutional majority, it has become a law this 22nd day of March, 1972.

(Signed) Frank Marsh
President of the Legislature

March 22, 1972

Mr. Vince D. Brown
Clerk of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

This is to acknowledge receipt of your letter dated March 22nd with various attachments relating to L.B. 1241.

Please be advised that Legislative Bill 1241 was filed in this office as of March 22, 1972 at 11:35 a.m.

This bill is unsigned inasmuch as the Governor vetoed the bill and subsequently the Legislature overrode the veto with the constitutionally required vote.

Sincerely yours,

(Signed) Allen J. Beermann
Secretary of State

MOTION—Suspend The Rules

Mr. Carpenter moved to suspend the rules to take up Final Reading Bills set for tommorrow, today. The motion prevailed with 39 ayes, 0 nays and 10 not voting.

RESOLUTION ON FINAL READING

The following resolution was read and put upon final passage:

LEGISLATIVE RESOLUTION 17.

WHEREAS, there was proposed in the House of Representatives of the United States an amendment to the United States Constitution, which after amendment, reads as follows:

"Nothing contained in this Constitution shall abridge the right of persons lawfully assembled, in any public building which is supported in whole or in part through the expenditure of public funds, to participate in voluntary prayer or meditation."; and

WHEREAS, the amended amendment failed to obtain the necessary two-thirds majority needed for its passage.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. This Legislature urges that the House of Representatives reintroduce

the said amended amendment to the United States Constitution and that there be a favorable vote of at least two-thirds majority.

2. That the Clerk of the Legislature send a copy to the Speaker of the House and to each member of the House of Representatives from Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the resolution pass?' "

Voting in the affirmative, 31:

Burbach	Carpenter	Carsten	Clark	Craft
Elrod	Goodrich	Hasebroock	Johnson	Kennedy
Kokes	Kremer	Lewis	Mahoney	Maresh
Marvel	Nore	Orme	Savage	Schmit
Skarda	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 10:

Chambers	Epke	Holmquist	Keyes	Klaver
Luedtke	Pfister	Proud	Snyder	Stahmer

Not voting, 8:

Barnett	Carstens	DeCamp	Duis	Kime
Morgan	Moylan	Simpson		

A constitutional majority having voted in the affirmative, the resolution was declared passed.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1089.

A BILL FOR AN ACT relating to general provisions; to declare the cottonwood to be the state tree.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Klaver	Kokes	Kremer	Lewis
Luedtke	Maresh	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Keyes	Kime	Mahoney	Marvel
Morgan	Moylan	Nore	Syas	Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1183. With emergency.

A BILL FOR AN ACT to amend sections 71-201.02, 71-202, 71-212, 71-219, and 71-222, Revised Statutes Supplement, 1971, relating to the practice of barbering; to clarify a provision; to redefine the practice of barbering; to change qualification; to provide for inactive status; to provide for fees; to provide for the fee for renewal of a certificate of registration to practice barbering for the year 1972 as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 1:

Whitney

Not voting, 3:

Kime	Marvel	Morgan

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1186.

A BILL FOR AN ACT to amend section 70-624.03, Reissue Revised Statutes of Nebraska, 1943, relating to public power; to authorize public power and public power and irrigation districts to extend insurance coverage to dependents of employees.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Carpenter	Craft	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1195. With emergency.

A BILL FOR AN ACT to amend section 31-411.02, Revised Statutes Supplement, 1971, relating to drainage districts; to increase the permissible mill levy for drainage districts; to authorize bonds as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Keyes

Not voting, 4:

Carpenter	Marvel	Morgan	Swanson

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1203.

A BILL FOR AN ACT relating to public health and welfare; to adopt a birth defects prevention program as prescribed; and to provide duties for the Director of Health.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas

Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Carpenter	Keyes	Lewis

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1218.

A BILL FOR AN ACT to amend section 50-313, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to increase the application fee for registration of lobbyists; to provide the period the certificate shall be valid; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Duis	Kremer	Orme

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1262.

A BILL FOR AN ACT relating to identification; to require prescribed

personal identification to set forth the holder's social security number.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Carpenter	Morgan	Pfister

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1340. With emergency.

A BILL FOR AN ACT to amend sections 81-555, 81-556, 81-559, 81-562, 81-566, 81-567, and 81-569, Revised Statutes Supplement, 1969, and section 81-563, Revised Statutes Supplement, 1971, relating to electricians; to increase membership on the board of the State Electrical Division; to provide for qualifications, appointment, and terms; to change standards; to eliminate reference to permits; to change fees and the disposition thereof; to change limitations; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod

Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Nore	Orme	Proud
Savage	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Moylan	Pfister	Schmit	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1359. With emergency.

A BILL FOR AN ACT relating to motor vehicles; to provide for refund of unused registration fees and personal property taxes upon change of registration as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Marvel
Morgan	Moylan	Nore	Pfister	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	Maresh	Orme	Skarda

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1360.

A BILL FOR AN ACT relating to motor vehicles; to control smoke emissions from diesel-powered motor vehicles; to prohibit the sale of new motor vehicles producing maximum noises as prescribed; to define terms; to provide for the establishment of standards; to provide for rules and regulations; to provide penalties for violation thereof; and to provide a severability clause.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 2:

Carpenter Chambers

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1362.

A BILL FOR AN ACT relating to separate juvenile courts; to create a new judge for the separate juvenile court in counties having a population of more than two hundred thousand inhabitants; to provide for the presiding judge; and to provide for the appointment of the additional judge as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Klaver

Not voting, 6:

Carpenter	Hasebroock	Johnson	Marvel	Waldo
Warner				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1375. With emergency.

A BILL FOR AN ACT to amend section 53-149, Reissue Revised Statutes of Nebraska, 1943, relating to liquor; to modify the length of time that an executor, administrator, or trustee may exercise the privileges of a deceased, insolvent, or bankrupt licensee; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Keyes	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Hasebroock	Johnson	Kennedy	Marvel

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1498.

A BILL FOR AN ACT to amend section 71-1,137, Revised Statutes Supplement, 1969, and section 71-139, Revised Statutes Supplement, 1971, relating to public health; to provide for licensing of osteopaths as prescribed; to provide for prescription and administration of drugs and medicines by osteopaths as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Maresh	Marvel	Morgan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Carpenter	DeCamp	Mahoney	Moylan

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1502.

A BILL FOR AN ACT to amend section 46-1012, Reissue Revised Statutes of Nebraska, 1943, relating to rural water districts; to provide requirements for the attachment of land to such districts; to provide for the consolidation of such districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Burbach	Carsten	Chambers	Clark Craft	
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Barnett	Carpenter	Carstens	Kokes	Lewis
Mahoney				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1000.

A BILL FOR AN ACT to amend sections 43-619, 79-1910, and 79-2009, Reissue Revised Statutes of Nebraska, 1943, and sections 43-613.01 and 43-614, Revised Statutes Supplement, 1969, relating to handicapped persons; to provide for costs of programs of education; to provide for disbursement of funds as prescribed; to provide for cash funds and reimbursement as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Pfister	Proud	Savage	Schmit

Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Duis	Klaver	Kokes	Kremer	Orme
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1129. Mr. Stahmer asked unanimous consent to hold the bill over. Mr. Skarda objected. Mr. Stahmer moved to hold the bill until last on Final Reading this morning. The motion prevailed with 26 ayes, 1 nay and 22 not voting.

LEGISLATIVE BILL 1181. With emergency.

A BILL FOR AN ACT to amend sections 39-1311, 39-1320.01, and 39-1320.03, Reissue Revised Statutes of Nebraska, 1943, sections 39-1302 amd 39-1320, Revised Statutes Supplement, 1969, and section 39-1320.02, Reissue Revised Statutes of Nebraska, 1943, as amended by section 11, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972, relating to highways; to define terms; to provide for the control of advertising along the right-of-way of the National System of Interstate and Defense Highways and all federal-aid primary roads as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse	Ziebarth			

Voting in the negative, 2:

Waldron	Whitney

Not voting, 5:

Chambers	Holmquist	Kokes	Morgan	Savage

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1196. Laid over temporarily at the request of Mr. Whitney.

LEGISLATIVE BILL 1211. With emergency.

A BILL FOR AN ACT to establish procedures to create, maintain, and terminate conservatorships in district courts for property of absentees; to define absentees; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 45:

Barnett	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Burbach	Klaver	Orme	Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1246A.

A BILL FOR AN ACT to appropriate one hundred fifty-nine thousand four hundred ninety-nine dollars from the state General Fund and two hundred seventy-four thousand one hundred ten dollars from the Institutional Cash Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Public Institutions, Agency No. 25, for Program No. 535, to aid in carrying out the provisions of Legislative Bill 1246, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

Barnett	Klaver	Stahmer	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1377. Mr. Carpenter moved to return LB 1377 to Select File for the following specific amendment:

Strike the enacting Clause.

Mr. Carpenter asked unanimous consent to read the Governor's letter at this time. No objections. So ordered.

MESSAGE FROM THE GOVERNOR

March 22, 1972

The Honorable William H. Hasebroock
Speaker of the Legislature
Room 2022, State Capitol
Lincoln, Nebraska 68509

Dear Mr. Speaker and Members of the Legislature:

Since LB 1377 is apparently moving towards final reading, I thought it would be well for me to convey my thoughts on the subject of aid for education and property tax relief to you. I would like to, once again, emphasize that aid to education is not necessarily identical to property tax relief. They are two distinct subjects.

In its present form, LB 1377 is primarily designed to aid education and only secondarily would provide some property tax relief. Let no one be misled into thinking that LB 1377 would limit property taxes to 14 mills. There is no real limit. In some districts, there might, for a few years, be some property tax relief, whereas other districts would receive virtually no relief.

The people are entitled to know that we are not considering eliminating or reducing total tax collections. To the contrary, we are insuring an on-going increase in total taxes collected. At best, this measure can correctly be described as a possible shift in the tax load with the guarantee that total tax collections will rise each year.

There is essentially no control over the amount of money to be paid out under LB 1377. Rather, the districts are allowed at least a 6% increase per year, even if inflation or other factors amount to only 1 or 2%. Furthermore, the measure assures no reductions in budgets should enrollments drop.

LB 1377 would result in the greatest raid on the state treasury ever envisioned. It is a totally irrational position to turn over millions of state dollars to local governments with no review by the legislature or the executive branch, especially when those subdivisions of state government are allowed at least 6% annual increase.

Should this measure become law, we might just as well write a similar bill for all state agencies and simply appropriate 6% more every year from now to perpetuity.

There is no point in spending hundreds of thousands of dollars in budget staffs in both the executive and legislative branches of government to review agency requests in an attempt to appropriate reasonable and necessary amounts if possible savings are potentially lost through blank checks issued to school districts.

How much attention has the Legislature given to the details in LB 1377? We are told the bill will only, and I emphasize *only*, cost the state an additional $125 million per year. How that figure was determined is unclear, but I am sure that it could very likely be an underestimate. Let's not forget that we are already distributing $35 million in such state aid. In order to put the total amount of such millions of dollars in proper perspective, let me point out that exclusive of state aid to local governmental units already being distributed by the state, the $160 million in expenditures would be more than we presently fund in general fund appropriations for operation of all state agencies, including such large items as welfare and the higher education systems.

Does the Legislature really understand that it is, under this measure, abdicating its responsibility and creating a blank check without Legislative review or control? Would the Legislature do that for present state agencies? Certainly not!

The people of this state are being told that this bill would raise the state sales and income tax rate by a mere 1 1/2% sales and a 5% increase in the income tax. It can be easily determined that if the sales tax produced $18 million per 1/2% sales tax increase, and $6 million per 1% income tax increase, that such an increase would produce only $84 million per year. Isn't it about time that we look at factual figures? In order to raise $125 million per year, it would appear that it would be necessary to increase the rates by 2% on the sales tax and 9% on the income tax, or a 1 1/2% increase on the sales tax, and a 12% increase on the income tax. This would put the total state sales and income tax rate either 4 1/2% and 24% or 4% and 27%.

I remind you again that under LB 1377 local school districts could still be levying at least 23 mills. This is about one-half of the present average statewide levy, while the state would be paying two-thirds of the present cost. It is quite easy to see that schools would be allowed a 16% increase over their present budgets!

May I urge caution in expanding aid to schools until it is determined what the Federal government might be doing in this area.

As a possible alternative, may I suggest that this question be placed on the ballot this year, and let the people determine whether or not they want to pay an average of 23 mills to support their schools, while at the same time be required to pay a 4 1/2% state sales tax and a 24% state income tax? I do not think they do!

Since we are considering a very major tax proposal, including the possible further deterioration of local control of schools, why not let the voters speak? I for one would abide by their decision, and help frame legislation in the next session to this end if the people vote affirmatively.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

UNANIMOUS CONSENT—Withdraw Motion

Mr. Carpenter asked unanimous consent to withdraw his motion on LB 1377. No objections. So ordered.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1377.

A BILL FOR AN ACT to adopt a program of state support of the public schools as prescribed to amend section 77-27,132, Revised Statutes Supplement, 1971, as amended by section 23, Legislative Bill 343, Eighty-second Legislature, First Session, 1971; to provide operative dates; and to repeal the original section and also sections 79-1330, 79-1331, 79-1332, 79-1334, 79-1335, 79-1336, 79-1337, 79-1339, 79-1340, 79-1342, 79-1343, and 79-1344, Revised Statutes Supplement, 1969, sections 79-1333, 79-1338, and 79-1344.01, Revised Statutes Supplement, 1971, and section 79-1333.01, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1167, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is: 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Hasebroock	Holmquist	Johnson	Keyes
Kime	Kremer	Lewis	Luedtke	Marvel
Orme	Proud	Schmit	Simpson	Snyder
Stromer	Stull	Swanson	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 14:

Goodrich	Kennedy	Klaver	Kokes	Mahoney
Maresh	Morgan	Moylan	Nore	Pfister
Savage	Skarda	Stahmer	Syas	

Not voting, 1:

DeCamp

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

STANDING COMMITTEE REPORT
Government, Military and Veterans Affairs

LEGISLATIVE BILL 1508. Placed on General File as amended.
Standing Committee amendments to LB 1508:

1. On page 2, line 2 after "state" insert "and included within the provisions of section 32-1102" and strike the rest of the line; in line 3 strike "filled by popular election"; in line 6

after "expend" insert "a sum of money nor accept donated advertising materials or which when aggregated exceed the amount" and strike the rest of the line and all of line 7 and in line 8 strike "sum in excess of that"; in line 12 after "Governor" insert "shall, for general elections, be deemed to be made on behalf of the candidate for the office of Governor of the same political party" and strike the rest of the line and all of lines 13 to 16.

2. On page 2, line 21 strike "radio"; strike all of line 22; in line 23 strike "printing" and insert "advertising, materials and services".

3. On page 3, line 7 strike "radio, television,"; in line 8 strike "newspaper, magazine, outdoor advertising or printing," and insert "advertising, materials and services,".

4. On page 3, strike section 3 and insert the following:

"Sec. 3. No supplier of advertising, materials, or services shall accept an order for such advertising, materials, or services on behalf of a candidate until such candidate or his designated nominee or nominees has delivered to such supplier authorization for such expenditure. A candidate shall, before ordering any advertising, materials, or services, file with the Secretary of State or the county clerk or election commissioner as determined by section 32-1102, the name or names of such persons designated by such candidate who are authorized to approve such expenditures. No orders for advertising, materials, or services shall be accepted from any person on behalf of a candidate for public office covered by this act unless such person is the candidate or the person or persons designated to approve the ordering of such advertising, materials, or services."

5. On page 4 strike lines 15 and 16, and insert "supplier of advertising, materials, or services"; in line 17 after "any" insert "advertising"; strike line 26; in line 27 strike "be filled by popular election"; and insert "included within the provisions of this act.".

6. On page 5, strike section 6 and insert the following:

"Sec. 6. If any individual citizen believes that a violation of the provisions of this act has occurred, he may file a sworn statement to that effect including the information which he has of the violation with the state board of canvassers, provided for in section 32-4,104, Reissue Revised Statutes of Nebraska, 1943, by delivering same to the Secretary of State. Thereupon the Secretary shall notify the remaining members of the board. The board shall meet as soon thereafter as is practicable, and shall cause an investigation to be made of the alleged violation. The expenses of such investigation shall be borne by the office of the Secretary of State and shall be included in the regular

appropriations for that office. Upon determining that such violation has occurred, the board shall file an appropriate criminal complaint with the county attorney of the county wherein the violation occurred, or in which the defendant resides. If the alleged violation involves any member of the board, such member shall be ineligible to serve on such board for the purpose of investigating the complaint.".

(Signed) Terry Carpenter, Chairman

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1159A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1159A:

1. On page 3, line 16, strike "4,178,018" and insert "4,198,554" and strike "4,457,727" and insert "4,478,263"; and in line 18, strike "119,389" and insert "139,925".

2. On page 4, line 21, strike "3,971,129" and insert "4,519,463" and strike "4,318,983" and insert "4,867,317".

3. On page 5, at the end of line 2, insert "An additional expenditure for personal services is authorized in an amount not to exceed $101,042 from federal funds generated through Establishment Grants."; in line 13, strike the figures in columns G and C and in column G insert "74,246"; after line 15 insert

"Cash fund expenditure authority for the program identified in this subsection is unlimited. Income received in accordance with legislative intent as identified in section 87 of this act shall be used for the purpose of defraying operating costs of the school and any such cash fund expenditures shall be in lieu of General Funds appropriated herein to the program identified in this subsection."; in line 17 strike "1,066,929" and insert "1,106,724" and strike "2,151,764" and insert "2,191,559"; in line 19, strike "1,326,845" and insert "1,366,640"; and in line 21, strike "227,831" and insert "247,831" and strike "320,515" and insert "300,515".

4. On page 6, line 12, strike "21,791" and insert "21,296"; in line 18, strike "518,455" and insert "498,455" and in column F insert "20,000".

5. On page 7, line 2, strike ~~"47,502,853"~~ and insert ~~"47,617,640"~~ and strike ~~"79,254,994"~~ and insert ~~"79,863,659"~~; and in line 3, strike "2,418,779" and insert "2,364,323" and strike "29,333,362" and insert "29,881,696".

LEGISLATIVE BILL 1296A. Placed on Select File as amended.
Enrollment and Review amendments to LB 1296A:

1. On page 2, line 15, strike "General" and insert "Drivers Education Cash".

LEGISLATIVE BILL 1303A. Placed on Select File.

LEGISLATIVE BILL 1410. Placed on Select File as amended:
Enrollment and Review amendments to LB 1410:

1. On page 6, line 23, insert an underscored comma after "*bears*".

2. In the title, strike lines 4 to 7 and insert "the Nebraska Pure Food Act; to extend provisions to include animal food; to redefine misbranded; and to repeal the original".

LEGISLATIVE BILL 1343. Placed on Select File as amended.
Enrollment and Review amendment to LB 1343:

1. on page 2, line 7, insert "be" after "or"; and in line 8 insert a comma after "months".

LEGISLATIVE BILL 1351. Placed on Select File as amended.
Enrollment and Review amendments to LB 1351:

1. In standing committee amendment 1, line 1, strike "line 2" and insert "line 4"; and in line 2 strike "a".

2. On page 2, line 15, strike "In the event" and insert "If"; in line 26, strike the comma and insert "and"; in line 26, insert a comma after "that"; and in line 27, strike "that" and insert a comma.

3. On page 3, line 1, strike "and" and insert "or"; in line 16, insert "of the model year 1969 or later"; in line 16, strike "effective" and insert "operative"; and in line 27, strike "section 3 of".

4. In the title, line 7, strike "and"; and in line 8, insert "; and to provide an operative date" after "penalties".

LEGISLATIVE BILL 1514. Placed on Select File as amended.
Enrollment and Review amendments to LB 1514:

1. On page 2, line 10, insert an underscored period after "Legislature"; and in line 15, strike the period and show the same as stricken.

2. In the Carpenter amendment, line 3, strike ", and".

3. In lieu of the Whitney amendment, on page 3, insert "*as defined by the Legislature,*" at the end of line 3.

4. On page 3, line 18, insert "the" after "and".

5. In the title, line 7, insert "the" after "and".

LEGISLATIVE BILL 1204. Placed on Select File as amended.
Enrollment and Review amendments to LB 1204:

1. On page 2, lines 9 and 12 strike "or" and show as stricken; in lines 16 and 17, strike *"served in the armed forces of the United States"* and insert *"is a veteran"*; and in line 18, insert *"an"* after *"received"*.

2. In the Hasebroock amendment, line 2, insert *"(5)"* after *"or"*.

3. In the title, line 4, strike "certain veterans" and insert "additional persons"; in line 6, strike "and" and insert "to make certain acts unlawful except as prescribed; to provide for permits, fees, and reports; to provide a penalty;"; and in line 7, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1266. Placed on Select File as amended.
Enrollment and Review amendment to LB 1266:

1. In the title, line 10, strike "and"; and in line 11, insert "; and to declare an emergency" after "section".

LEGISLATIVE BILL 1312. Placed on Select File.

LEGISLATIVE BILL 1405. Placed on Select File as amended.
Enrollment and Review amendments to LB 1405:

1. On page 3, lines 5 and 6, strike "within subsections" and insert "provided for in subdivisions".

2. In section 4, line 6, strike "said" and insert "the".

LEGISLATIVE BILL 1405A. Placed on Select File as amended.
Enrollment and Review amendment to LB 1405A:

1. On page 2, line 12, strike "fund" and insert "funds"; in line 13, strike "sum" and insert "sums"; and in line 15, strike "General Fund" and insert "proper funds".

The following bills were correctly enrolled:

LR 17	1089	1183	1186	1195
1203	1218	1262	1340	1359
1360	1362	1375	1498	1502

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1089, 1183, 1186, 1195, 1203, 1218, 1262, 1340, 1359, 1360, 1362, 1375, 1498, 1502, and LR 17.

VISITORS

Mr. Maresh introduced 41 Senior Students from Hebron High School, and their teacher, Mr. Robert Fisher, Hebron, Nebraska

President Marsh introduced Nebraska's Jr. Miss, Kris Ortman, of Hebron. Miss Ortman spoke to the members briefly.

Mr. Simpson introduced 31 Fourth Grade Students and their teachers, Mesdames. Davies and Keller, from Belmont School, Lincoln.

Mr. Pfister introduced 39 Seventh Grade Students and their teacher, David Johnson, of Wayne, Nebraska

Mr. Waldo introduced 28 Senior Students and their teacher, Don Weeks, of Tobias-Meridian High School, Tobias.

Mr. Barnett introduced Mr. and Mrs. V.F. Faucz and Mrs. Bill Nichols, of Grand Rapids, Michigan.

Mr. Barnett introduced Mesdames. Roscoe Shields, Irene Christensen and Ethel West, of Lincoln.

RECESS

At 11:59 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:32 p.m., President Marsh presiding.

The roll was called and all members were present except Mr. Klaver who was excused and Mr. Waldron who was absent until 2:00 p.m.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LB 1377 on Final Reading.

(Signed) John DeCamp

UNANIMOUS CONSENT–Change Of Order

Speaker Hasebroock asked unanimous to take up Select File at this time. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1400. Enrollment and Review amendment found in the Journal on page 1447 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1302. Enrollment and Review amendment found in the Journal on page 1447 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment

LEGISLATIVE BILL 461. Enrollment and Review amendments found in the Journal on page 1448 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 1474. Enrollment and Review amendment found in the Journal on page 1448 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1159. Enrollment and Review amendments found in the Journal on page 1484 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1335. Enrollment and Review amendments found in the Journal on page 1485 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 820. Enrollment and Review amendment found in the Journal on page 1485 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1143. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1272. Enrollment and Review amendments found in the Journal on page 1485 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1442. Enrollment and Review amendment found in the Journal on page 1485 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1454. Enrollment and Review amendment found in the Journal on page 1486 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1164. Enrollment and Review amendments found in the Journal on page 1486 for the Fifty-Fifth Day were adopted.

Mr. Wiltse offered the following amendment which was adopted by unanimous consent:

1. On page 2 line 16 insert ", *surge or impulse*" after "*breakaway*".

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1273. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1334. Enrollment and Review amendments found in the Journal on page 1486 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1334A. Enrollment and Review amendments found in the Journal on page 1486 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1438. Enrollment and Review amendment found in the Journal on page 1487 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1439. Enrollment and Review amendment found in the Journal on page 1487 for the Fifty-Fifth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1332. Enrollment and Review amendments found in the Journal on page 1487 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1396. Enrollment and Review amendments found in the Journal on page 1487 for the Fifty-Fifth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1501. The Kokes specific amendment found in the Journal on page 1464 for the Fifty-Fifth Day was adopted with 31 ayes, 0 nays and 18 not voting.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1310. Mr. Carpenter asked unanimous consent to withdraw his specific amendment found in the Journal on page 1468 for the Fifty-Fifth Day. No objections. So ordered.

Advanced to Enrollment and Review for engrossment.

MESSAGE FROM THE GOVERNOR

March 22, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bills Nos. 66, 741, 1168, and 1255, and Engrossed Legislative Bills Nos. 66A, 782, 905A, 1095, 1120, 1132, 1146, 1149, 1150, 1152, 1157, 1178, 1189, 1208, 1213, 1219, 1220, 1226, 1235, 1238, 1239, 1256, 1257, 1261, 1269, 1275, 1277, 1288, 1290, 1291, 1298, 1301, 1306, 1325, 1328, 1353, 1361, 1385, 1403, 1428, 1445, 1447, 1471, and 1505.

These bills were signed by me on March 21, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MOTION—Return LB 730 To Select File

Mr. Carpenter moved to return LB 730 to Select File for the following specific amendment:

Amend LB 730 by striking all of LB 730 and inserting LB 1080 in its' place and adding new matter after line 13 as follows: *"Provided, that federal funds may be utilized for this purpose if such federal funds become available."*.

The motion prevailed with 26 ayes, 13 nays and 10 not voting.

SELECT FILE

LEGISLATIVE BILL 730. The Carpenter specific amendments found in today's Journal were adopted with 28 ayes, 3 nays and 18 not voting.

Advanced to Enrollment and Review for re-engrossment.

UNANIMOUS CONSENT—Add Co-Introducers

Messrs. Carpenter, Waldo, Holmquist, Kokes and Clark asked unanimous consent to have their names added to LB 730. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 23, 1972, at 1:40 p.m., the following bills: LR 17, LB 1089, 1183, 1186, 1195, 1203, 1218, 1262, 1340, 1359, 1360, 1362, 1375, 1498, and 1502.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1000 1181 1211 1246A 1377

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1000, 1181, 1211, 1246A, and 1377.

SPEAKER HASEBROOCK PRESIDING

MOTION—Return LB 1153 To Select File

Mr. Chambers moved to return LB 1153 to Select File for the following specific amendment:

Page 3, line 14, insert "insulin" before "and".

The motion prevailed with 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1153. The Chambers specific amendment found in today's Journal was adopted with 37 ayes, 0 nays and 12 not voting.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 1303. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1315. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1264. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1299. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1248. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1249. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1491. Enrollment and Review amendment found in today's Journal was adopted.

Mr. Luedtke offered the following amendments which were adopted by unanimous consent:

1. Add a new section 2 to read as follows:

"Sec. 2. *There is hereby appropriated four thousand three hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973 to Workmen's Compensation Court, Agency No. 37, for Program 530, to aid in carrying out the provisions of section 1 of this act.*".

2. Renumber original section 2 as section 3.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1295. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1305. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1328A. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1203A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1460A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1512A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1032A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1159A. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Keyes offered the following amendment which was adopted by unanimous consent:

1. Amend page 3, line 1, by striking "152,000,000" and inserting "72,000,000.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1296A. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1303A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1410. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1343. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1351. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1514. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1204. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1266. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1312. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1405. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1405A. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly re-engrossed: 1304, and 1354.

The following bills were correctly engrossed:

1102	1114A	1116	1253	1284
1318	1342	1448	1481	1512
1517				

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 23, 1972 at 3:00 p.m., the following bills: 1000, 1181, 1211, 1246A, 1377.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT FILE

LEGISLATIVE BILL 650. Advanced to E & R for engrossment.

MOTION—Return LB 650 To Select File

Mr. Luedtke moved to return LB 650 to Select File for the specific amendment found on page 1473 for the Fifty-Fifth Day. The motion prevailed with 26 ayes, 2 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 650. The Luedtke specific amendment referred to in today's Journal was considered.

Mr. Luedtke requested a Call of the House. The Call showed 44 members present.

Mr. Morgan moved the Call be raised. The motion prevailed with 35 ayes, 1 nay and 13 not voting.

The Luedtke amendment was adopted with 25 ayes, 8 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1402.

A BILL FOR AN ACT to amend section 48-816, Revised Statutes Supplement, 1969, relating to the Court of Industrial Relations; to provide for firemen and policemen to be recognized as a bargaining unit as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Barnett	Carpenter	Carstens	DeCamp	Elrod
Goodrich	Keyes	Luedtke	Mahoney	Marvel
Morgan	Moylan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Swanson	Syas	Warner	Wiltse

Voting in the negative, 19:

Burbach	Carsten	Chambers	Clark	Duis
Epke	Holmquist	Johnson	Kennedy	Kime
Kokes	Kremer	Lewis	Maresh	Nore
Stromer	Waldo	Whitney	Ziebarth	

Not voting, 5:

Craft	Hasebroock	Klaver	Stull	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1414.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, section 19, of the Constitution of Nebraska, relating to the Legislature; to provide that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement and to permit local governing bodies to review and adjust vested pension benefits; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972, to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska.

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, section 19, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 19. The Legislature shall never grant any extra compensation to any public officer, agent, or servant after the services have been rendered nor to any contractor after the contract has been entered into, except that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement, nor shall the compensation of any public officer, including any officer whose compensation is fixed by the Legislature, be increased or diminished during his term of office except that, when there are members elected or appointed to the Legislature or officers elected or appointed to a court, board, or commission having more than one member and the terms of one or more members commence and end at different times, the compensation of all

members of the Legislature or of such court, board, or commission may be increased or diminished at the beginning of the full term of any member thereof. Nothing in this section shall prevent local governing bodies from reviewing and adjusting vested pension benefits periodically as prescribed by ordinance."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form: "Constitutional amendment to authorize the Legislature to provide that retirement benefits of retired public officers and employees may be adjusted to reflect changes in the cost of living and wage levels that have occurred subsequent to the date of retirement and to permit local governing bodies to review and adjust vested pension benefits.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 42:

Barnett	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Wiltse	Ziebarth			

Voting in the negative, 1:

Whitney

Not voting, 6:

Burbach	Johnson	Klaver	Waldo	Waldron
Warner				

A constitutional three-fifths majority having voted in the affirmative, the bill was bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1435. With emergecy.

A BILL FOR AN ACT to amend sections 81-1502, 81-1503, 81-1504, 81-1505, 81-1506, 81-1507, 81-1508, 81-1509, 81-1510, 81-1511, 81-1513, 81-1518, 81-1525, 81-1527, and 81-1528, Revised Statutes Supplement, 1971, relating to the Department of Environmental Control; to clarify the responsibilities of the Environmental Control Council and the Director of Environmental Control; to provide an exemption; to reduce the time by which local programs must comply with state standards; to repeal the original sections and also section 81-1515, Revised Statutes Supplement, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Holmquist	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Hasebroock	Klaver	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1460.

A BILL FOR AN ACT to amend sections 48-501, 48-503, 48-504, 48-505, 48-507, 48-508, 48-510, 48-511, and 48-512, Reissue Revised Statues of Nebraska, 1943, relating to employment agencies; to change and clarify provisions regulating such agencies; to provide for classes of licenses and

for fees and bonds; to regulate the relationship between agencies and applicants; to restrict a license to operate at only one location; to provide for revocations; to provide duties; and to repeal the original sections, and also section 48-509, Reissue Revised Statues of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter	Hasebroock	Johnson	Klaver	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1489A.

A BILL FOR AN ACT to appropriate ten thousnd dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973 to the University of Nebraska-Medical Center for Program No. 731, to aid in carrying out the provisions of Legislative Bill 1489, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Barnett	Carsten	Clark	Craft	DeCamp
Duis	Elrod	Goodrich	Kennedy	Keyes
Lewis	Mahoney	Maresh	Marvel	Morgan

Moylan	Orme	Proud	Skarda	Stahmer
Stull	Swanson	Waldo	Wiltse	Ziebarth

Voting in the negative, 15:

Burbach	Epke	Holmquist	Kime	Kokes
Kremer	Luedtke	Nore	Pfister	Savage
Snyder	Stromer	Syas	Warner	Whitney

Not voting, 9:

Carpenter	Carstens	Chambers	Hasebroock	Johnson
Klaver	Schmit	Simpson	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESIDENT MARSH PRESIDING

LEGISLATIVE BILL 1511. With emergency.

A BILL FOR AN ACT to make appropriations for the payment of claims not heretofore paid and for which no appropriation has been made; to make appropriations for the payment of miscellaneous claims presented to the Legislature for which no appropriations have been made; to provide the manner in which certain money so appropriated shall be paid and expended; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?.'"

Voting in the affirmative, 39:

Barnett	Burbach	Chambers	Clark	Craft
DeCamp	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Kime	Kokes
Kremer	Lewis	Luedtke	Marvel	Morgan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Carsten	Carstens	Epke	Johnson

Klaver Mahoney Maresh Moylan Waldron

A constitutional two-thirds majority having voted in the affirmative the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1129. Mr. Keyes moved to return LB 1129 to Select File for the following specific amendment:

Amend LB 1129, Section 1, by striking lines 15 to 21, after District 37 and 46, and insert the following: "the state shall consist of two districts of Seventeen members each and one district with Fifteen members, which districts shall follow present congressional district lines as nearly as possible."

Amendment pending.

Mr. Stahmer asked unanimous consent to have the following proposed amendment to LB 1129 printed in the Journal. No objections. So ordered.

1. In the final reading bill, line 17, strike *"25 to 23, 37"*; and insert *"3, 25 to 30, 32, 45"*; in line 18 strike *"3 to 14, and 20"* and insert *"4 to 14, 20, and 31"*; in line 19 insert *"33,"* after the third comma; and strike the new matter in lines 20 and 21 and insert *"legislative districts 36 to 44 and 47 to 49."*.

BILL ON FINAL READING

The following bill was read and put upon final passage:

LEGISLATIVE BILL 1196. With emergency.

A BILL FOR AN ACT to amend sections 39-741, 60-301, 60-401, 60-501, 60-2102, 60-2103, and 60-2105, Revised Statutes Supplement, 1971, relating to motor vehicles; to redefine terms; to provide for the regulation and licensing of minibikes as prescribed; to provide for violations and penalties; to provide for rules and regulations; to repeal the original sections, and also section 60-2101, Revised Statutes Supplement, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	DeCamp	Duis	Elrod

Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Craft	Epke	Johnson	Klaver	Proud
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Withdraw Request

Mr. Skarda asked unanimous consent to withdraw his request, found in the Journal on page 1464 for the Fifty-Fifth Day to withdraw LB 920. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 1470

Mr. Waldo renewed his request found in the Journal on page 1470 for the Fifty-Fifth Day to withdraw LB 1470. No objections. So ordered.

UNANIMOUS CONSENT—Withdraw LB 1333

Mr. Syas asked unanimous consent to withdraw LB 1333.

Laid over.

RESOLUTIONS

LEGISLATIVE RESOLUTION 83.

Introduced by Fern Hubbard Orme, 29th District; Ellen Craft, 45th District; John W. DeCamp, 40th District; Terry Carpenter, 48th District; Wayne Ziebarth, 37th District and David Stahmer, 8th District.

WHEREAS, the 92nd Congress of the United States of America at its second Session, in both Houses, by a Constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

JOINT RESOLUTION

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-third of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress;

ARTICLE

"Section 1. Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That such proposed amendment to the Constitution of the United States be and the same hereby is ratified.

2. That copies of this resolution duly certified by the Secretary of State with the Great Seal of Nebraska attached thereto be forwarded by the Secretary of State to the Administrator of General Services, Washington, D. C., and to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

Mrs. Orme moved to suspend the rules and consider the resolution today. The motion prevailed with 32 ayes, 3 nays and 14 not voting.

LR 83 was adopted with 38 ayes, 0 nays and 11 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1270. Placed on Select File as amended.
Enrollment and Review amendments to LB 1270:

1. On page 2, line 5, strike "acquire" and insert "require"; and in line 17 insert a comma after "act".

2. In the Stromer amendment 1, strike line 1 and insert "1. On page 2, line 26, after the period, insert 'Mem-' ".

3. In the Stromer amendment 2, line 3, insert "one shall be a" before "practicing"; and in line 5, strike "have" and insert "has".

4. On page 4, line 1, insert a comma after "members".

5. In the Stromer amendment 3, strike lines 1 and 2 and insert "3. On page 4, line 14, strike the semicolon and insert '. Such standards shall require that an individual:' "; in line 7, strike "necessaries" and insert "necessities"; and in the last line strike the first period and insert a semicolon.

6. In lieu of the Stromer amendment 4, on page 5, line 5, insert "and the planning of such on the basis of consultation with the comprehensive health planning office" after "centers".

7. In the title, strike beginning with the second "to" in line 7 through "1973" in line 9.

LEGISLATIVE BILL 1391. Placed on Select File as amended.
Enrollment and Review amendment to LB 1391:

1. On page 3, line 21, insert an underscored comma after the first "*then*".

LEGISLATIVE BILL 1392. Placed on Select File as amended.
Enrollment and Review amendment to LB 1392:

1. In standing committee amendment 1, line 1, strike "line 17" and insert "line 4".

LEGISLATIVE BILL 1450. Placed on Select File.

LEGISLATIVE BILL 1367. Placed on Select File as amended.
Enrollment and Review amendments to LB 1367:

1. In standing committee amendment 1, line 1, insert an underscored comma after "*insulin*".

2. For correlation purposes, on page 2, line 2, page 9, line 13, and in the title, line 3, insert ", as amended by section 1, Legislative Bill 1153, Eighty-second Legislature, Second Session, 1972" after "1971"; and on page 6, line 21, insert ", or by any irrigation or reclamation district or the irrigation division of any public power and irrigation district" after "capacity"; and in line 22, insert ", irrigation or reclamation district, or the irrigation division of any public power and irrigation district" after "district".

3. In the Warner amendment 2, line 1, insert "on page 9," after the semicolon".

4. In the title, line 2, insert "77-2715, Revised Statutes Supplement, 1969, and section" after "section"; and in line 5, insert "to increase the food sales tax credit;" after the semicolon.

LEGISLATIVE BILL 1465. Placed on Select File as amended.
Enrollment and Review amendments to LB 1465:

1. On page 2, line 13, insert ", as amended by section 4, Legislative Bill 1169, Eighty-second Legislature, Second Session, 1972" after "1969".

2. In the title, line 5, strike "and"; and in line 6, insert ", as amended by section 4, Legislative Bill 1169, Eighty-second Legislature, Second Session, 1972; and to declare an emergency" after "1969".

LEGISLATIVE BILL 1339. Placed on Select File.

LEGISLATIVE BILL 1339A. Placed on Select File as amended.
Enrollment and Review amendment to LB 1339A:

1. On page 2, line 14, strike "sum" and insert "sums".

LEGISLATIVE BILL 1496. Placed on Select File as amended.
Enrollment and Review amendments to LB 1496:

1. In lieu of standing committee amendment 2, on page 2, line 17, strike *"or"* and insert *"of"*.

2. On page 2, line 14, strike *"such board"* and insert *"the Board of Examiners for County Highway and City Street Superintendents"*.

3. On page 3, strike the new matter in line 24 and insert *"section 39-2310"*.

4. In the title, strike lines 4 and 5 and insert "Department of Roads; to eliminate a special fund; to provide for the planning of prescribed receipts in the Highway Cash Fund; to provide an additional use of such fund;".

LEGISLATIVE BILL 1293. Placed on Select File as amended.
Enrollment and Review amendments to LB 1293:

1. For correlation purposes, on page 3, line 11, page 4, line 1, and in the title, line 5, insert ", as amended by section 1, Legislative Bill 646, Eighty-second Legislature, First Session, 1971" after "1971"; and on page 3, lines 17 and 18, strike "a salary of ten thousand dollars per annum" and insert "such salary as may be fixed by the city council".

2. In the title, line 2, strike "and 24-301.01" and insert ", 24-301.01, and 48-159"; in line 9, strike "and" and insert a comma; in line 9, insert ", and each judge of the Nebraska Workmen's Compensation Court" after the second "court"; and in line 10, strike "increase" and insert "increases".

LEGISLATIVE BILL 1293A. Placed on Select File.

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT—Print in Journal

Mr. Carstens asked unanimous consent to print the following amendment to LB 1278 in the Journal. No objections. So ordered.

1. Add a new section 2 to read as follows:

"Sec. 2. That original section 1, Legislative Bill

895, Eighty-second Legislature, First Session, 1971, be amended to read as follows:

Section 1. As used in this act, unless the context otherwise requires:

(1) Unlawful force shall mean force, including confinement, which is employed without the consent of the person against whom it is directed and the employment of which constitutes an offense or actionable tort or would constitute such offense or tort except for a defense such as the absence of intent, negligence, or mental capacity; duress; youth; or diplomatic status; not amounting to a privilege to use the force;

(2) Assent shall mean consent, whether or not it otherwise is legally effective, except assent to the infliction of death or serious bodily harm;

(3) Deadly force shall mean force which the actor uses with the purpose of causing or which he knows to create a substantial risk of causing death or serious bodily harm. Purposely firing a firearm in the direction of another person or at a vehicle in which another person is believed to be constitutes deadly force. A threat to cause death or serious bodily harm, by the production of a weapon or otherwise, so long as the actor's purpose is limited to creating an apprehension that he will use deadly force if necessary, shall not constitute deadly force;

(4) Actor shall mean any person who uses force in such a manner as to attempt to invoke the privileges and immunites afforded him by this act, *except duly authorized law enforcement officer of the State of Nebraska or its political subdivisions; and*

(5) Dwelling shall mean any building or structure, though movable or temporary, or a portion thereof, which is for the time being the actor's home or place of lodging.*; and*

(6) Public officer shall mean any elected or appointed officer or employee of the State of Nebraska or its political subdivisions, except duly authorized law enforcement officer of the State of Nebraska or its political subdivisions.".

2. Renumber original section 2 as section 3.

3. On page 2 line 15 insert "original section 1, Legislative Bill 895, Eighty-second Legislature, First Session, 1971, and also" after "That", and on line 16 strike "is" and insert "are".

VISITORS

Mr. Maresh introduced Mrs. Geo. Syring from Sutton; Mrs. Mildred

Kollman from Edgar; Mrs. Ida Huxtade from Edgar; Mrs. Rudolf Green from Aurora; Mrs. Herman Schuerman from Clay Center and Mesdames. Walter Yost, Alfred Bieck, Marvin Lovgren, and Elizabeth Ross from Harvard.

Mr. Goodrich introduced Catharine Carrick, Ethel Gunderson, Bertha Clausen and Freda Christensen from Omaha.

ADJOURNMENT

At 4:35 p.m., on a motion by Mr. Skarda, the Legislature adjourned until 9:00 a.m., Friday, March 24, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-SEVENTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, March 24, 1972

Pursuant to adjournment, the Legislature met at 9:01 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, most of us can stand up to the major challenges that come our way. But what often gets the best of us is the trivia we have to endure. We attend meetings and meetings and meetings which seem to accomplish little, if anything. We have to soothe the hurt feelings of others upon whom we depend. We are required to follow established procedures which seem to stand in the way of getting the job done. Give us for Thy mercies' sake patience to put up with that insect swarm of life's daily irritations by keeping our eyes on that which is truly important, for "what doth the Lord require of thee but to do justly, to love mercy, and to walk humbly with Thy God." Amen.

ROLL CALL

The roll was called and all members were present except Mr. Klaver who was excused and Mr. DeCamp who was absent.

CORRECTIONS FOR THE JOURNAL

Page 1519, last paragraph, show the bills Correctly enrolled as also Signed by the President.
The Journal for the Fifty-Sixth Day was approved as corrected.

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1357. Placed on Select File as amended.
Enrollment and Review amendments to LB 1357:

1. On page 5, line 18, strike *"where"* and insert *"when"*.

2. On page 7, line 11, strike *"48-106"* and insert *"48-1106"*.

3. In section 6, line 5, strike *"then"*.

4. On page 9, line 1, strike *"by imprisonment"* and insert *"be imprisoned"*; in line 3, strike *"by both such fine and imprisonment"* and insert *"be both so fined and imprisoned"*; and strike the new matter and insert *"for a second or subsequent conviction."*.

5. In standing committee amendment 5, line 2, strike "line 1" and insert "line 2".

6. In the title, strike beginning with "unjust" in line 4 through line 15 and insert "labor; to redefine terms; to change provisions prohibiting discrimination because of age; to give jurisdiction to the Equal Opportunity Commission; to provide procedures; to change penalties; and to repeal the original sections.".

LEGISLATIVE BILL 1499. Placed on Select File as amended. Enrollment and Review amendments to LB 1499:

1. For correlation purposes, on page 6, line 9, insert ", as amended by section 1, Legislative Bill 1173, Eighty-second Legislature, Second Session, 1972" after "1969"; and on page 7, at the end of line 20 insert "In order to encourage the use of this procedure in appropriate cases, all costs incurred during the period the defendant is held in a state institution under this subdivision shall be a responsibility of the state, and the county shall be liable only for the cost of delivering the defendant to the institution and the cost of returning him to the appropriate court for sentencing or such other disposition as the court may then deem appropriate.".

2. On page 15, line 2, and in the title, line 3, strike "83-1,105" and insert "83-1,106"; on page 15, line 4, and in the title, line 5, strike "and"; and on page 15, line 5 and in the title, line 6, insert ", and section 83-1,105, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1173, Eighty-second Legislature, Second Session, 1972" after "1971".

LEGISLATIVE BILL 1499A. Placed on Select File.

LEGISLATIVE BILL 1497. Placed on Select File.

LEGISLATIVE BILL 1374. Placed on Select File as amended. Enrollment and Review amendments to LB 1374:

1. In section 1, strike line 3 and insert "eases, to be".

2. In section 4, line 8, strike "alleviate" and

insert "relieve".

3. In the title, strike lines 4 to 9 and insert "Allied Diseases as prescribed.".

LEGISLATIVE BILL 1322. Placed on Select File.

LEGISLATIVE BILL 1345. Placed on Select File as amended.
Enrollment and Review amendments to LB 1345:

1. On page 8, line 15, insert an underscored comma after *"addition"*.

2. On page 9, line 11, strike *"that"* and insert *"as"*.

3. In the title, strike lines 2 to 10 and insert:

"FOR AN ACT to amend sections 83-1,147, 83-1,149, and 83-306, Revised Statutes Supplement, 1969, relating to the Department of Public Institutions; to provide for the development of community mental health programs as prescribed; to repeal the original sections; and to declare an emergency.".

(Signed) Duke Snyder, Chairman

MOTION—Request To Return LB 1440

Mr. Kennedy moved to request the Governor to return LB 1440 to the Legislature. The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 1270. Enrollment and Review amendments found in the Journal on page 1536 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1391. Enrollment and Review amendment found in the Journal on page 1537 for the Fifty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1392. Enrollment and Review amendment found in the Journal on page 1537 for the Fifty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1450. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1367. Enrollment and Review amendments found in the Journal on page 1537 for the Fifty-Sixth Day were adopted.

Mr. Waldo offered the following unanimous consent amendment:
Strike the Warner amendment to LB 1367.

Mr. Warner objected.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1465. Enrollment and Review amendments found in the Journal on page 1537 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1339. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1339A. Enrollment and Review amendment found in the Journal on page 1538 for the Fifty-Sixth Day was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1496. Enrollment and Review amendments found in the Journal on page 1538 for the Fifty-Sixth Day were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1293. Enrollment and Review amendments found in the Journal on page 1538 for the Fifty-Sixth Day were adopted.

Mr. Carpenter offered the following unanimous consent amendments:
1. Insert a new section to read:
"Sec. 5. *Each member of the Legislature, while serving as a member of an interim study committee of the Legislative Council shall receive a per diem of twenty-five dollars for each day actually engaged in the performance of his official committee duties.*".
2. Renumber sections 5 and 6 as sections 6 and 7.

Mr. Clark objected.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1293A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1357. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1499. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1499A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1497. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1374. Enrollment and Review amendments found in the today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1322. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1345. Enrollment and Review amendments found in today's Journal were adopted.

Laid over at the request of Mr. Marvel.

MOTION–Return LB 1367 To Select File

Mr. Waldo moved to return LB 1367 to Select File for the specific amendment found in today's Journal.

PRESIDENT MARSH PRESIDING

Mr. Carpenter requested a record vote.

Voting in the affirmative, 13:

Carstens	Chambers	Kennedy	Keyes	Kokes
Kremer	Maresh	Marvel	Moylan	Nore
Pfister	Waldo	Whitney		

Voting in the negative, 33:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kime	Lewis
Luedtke	Mahoney	Morgan	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldron	Warner	Wiltse		

Not voting, 3:

DeCamp	Klaver	Ziebarth

The motion to return lost with 13 ayes, 33 nays and 3 not voting.

ANNOUNCEMENT

The Clerk announced the Governor returned LB 1440 to the Legislature as requested by Mr. Kennedy.

MOTION—Reconsider Action On LB 1440

Mr. Kennedy moved to reconsider action of LB 1440 on Final Reading. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

MOTION—Return LB 1440 to Select File

Mr. Kennedy moved to return LB 1440 to Select File for the following specific amendment:

1. On page 1 of the engrossed bill, insert a new section 1 to read as follows:

"Section 1. That sections 28-1301, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

28-1301. Notwithstanding any other special or general laws relating to certification of claims by any state institution or governmental subdivision of the State of Nebraska, all claims for mileage or other traveling expense provided by law shall be ~~*verified by the oath or affirmation of the claimant, who shall subscribe and acknowledge*~~ *subscribed on* ~~*his*~~ *a* mileage or ~~*other*~~ traveling expense claim *before an officer having* ~~*a seal.*~~ Any person making any false ~~*oath or affirmation to any*~~ claim for mileage or other traveling expense shall be deemed guilty of perjury and punished accordingly; and it shall be the duty of the court, upon conviction, to render judgment in forfeiture, and such claimant shall be forever barred from collecting such false mileage or other traveling expense claim or any portion thereof.".

2. Renumber sections 1 and 2 as sections 2 and respectively.

3. In original section 2, strike "section" and insert "sections 28-1301 and"; and strike "is" and insert "are".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 1440. The Kennedy specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment & Review for re-engrossment.

UNANIMOUS CONSENT—Unbracket LB 1278

Mr. Carpenter asked unanimous consent to unbracket LB 1278 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1278. The Carstens amendment found in the Journal on page 1538 for the Fifty-Sixth Day was adopted by unanimous consent.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 461 To Select File

Mr. Burbach moved to return LB 461 to Select File for the following specific amendment:

All amendments are to final reading bill.

1. On page 2 line 4 strike "*eight*" and reinstate "seven", strike lines 10 to 21 beginning with "*The*" in line 10 and ending with the period on line 21, lines 24 to 27 strike the sentence beginning with "*If*" in line 24.

2. On page 4 line 14 and 15 strike the new matter, line 21 strike ", *except the ex officio chairman,*".

3. On page 5 lines 3 and 4 strike ", *except the chairman,*", line 10 strike "*voting*".

4. On page 6 line 25 strike ", *except the ex officio chairman,*".

5. On page 7 line 23 strike "*voting*".

The motion prevailed with 27 ayes, 0 nays and 22 not voting.

SELECT FILE

LEGISLATIVE BILL 461. The Burbach specific amendments found in today's Journal were adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for re-engrossment.

MOTION—Return LB 1315 To Select File

Mr. Duis moved to return LB 1315 to Select File for the following specific amendment:

(8) after "improvements" insert "*except Buildings*".

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1315. The Duis specific amendment found in today's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Unbracket LB 866

Mr. Holmquist asked unanimous consent to unbracket LB 866 on Select File. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 866. Mr. Ziebarth offered the following amendment:

Amend LB 866 by striking all of LB 866 and inserting LB 1384 in its place and adding the following new matter:

1. On page 3 line 6 insert *"or unincorporated area"* after "municipality", and after line 9 insert the following:

"For purpose of this section sufficient commerce shall mean a minimum of two hundred thousand dollars of gross receipts under the Nebraska Revenue Act of 1967.".

The Chair ruled this amendment would take 30 votes to adopt.

Mr. Warner requested a Call of the House. Mr. Stull moved the Call be raised. The motion prevailed with 30 ayes, 0 nays and 19 not voting.

The Ziebarth amendment was adopted with 30 ayes, 6 nays and 13 not voting.

Advanced to Enrollment and Review for re-engrossment with 25 ayes, 3 nays and 21 not voting.

MOTION—Return LB 866 to Select File

Mr. Warner moved to return LB 866 to Select File for the following specific amendments:

1. Insert a new section to read:

"Section 1. That section 39-7,137, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

39-7,137. The Department of Roads is hereby empowered to administer the funds deposited in the Grade Crossing Protection Fund as follows:

(1) When any political subdivision of this state determines that automatic railroad grade crossing

protection is required where a street, road, or highway intersects with the line of the railroad company within its jurisdiction, and demand is made upon the railroad company concerned, either the railroad company or the political subdivision shall inform the Department of Roads of such fact;

(2) Upon receiving such notice, or upon its own determination, the Department of Roads shall forthwith examine the crossing concerned, in conjunction with representatives of the political subdivision and the particular railroad company involved, to arrive at an estimate of the cost and the type of automatic railroad grade crossing protection that should be required, and the justification of the expenditure for such protection;

(3) In order to facilitate and protect the interest of the public as a whole, and to compensate for the statewide use of such crossing by the public, the Department of Roads shall pay sixty-five per cent of the cost of such automatic railroad grade crossing protection from the Grade Crossing Protection Fund, and the balance of the cost shall be borne twenty-five per cent by the railroad company and ten per cent by the political subdivision involved, *except that in any county in which a Railroad Transportation Safety District has been formed, such balance shall be borne ten per cent by the railroad company and twenty-five per cent by the political subdivision involved;*

(4) The Department of Roads shall allocate the amount to be borne by the Grade Crossing Protection Fund for the construction and installation of the automatic device for the protection of the railroad grade crossing concerned;

(5) The Department of Roads shall enter into and enforce agreements involving such Grade Crossing Protection Fund as well as the supervision of the construction of such automatic safety devices and the auditing and collection of the bills covering the cost thereof. The Department of Roads is further authorized to enter into such contracts with any railroad companies and political subdivisions affected which are necessary to carry out the provisions of sections 39-7,136 and 39-7,137; and

(6) All automatic railroad grade crossing protection devices constructed in whole or in part by money from the Grade Crossing Protection Fund established by section 39-7,136 shall, after their construction, be the sole responsibility of the railroad company at whose

railroad crossing such devices are constructed.".

2. Renunber original section 1 as section 2.

3. Insert two new sections to read:

"Sec. 3. That section 39-2402, Revised Statutes Supplement, 1971, be amended to read as follows:

39-2402. The State Treasurer shall monthly transfer from the Highway Allocation Fund to the Grade Crossing Protection Fund ~~*fifteen*~~ *thirty* thousand dollars and to the State Recreation Road Fund an amount equal to fifty cents for each motor vehicle registration during the preceding month. For the years 1970 and 1971, commencing January 1, 1970, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-five and one-third per cent to the various counties for road purposes, and twenty-one and one-third per cent to the various municipalities for street purposes; for the years 1972 and 1973, commencing January 1, 1972, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-four and one-third per cent to the various counties for road purposes, and twenty-two and one-third per cent to the various municipalities for street purposes; and for the year 1974 and thereafter, commencing January 1, 1974, the balance of the money in the Highway Allocation Fund shall be allocated fifty-three and one-third per cent to the Department of Roads, twenty-three and one-third per cent to the various counties for road purposes, and twenty-three and one-third per cent to the various municipalities for street purposes; *Provided,* that for the calendar years 1970 and 1971, if it is determined by November 1 of each respective year that any county will receive from its allocation of state-collected highway revenue and from any funds relinquished to it by municipalities within its boundaries, an amount in such year which is less than such county received in state-collected highway revenue in the calendar year 1967, the Department of Roads shall notify the State Treasurer that an amount equal to the sum necessary to provide such county with funds equal to such county's 1967 highway allocation for such year shall be transferred from the Highway Allocation Fund to such county; *provided further,* for the calendar year 1972 and each year thereafter, if it is determined by November 1 of each year that any county will receive from its allocation of state-collected highway revenue and from

any funds relinquished to it by municipalities within its boundaries an amount in such year which is less than such county received in state-collected highway revenue in calendar year 1969, the Department of Roads shall notify the State Treasurer that an amount equal to the sum necessary to provide such county with funds equal to such county's 1969 highway allocation for such year shall be transferred from the Highway Allocation Fund to such county; *and provided further,* that any such makeup funds must be matched by the county as provided in sections 39-2501 to 39-2510. The portion allocated to the Department of Roads shall be credited monthly to the Highway Cash Fund. The portions allocated to the counties and municipalities shall be distributed monthly as provided by law.

Sec. 4. That section 66-423.01, Revised Statutes Supplement, 1969, be amended to read as follows:

66-423.01. Any county may by resolution of the county board, any city may by ordinance of the mayor and city council, and any village may by ordinance of the chairman and board of trustees issue bonds for the construction of roads of the county and street and state highway or federal aid routes of cities and villages, and to pay the interest on and to retire any such bonds by pledging funds received from the Highway Allocation Fund. *Any city of the primary class may, by ordinance of the mayor and city council, issue bonds for the construction of off-street parking facilities of such city and to pay the interest on and to retire any such bonds by pledging funds received from the Highway Allocation Fund.* The issuance of bonds by any county, city, or village under the authority of this section shall not be subject to any charter or statutory limitations of indebtedness or be subject to any restrictions imposed upon or conditions precedent to the exercise of the powers of counties, cities, and villages to issue bonds or evidences of indebtedness which may be contained in such charters or other statutes. Any county, city, or village which has heretofore or may hereafter issue bonds under the authority of this section shall levy ad valorem taxes upon all the taxable property, except intangible property, in such county, city, or village issuing such bonds at such rate or rates within any applicable charter, statutory, or constitutional limitations as will provide funds which, together with receipts from the Highway Allocation Fund pledged to the payment of such bonds and any other money made available and used for

that purpose, will be sufficient to pay the principal of and interest on such bonds as they severally mature.".

4. On page 3, strike lines 10 and 11 and insert:

"Sec. 5. That original section 39-7,137, Reissue Revised Statutes of Nebraska, 1943, sections 39-2103 and 66-423.01, Revised Statutes Supplement, 1969, and section 39-2402, Revised Statutes Supplement, 1971, are repealed.".

The motion prevailed with 25 ayes, 3 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 866. The Warner specific amendment found in today's Journal was adopted with 25 ayes, 1 nay and 23 not voting.

Advanced to Enrollment and Review for re-engrossment.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1196	1402	1414	1435	1460
1489A	1511			

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1196, 1402, 1414, 1435, 1460, 1489A, 1511, and LR 83.

MOTION—Return LB 866 To Select File

Mr. Duis moved to return LB 866 to Select File for the following specific amendment:

(7) a bridge crossing a stream of a width of 300 feet or more or Channels of such a stream with a combined width of 300 feet or more.

Mr. Duis requested a Call of the House. Mr. Duis moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

The Duis motion prevailed with 27 ayes, 1 nay and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 866. The Duis specific amendment found in today's Journal was considered.

Mr. Duis requested a Call of the House. Mr. Swanson moved the Call be raised. The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Duis specific amendment was adopted with 26 ayes, 1 nay and 22 not voting.

Advanced to Enrollment and Review for re-engrossment.

UNANIMOUS CONSENT–LB 866

Mr. Goodrich asked unanimous consent to have the fiscal staff bring in the fiscal cost of LB 866 as amended. No objections. So ordered.

MOTION–Return LB 866 to Select File

Mr. Warner moved to return LB 866 to Select File for the following specific amendment:

Strike the words "or unincorporated area" from the Committee amendment in line 6, page 3.

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

SELECT FILE

LEGISLATIVE BILL 866. The Warner specific amendment found in today's Journal was adopted with 25 ayes, 0 nays and 24 not voting.

Advanced to Enrollment and Review for re-engrossment.

UNANIMOUS CONSENT–Withdraw Request

Mr. Syas asked unanimous consent to withdraw his request found in the Journal on page 1535 for the Fifty-Sixth Day to withdraw LB 1333. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1333. Messrs. Snyder, Goodrich and Chambers asked unanimous consent to add their names to LB 1333. No objections. So ordered.

Mr. Syas asked unanimous consent to withdraw his name from LB 1333. No objections. So ordered.

Mr. Snyder offered the following unanimous consent amendments:

1. Strike sections 1 and 2 and all amendments thereto, and insert the following:

"Section 1, That sections 28-808, 28-809, 29-313, 29-314, 29-315, and 29-316, Reissue Revised Statutes of Nebraska, 1943, are repealed.

Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

2. In the title strike lines 2 to 7 and amendments thereto, and insert the following:

"For An Act to repeal sections 28-808, 28-809, 29-313, 29-314, 29-315, and 29-316, Reissue Revised Statutes of Nebraska, 1943, relating to prize fighting; and to declare an emergency.".

Mr. Waldron objected.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1333 To Select File

Mr. Snyder moved to return LB 1333 to Select File for the specific amendments found in today's Journal. The motion prevailed with 29 ayes, 1 nay and 19 not voting.

UNANIMOUS CONSENT—Member Excused

Mr. Holmquist asked unanimous consent to be excused the remainder of the morning. No objections. So ordered.

SELECT FILE

LEGISLATIVE BILL 1333. Mr. Snyder renewed his specific amendments found in today's Journal.

The Chair ruled it would take 30 votes to adopt the amendment.

The Snyder amendments were adopted with 30 ayes, 3 nays and 16 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1129 to Select File

Mr. Keyes renewed his motion to return LB 1129 to Select File for the specific amendment, found in the Journal on page 1534 for the Fifty-Sixth Day.

Mr. Keyes asked unanimous consent to withdraw the specific amendment and substitute the following amendment. No objections. So ordered.

1. On page 2 of the bill on final reading, line 8 strike "eight" and insert "*six*"; in line 17 after "2" insert "*15 to 19, 21, 23 to 30*" and strike "25 to 33, 37"; in line 18 strike "and" and after "20" insert "*31, and 45*"; in line 19 after "nos." insert "*22, 32 to 34, 35 to 44, and 47 to 49.*" and strike the rest of the line and all of line" 20; in line 21 strike "districts 37 and 46".

The motion prevailed with 25 ayes, 5 nays and 19 not voting.

SELECT FILE

LEGISLATIVE BILL 1129. The Keyes specific amendment found in today's Journal was considered.

Mr. Keyes requested a Call of the House.

Mr. Carpenter moved the Call be raised. The motion prevailed with 33 ayes, 0 nays and 16 not voting.

The Keyes specific amendment was adopted with 25 ayes, 10 nays and 14 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Withdraw Amendment

Mr. Stahmer asked unanimous consent to withdraw his pending amendment, found in the Journal on page 1534 for the Fifty-Sixth Day, to LB 1129. No objections. So ordered.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 24, 1972 at 11:15 a.m. the following bills: 1196, 1402, 1414, 1435, 1460, 1489A, and 1511.

(Signed) Barbara Jackson, Enrolling Clerk

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed: LR 76 and LR 77.

RECESS

At 11:55 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:00 p.m.

AFTER RECESS

The Legislature reconvened at 1:05 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Clark and Klaver who were excused and Mr. DeCamp who was absent.

EXPLANATION OF VOTE

Had I been present I would have voted "aye" on LR 83.

(Signed) Speaker Hasebroock

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bill was correctly re-engrossed: 1153

The following bills were correctly engrossed:

1296 1310 1358 1423 1513

(Signed) Duke Snyder, Chairman

MOTION—Return LB 1474 To Select File

Mr. Kremer moved to return LB 1474 to Select File for the following specific amendments:

1. In Standing Committee amendment 1, strike line 1 and "tractor" in line 2.
2. On page 8, line 6 insert *"or used by a farmer or rancher to carry his own agricultural products, livestock, and produce to and from market"* after "vehicle".

The motion prevailed with 26 ayes, 0 nays and 23 not voting.

SELECT FILE

LEGISLATIVE BILL 1474. The Kremer specific amendment found in today's Journal was adopted with 27 ayes, 1 nay and 21 not voting.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 1129 To Select File

Mr. Simpson moved to return LB 1129 to Select File for the following specific amendment:

The three areas be:
(1) 1, 2, 15, 16, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, and 46.
(2) 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 20, 31 and 45.
(3) 17, 18, 19, 21, 22, 36, 37, 38, 39, 40, 41, 42, 43, 44, 47, 48 and 49.

The motion prevailed with 25 ayes, 3 nays and 21 not voting.

SELECT FILE

LEGISLATIVE BILL 1129. The Simpson specific amendment found in today's Journal was adopted with 27 ayes, 0 nays and 22 not voting.

Advanced to Enrollment and Review for engrossment.

SPEAKER HASEBROOCK PRESIDING

MOTION—Suspend The Rules

Mr. Carpenter moved to suspend the rules to take up Final Reading Bills set for Monday, today, except for LB 1032 and LB 1401.

The motion prevailed 31 ayes, 0 nays and 18 not voting.

SELECT FILE

LEGISLATIVE BILL 1345. Mr. Marvel offered the following amendments which were adopted by unanimous consent:

1. Strike Standing Committee Amendment and all amendments thereto.
2. On page 2 strike lines 15 to 24 and insert the following:

"(3) The county board of mental health may commit mentally ill persons to the Douglas County Hospital in the State of Nebraska if the facility and staff have been certified by the Director of Medical Services, Department of Public Institutions, as adequate for the care and treatment of mentally ill persons. The county and state shall contribute toward the payment of the costs of such commitment, as defined in section 83-376, in an amount which would have been paid if such mentally ill person had become a patient and received care and treatment at a state hospital described in section 83-305; Provided, that the state's cost of care for such mentally ill person shall not exceed the individual cost as defined in section 83-365. A person committed to the Douglas County Hospital shall be considered a patient committed to the State of Nebraska for care and treatment, and the provisions of such commitment shall be identical to those provisions relating to a mentally ill person committed to a state hospital as defined in section 83-305."

2. Add a new section 2 to read as follows:

"There is hereby appropriated one hundred fifty thousand dollars from the state General Fund for the period of July 1, 1972, to June 30, 1973, to the Department of Public Institutions, Agency No. 25, Program No. 365 -

Mental Health, to aid in carrying out the provisions of section 1 of this act."

3. Renumber original section 2 as 3.

Advanced to Enrollment and Review for engrossment.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1087. Laid over at the request of Mr. Stromer.

LEGISLATIVE BILL 1087A. Laid over at the request of Mr. Stromer.

LEGISLATIVE BILL 1100.

A BILL FOR AN ACT to amend sections 60-1603, 77-1202, 77-1238, 77-1239, 77-1239.02, and 77-1241, Revised Statutes Supplement, 1969, relating to taxation of motor vehicles; to provide for taxation of mobile homes and cabin trailers as prescribed; to repeal the original sections, and also sections 60-1606 to 60-1607, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Burbach	Carpenter	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Epke	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Lewis	Mahoney	Maresh	Moylan
Nore	Pfister	Savage	Simpson	Skarda
Stahmer	Stromer	Stull	Wiltse	Ziebarth

Voting in the negative, 10:

Barnett	Goodrich	Luedtke	Morgan	Orme
Schmit	Snyder	Swanson	Waldron	Whitney

Not voting, 9:

Clark	DeCamp	Klaver	Kremer	Marvel
Proud	Syas	Waldo	Warner	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1279. With emergency.

A BILL FOR AN ACT to amend section 72-1249, Revised Statutes Supplement, 1969, relating to the state investment officer; to provide a cash fund, its source and use; to provide an operative date; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Clark	DeCamp	Epke	Klaver	Waldo
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1279A.

A BILL FOR AN ACT to amend section 68, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change the appropriation to the Nebraska Investment Council, Agency No. 75 for Program No. 610, to aid in carrying out the provisions of Legislative Bill 1279, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Clark	DeCamp	Klaver	Simpson	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1284A.

A BILL FOR AN ACT to appropriate sixty-five thousand eight hundred fifteen dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Nebraska Library Commission, Agency No. 34, for Program 259, to aid in carrying out the provisions of Legislative Bill 1284, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 2:

Kokes	Kremer

Not voting, 5:

Clark	DeCamp	Klaver	Lewis	Pfister

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1336.

A BILL FOR AN ACT to amend sections 44-202 and 44-205.01, Reissue Revised Statutes of Nebraska, 1943, relating to insurance; to provide for additional kinds of business which may be transacted; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Kime
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	Clark	DeCamp	Kennedy	Klaver
Morgan				

A constitutional majority having voted in the affirmative, the bill was passed and the title agreed to.

LEGISLATIVE BILL 1456. With emergency.

A BILL FOR AN ACT to amend section 84-205, Reissue Revised Statutes of Nebraska, 1943, and section 60-434, Revised Statutes Supplement, 1969, relating to state officers; to require the Superintendent of Law Enforcement and Public Safety and the Attorney General to provide special investigators and prosecutors for drug abuse control; to provide for

other personnel; to create a cash fund and make an appropriation thereto; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Wiltse	Ziebarth

Voting in the negative, 3:

Goodrich	Pfister	Whitney

Not voting, 6:

Clark	DeCamp	Klaver	Kokes	Morgan
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1456A. With emergency.

A BILL FOR AN ACT to make an appropriation from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Roads-Nebraska State Patrol, Agency No. 64, for Program No. 190, to aid in carrying out the provisions of Legislative Bill 1456, Eighty-second Legislature, Second Session, 1972; to provide restrictions; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Hasebroock
Johnson	Kennedy	Kime	Kremer	Lewis

Luedtke	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 5:

Goodrich	Holmquist	Maresh	Pfister	Whitney

Not voting, 9:

Clark	DeCamp	Epke	Keyes	Klaver
Kokes	Mahoney	Marvel	Morgan	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1466. With emergency.

A BILL FOR AN ACT to appropriate six million dollars to match federal funds for water treatment purposes; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Kennedy	Keyes	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 2:

Duis	Pfister

Not voting, 6:

Clark	Craft	DeCamp	Kime	Klaver
Morgan				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1489.

A BILL FOR AN ACT relating to the University of Nebraska; to provide for travel expenses of senior medical students, residents, and interns as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Barnett	Carsten	Carstens	Chambers	Craft
Duis	Elrod	Goodrich	Hasebroock	Johnson
Kennedy	Keyes	Kime	Kokes	Kremer
Lewis	Maresh	Marvel	Morgan	Moylan
Orme	Proud	Savage	Snyder	Stahmer
Swanson	Waldo	Waldron	Wiltse	Ziebarth

Voting in the negative, 11:

Burbach	Holmquist	Luedtke	Mahoney	Schmit
Simpson	Skarda	Stromer	Syas	Warner
Whitney				

Not voting, 8:

Carpenter	Clark	DeCamp	Epke	Klaver
Nore	Pfister	Stull		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1492. With emergency.

A BILL FOR AN ACT to amend sections 71-3608, 71-3610, 71-3611, and 71-3612, Reissue Revised Statutes of Nebraska, 1943, relating to communicable tuberculosis; to provide treatment for persons having communicable tuberculosis as prescribed; to provide for costs of care and transportation, and payment of same as prescribed; to provide an operative date; to repeal the original sections, and also section 83-361, Reissue Revised Statutes of Nebraska, 1943, and section 83-362, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause and the title agreed to.

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Clark	DeCamp	Duis	Klaver	Pfister

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed and the emergency clause and the title agreed to.

MOTION–Suspend Rules

Mr. Proud moved to suspend the rules and adopt the Committee on Committee Reports found in the Journal on page 1448 through 1451 for the Fifty-Fifth Day all in one vote. The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Proud moved the appointment of the following persons to their respective offices:
Eugene M. O'Neill - Environmental Control Council
Michael F. Wheeler - Motor Vehicle Dealers License Board
Ray L. Smith - Oil and Gas Conservation Commission
Marlin O. Armbruster - Motor Vehicle Dealers License Board
J. R. McBride - Board of Public Roads Classifications and Standards
R. Doyle Hanson - Board of Public Roads Classifications and Standards
Ken Witt - State Board of Health
Robert Cox - Environmental Control Council
Richard Dugdale - Environmental Control Council
John T. Harris - Environmental Control Council

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kime	Kremer	Luedtke	Maresh	Morgan

Moylan	Nore	Orme	Pfister	Proud
Savage	Simpson	Skarda	Stromer	Swanson
Syas	Waldo	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 14:

Clark	DeCamp	Keyes	Klaver	Kokes
Lewis	Mahoney	Marvel	Schmit	Snyder
Stahmer	Stull	Waldron	Warner	

The appointments were confirmed with 35 ayes, 0 nays and 14 not voting.

MOTION—Return LB 1333 To Select File

Mr. Goodrich moved to return LB 1333 to Select File for the following specific amendment:

1. Amend the Snyder amendment adopted March 24, 1972 by adding a new section 1 to read as follows:

"Section 1. That section 81-8,135, Revised Statutes Supplement, 1969, be amended to read as follows:

81-8,135. Every licensee conducting or holding any wrestling or boxing match shall, within seventy-two hours after its conclusion, furnish to the State Athletic Commissioner a written report showing the articles of agreement between the contestants, the number of tickets sold for each contest, the amount of the gross receipts thereof, the gross receipts from sale of any television rights, and such other matters as the commissioner shall prescribe. Within such time the licensee shall pay to the commissioner a tax of ~~ten~~ *five* per cent of the total gross receipts of any professional wrestling or boxing match or exhibition, exclusive of state and federal taxes, except the gross receipts from sale of television rights, and five per cent of such rights, and five per cent of the total gross receipts of any amateur wrestling or boxing match or exhibition, exclusive of state and federal taxes; *Provided,* that if such match or exhibition is conducted as an incidental feature in any event or entertainment of a different character, such portion of the total receipts shall be paid to the state as the commissioner may determine, or as may be fixed by rule adopted under section 81-8,139.".

2. Renumber original sections 1 and 2 as sections 2 and 3 respectively.

3. In renumbered section 2, line 1 insert "original section 81-8,135, Revised Statutes Supplement, 1969, and also" after "That".

Mr. Goodrich requested a Call of the House. The Call showed 42 members present.

Mr. Whitney moved the Call be raised. The motion prevailed with 26 ayes, 0 nays and 23 not voting.

The motion to return prevailed with 25 ayes, 12 nays and 12 not voting.

SELECT FILE

LEGISLATIVE BILL 1333. The Goodrich specific amendment found in today's Journal were considered.

Mr. Whitney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 32 ayes, 0 nays and 17 not voting.

The Goodrich amendment failed with 4 ayes, 25 nays and 20 not voting.

Advanced to Enrollment and Review for engrossment.

UNANIMOUS CONSENT—Members Excused

Messrs. Whitney and Marvel asked unanimous consent to be excused the remainder of the afternoon. No objections. So ordered.

MOTION—Return LB 1333 to Select File

Mr. Carpenter moved to return LB 1333 to Select File for the following specific amendment:

Amend the Goodrich amendment referred to in today's Journal by the following:

Line 12, strike "ten" insert "five" "until June 1st, 1972 and ten percent there after".

The motion to return lost with 12 ayes, 18 nays and 19 not voting.

MOTION—Return LB 1153 to Select File

Mr. Waldo moved to return LB 1153 to Select File for the following specific amendment:

(g) The gross receipts from the sale, lease, or rental of any tangible personal property to, or the

storage, use, or other consumption of tangible personal property by associations or societies of Nebraska citizens qualified to receive organization, procedure, and financial support as provided under sections 2-2801 to 2-2813.

Mr. Waldo requested a Call of the House. The Call showed 36 members present.

Mr. Waldron moved the Call be raised. The motion prevailed with 28 ayes, 0 nays and 21 not voting.

Mr. Waldo requested a roll call vote.

Voting in the affirmative, 22:

Carpenter	Carsten	Chambers	Craft	Duis
Epke	Johnson	Kennedy	Keyes	Kokes
Kremer	Mahoney	Maresh	Moylan	Orme
Pfister	Savage	Schmit	Stromer	Stull
Waldo	Wiltse			

Voting in the negative, 3:

Skarda	Waldron	Warner

Not voting, 24:

Barnett	Burbach	Carstens	Clark	DeCamp
Elrod	Goodrich	Hasebroock	Holmquist	Kime
Klaver	Lewis	Luedtke	Marvel	Morgan
Nore	Proud	Simpson	Snyder	Stahmer
Swanson	Syas	Whitney	Ziebarth	

The motion lost with 22 ayes, 3 nays and 24 not voting.

COMMUNICATION

March 24, 1972

Honorable Speaker and Members of the Legislature Assembled
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker:

Please be advised that pursuant to instructions in Section 2 of Legislative Resolution 83, I have transmitted by certified mail and under State Seal the certified copies of Legislative Resolution 83 (Join resolution ratifying the proposed amendment to the Constitution of the United States relating to "Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.") to the Administrator of General Services, the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

Said documents were mailed at 11:00 a.m. on Friday, March 24, 1972.

Respectfully yours,

(Signed) Allen J. Beermann
Secretary of State

SELECT COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 1504. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1504:

1. Renumber section 32, added by the Marvel amendment adopted 3/22/72, as section 30 and renumber sectiions (sic) 30 and 31 as sections 31 and 33.

2. In renumbered section 30, subsection (5), line 3 and lines 5 and 6, strike "Vocational Technical School" and insert "Technical College".

3. On page 42, line 7, and in the title, line 8, insert ", section 2, Legislative Bill 1037, Eighty-second Legislature, First Session, 1971" after "1971".

LEGISLATIVE BILL 650A. Placed on Select File.

LEGISLATIVE BILL 1084. Placed on Select File as amended.
Enrollment and Review amendments to LB 1084:

1. Number the statutory sections in the Carpenter amendments as sections 1 to 8, respectively.

2. In section 1, insert:

"Section 1. That section 77-202.12, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; in line 3, strike *"so much of"* and insert *"the"*; in line 10, strike "~~,~~" and insert "~~.~~"; in line 11, insert *"or"* after the semicolon; in line 12, strike the period and insert an underscored semicolon; in line 19, strike *"section 77-202.13(1)"* and insert *"subdivision (1) of section 77-202.13"*; in line 19, strike *"65"* and insert *"sixty-five"*; in line 21, strike *"Provided in section 77-202.13(1)"*; and strike

lines 22 to 25 and insert "*income does not exceed (a) for a single claimant, two thousand eight hundred dollars, (b) for a married claimant with one spouse sixty-five years of age or over, three thousand five hundred fifty dollars, or (c) for a married claimant with both spouses sixty-five years of age or over, four thousand three hundred dollars.*".

2. In section 2, insert:

"Sec. 2. That section 77-202.13, Revised Statutes Supplement, 1971, be amended to read as follows:" before line 1; supply paragraphing to "(1)" in line 3; in line 3, strike "the" and insert "~~*the*~~ *The*"; and in line 10, strike the first "the" and insert "~~*the*~~ *The*".

3. Insert the Keyes amendment in section 2, line 17, after the period.

4. In section 3, insert :

"Sec. 3. That section 77-202.14, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; and in lines 3 and 4, strike "*subsections 77-202.13(1) and 77-202.13(2)*" and insert "*section 77-202.13*".

5. In section 4, insert :

"Sec. 4. That section 77-202.15, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; in line 31, strike "*section 77-202.13(1)*" and insert "*subdivision (1) of section 77-202.13*"; in line 36, strike "*section 77-202.13(2)*" and insert "*subdivision (2) of section 77-202.13*"; strike lines 46 to 48 and insert:

"*(b) It shall be the duty of an owner qualifying for homestead exemption under subdivision (2) of section 77-202.13 to notify the county assessor by*"; and in line 67 insert "*the*" after "*of*".

6. In section 5, insert:

"Sec. 5. That section 77-202.16, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; in line 12, strike "application" and insert "applicant" as in the statutes; and in line 28, strike "*provided that no*" and insert ". *No*".

7. In section 6, insert :

"Sec. 6. That section 77-202.18, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; in line 1, strike 77-202.18*(1)*." and insert "77-202.18. *(1)*"; in line 22, strike "*such owner*" and insert "*the applicant*"; in lines 24 and 25, strike "*from the Tax Commissioner*" and insert "*of disallowance or rejection*"; in line 25, strike "*contain*" and insert "*state*"; in line 26, insert an underscored comma after "*language*"; in line 27, strike "*claimant*" and insert "*applicant*"; and in line 28, strike "*will*" and insert "*shall*".

8. In section 7, insert:

"Sec. 7. That section 77-202.20, Revised Statutes

Supplement, 1969, be amended to read as follows:" before line 1; in line 19, strike "*1*" and insert "*(1) of this section*"; in lines 20 and 21, strike "*section 77-202.13.(1)*" and insert "*subdivision (1) of section 77-202.13*"; in line 27, strike "*such*" and insert "*the*"; and in line 28, insert "*shall be assessed*" after "*exemption*".

9. In section 8, insert:

"Sec. 8. That section 77-202.21, Revised Statutes Supplement, 1969, be amended to read as follows:" before line 1; in line 1, strike "The exemptions granted" and insert "~~*Exemptions-*~~ *The exemptions granted*"; in line 3, insert an underscored comma after "*80-401.01*"; in line 3, insert "first" after "shall" as in the statutes; and in lines 4 and 5, strike "*section 77-202.12(4)*" and insert "*subdivision (4) of section 77-202.12*"; and in line 5, insert "*first*" after "*shall*".

10. Add a new section to read:

"Sec. 9. That original sections 77-202.12, 77-202.14, 77-202.15, 77-202.16, 77-202.18, 77-202.20, and 77-202.21, Revised Statutes Supplement, 1969, and section 77-202.13, Revised Statutes Supplement, 1971, are repealed.".

11. In the title, strike lines 2 and 3 and insert:

"FOR AN ACT to amend sections 77-202.12, 77-202.14, 77-202.15, 77-202.16, 77-202.18, 77-202.20, and 77-202.21, Revised Statutes Supplement, 1969, and section 77-202.13, Revised Statutes Supplement, 1971, relating to taxation; to"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 1084A. Placed on Select File.

LEGISLATIVE BILL 1463. Placed on Select File as amended. Enrollment and Review amendments to LB 1463:

1. On page 3, line 18, strike "*hereinafter referred to*" and insert "*referred to in sections 2 to 11 of this act*".

2. On page 4, strike lines 12 to 14 and insert "*sections 83-325.01 to 83-325.04.*"; and strike beginning with the first comma in line 15 through "*9*" in line 16 and insert "*to 11*".

3. On page 5, line 9, strike "*where*" and insert "*when*".

4. On page 6, line 17, strike "*public defenders*" and insert "*a public defender*"; in line 21 strike "*(a)*" and insert "*of this act*"; and in line 22 strike "*provided that*".

5. On page 7, line 5, strike "*herein*" and insert "*in this section*".

6. On page 8, line 9, strike "*then*".

7. Insert the Carpenter amendment at the end of line 10, page 3; in line 4 thereof strike *"such"* and insert *"the"*; and in line 5 strike *"Likewise, all"* and insert *"All"*.

8. In the title, line 9, insert "to provide severability;" after the semicolon.

LEGISLATIVE BILL 928. Placed on Select File as amended. Enrollment and Review amendments to LB 928:

1. In section 1, strike the new matter in lines 8 to 10; and in line 25 insert *"The board of each educational service unit may charge for a portion or all of the costs of the additional services authorized by this section."* after the period.

2. In section 3, line 8, strike "and" and insert *"~~and~~ received by"*.

3. Insert the new section added by the Stahmer amendment as section 4; renumber section 4 of the Simpson amendment as section 5 and original section 4 as section 6.

4. In the title, strike lines 2 to 6 and insert:

"FOR AN ACT to amend section 79-2209, Reissue Revised Statutes of Nebraska, 1943, and sections 79-2208 and 79-2210.01, Revised Statutes Supplement, 1969, relating to educational service units; to provide for charges by such units; to provide for the budget; to provide for Class IV and V districts as prescribed; and to repeal the original sections.".

LEGISLATIVE BILL 1171A. Placed on Select File.

LEGISLATIVE BILL 1467. Placed on Select File as amended. Enrollment and Review amendments to LB 1467:

1. On page 2, line 6, strike the comma.

2. Add a new section to read:

"Sec. 2. Since an emergency exists, this act shall be in full force and take effect, from and after its passage and approval, according to law.".

3. In the title, line 4, insert "; and to declare an emergency" after "prescribed".

LEGISLATIVE BILL 949. Placed on Select File as amended. Enrollment and Review amendments to LB 949:

1. In lieu of the Keyes amendments, on page 3, lines 3 and 6, strike *"seventy-five"* and insert *"one hundred"*.

2. In lieu of the Klaver amendment, on page 3, line 11, strike the new matter and insert *"twenty-four"*.

3. On page 3, line 20, strike "is" and insert "are".

4. In the title, line 2, strike "section 23-1115" and insert "sections 23-1115 and 24-501.01"; in line 8, insert "to reduce the population level to require that the judge be an attorney;" after the semicolon; and in line 9, strike "section " and insert "sections".

LEGISLATIVE BILL 1389. Placed on Select File as amended.
Enrollment and Review amendment to LB 1389:
1. Pursuant to the Carpenter amendment, strike the standing committee amendment.

LEGISLATIVE BILL 1389A. Placed on Select File.

LEGISLATIVE BILL 1330. Placed on Select File as amended.
Enrollment and Review amendments to LB 1330:
1. In lieu of the Simpson amendment, on page 2, lines 6 and 11, strike *"nine"* and insert *"eight"*.
2. In the title, line 5, strike "nine" and insert "eight".

LEGISLATIVE BILL 1507. Placed on Select File as amended.
Enrollment and Review amendment to LB 1507:
1. In the title, strike lines 2 to 9 and insert:
"FOR AN ACT relating to crimes and punishments; to make it unlawful to, through malice, file any false affidavit or application, report, or order relating to commitment of the mentally ill; and".

LEGISLATIVE BILL 1285. Placed on Select File as amended.
Enrollment and Review amendment to LB 1285:
1. In section 1, line 26, insert "the" after "along".

LEGISLATIVE BILL 347. Placed on Select File.

LEGISLATIVE BILL 920. Placed on Select File as amended.
Enrollment and Review amendments to LB 920:
1. Insert the Swanson amendment as section 1; before line 1 thereof insert:
"Section 1. That section 32-102, Revised Statutes Supplement, 1971, as amended by section 18, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, be amended to read as follows:"; in line 1 insert "32-102." before "Elector"; in line 5, strike the dot after "Nebraska" and insert a semicolon; and in line 7, insert an underscored comma after "resided" and strike the first comma and show as stricken.

2. Renumber original sections 1 and 2 as sections 2 and 3.

3. For correlation purposes, on page 2, lines 2 and 25 and in the title, line 3, insert ", as amended by section 48, Legislative Bill 661, Eighty-second Legislature, First Session, 1971" after "1969"; and on page 2, strike the last two stricken sentences.

4. On page 2, line 25, strike "is" and insert "and section 32-102, Revised Statutes Supplement, 1971, as amended by section 18, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, are".

5. In the title, line 2, insert "section 32-102, Revised Statutes Supplement, 1971, as amended by section 18, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and" after "amend"; in line 3, insert "to redefine elector;" after the semicolon; and in line 7 strike "section" and insert "sections".

LEGISLATIVE BILL 1426. Placed on Select File as amended.
Enrollment and Review amendments to LB 1426:

1. In lieu of standing committee amendment 1, on page 3, line 1, strike the new matter and strike the stricken matter; and strike lines 2 to 22 and show old matter stricken.

2. In standing committee amendment 2, line 5, strike *"section 81-263.84 (2)"* and insert *"subsection (2) of section 81-263.84"*; in line 8, strike *"said"* and insert *"the"*.

3. In standing committee amendments, page 4, line 10, insert *"in which case"* after the comma; and in lines 11 and 12 and line 14 strike *"subparagraph (a) above"* and insert *"subdivision (a) of this subsection"*.

4. On page 5, line 2, strike "section 81-263.39" and insert "sections 81-263.39, 81-263.40, and 81-263.84"; and in line 3 strike "is" and insert "are".

5. In the title, strike lines 2 to 5 and insert:

"FOR AN ACT to amend sections 81-263.39, 81-263.40, and 81-263.84, Revised Statutes Supplement, 1971, relating to dairy products; to redefine terms; to provide liability for fees; to provide for determination of minimum basic cost; and to repeal the original sections.".

(Signed) Duke Snyder, Chairman

SELECT FILE

LEGISLATIVE BILL 1504. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 650A. Mr. Luedtke offered the following amendments which were adopted by unanimous consent:

1. Strike original section 1 through 4 and insert the following:

"Section 1. Amend section 66, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, to read as follows:

	General	Cash	Federal	Total
Sec. 66. Department of Economic Development -- Agency No. 72				
(1) Program No. 604 -- Administration and Research	189,349	25,000	5,000	219,349
Personal Services expenditures shall not exceed $145,670.				
(2) Program No. 611 -- Development and Tourism	*385,989* ~~540,029~~	*427,134* ~~27,134~~	170,971	*984,094* ~~738,134~~
Personal Services expenditures shall not exceed ~~$324,283.~~ *$370,683.* There is included $10,000 of General Funds for the Arbor Lodge Centennial.				
(3) Program No. 584 -- Nebraska Indian Commission	34,837			34,837
Personal Services expenditures shall not exceed $19,627.				
The unexpended Cash Fund balances existing on June 30, 1972, for the programs in subsections (1) to (3) of this section are hereby reappropriated.				
For Informational Purposes only: Total Appropriations to Agency No. 72 and Fund Source	*610,175* ~~764,215~~	*452,134* ~~52,134~~	175,971	*1,238,280* ~~992,320~~

Sec. 2. That section 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, as amended by Legislative Bill 1413, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

Sec. 79. Cash Funds

Expenditure of cash funds appropriated in Column (C) of this act shall be limited to the amount in that column except when specific exceptions are made. All reappropriated cash fund balances as specified are included in the amounts shown in Column (C). The amounts appropriated in Column (C) in sections 2 to 73 include the following funds:

(1) Legislative Council: Grain Alcohol Fuel Tax Fund;

(2) Secretary of State: Collection Agency Cash Fund, Stock Brand Cash Fund;

(3) State Treasurer: Unclaimed Property Cash Fund;

(4) State Department of Education: Nebraska Technical College Cash Fund, School for the Deaf Cash

Fund, Western Nebraska Technical College Cash Fund, Driver's Education Cash Fund, Teacher's Certification Cash Fund, Nebraska School for the Visually Handicapped Cash Fund, Nebraska School for the Mentally Retarded (Cozad School) Cash Fund, Instructional Television Cash Fund;

(5) Department of Revenue: Motor Fuels Refund Administration Cash Fund, Severance Tax Administration Cash Fund, Tax Commissioner's Cash Fund;

(6) Department of Aeronautics: Aeronautics Cash Fund;

(7) Department of Agriculture: Feed Tonnage Tax Fund, Fertilizer Tonnage Tax Fund, Dairy Trade Practices Cash Fund, Potato Inspection Fund, Soil and Plant Analysis Cash Fund, Grade A Milk Fund, Livestock Auction Market, Nebraska Potato Development Fund, Nebraska Wheat Development Fund, Egg Law Enforcement Cash Fund, Sugar Beet Weights and Testing Fund , Weights and Measures Administrative Fund;

(8) Department of Banking: Financial Institutions Assessment Cash Fund, Securities Fund, Loan Act Fund;

(9) Department of Health: Health Reimbursement Fund, Lab Reimbursement Fund, Board of Examiners Cash Fund;

(10) State Fire Marshal: Fire Prevention Cash Fund;

(11) Department of Insurance: Department of Insurance Cash Fund;

(12) Department of Labor: Employment Security Contingent Cash Fund;

(13) Department of Motor Vehicles: Vehicle Safety Inspection Cash Fund;

(14) Department of Public Institutions: Nebraska Veterans' Home Building Fund, Institution Cash Fund;

(15) Department of Public Welfare: Nebraska Center for Children and Youth Cash Fund, Public Welfare Cash Fund;

(16) Department of Roads: Highway Cash Fund, County Highway and City Street Superintendent Cash Fund, Grade Crossing Construction Cash Fund, Recreational Road Cash Fund;

(17) Department of Water Resources: Nebraska Power Review Board Cash Fund;

(18) Military Department: Military Department Cash Fund;

(19) Board of Educational Lands and Funds: Surveyors Cash Fund;

(20) Game and Parks Commission: State Game Fund, State Park Cash Fund, Gifts and Bequests Fund, Land and Water Conservation Funds;

(21) State Racing Commission: Racing Commission Cash Fund;

(22) Nebraska Brand Committee: Brand Inspection and Theft Prevention Cash Fund;

(23) Nebraska Motor Vehicle Industry Licensing Board: Nebraska Motor Vehicle Industry Licensing Board Cash Fund;

(24) State Real Estate Commission: Real Estate Commission Cash Fund;

(25) State Athletic Commissioner: Athletic Commissioner's Cash Fund;

(26) Board of Nursing: Board of Nursing Cash Fund;

(27) Board of Barber Examiners: Board of Barber Examiners Cash Fund;

(28) Nebraska Educational Television Commission: Educational Television Cash Fund;

(29) Nebraska State Colleges: Chadron Cash Fund, Kearney Cash Fund, Peru Cash Fund, Wayne Cash Fund;

(30) University of Nebraska: University of Nebraska Cash Fund, Land Lease Cash Fund, University Hospital Cash Fund, University of Nebraska at Omaha Cash Fund;

(31) Nebraska State Historical Society: Historical Society Cash Fund, Historical Landmark Cash Fund;

(32) Nebraska Soil and Water Conservation Commission: Small Watershed Cash Fund, Obstruction Removal Cash Fund, Soil and Water Conservation Cash Fund;

(33) Nebraska Oil and Gas Conservation Commission: Oil and Gas Conservation Commission Cash Fund;

(34) Board of Examiners for Professional Engineers and Architects: Professional Engineers and Architects Cash Fund;

(35) Board of Examiners for Land Surveyors: Land Surveyors Cash Fund;

(36) Nebraska State Board of Public Accountancy: Public Accountants Cash Fund;

(37) Department of Administrative Services: Data Processing Cash Fund;

(38) Abstracters Board of Examiners: Abstracters Cash Fund;

(39) Advisory Committee on Aging: Aging Cash Fund;

(40) Department of Economic Development: Economic Development Cash Fund, Nebraska Resources Cash Fund, Tourist Promotion Cash Fund~~,~~, *Tourist Promotion Fund*;

(41) State Board of Landscape Architects: Landscape Architects Cash Fund;

(42) Board of Examiners for Psychologists: Psychologists License Cash Fund;

(43) Public Employees Retirement Board: Public

Employees Retirement Cash Funds, School expense, State Patrol expense, Judges expense;

(44) Auditor of Public Accounts; Auditor of Public Accounts Cash Fund;

(45) Nebraska Investment Council: State Investment Officers Cash Fund;

(46) Nebraska Commission on Law Enforcement and Criminal Justice: Nebraska Law Enforcement Training Center Cash Fund, Law Enforcement Improvement Cash Fund; and

(47) Board of Trustees of the Nebraska State Colleges: Student Loan Administration Cash Fund.

Sec. 3. There is hereby appropriated from the General Fund the sum of twenty-two thousand dollars for the period July 1, 1972, to June 30, 1973, to the Department of Revenue, Agency No. 16, for Program 102, to aid in carrying out the provisions of Legislative Bill 650, Eighty-second Legislature, Second Session, 1972.

Sec. 4 There is hereby appropriated from the General Fund the sum of three thousand five hundred dollars for the period July 1, 1972, to June 30, 1973, to the State Treasurer, Agency No. 12, for Program 503, to aid in carrying out the provisions of Legislative Bill 650, Eighty-second Legislature, Second Session, 1972.

Sec. 5. The Director of Administrative Services is hereby authorized and directed to draw his warrants upon the proper fund in the state treasury for, but never in excess of, the sum herein specified in sections four and five upon presentation of proper vouchers. The State Treasurer shall pay the warrants out of money in the General Fund not otherwise appropriated.

Sec. 6. That original section 66, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, and original section 79, Legislative Bill 1476, Second Session, 1972, as amended by Legislative Bill 1413, Eighty-second Legislature, Second Session, 1972, are repealed.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1084. Enrollment and Review amendments found in today's Journal were adopted.

Mr. Carpenter offered the following amendments which were adopted by unanimous consent:

Sec. 2. Amend 77-202.13 to read as follows:

77-202.13. All homesteads in this state shall be assessed for taxation the same as other property, except that there shall be exempt from taxation

(1) the first twenty-five per cent of the actual value of any homestead having an actual value of fifteen hundred dollars or less, (2) the first twenty per cent of the first four thousand dollars of the actual value of any homestead having an actual value in excess of fifteen hundred dollars, *and* (3) the first ninety per cent of the actual value of any homestead of any veteran as defined in section 80-401.01, drawing compensation from the Veterans' Administration of the United States because of one hundred per cent disability and not eligible for total exemption under the provisions of sections 77-202.08 to 77-202.10, or the unremarried widow of any such veteran, or the unremarried widow of a

serviceman who dies while on active duty during the dates described in section 80.401.01-, *and (4) in 1973, the first twenty-five per cent and in 1974, and each year thereafter the first fifty per cent of the tax on the homestead of persons qualifying under section 77-202.12 (4), but not to exceed a maximum exemption of one hundred twenty-five dollars in 1973 and in 1974 and each year thereafter two hundred fifty dollars.* The percentages in subdivisions (1) and (2) of this section shall be increased to fifty and forty-five respectively, in the case of any veteran as defined in section 80-401.01, for the year in which he reaches seventy years of age and for each subsequent year, or the unremarried widow or widower of any such veteran or the husband or wife of any such veteran when the veteran is not the owner of record.

Sec. 3. Amend 77-202.14 to read as follows:

77-202.14. On or before January 1 of each year, the Tax Commissioner shall prescribe suitable blank forms to be used by all claimants for homestead exemption. Such forms shall contain provisions for the showing of all information which the Tax Commissioner may deem necessary to *(a)* enable the proper county officials to determine whether each claim for exemption *under 77-202.13 (1), 77-202.13 (2), or 77-202.13 (3) should be allowed, and (b) enable the Tax Commissioner to determine whether each claim for exemption under 77-202.13 (4)* should be allowed.

It shall be the duty of the county assessor of each county in this state to furnish such forms, upon request, to each person desiring to make application for homestead exemption on property located within that county. The forms so prescribed shall be used uniformly throughout the state and no application for exemption shall be allowed unless the applicant uses the regularly prescribed form in making his application.

Sec. 4. Amend 77-202.15 to read as follows:

77-202.15. ~~*It shall be the duty of each taxpayer who applies for homestead exemption to file application therefor with the county assessor of the county in which the real estate is located on or before March 15 of each year, and the failure to do so shall constitute a waiver of exemption for such year.*~~ *(1)* The application for homestead exemption shall be signed and sworn to by the owner of record of the property unless the owner is an incompetent, in which case it shall be signed and sworn to by the guardian. The county assessor, ~~*and*~~ his duly appointed deputies, *and notaries public* are authorized to administer such oaths.

~~*Any taxpayer who has been granted a homestead exemption for the year 1970, or for any year thereafter, and who continues to occupy such homestead property as a homestead, shall not be required to reapply for such homestead exemption the following year, and the homestead exemption as to such property shall remain in full force and effect for each succeeding year so long as the record actual ownership thereof be vested in such taxpayer residing and domiciled thereon and such instrument of ownership is on record in the office of the register of deeds and such owner is in all other respects entitled exemption under the provisions of sections 77-202.12 to 77-202.22. Any purchaser or N. owner of property must claim a homestead exemption as provided in this section before the allowance of same to him on such property shall be lawful.*~~

~~*It shall be the duty of any owner of property who has been granted a homestead exemption thereon to notify the county assessor of any change of the homestead exemption status of such property occurring during any year. Such notice of change of homestead exemption status of property shall be given in writing on or before December 31 of the year in which such change occurs.*~~

(2) (a) It shall be the duty of each owner who applies for the homestead exemption provided in section 77-202.13 (1), 77-202.13 (2), or 77-202.13 (3), to

file an application therefor with the county assessor of the county in which the real estate is located on or before June 1, and failure to do so shall constitute a waiver of the exemption for that year.

If an owner is granted a homestead exemption as provided in section 77-202.13 (1), 77-202.13 (2), or 77-202.13 (3), the homestead exemption as to such property shall remain in full force and effect for each succeeding year without reapplication; Provided, the actual record owner is in all respects entitled to the exemption granted under the provisions of sections 77-202.12 to 77-202.22.

(b) Since an owner qualifying for homestead exemption under section 77-202.13 (1), 77-202.13 (2), or 77-202.13 (3), need not reapply for an exemption each year, it shall be the duty of such owner to notify the county assessor by March 15 of each year of any change in the homestead exemption status occurring in the preceding year. If, by his failure to give such notice, any such property owner permits the allowance of the homestead exemption for any succeeding year after the homestead exemption status of such property has changed, an amount equal to the amount of the taxes lawfully due but not paid by reason of such unlawful and improper allowance of homestead exemption, together with penalty and interest on such total sum as provided by statute on delinquent ad valorem taxes, shall be due and shall, upon entry of the amount thereof on the books of the county treasurer, be a lien on such property while unpaid. Such lien may be enforced in the manner provided for liens for other delinquent taxes. Any person who has permitted the improper and unlawful allowance of such homestead exemption on his property shall, as an additional penalty, also forfeit his right to a homestead exemption on any other property in this state for the two succeeding years.

(3) It shall be the duty of each owner who applies for the homestead exemption provided in section 77-202.13 (4) to file the application therefor with the Tax Commissioner on or before June 1 of each year, and failure to do so shall constitute a waiver of the exemption for such year.

(4) Any purchaser or new owner of property must claim a homestead exemption as provided in this section before the allowance of same to him on such property shall be lawful.

Sec. 5. Amend 77-202.16 to read as follows:

77-202.16. *(1)* The county assessor shall examine each application for homestead exemption filed with him and shall determine whether or not such application should be approved or rejected and if approved, determine the amount of the exemption. If the application is approved, he shall mark the same approved and show thereon the amount of exemption allowed and make the proper deduction upon his assessment rolls. In case he finds that the exemption should not be allowed by reason of not being in conformity to law, he shall mark the application rejected and state thereon the reason for such rejection. In any case where the county assessor disallows or reduces an application for exemption, he shall notify the applicant of his action by mailing written notice to him at the address shown in the application, which notice shall be mailed not later than the fourth Monday in April and shall be on forms prescribed by the Tax Commissioner. All applications for exemption, showing thereon the action of the county assessor, shall be delivered to the county board of equalization on or before the fourth Monday of April of each year.

(2) The Tax Commissioner shall examine each application for homestead exemption filed with him and shall determine whether or not such claim for exemption should be approved or rejected. If the claim for exemption is approved, he shall mark the same approved and show thereon the amount of exemption allowed. The Tax Commissioner shall on or before September 1 of each year file a certified statement with the county assessor of each county listing those qualified

claimants and homesteads entitled to the exemption for that year provided that no homestead or qualified claimant shall be allowed more than one exemption under the provisions of sections 77-202.12 to 77-202.22 per year. The county assessor shall make the proper deduction on his assessment rolls.

Sec. 6. Amend 77-202.18 to read as follows:

77-202.18 *(1)*. In any case when the county assessor or county board of equalization disallows or rejects an application for homestead exemption or changes the amount of exemption from that claimed by the applicant, such applicant may obtain a hearing before the county board of equalization by filing a written complaint with the county clerk within ten days from receipt of the notice from the county assessor or county board of equalization showing such rejection or change in amount. Such complaint shall specify his grievances and the pertinent facts in relation thereto, in ordinary and concise language and without repetition, and in such manner as to enable a person of common understanding to know what is intended. The board may take evidence pertinent to such complaint, and for that purpose may compel the attendance of witnesses and the production of books, records, and papers by subpoena. The taxpayer shall have the right to appeal from the finding of the board with reference to his application for homestead exemption, as provided by law for appeals from the county board of equalization on questions of valuation of property, and the appeal shall be taken in the same manner and subject to the same requirements.

(2) In any case when the Tax Commissioner disallows or rejects a claim for exemption, such owner may obtain a hearing before the Tax Commissioner by filing a written petition with the Tax Commissioner within ten days from the receipt of the notice from the Tax Commissioner. The petition shall contain, in clear and concise language (a) the amount in controversy, (b) the issues involved, (c) the name and address of the claimant, and (d) a demand for relief. The hearing will be conducted in accordance with sections 84-901 to 84-917.

Sec. 7. Amend 77-202.20 to read as follows:

77-202.20. *(1)* Any person who makes any false or fraudulent claim for exemption, or any false statement or false representation of a material fact in support of such claim, or any person who assists another in the preparation of any such false or fraudulent claim, or enters into any collusion with another by the execution of a fictitious deed or other instrument for the purpose of obtaining unlawful exemption under the provisions of sections 77-202.12 to 77-202.22, shall be guilty of a misdemeanor and shall, upon conviction thereof, be subject to a forfeiture of the exemption herein granted for a period of two years from date of conviction, and to a fine of not less than twenty-five dollars, nor more than two hundred dollars, or to imprisonment in the county jail for not more than six months, or to both such fine and imprisonment. Any person who shall make oath to any false or fraudulent application for homestead exemption, knowing the same to be false or fraudulent application for homestead exemption, knowing the same to be false or fraudulent, shall be guilty of perjury and shall, upon conviction thereof, be punished as provided in section 28-701.

(2) In addition to the penalty provided in subsection (1) of this section, any person who files a claim for exemption as provided in section 77-202.13 (4) which is excessive due to misstatements by the owner filing such claim, the claim may be disallowed in full, and, if the claim has been allowed, an amount equal to the amount of taxes lawfully due but not paid by reason of such unlawful and improper allowance of homestead exemption shall be due and shall, upon entry of the amount thereof on the books of the county treasurer, be a lien on such property until paid and a penalty equal to the amount of taxes lawfully due but claimed for exemption.

Sec. 8. Amend 77-202.21 to read as follows:

77-202.21. The exemptions granted under the provisions of sections 77-202.12 to 77-202.22 *for any veteran, as defined in section 80-401.01* shall be granted as to taxes levied and assessed in 1970 *and for any qualified claimant, as defined in section 77-202.12 (4), shall be granted as to taxes levied and assessed in 1973.*

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1084A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1463. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 928. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1171A. Advanced to E & R for engrossment.

LEGISLATIVE BILL 1467. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 949. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1389. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1389A. Mr. Savage offered the following amendment, which was adopted by unanimous consent:

Strike the Savage amendment placed on LB 1389A on General File found in the Journal on page 1489.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1330. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MR. PROUD PRESIDING

LEGISLATIVE BILL 1507. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1285. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 347. Advanced to E & R for engrossment.

LEGISLATIVE BILL 920. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1426. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Rule Change

Mr. Simpson moved to amend the rules Page 14, Section 18: 4 members be elected from each of the areas enumerated in LB 1129.

Referred to the Rules Committee.

Mr. Carpenter moved to suspend the rules to take up the rule change today. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Stull offered the following amendment to the Simpson rule change:

District 1 - Legislative Districts 1,2,25,26, 27, 28, 29, 30, 32, 33, 3, 45.

District 2 - Legislative Districts 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 20, 31.

District 3 - Legislative Districts 15, 16, 21, 22, 23, 24, 36, 39, 40, 18, 19, 17.

District 4 - Legislative Districts 35, 37, 40, 41, 39, 38, 42, 43, 44, 47, 48, 49.

Mr. Carpenter moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Rule Changes pending.

MOTION–Adjournment

Mr. Swanson moved that when we adjourn today, that we adjourn until 9:00 a.m. Tuesday, March 28, 1972. The motion prevailed.

EASE

The Legislature was at ease from 4:21 p.m. until 4:50 p.m.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1100	1279	1279A	1284A	1336
1456	1456A	1466	1489	1492

The following bills were correctly engrossed:

928	1032A	1159	1159A	1203A
1248	1273	1293	1293A	1299
1303A	1309	1328A	1334A	1335
1367	1400	1413A	1442	1460A
1504	1512A			

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 1100, 1279, 1279A, 1284A, 1336, 1456, 1456A. 1466, 1489, 1492.

VISITORS

Mr. Pfister introduced 25 7th Grade students from Wayne, Nebraska and Teacher Mr. Dan Johnson.

Mr. Proud introduced 33 Student Librarians from Millard High School, Millard, Nebraska and Florence Johnson, teacher.

Mr. Maresh introduced his two granddaughters and 19 4th Grade students from Shickley Public School, Schickley, Nebraska and teachers, Shirley Rylych, Mary Ann Rosenquist, Jo Ann Miller and Ronald Marbler, Bus Driver.

Mr. Kennedy introduced Michael Jank and Dennis Demmel representing the "Walk for Development Project". The Walk for Development (April 29) is a nationwide project; this being the second year Lincoln, Nebraska has sponsored it. Proceeds go to the American Freedom from Hunger Foundation as well as local projects - City Mission, a daily breakfast program for Lincoln public school children, the Malone Center, and the Home for Girls at 19th and D Street.

ADJOURNMENT

At 4:56 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 9:00 a.m., Tuesday, March 28, 1972.

Vincent D.Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-EIGHTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, March 28, 1972

Pursuant to adjournment, the Legislature met at 9:02 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Lord Jesus, as we seek Thy forgiveness during this Holy Week, wilt Thou forgive us for doing those things that make us uncomfortable and guilty when we pray. We say that we believe in God and yet we doubt God's promises. We say that in God we trust and yet we worry and try to manage our own affairs. We say that we love Thee, O Lord, and yet we do not obey Thee. We believe that Thou hast the answer to all our problems and yet we do not consult Thee. Forgive us, Lord, for our lack of faith and the wilful pride which ignores the Way, the Truth and the Life. So wilt Thou now reach down and change the gears within us that we may go forward with Thee triumphantly. Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR THE JOURNAL

Page 1574, line 42, delete "1054" and insert "1504".
The Journal for the Fifty-Seventh Day was approved as corrected.

MESSAGES FROM THE GOVERNOR

March 24, 1972

Mr. President, Mr. Speaker
and Members of the Legislature
State House Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1079 without my signature and with my objections.

While I recognize that this measure passed 39 to 0, and your honorable body may wish to exercise its prerogative by quickly overriding this veto, may I encourage your thoughtful consideration to this message and the reasons for my objections.

The measure, among other things, funds a state militia and authorizes total expenditures of an additional $102,524.00.

The bill further authorizes the creation of administrative assistants in the National Guard Armories.

We have a top-rated National Guard that is fully capable of handling any emergency.

As far as this bill affects the mission of the military, the only viable consideration for funding of the militia or State Guard would be to have them in readiness should the Nebraska National Guard be called to active duty by the President in the event of a national emergency.

I suggest that if this is a paramount consideration, we should consider, for this purpose, such additional appropriations in next year's military appropriations budget, possibly in the neighborhood of $10,000 to $15,000.

The subject of control and use of drugs and education in this field is also embodied in LB 1079. The Nebraska National Guard has no expertise in the area of drug problems.

May I submit that any problems with young people and returning servicemen in this area should be properly and more expertly handled by existing agencies. This is not intended to minimize the drug problem, but rather to place it in proper perspective.

This year you created a Drug Commission to coordinate our attack on drugs. The Chairman of that Commission shares my objections on this subject. We have just created a single state source for planning and action regarding illegal drugs. Let us not fragment their efforts.

The measure goes into great detail regarding the non-military use of National Guard Armories. This is already being accomplished, and there is no need for new legislation in this regard.

The fiscal note on LB 1079 suggests possible 80/20 Federal matching funds for the suggested projects. There is no precedence from the Federal government for such a concept. Regardless of this, is it not about time that we realize that just because some Federal fund might be found for any project that someone dreams up, Nebraska must necessarily go after the Federal money?

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

March 27, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1432 without my signature and with my objections.

The administration opposes further welfare funding above the $3,000,000 general fund increase recommended in our executive budget which your Appropriation Committee accepted. Without LB 1432, we already have made a $105,000,000 commitment next year to the state's needy.

The current year, we will have made a total welfare appropriation of $87,065,561. Even without the further increase you provided with passage of LB 1432, we will spend next year $105,212,999. That is already a 20% increase in the state's welfare over last year.

The Legislature has, in LB 1432, repealed the right of the state to make ratable reductions in aid to dependent children benefits. No other Legislative body in any other state has ever taken such action that has the effect of tying the hands of the Executive Branch in the management of welfare. This is a first that we do not need in Nebraska.

Nebraska's population increased during the 1960's by just 5.1%, but the number of welfare increased almost 100%. During this same period, our total dollar welfare outlay increased over 4 times. You should also be made aware of the fact that Nebraska aid to dependent children benefits are, at this time, eighth highest in the nation. By any reasonable measurement, Nebraska is already doing its share in this area.

Last year Nebraska faced a welfare deficit, despite the largest percentage and largest multi-million dollar welfare outlay ever appropriated in our state's history. This was due to skyrocketing increased demands.

This Administration faced up to the issue and ratably reduced by 9% only those in the highest ADC income categories last August. For example, we *closed* cases in Lancaster County that averaged a composite monthly income picture of $595 plus food stamp eligibility and full medical coverage. Cases *reduced* in Lancaster County has these full benefits and an average monthly composite income picture of $492.55. Cases *closed* in Douglas County averaged a composite monthly income of $549.00. Does the Legislature understand and really want such recipients on the ADC roles?

This Administration's actions last year to ratably reduce contributed to a leveling off in welfare demands for the first time in many years. It is interesting to note that such action was taken as a result of last year's

mainline welfare budget which saw the Legislature specifically prescribe that the State Welfare Department could *not* deficit finance.

The welfare system has become a national mess, bad for those in legitimate need, and bad for those who must pay the bill.

I felt that we must find a way to control a runaway situation, while protecting those truly in need, and at the same time assuring solvency. I urge your thoughtful reconsideration of LB 1432 which would handcuff the Administration from continued prudent management of our Public Welfare program.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 24, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 741A, and Engrossed Legislative Bills Nos. 1199, 1119A, 1201, 1222, 1301A, 1382, 1387, 1413, 1433A, 1476, 1510, and 1510A.

These bills were signed by me on March 23, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 24, 1972, at 5:00 p.m., the following bills: 1100, 1279, 1279A, 1284A, 1336, 1456, 1456A, 1466, 1489, and 1492.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION—Suspend Rules

Mr. Swanson moved to suspend the rules and take up tomorrow's Final

Reading bills today. The motion prevailed with 41 ayes, 0 nays and 8 not voting.

SELECT COMMITTEE REPORT
Enrollment and Review

LEGISLATIVE BILL 1171. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1171:

1. Strike E & R amendment 1, adopted 3/22/72.
2. In the Snyder amendment 1, adopted 3/20/72

line 2, strike "Which is accredited" and insert "Accredited" and immediately thereafter insert the new matter added by the Schmit amendment 1.

3. On page 3, line 24, strike "accredited".
4. In line 3 of E & R amendment 3, adopted

3/15/72, strike "to" and insert "do".

5. In the title, line 5, strike "accredited";

and in line 8, strike "Education" and insert "Educational".

LEGISLATIVE BILL 1182. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1182:

1. On page 28, line 6, strike the comma and show

as stricken.

2. On page 35, line 13, strike "or".
3. On page 37, line 1, strike the comma.
4. In standing committee amendment 6, line 1,

strike "lines 1 to 14" and insert "the new matter in lines 1 to 11".

5. On page 73, redesignate subdivisions *(1)*

(3) as *(a)* to *(c)* respectively.

LEGISLATIVE BILL 1217. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1217:

1. On page 2, line 9, strike the comma and show

as stricken and insert the same immediately after the stricken matter in line 8.

LEGISLATIVE BILL 1302. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1302:

1. In the title, strike lines 2 to 8 and

all amendments thereto and insert:
"FOR AN ACT relating to public health; to provide for the medical treatment of minors for certain conditions as prescribed and to repeal section 1, Legislative Bill 1096, Eighty-second Legislature, Second Session, 1972.".

LEGISLATIVE BILL 461. Replaced on Select File as amended.
Enrollment and Review amendments to LB 461:

(Note: Amendments are to the first reading bill.)

1. On page 2, line 22, strike "*voting*".

2. In the Burbach amendment 2, line 2, strike "21" and insert "22".

3. In the title, strike beginning with "to" in line 4 through the first semicolon in line 6; and in line 10 strike "committee" and insert "commission".

LEGISLATIVE BILL 1474. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1474:

1. In lieu of the Kremer amendment 1, adopted 3/24/72, strike the standing committee amendment to page 8, line 5.

2. In the Kremer amendment 2, adopted 3/24/72 line 1, insert an underscored comma before "*or*".

3. In line 4 of E & R amendment 15, adopted 3/21/72, strike "line 14" and insert "line 6"; and strike line 8, and insert "before the stricken period.".

LEGISLATIVE BILL 1501. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1501:

1. Strike E & R amendments adopted 3/22/72.

LEGISLATIVE BILL 730. Replaced on Select File as amended.
Enrollment and Review amendment to LB 730:

1. In the Carpenter amendment, found on page 1523 of the Legislative Journal, in line 2, insert "district on page 3," after "after"; in line 2, insert a semicolon before "*Provided*"; remove all underscoring except to "*Provided*"; and in line 4, strike the first period.

LEGISLATIVE BILL 1303. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1303:

1. In section 3, line 11, insert a stricken comma after "~~*judgment*~~".

LEGISLATIVE BILL 1249. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1249:

1. In the title, line 2, strike "22-910" and insert "29-910".

LEGISLATIVE BILL 1491. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1491:

1. In new section 2, line 3, insert "*the Nebraska*" after the second "*to*".

2. In the title, line 7, insert "to make an appropriation;" after the semicolon.

LEGISLATIVE BILL 1351. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1351:

1. In E & R amendment 3, adopted 3/23/72, insert "after 'vehicle' " before the first semicolon.

2. On page 2, line 4, strike the comma.

LEGISLATIVE BILL 1514. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1514:

1. In E & R amendment 3, strike line 3 and insert "of line 1".

LEGISLATIVE BILL 650. Replaced on Select File as amended.
Enrollment and Review amendments to LB 650:

1. Strike original sections 1 to 11 and all amendments, including title amendments, adopted prior to the Luedtke amendments adopted 3/23/72.

2. In section 3, line 3, insert a comma after "furnishing" and after "days"; in line 4, strike "of" and strike "room or"; in line 9, insert a comma after "thereto" and after "lodgings"; and in line 26, strike "appropriated" and insert "lapsed".

3. In section 4, line 2, strike "is to" and insert "shall"; and in line 20, strike "heretofore stated objectives" and insert "objectives of this act".

4. In section 5, line 12, strike "appointed" and insert "designated by the Governor at the time of appointment,".

5. In section 7, line 11, insert a comma after "councils".

6. In section 8, line 1, insert "the following" after "established".

7. In section 9, line 4, strike "above established"; and in line 5, strike "The" and insert "Each".

8. In section 11, line 1, insert "and tourism promotion" after "travel".

9. In section 13, line 3, strike "will" and insert "shall".

10. In the title, strike lines 2 to 18 and insert:

"FOR AN ACT relating to tourism; to provide for tourism promotion as prescribed; to impose a transient lodging tax and the disposition of the proceeds thereof; to provide for administration; to provide an operative date; and to declare an emergency.".

LEGISLATIVE BILL 1270. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1270:

1. In line 2 of E & R amendment 3, strike "one".

2. In line 3 of the Stromer amendment 1, insert a period after "balance".

3. On page 3, line 3, strike "University's Medical Centers" and insert "Medical Center of the University of Nebraska".

LEGISLATIVE BILL 1357. Replaced on Select File as amended. Enrollment and Review amendment to LB 1357:

1. In line 4 of E & R amendment 4, insert "in line 5" after "matter".

LEGISLATIVE BILL 1497. Replaced on Select File as amended. Enrollment and Review amendments to LB 1497:

1. In standing committee amendment 1, line 6, strike the comma.

2. On page 9, lines 11 and 12, strike "well trained" and insert "~~*well-trained*~~ *well-trained*".

LEGISLATIVE BILL 1278. Placed on Select File as amended. Enrollment and Review amendments to LB 1278:

1. In new section 2, line 1, strike "original"; in line 29, insert "*any*" after "*except*"; in line 34, strike "~~.~~ ;" and insert ";." ; and in line 38, insert "*any*" after "*except*".

2. In the title, line 8, strike "and to repeal" and insert "to amend section 1, Legislative Bill 895, Eighty-second Legislature, First Session, 1971; to define terms; and to repeal the original section, and also".

LEGISLATIVE BILL 866. Replaced on Select File as amended. Enrollment and Review amendments to LB 866:

1. In lieu of the Duis amendment, on page 2, line 4, strike "six" and insert "~~*six*~~ *seven*"; in line 27, strike "and" and show stricken; on page 3, line 3, strike the period and insert "; *and*~~.~~"; and after line 3, insert:

"*(7) Bridges crossing a stream three hundred feet or more in width or channels of such a stream having a combined width of three hundred feet or more.*".

2. In lieu of the second Warner amendment, strike the Ziebarth amendment to page 3, line 6.

3. In the Ziebarth amendment, line 3, strike "*purpose*" and insert "*purposes*".

4. In the title, strike lines 2 to 8 and insert:

"FOR AN ACT to amend section 39-7,137, Reissue Revised Statutes of Nebraska, 1943, sections 39-2103 and 66-423.01, Revised Statutes Supplement, 1969, and section 39-2402, Revised Statutes Supplement, 1971, relating

to highways; to provide an exception; to provide an additional classification of rural highways; to change service as prescribed; to increase the Grade Crossing Protection Fund; to provide authority for bonds; and to repeal the original sections.".

LEGISLATIVE BILL 1129. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1129:

1. In lieu of the Simpson and Keyes amendments, on page 1 of the Swanson amendments, line 10, strike *"eight"* and insert *"six"*; and strike the new matter in lines 19 to 23 and insert *"1, 2, 15, 16, 23 to 30, 32 to 35, and 46; two from legislative districts Nos. 3 to 14, 20, 31, and 45; and two from legislative districts Nos. 17 to 19, 21, 22, 36 to 44, and 47 to 49."*.

LEGISLATIVE BILL 1345. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1345:

1. In line 1 of new section 2, insert "Sec. 2." before *"There"*.

2. In the title, strike beginning with "hospitals" in line 6 through the semicolon in line 7 and insert "the Douglas County Hospital;"; and in line 9 insert "to make an appropriation;" after the semicolon.

LEGISLATIVE BILL 650A. Replaced on Select File as amended.
Enrollment and Review amendments to LB 650A:

1. In section 1, line 1, strike "Amend" and insert "That"; in line 2, insert "be amended" before "to".

2. In section 2, line 2, insert "section 2," after "by"; in line 3, strike "1413" and insert "1413A"; in subsection (9) insert ", Heart Society Gift Cash Fund, Tuberculosis Association Gift Cash Fund" after "Fund" in line 3; in subsection (15), insert ", Crippled Children Cash Fund, State Assistance Fund" after "Fund" in line 3; in subsection (32) strike line 1 and insert "(32) Nebraska Natural Resources"; and in subsection (43) insert ", Administration Expense Employee Cash Fund" after "expense".

3. In sections 3 and 4, line 5, strike *"Second Session, 1972"* and insert *"First Session, 1971"*.

4. In section 5, line 3, strike *"sum"* and insert *"sums"*; and in line 4, strike *"four and five"* and insert *"3 and 4 of this act"*.

5. In section 6, line 3, strike "original"; in line 3, insert "Eighty-second Legislature," after the second comma; and in line 4 strike "1413" and insert "1413A".

6. In the title, strike lines 2 to 14 and insert: "FOR AN ACT to amend section 66, Legislative Bill 1476, Eighty-

second Legislature, Second Session, 1972, and section 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, as amended by section 2, Legislative Bill 1413A, Eighty-second Legislature, Second Session, 1972; to make appropriations to aid in carrying out the provisions of Legislative Bill 650, Eighty-second Legislature, First Session, 1971; and to repeal the original sections.".

LEGISLATIVE BILL 1084. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1084:
(Note: References to sections are as they were amended on 3/24/72.)

1. In section 2, insert a comma after "veteran" in line 7 and after "forty-five" in line 18, as in the statutes; in line 12 strike "dies" and insert "died" as in the statutes; strike the stricken period in line 13 and remove underscoring from the period in line 17; insert an underscored comma after *"cent"* in line 13 and *"thereafter"* in line 14; strike the last comma in line 13; in line 15, strike *"section 77-202.12(4)"* and insert *"subdivision (4) of section 77-202.12"*; and in line 16, after the first *"and"* insert *"two hundred fifty dollars"* and strike the same in line 17.

2. In section 3, line 4, strike *"(a)"* and insert *"(1)"*; in lines 5 and 6, strike *"77-202.13 (1), 77-202.13 (2), or 77-202.13 (3)"* and insert *"subdivisions (1) to (3) of section 77-202.13"*; in line 6 strike *"(b)"* and insert *"(2)"*; and in line 7, strike *"77-202.13 (4)"* and insert *"subdivision (4) of section 77-202.13"*.

3. In section 4, line 26, and lines 30 and 31, strike *"section 77-202.13 (1), 77-202.13 (2), or 77-202.13 (3)"* and insert *"subdivisions (1) to (3) of section 77-202.13"*; in line 33, strike *"actual record"*; strike lines 35 to 37 and insert:

"(b) The owner of a homestead which has been granted an exemption under subdivisions (1) to (3) of section 77-202.13 shall notify the county assessor by"; in line 52 strike *"section 77-202.13 (4)"* and insert *"subdivision (4) of section 77-202.13"*; and in line 56 strike *"of same"* and insert *"thereof"*.

4. Because they duplicate existing sections except for E & R amendments, strike sections 5, 6, and 8 in the Carpenter amendments adopted 3/24/72.

5. In section 7, line 16, strike *"section 77-202.13 (4)"* and insert *"subdivision (4) of section 77-202.13"*; and in line 23 insert *"shall be assessed"* after *"exemption"*.

6. In section 1, line 11, strike the semicolon and insert an underscored comma; and in line 19, strike *"is"* and insert *"shall mean"*.

7. In line 11 of E & R amendment 1, adopted 3/24/72, strike "25" and insert "26".

8. In section 1, line 8, insert "~~and~~" at the end of the line.

9. Underscoring has been removed from the period in the last line of section 8.

10. In section 7, line 16, strike "*any person who*" and insert "*if any person*".

LEGISLATIVE BILL 1463. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1463:

1. On page 2, line 3, strike "Section 1." and insert "29-1804."

LEGISLATIVE BILL 1507. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1507:

1. On page 3, line 2, strike "of this act".

LEGISLATIVE BILL 1426. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1426:

1. In E & R amendment 1, line 2, strike the second "strike" and insert "reinstate".

2. Renumber original section 2 as section 4.

LEGISLATIVE BILL 1440. Replaced on Select File as amended.
Enrollment and Review amendments to LB 1440:

1. In new section 1, line 10, strike "*subscribed on ~~his~~*" and insert "*his subscribed on*"; in line 11 insert an underscored period after "claim"; and in line 12, strike the period and show as stricken.

2. In the title, line 2, strike "section" and insert "sections 28-1301 and"; and in line 6, strike "section" and insert "sections".

LEGISLATIVE BILL 1333. Replaced on Select File as amended.
Enrollment and Review amendment to LB 1333:

1. In section 1, line 1, and in the title, line 2, strike "29-313,"; and in section 1, line 3, and in the title, line 4, insert ", and section 29-313, Reissue Revised Statutes of Nebraska, 1943, as amended by section 165, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971" after "1943".

(Signed) Duke Snyder, Chairman

UNANIMOUS CONSENT--Unbracket LB 304

Mr. Syas asked unanimous consent to unbracket LB 304 on Final Reading. No objections. So ordered.

UNANIMOUS CONSENT—Member Excused

Mr. Kremer asked unanimous consent to be excused from noon until 3:00 p.m. No objections. So ordered.

MOTION—Adjournment

Mr. Swanson moved that when the Legislature adjourns Wednesday, March 29, 1972, they adjourn until 8:00 a.m., Wednesday, April 5, 1972.

Motion pending.

MEMBERS' BIRTHDAY

Mr. Swanson announced that yesterday was Mr. Mahoney's birthday and today is Mr. Carpenter's birthday. The members sang Happy Birthday to them.

MOTION—Return LB 1032 To Select File

Mr. Keyes moved to return LB 1032 to Select File for the following specific amendment:

Strike the enacting clause.

The motion lost with 17 ayes, 26 nays and 6 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1032.

A BILL FOR AN ACT relating to courts; to establish a statewide system of county courts replacing existing county, police magistrate, and justice of the peace courts as prescribed; to amend sections 2-220, 11-125, 13-113, 13-114, 14-603, 14-604, 15-326, 16-105, 16-219, 16-323, 17-107, 17-108.02, 17-209.02, 17-213, 17-564, 19-3015, 22-206, 23-224, 23-230, 23-1805, 23-1808, 23-1811, 23-1812, 23-1903, 23-2001, 24-315, 24-502.01, 24-503, 24-508 to 24-512, 24-520, 24-528.01, 24-532, 24-535 to 24-543, 24-549, 25-1013, 25-1042, 25-1056, 25-1094, 25-1267.14, 25-1402, 25-1521, 25-1522, 25-1565, 25-1701, 25-1901, 25-1906 to 25-1910, 25-2105, 25-21,147, 25-2222, 26-115, 26-118, 26-122, 26-1,100, 26-1,103, 26-1,104, 26-1,105, 26-1,106, 26-1,112, 26-1,114 to 26-1,117, 26-1,119 to 26-1,134, 28-706, 28-711, 28-714, 28-716, 28-724, 28-729, 28-805, 28-807, 28-810, 28-1118, 28-1218, 28-1231, 29-103, 29-201, 29-204, 29-301, 29-313, 29-403, 29-406, 29-504, 29-611, 29-613, 29-615, 29-616, 29-901, 29-1607, 30-808, 30-1102 to 30-1108, 30-1110,

30-1112 to 30-1114, 30-1116, 30-1119 to 30-1123, 30-1128, 30-1133, 30-1136 to 30-1138, 30-1142, 30-1143, 30-1205, 30-1206, 30-1608, 31-328, 31-329, 31-365, 32-308, 32-312, 32-314, 32-414, 32-466, 32-1039, 33-120, 33-123, 33-124, 33-130, 33-140, 33-148, 37-306, 37-601, 37-602, 38-106, 38-607, 38-611, 38-612, 38-614, 38-616, 38-620, 38-623, 38-624, 38-629, 38-636, 38-637, 38-638, 38-701, 38-702, 38-704, 39-703, 42-114, 43-207, 49-502, 49-801, 51-214, 53-197, 54-404, 54-406, 54-705, 57-210, 57-222, 57-223, 57-402, 65-101, 68-116, 76-217, 76-502, 76-504, 77-2401, 77-2402, 77-2403, 78-102, 78-103, 78-105 to 78-108, 83-328.02, 83-467, 83-471, and 86-338, Reissue Revised Statutes of Nebraska, 1943, sections 24-550, 24-551, 24-552, 24-553, 24-708, 24-716, 25-1558, 25-21,148, 26-1,118, 29-614, 30-1202, 32-4,101, 33-136, 39-796, and 54-143.01, Revised Statutes Supplement, 1969, sections 7-111, 11-119, 14-610, 24-562.01, 24-701, 26-116, 26-1,104.01, 32-421.01, 35-101, 42-108, and 43-202, Revised Stautes Supplement, 1971, sections 39-794, Reissue Revised Statutes of Nebraska, 1943, as amended by section 2, Legislative Bill 1058, Eighty-second Legislature, Second Session, 1972, section 24-703.01, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, section 30-1132, Revised Statutes Supplement, 1969, as amended by section 2, Legislative Bill 1052, Eighty-second Legislature, Second Session, 1972, section 24-703, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1471, Eighty-second Legislature, Second Session, 1972, sections 32-535 and 32-537, Revised Statutes Supplement, 1971, as amended by sections 57 and 58, respectively, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1174, Eighty-second Legislature, Second Session, 1972; to provide an operative date; and to repeal the original sections, and also sections 5-106, 14-119, 23-158, 24-501, 24-501.01, 24-502, 24-504 to 24-507.02, 24-514 to 24-519, 24-521 to 24-528, 24-529 to 24-531, 24-533, 24-534, 24-544, 24-547, 24-548, 24-554 to 24-561, 25-1583 to 25-1586, 25-1709, 26-107.01, 26-116.01, 26-121, 26-123, 26-125 to 26-150, 26-151.01, 26-161 to 26-183, 26-185 to 26-194, 26-196 to 26-199, 26-1,101, 26-1,102, 26-1,107, 26-1,109, 26-1,110, 26-1,111, 26-1,113, 26-1,136 to 26-1,138, 26-1,140, 26-1,142 to 26-1,171, 26-1,184 to 26-1,187, 26-1,189 to 26-1,201, 29-202, 29-206, 29-207, 29-602, 29-603, 29-605 to 29-610, 29-617 to 29-623, 32-311, 32-1001.11 to 32-1001.16, 32-1041, 33-127, 33-134, 33-135, and 43-211, Reissue Revised Statutes of Nebraska, 1943, Chapter 18, article 2, as amended, and Chapter 27, as amended, Reissue Revised Statutes of Nebraska, 1943, sections 24-507.03, 24-513, 26-184, 26-1,135, 26-139, 26-1,141, 29-601, and 29-604, Revised Statutes Supplement, 1969, and sections 24-521.01, 24-545, 24-546, 26-124, 26-151, 26-1,106.01, 26-1,108, and 26-1,188, Revised Statutes Supplement, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Klaver	Luedtke	Mahoney	Maresh
Morgan	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Waldron	Warner	Wiltse	

Voting in the negative, 17:

Burbach	Clark	Holmquist	Johnson	Kennedy
Keyes	Kime	Kokes	Kremer	Lewis
Marvel	Nore	Skarda	Syas	Waldo
Whitney	Ziebarth			

Not voting, 3:

Epke	Moylan	Pfister

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MR. SWANSON PRESIDING

LEGISLATIVE BILL 1087.

A BILL FOR AN ACT to amend sections 60-404, 60-406, and 60-409, Reissue Revised Statutes of Nebraska, 1943, and sections 60-403.01 and 60-415, Revised Stautes Supplement, 1971, relating to motor vehicle operators' licenses; to require a color photograph of the licensee to be affixed to certain licenses as prescribed; to provide for temporary licenses; to provide for costs; to increase fees and change the distribution thereof; to provide for rules and regulations; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett	Carpenter	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Goodrich	Johnson

Keyes	Kokes	Lewis	Luedtke	Morgan
Orme	Proud	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Swanson	Warner
Wiltse				

Voting in the negative, 20:

Burbach	Clark	Craft	Epke	Hasebroock
Holmquist	Kennedy	Kremer	Mahoney	Maresh
Marvel	Moylan	Nore	Pfister	Skarda
Stull	Waldo	Waldron	Whitney	Ziebarth

Not voting, 3:

Kime	Klaver	Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1087A.

Mr. Holmquist moved to return LB 1087A to Select File to strike the enacting clause.

Mr. Holmquist requested a Call of the House. The Call showed 48 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 34 ayes, 4 nays and 11 not voting.

The Holmquist motion lost with 24 ayes, 22 nays and 3 not voting.

A BILL FOR AN ACT to appropriate one hundred one thousand two hundred fifty dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Motor Vehicles, Agency No. 24, for Program 71, to aid in carrying out the provisions of Legislative Bill 1087, Eighty-second Legislature, Second Session, 1972.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Stromer requested a roll call vote.

Mr. Barnett requested a Call of the House. The Call showed 48 members present.

Voting in the affirmative, 23:

Barnett	Carpenter	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Goodrich	Keyes
Lewis	Luedtke	Morgan	Orme	Savage
Schmit	Simpson	Snyder	Stahmer	Stromer
Swanson	Waldo	Warner		

Voting in the negative, 23:

Burbach	Clark	Craft	Epke	Holmquist
Johnson	Kennedy	Kime	Klaver	Kokes
Kremer	Mahoney	Maresh	Marvel	Moylan
Nore	Pfister	Skarda	Stull	Syas
Waldron	Whitney	Ziebarth		

Not voting, 3:

Hasebroock	Proud	Wiltse

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

Mr. Holmquist moved the Call be raised. The motion prevailed with 36 ayes, 0 nays and 13 not voting.

LEGISLATIVE BILL 1401.

A BILL FOR AN ACT to amend section 70-611, Reissue Revised Statutes of Nebraska, 1943, and section 70-610, Revised Statutes Supplement, 1969, as amended by section 79, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to public power and irrigation districts; to change provisions imposing election costs of directors upon public power and irrigation districts; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 45:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 4:

DeCamp Hasebroock Morgan Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MR. PROUD PRESIDING

LEGISLATIVE BILL 1102.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 28, of the Constitution of Nebraska, relating to the executive; to harmonize the provisions with previous amendments; to change the duties of the Tax Commissioner; to change the membership of the State Board of Equalization and Assessment; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 28, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 28. A Tax Commissioner shall be appointed by the Governor with the advice and consent of the Legislature. He shall have jurisdiction over the administration of the revenue laws of the state and advise the State Board of Equalization and Assessment whose membership shall consist of the Governor, Secretary of State, Auditor of Public Accounts, State Treasurer, and a fifth member chosen as the Legislature may provide by law. Such board shall review and equalize assessments of property for taxation within the state. He shall have such other powers and perform such other duties as the Legislature may provide. His term of office and compensation shall be as provided by law."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment harmonizing the provisions with previous amendments, changing the duties of the Tax Commissioner, and changing the membership of the State Board of Equalization and Assessment.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Holmquist	Johnson	Kime
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Marvel	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Stromer
Stull	Swanson	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 3:

Maresh	Snyder	Syas

Not voting, 9:

Goodrich	Hasebroock	Kennedy	Keyes	Morgan
Pfister	Skarda	Stahmer	Waldron	

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1114A.

A BILL FOR AN ACT relating to appropriations; to eliminate funds to be used by the Nebraska Commission on Drugs, Agency No. 79, from the appropriation made to the Commission on Law Enforcement and Criminal Justice; to appropriate one hundred forty-seven thousand five hundred fifty-two dollars from the state General Fund and four hundred thousand dollars from federal funds for the period of July 1, 1972 to June 30, 1973 to the Nebraska Commission on Drugs, Agency No. 79, for Program No. 198, to aid in carrying out the provisions of Legislative Bill 1114, Eighty-second Legislature, Second Session, 1972; to provide for restrictions; to amend section 70, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Holmquist	Johnson	Kennedy	Kime
Klaver	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Clark	Goodrich	Hasebroock	Keyes	Lewis
Pfister	Skarda	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1116.

A BILL FOR AN ACT to amend sections 79-1044, 79-1049, 79-1056, 79-1056.01, 79-1056.02, and 79-1056.03, Revised Statutes Supplement, 1969, relating to schools; to prescribe retirement benefits for members of a retirement system in a Class V school district who retire or terminate their employment after August 31, 1972; to change the rate of contributions and amount of contributions; to change the time when rights vest; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Carpenter Chambers Skarda Warner Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

MOTION—Return LB 1410 to Select File

Mr. Swanson moved to return LB 1410 to Select File for the following specific amendments:

1. Insert a new section to read:

"Sec. 3. That section 1, Legislative Bill 1043, Eighty-second Legislature, Second Session, 1972, be amended to read as follows:

Section 1. That Chapter 59, article 12, Chapter 69, articles 8 and 9, section 72-240.01, and sections 81-294 to ~~*81-2,210*~~ *81-2,110*, Reissue Revised Statutes of Nebraska, 1943, are repealed.".

2. Renumber original section 3 as section 4; and in line 2 thereof insert ", and section 1, Legislative Bill 1043, Eighty-second Legislature, Second Session, 1972" after "1969".

3. In the title, strike lines 2 to 8 and amendments thereto and insert:

"FOR AN ACT to amend sections 81-217.12 and 81-217.21, Revised Statutes Supplement, 1969, and section 1, Legislative Bill 1043, Eighty-second Legislature, Second Session, 1972, relating to the Department of Agriculture; to extend provisions of the Nebraska Pure Food Act to include animal food; to redefine misbranded; to correct an error in the repeal of certain sections; and to repeal the original sections.".

The motion prevailed with 34 ayes, 0 nays and 15 not voting.

SELECT FILE

LEGISLATIVE BILL 1410. The Swanson specific amendments found in today's Journal were adopted with 32 ayes, 0 nays and 17 not voting.

Advanced to Enrollment and Review for re-engrossment.

MR. SWANSON PRESIDING

MOTION–Return LB 1513 to E & R Final

Mr. Marvel moved to return LB 1513 to Enrollment and Review Final to correct an engrossing error.

The motion prevailed with 38 ayes, 1 nay and 10 not voting.

MOTION–Return LB 1204 to Select File

Mr. Hasebroock moved to return LB 1204 to Select File for the following specific amendments:

1. Strike the Hasebroock amendment and E & R amendment 2.

2. Add a new section to be known as section 6 and to read as follows:

"Sec. 6. *Any person who is at least seventy years old shall be exempt from the payment of any fees provided by the laws of the State of Nebraska for the privilege of fishing or hunting in Nebraska, except that such exemption shall not extend to the privilege of commercial fishing or of hunting for deer, antelope, wild turkey, or any other species of fish and game on which the open season is limited to a restricted number of permits, or to special permits for a restricted area or game management unit. If disabled persons are unable by reason of physical infirmities to hunt and fish in the normal manner, the Game and Parks Commission may issue special permits without cost to those persons to hunt and fish from a vehicle, but such permit shall not authorize any person to shoot from any public highway. The Game and Parks Commission is authorized to promulgate rules and regulations necessary to carry out the provisions of this section.*".

3. Renumber sections 6 and 7 as sections 7 and 8 respecitively.

The motion prevailed with 33 ayes, 0 nays and 16 not voting.

SELECT FILE

LEGISLATIVE BILL 1204. The Hasebroock specific amendments found in today's Journal were adopted with 35 ayes, 0 nays and 14 not voting.

Advanced to Enrollment and Review for re-engrossment.

LEGISLATIVE BILL 461. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 650. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 650A. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 730. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 866. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1084. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1129. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1171. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1182. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1217. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1249. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1270. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1278. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1302. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1303. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1333. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1345. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1351. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1357. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1426. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1440. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1463. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1474. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1491. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1497. Enrollment and Review amendments found in today's Journal were adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1501. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1507. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

LEGISLATIVE BILL 1514. Enrollment and Review amendment found in today's Journal was adopted.

Advanced to Enrollment and Review for engrossment.

MOTION—Return LB 730 to Select File

Mr. Carpenter moved to return LB 730 to Select File for the following specific amendment:

1. In line 2 of the proposed new section 18 of Article VII, insert "not less than fifty per cent of" after the second comma; in line 3 insert "each" after "of"; and in line 4, strike "schools" and insert "school".

2. On page 5, line 4, insert "not less than fifty per cent of" after "pay"; at the end of line 4 insert "each"; and in line 5, strike "schools" and insert "school".

3. In the title, line 5, insert "not less than fifty per cent of" after "pay"; in line 6, insert "each" after "of"; and in line 7, strike "schools" and insert "school".

The motion prevailed with 25 ayes, 0 nays and 24 not voting.

UNANIMOUS CONSENT--Member Excused

Mr. Barnett asked unanimous consent to be excused a short time this afternoon. No objections. So ordered.

VISITORS

Mrs. Orme introduced Mr. Arnold Krugler, Kathryn Krugler and Karl Krugler, Seward.

Mr. Waldo introduced 20 Senior students and their teacher, Mr. Stephen VanDyke, Crete High School, Crete.

Mr. Proud introduced 70 Senior High students and their teachers, Wallace Sommers and Sue Dolnecek, Ralston High School, Ralston.

Mr. Pfister introduced 21 students and their teachers, Mrs. Frericks and Mr. Waldney, Newcastle.

RECESS

At 12:15 p.m. on a motion by Speaker Hasebroock, the Legislature recessed until 1:00 p.m.

AFTER RECESS

The Legislature reconvened at 1:04 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Mrs. Orme who was excused for a short time, Mr. Kremer who was excused until 3:00 p.m., and Messrs. DeCamp, Epke, Schmit, and Waldron who were absent until 1:30 p.m., Mr. Savage, who was absent until 2:00 p.m., and Mr. Lewis who was absent.

SELECT FILE

LEGISLATIVE BILL 730. The Carpenter specific amendment found in today's Journal failed with 19 ayes, 11 nays and 19 not voting.

Returned to Enrollment and Review for engrossment.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1176. With emergency.

A BILL FOR AN ACT to amend sections 85-106 and 85-191, Revised Statutes Supplement, 1969, relating to the University of Nebraska; to provide for equalization and uniformity of benefits within the University of Nebraska for all present and future employees; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Klaver
Kokes	Luedtke	Mahoney	Maresh	Moylan
Nore	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Clark	DeCamp	Epke	Kennedy	Kime
Kremer	Lewis	Marvel	Morgan	Orme
Pfister	Proud	Savage	Schmit	Waldron

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1245.

A BILL FOR AN ACT relating to crimes and punishments; to provide a penalty for the stealing of natural gas, liquefied petroleum gas, water, or electricity as prescribed.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Clark	DeCamp	Epke	Kremer	Lewis
Morgan	Orme	Pfister	Proud	Savage
Schmit	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MESSAGE FROM THE GOVERNOR

March 27, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1089, 1183, 1186, 1195, 1196, 1211, 1218, 1262, 1359, 1360, 1362, 1375, 1402, 1414, 1435, 1460, 1498, 1509, and 1511.

These bills were signed by me on March 24, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1250.

A BILL FOR AN ACT relating to metropolitan utilities districts; to provide for the disposition of surplus property and the proceeds of sale of surplus property.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

DeCamp	Epke	Kremer	Lewis	Orme
Pfister	Proud	Savage	Schmit	Waldo
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1253.

A BILL FOR AN ACT to amend section 83-107.01, Revised Statutes Supplement, 1969, relating to public institutions; to change the names of the Boys' Training School and the Girls' Training School as prescribed; to harmonize with other legislation; to provide duties for the Revisor of Statutes; and to repeal the original section and also section 83-107.02, Revised Statutes Supplement, 1969.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kokes	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Pfister	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

DeCamp	Epke	Kremer	Lewis	Orme
Proud	Savage	Syas	Waldron	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1282.

A BILL FOR AN ACT relating to nurses; to amend sections 71-1,132.44 and 79-1445.34, Revised Statutes Supplement, 1969; to eliminate assistance for instruction of professional and practical nursing from the state aid for area vocational technical schools; to increase the grant in aid for student nurses as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carstens	DeCamp	Epke	Kremer	Lewis
Nore	Orme	Pfister	Proud	Savage
Stull	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1283.

A BILL FOR AN ACT relating to the Auditor of Public Accounts; to create a cash fund in the office of the Auditor of Public Accounts; and to prescribe its name and purpose.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carstens	DeCamp	Epke	Kremer	Lewis
Orme	Pfister	Proud	Savage	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1284.

A BILL FOR AN ACT to amend sections 2-105, 2-1558, 24-209, 48-608, 79-329, and 79-4,123, Reissue Revised Statutes of Nebraska, 1943, sections 39-7,134 and 49-506, Revised Statutes Supplement, 1969, sections 2-2707, 54-110, and 84-904, Revised Statutes Supplement, 1971, section 14-1820, Reissue Revised Statutes of Nebraska, 1943, as amended by section 16, Legislative Bill 1275, Eighty-second Legislature, Second Session, 1972, section 37-301, Reissue Revised Statutes of Nebraska, 1943, as amended by section 4, Legislative Bill 777, Eighty-second Legislature, First Session, 1971, and section 49-617, Revised Statutes Supplement, 1971, as amended by section 254, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971, relating to publications; to

define terms; to create the Nebraska Publications Clearinghouse as a division of the Nebraska Library Commission; to provide for depositing of state agency publications as prescribed; to provide duties and authority; to repeal the original sections, and also sections 51-110, 51-111, and 51-112, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Klaver	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Johnson	Kokes	Kremer	Lewis
Savage	Warner			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1304. With emergency.

A BILL FOR AN ACT relating to nursing homes; to authorize the Department of Health under prescribed terms to waive standards developed by the Department of Health for the operation of nursing homes; to provide when such waiver shall not be granted; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens

Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Kennedy
Keyes	Kime	Klaver	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

DeCamp	Johnson	Kokes	Kremer	Lewis
Savage				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1311.

A BILL FOR AN ACT requiring full disclosure by developers of retirement communities and subdivisions; to define terms; to provide duties; to provide for liaison representation on governing bodies; and to provide for violations and penalties.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Goodrich	Hasebroock	Johnson	Kennedy
Keyes	Kime	Kokes	Luedtke	Mahoney
Maresh	Morgan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Swanson	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Epke	Holmquist	Klaver	Kremer	Lewis
Marvel	Moylan	Pfister	Stull	Syas
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Member Excused

Mr. DeCamp asked unanimous consent to be excused at 3:00 p.m., today. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1318.

A BILL FOR AN ACT to amend section 84-306.03, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 859, Eighty-second Legislature, First Session, 1971, relating to state officers and employees; to increase the mileage allowance for use of personal automobile or otherwise as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 37:

Barnett	Burbach	Carsten	Chambers	Craft
DeCamp	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Johnson	Keyes	Kime	Klaver
Kokes	Luedtke	Mahoney	Maresh	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carpenter	Carstens	Clark	Epke	Kennedy
Kremer	Lewis	Marvel	Morgan	Moylan
Waldron	Warner			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1320.

A BILL FOR AN ACT to amend section 17-512, Reissue Revised Statutes of Nebraska, 1943, relating to second-class cities and villages; to change provisions for creation of improvement districts as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Luedtke	Maresh
Marvel	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Clark	Epke	Kremer	Lewis
Mahoney	Morgan	Moylan	Skarda	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1337. With emergency.

A BILL FOR AN ACT to amend section 39-722.01, Reissue Revised Statutes of Nebraska, 1943, relating to highways; to extend provisions for special permits for over-size or over-weight vehicles and loads as prescribed; to provide for rules and regulations; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 37:

Burbach	Carpenter	Carsten	Carstens	Clark
Craft	Duis	Epke	Goodrich	Hasebroock

Holmquist	Johnson	Keyes	Kime	Kokes
Luedtke	Mahoney	Maresh	Morgan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Barnett	Chambers	DeCamp	Elrod	Kennedy
Klaver	Kremer	Lewis	Marvel	Moylan
Waldron	Warner			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

MR. SWANSON PRESIDING

LEGISLATIVE BILL 1342. With emergency

A BILL FOR AN ACT to amend section 77-1502, Reissue Revised Statutes of Nebraska, 1943, relating to taxation; to provide thirty days for filing protests to county boards of equalization; to clarify provisions; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Burbach	Carpenter	Carsten	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Holmquist	Johnson	Kennedy	Keyes	Kime
Kokes	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Wiltse	Ziebarth

Voting in the negative, 2:

Barnett	Snyder

Not voting, 7:

Carstens	Chambers	Hasebroock	Klaver	Kremer
Lewis	Warner			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

UNANIMOUS CONSENT—Member Excused

Mr. Kokes asked unanimous consent to be excused for one hour. No objections. So ordered.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1347. With emergency.

A BILL FOR AN ACT to amend section 70-644, Reissue Revised Statutes of Nebraska, 1943, and section 70-646, Revised Statutes Supplement, 1969, relating to public power; to provide additional borrowing authority; to change restrictions; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Kime
Klaver	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Chambers	Hasebroock	Keyes	Kokes
Kremer	Lewis	Skarda		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1354.

A BILL FOR AN ACT to amend section 44-361, Revised Statutes Supplement, 1971, and section 44-309, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1445, Eighty-second Legislature, Second Session, 1972, relating to insurance; to change authorized investments; to change the provisions as what not considered rebates on crop hail insurance premiums; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Luedtke
Mahoney	Maresh	Morgan	Moylan	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stromer	Stull	Swanson
Syas	Waldo	Whitney	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	DeCamp	Kokes	Lewis	Marvel
Nore	Stahmer	Waldron	Warner	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly enrolled:

1032	1087	1401	1102	1114A
1116	1176	1245	1250	1253
1282	1283	1284	1304	

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 1032, 1087, 1401, 1102, 1114A, 1116, 1176, 1245, 1250, 1253, 1282, 1283, 1284 and 1304.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1370. With emergency.

A BILL FOR AN ACT to amend sections 75-302 and 75-311, Revised Statues Supplement, 1969, relating to the State Railway Commission; to redefine terms; to provide conditions for issuance of a contract carrier permit; to provide for rates of contract carriers as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Carpenter	DeCamp	Kime	Kokes	Lewis
Waldron				

A constituional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1411.

A BILL FOR AN ACT to amend section 54-820, Reissue Revised Statutes of Nebraska, 1943, relating to the Nebraska Commercial Feed Law; to

include materials containing sixty per cent or more of water within the definition of commercial feed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Chambers	DeCamp	Kokes	Lewis	Orme
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MOTION—Adjournment

Mr. Swanson renewed his pending motion found in today's Journal that when the Legislature adjourns tomorrow, they adjourn until 8:00 a.m., Wednesday, April 5, 1972. The motion prevailed with 27 ayes, 14 nays and 8 not voting.

MR. SWANSON PRESIDING

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1448. With emergency.

A BILL FOR AN ACT relating to acquisition of property by public agencies; to provide for payment of certain expenses of condemnees when

condemnation is denied or abandoned; to provide that payments to displaced persons shall not be considered as income or resources; to authorize payments to displaced persons from funds available for land acquisition; to amend section 76-710.01, Revised Statutes Supplement, 1969; to change the measure of damages; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Maresh
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter	DeCamp	Hasebroock	Kokes	Lewis
Mahoney	Marvel	Stahmer	Waldron	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1452. With emergency.

A BILL FOR AN ACT to amend section 81-161.04, Revised Statutes Supplement, 1969, and section 81-1010, Revised Statutes Supplement, 1971, relating to the Department of Administrative Services; to provide for disposition of proceeds of sale of passenger-carrying motor vehicles; to provide for purchase of vehicles from the proceeds of the sale of surplus passenger-carrying motor vehicles as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Burbach	Carpenter	Carsten	Carstens	Chambers
Craft	Elrod	Epke	Goodrich	Holmquist
Kennedy	Keyes	Klaver	Kremer	Luedtke
Mahoney	Moylan	Nore	Orme	Pfister
Proud	Schmit	Simpson	Skarda	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 3:

Barnett	Duis	Snyder

Voting in the negative, 13:

Clark	DeCamp	Hasebroock	Johnson	Kime
Kokes	Lewis	Maresh	Marvel	Morgan
Savage	Stahmer	Waldron		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1481. With emergency.

A BILL FOR AN ACT to amend section 3-155, Revised Statutes Supplement, 1971, relating to the Department of Aeronautics; to add provisions for the sale of real property as prescribed; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 33:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Elrod	Epke	Goodrich
Holmquist	Johnson	Kennedy	Keyes	Kime
Klaver	Maresh	Moylan	Nore	Pfister
Proud	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 3:

Clark	Duis	Snyder

Not voting, 13:

DeCamp	Hasebroock	Kokes	Kremer	Lewis
Luedtke	Mahoney	Marvel	Morgan	Orme
Savage	Syas	Waldron		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1485. With emergency.

A BILL FOR AN ACT to amend sections 81-1428 and 81-1429, Revised Statutes Supplement, 1971, relating to the Nebraska Commission on Law Enforcement and Criminal Justice; to provide that the Law Enforcement Improvement Fund shall be a cash fund in the state treasury; to provide for disposition of fees collected as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

DeCamp	Epke	Hasebroock	Kokes	Lewis
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1512.

A BILL FOR AN ACT relating to the Department of Public Institutions; to authorize and direct the Department of Public Institutions to transfer

certain real estate and buildings in Buffalo County, Nebraska to the Board of Trustees of the Nebraska to the Board of Trustees of the Nebraska State Colleges as prescribed.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Klaver	Kremer	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Chambers	DeCamp	Hasebroock	Kime	Kokes
Lewis	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MR. PROUD PRESIDING

LEGISLATIVE BILL 1516. With emergency.

A BILL FOR AN ACT making reappropriations for the period July 1, 1972 to June 30, 1973, for construction, repair, and improvement of state buildings as prescribed; to define terms; to cite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes

Kime	Klaver	Kremer	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

DeCamp	Duis	Hasebroock	Kokes	Lewis
Morgan	Savage	Waldron		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1517. With emergency.

A BILL FOR AN ACT to adopt the Nebraska Industrial Development Corporation Act; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Warner	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Chambers	DeCamp	Kokes	Waldron	Whitney

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT COMMITTEE REPORTS

Enrollment and Review

The following bills were correctly re-engrossed:

461	730	866	1129	1302
1440				

The following bills were correctly engrossed:

347	650	650A	820	920
949	1084	1084A	1143	1164
1171	1171A	1182	1202	1204
1217	1228	1249	1264	1266
1270	1272	1278	1285	1295
1296A	1303	1305	1312	1315
1322	1330	1332	1333	1334
1339	1339A	1343	1345	1351
1357	1374	1389	1389A	1391
1392	1396	1405	1405A	1410
1424	1426	1438	1439	1450
1454	1463	1465	1467	1474
1491	1496	1497	1499	1499A
1501	1507	1514		

(Signed) Duke Snyder, Chairman

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 28, 1972, at 3:00 p.m., the following bills: 1032, 1087, 1102, 1114A, 1116, 1176, 1245, 1250, 1253, 1282, 1283, 1284, 1304 and 1401.

(Signed) Barbara Jackson, Enrolling Clerk

MESSAGE FROM THE GOVERNOR

March 28, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1377 without my signature and with my objections.

The Legislature is attempting to embark on one of the most

far-reaching measures affecting taxation and education in this state's history. The bill in its final form, regardless of intent, does not accomplish what even most proponents envisioned or promised during the lengthy discussions on this subject.

LB 1377 is a *tax spending* measure not a *tax reduction* proposal. LB 1377 has been mistakenly understood by many as a panacea for the aggrieved taxpayers. Nothing could be further from the truth. This bill will not reduce the total tax load. To the contrary, it will insure massive new spending of tax dollars. It insures a blank check from the State Treasury to the school districts. It will be agreed that this is not the "intent" of the measure. However, when viewed in the perspective of what the bill actually provides, there is no question that new increased spending results.

The purported expenditure ceilings are replete with exceptions. A close study of the measure can well reveal the supposed 6% spending increase per year and the supposed 14 mill tax levy limit are not assured. The bill has no teeth for controlling expenditures. And even *if* that spending limit of 6% per year were effective, the allowable increases each year would *double* total spending for schools in just twelve years!

Furthermore, the authors of the bill have provided no penalty should any school district violate even the ineffective limitation provided. This is a sure-fire guarantee for more and more tax expenditures.

There are obviously many misconceptions about what the bill would actually do to total property taxes. Considering state-wide averages, the most LB 1377 could accomplish would be an approximate 33 1/3% reduction in property taxes while requiring a 60 to 80% increase in the state sales tax and a 30 to 60% increase in the state income tax.

Even the proponents of the measure concede that its primary objective is school aid.

LB 1377 has so many shortcomings, and the language departs frequently from the proponents' stated objectives. The proponents claim ambiguities in the law can be corrected "later" or by an interpretation of Legislative intent by listening to the recorded tapes of the Legislative discussion. To the contrary, the bill is clear and unique in its statements dictating that the Legislature "shall" take actions when it is doubtful that was your intent.

The Governor, the State Tax Commission, nor the Director of Administrative Services were involved or consulted about the bill's provisions affecting state cash flows, its impact on the sales and income tax, or its administrative feasibility.

The administration wishes to wash its hands of this bill, and respectfully urges the majority of the members of your honorable body to join us.

Let us dispose lf LB 1377 and work together between now and the next session to see if a truly workable plan can be agreed upon for real property relief which is a laudable objective of all.

The Governor supports the principle which would allow a vote of the people before we consider such a far-reaching proposition.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly re-engrossed:

1204 1410 1513

(Signed) Duke Snyder, Chairman

RESOLUTIONS

LEGISLATIVE RESOLUTION 84.

Introduced by Herbert J. Duis, 39th District.

WHEREAS, the rivers and streams of this state are from time to time subjected to obstruction from natural causes and artifical means which influence the flow of the waters therein often to the detriment of riparian owners and the public; and

WHEREAS, no state agency has been designated the responsibility to police and safeguard the stability of the state rivers and streams.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Governor designate one state department to undertake the supervision of the banks, channels and backwaters of the rivers and streams of this state so as to prevent damage to riparian owners insofar as it is reasonably possible and to protect public works and private property from damage caused by natural forces and artificial structures and impediments placed in and around the state's rivers and streams.

2. That such designated agency should advise the next session of the Legislature as to appropriate legislation to enable such agency to properly perform its duties assigned pursuant to this resolution.

Mr. Duis moved to suspend the rules to consider LR 84 today. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Mr. Carpenter offered the following amendment to LR 84, which was adopted:

Section 1 – In line 1, strike "one state department" and insert "Department of Roads"; line 2, after "supervision" insert "an assume the complete states responsibility".

Section 2 – In line 1, strike "that such designated agency should" and insert "Department of Roads shall"; and add my name.

LR 84 was adopted, as amended, with 32 ayes, 1 nay and 16 not voting.

LEGISLATIVE RESOLUTION 85.

Introduced by J. W. Burbach, 19th District and Harold D. Simpson, 46th District.

WHEREAS, the use of escrow accounts, particularly in the field of real estate mortgages, is widespread; and

WHEREAS, substantial increase in the payments into escrow accounts is frequently required with inadequate explanation of the reason therefor; and

WHEREAS, interest is seldom paid on escrow accounts; and

WHEREAS, practices relating to escrow accounts generate widespread uncertainty and dissatisfaction.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That a committee of the Legislative Council be appointed to study all aspects of the use of escrow accounts in Nebraska and report its conclusions and recommendations to the next regular session of the Legislature.

Referred to the Executive Board.

UNANIMOUS CONSENT–Print in Journal

Mr. Carpenter asked unanimous consent to have the following information regarding LB 1079 printed in the Journal. No objections. So ordered.

The following items of information may be helpful in assuring an override on the Govenor's veto of LB 1079:

1. LB 1079, in its original form was amended to exclude the provisions which would have affected the retirement age of the Adjutant General and the qualifications for that position. The amendments were written by members of the Military Dept., State of Nebraska and the National Guard Association of Nebraska.

2. LB 1079 in its amended form was endorsed by the National Guard Association Executive Committee (for reference call Dayle Williamson, President of that association, who is also the Executive Director of the Nebraska Soil & Water Conservation Commission).

3. All general officers of both the Air and Army National Guards were present at the public hearing of LB 1079 and several of those, including the State Adjutant General, then endorsed LB 1079 as amended.

4. You received a copy of the attached letter outlining the groundwork that we laid in Washington for federal funding and recognition of the drug rehabilitation/education centers in national guard armories. The letter should present information that would be very informative to the Body.

5. The sentiments expressed by military leaders and LEAA officials were all, without exception, positive. The prevailing sentiment was that Nebraska could, through its endeavor to act and not just talk about the drug abuse problems, become through the precepts of LB 1079, an example worthy of emulation for all states in the United States.

6. The eyes of Washington are now cast upon Nebraska and key individuals would surely be dissolusioned with the Legislature and the Governor of Nebraska if the precepts of LB 1079 were not adopted and the work carried on as planned.

7. The overwhelming support of LB 1079 by National Guard officials, and further, by the Nebraska Legislature as shown in the vote for passage was the subject of praise in the Nations's Capitol. It certainly is noteworthy that the Governor's veto of the bill has not gone unnoticed in Washington.

March 7, 1972
Senator Terry Carpenter
Nebraska State Legislature
State Captiol Building
Lincoln, Nebraska
Re: Matching federal funding for LB 1079

SUMMARY:

Federal funds are available on a 50-50 match basis. Probable source of funds will be the Law Enforcement Assistance Administration, either through the Nebraska Crime Commission or as a discretionary grant from LEAA in Washington. There are no Domestic Action Program funds available to the National Guard.

Dear Senator Carpenter:

While in Washington (February 29th through March 3rd) we were pleased to comply with your request concerning exploration for possible federal funding needed to fully and immediately implement the portions of your LB 1079 involving drug education/rehabilitation centers in all of the National Guard Armories in Nebraska.

We met and visited with MG LaVern Weber at the Pentagon. He is the Director of the Army National Guard and Col. Joe Burke, Civil Affairs

Officer also in the Pentagon. The Department of Defense has no funds allocated to the guard for domestic action programs. Therefore this category of funding must be ruled out for the proposal set out in LB 1079. Money is, however, available to rehabilitate the returning veterans. Hence, this aspect should be spelled out more clearly in the legislation.

An overview of the steps being taken by the military to combat the drug problem was provided us by Mr. William H. Hogan, Jr., Counsel for a Special House Subcommittee on Alleged Drug Abuse in the Armed Services. He believed that LB 1079 was an excellent piece of legislation and regreted that funds were not budgeted to the guard for such a program. Mr. Hogan reports to Congressman Edward Hebert (D-LA), Chairman of the House Armed Forces Subcommittee.

An extremely productive conference was held with Mr. Dean Pohlenz, Assistant Administrator for the Law Enforcement Assistance Administration (LEAA). LEAA was created in 1968 by the Safe Streets Act. It is a prototype for the President's proposed "revenue sharing" program. Although local control and decentralization have been the watch word of LEAA, fifteen percent of funds allocated to them are retained in a discretionary fund in Washington. Thus we can tap this source should the need arise.

The most practical way to acquire additional funding for the sections of LB 1079 in question, will involve meeting with Mr. Duane Nelson, Executive Director of the Nebraska Crime Commission and exploring the possibilities of an action grant on a 50-50 match basis. However, should Mr. Nelson not wish to amend his 1973 plan to provide for such a proposal, or if funds are not available, we can submit and in all probability receive, a discretionary grant from LEAA in Washington. I will explore, with Mr. Nelson, that which I have just set out. I respectfully suggest a meeting this week so that we can move immediately. The Crime Commission will consider the State Plan at their March 17th meeting.

It is our conclusion that money is available on a 50-50 match basis.

We are very pleased to assist you on this matter. We will not consider our file closed until funding is obtained. We will continue to work with you toward the implementation of our common goal.

Sincerely,

BUREAU OF NEBRASKA AFFAIRS

(Signed) Walter H. Radcliffe
Executive Vice President

WHR/cc

SPEAKER HASEBROOCK PRESIDING

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1311	1318	1320	1337	1342
1347	1354	1370	1411	1448
1452	1481	1485	1512	1516
1517				

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 1311, 1318, 1320, 1337, 1342, 1347, 1354, 1370, 1411, 1448, 1452, 1481, 1485, 1512, 1516, and 1517.

MR. PROUD PRESIDING

ADJOURNMENT

At 3:57 p.m., on a motion by Speaker Hasebroock, the Legislature adjourned until 8:30 a.m., Wednesday, March 29, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

FIFTY-NINTH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, March 29, 1972

Pursuant to adjournment, the Legislature met at 8:32 a.m., Speaker Hasebroock presiding.

PRAYER

Prayer was offered by the Chaplain.

> Dear God, as we seek Thy guidance in the crucial decisions of this day, we do not expect to understand the ramifications of the problems confronting us, knowing that we can only take one step at a time, and make one decision at a time. But make that first step plain to us, and that first decision clear, that we may see where our duty lies. Now, give us a push that we may start in the right direction. By the power of Thy spirit, Amen.

ROLL CALL

The roll was called and all members were present.

CORRECTIONS FOR THE JOURNAL

The Journal for the Fifty-Eighth Day was approved.

LOBBYIST REPORT

In accordance with LB 302, passed in the 1965 session of the Legislature, the attached is a list of those lobbyists who registered during the period March 24, 1972 through March 28, 1972, inclusive.

Vincent D. Brown
Clerk of the Legislature

Moylan, James H. - Omaha, Nebraska Shorthand Reporters Association

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 28, 1972, at 4:10 p.m. the following bills: 1311, 1318, 1320, 1337, 1342, 1347, 1354, 1370, 1411, 1448, 1452, 1481, 1485, 1512, 1516, and 1517.

(Signed) Emory Burnett, E and R Attorney

MOTION—Override Veto On LB 1079

Mr. Carpenter moved to override the Governor's veto on LB 1079.

Whereupon the Speaker stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 18:

Barnett	Carpenter	Chambers	Craft	DeCamp
Johnson	Keyes	Luedtke	Marvel	Morgan
Schmit	Simpson	Stromer	Stull	Swanson
Waldron	Warner	Whitney		

Voting in the negative, 28:

Burbach	Carsten	Carstens	Clark	Elrod
Epke	Goodrich	Holmquist	Kennedy	Kime
Klaver	Kokes	Kremer	Lewis	Mahoney
Maresh	Moylan	Nore	Orme	Pfister
Proud	Savage	Skarda	Stahmer	Syas
Waldo	Wiltse	Ziebarth		

Not voting, 3:

Duis	Hasebroock	Snyder

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

MOTION—Override Governor's Veto On LB 1432

Mr. Chambers moved to override the Governor's veto on LB 1432.

Whereupon the Speaker stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 33:

Barnett	Burbach	Carpenter	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Holmquist	Johnson	Keyes	Kime	Kremer
Lewis	Luedtke	Maresh	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stull	Swanson
Waldron	Warner	Wiltse		

Voting in the negative, 12:

Carsten	Clark	Goodrich	Hasebroock	Kennedy
Mahoney	Pfister	Skarda	Stromer	Syas
Waldo	Ziebarth			

Not voting, 4:

Klaver	Kokes	Marvel	Whitney

Having received a constitutional three-fifths majority voting in the affirmative, the bill passed notwithstanding the objections of the Governor.

MOTION—Override Governor's Veto On LB 1377

Mr. Warner moved to override the Govenor's veto on LB 1377.

Mr. Skarda moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Whereupon the Speaker stated: "The question shall be, 'Shall the bill pass, notwithstanding the objections of the Governor?' "

Voting in the affirmative, 25:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	Duis	Elrod	Epke	Johnson
Keyes	Kremer	Lewis	Luedtke	Orme
Proud	Schmit	Simpson	Stromer	Stull
Swanson	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 24:

Carpenter	Carstens	DeCamp	Goodrich	Hasebroock
Holmquist	Kennedy	Kime	Klaver	Kokes
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Pfister	Savage	Skarda	Snyder
Stahmer	Syas	Waldo	Whitney	

Not voting, 0.

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed to pass notwithstanding the objections of the Governor.

MR. SWANSON PRESIDING

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 304.

A BILL FOR AN ACT for submission to the electors of an amendment to Article V, section 2, of the Constitution of Nebraska, relating to the judiciary; to require only a majority of the judges of the Supreme Court to declare a state law unconstitutional; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article V, section 2, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 2. The Supreme Court shall consist of seven judges, one of whom shall be the Chief Justice. A majority of the judges shall be necessary to constitute a quorum. A majority of the members sitting shall have authority to pronounce a decision except in cases involving the constitutionality of an act of the Legislature. No legislative act shall be held unconstitutional except by the concurrence of four judges. The Supreme Court shall have jurisdiction in all cases relating to the revenue, civil cases in which the state is a party, mandamus, quo warranto, habeas corpus, election contests involving state officers other than members of the Legislature, and such appellate jurisdiction as may be provided by law. The Legislature may provide that any Judge of the Supreme Court who has retired may be called upon for temporary duty by the Supreme Court. Whenever necessary for the prompt submission and determination of causes, the Supreme Court may appoint judges of the district court to act as associate judges of the Supreme Court, sufficient in number, with the judges of the Supreme Court, to constitute two divisions of the court of five judges in each division. Whenever judges of the district court are so acting the court shall sit in two divisions, and four of the judges thereof shall be necessary to constitute a quorum. Judges of the district court so appointed shall serve during the pleasure of the court, and shall have all the powers of judges of the Supreme Court. The Chief Justice shall make

assignments of judges to the divisions of the court, and shall preside over the division of which he is a member, and designate the presiding judge of the other division. The judges of the Supreme Court, sitting without division, shall hear and determine all cases involving the constitutionality of a statute, and all appeals from conviction of homicide; and may review any decision rendered by a division of the court. In such cases, in the event of the disability or disqualification by interest or otherwise, of any of the judges of the Supreme Court, the court may appoint judges of the district court to sit temporarily as judges of the Supreme Court, sufficient to constitute a full court of seven judges. Judges of the district court shall receive no additional salary by virtue of their appointment and service as herein provided; but they shall be reinbursed their necessary traveling and hotel expenses."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment requiring only a majority of the judges of the Supreme Court to declare a state law unconstitutional.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Syas requested a Call of the House. The Call showed 48 members present.

Mr. Syas moved the Call be raised. The motion prevailed with 34 ayes, 0 nays and 15 not voting.

Voting in the affirmative, 21:

Carstens	Chambers	DeCamp	Elrod	Hasebroock
Keyes	Klaver	Luedtke	Mahoney	Morgan
Orme	Proud	Savage	Simpson	Skarda
Snyder	Stahmer	Swanson	Syas	Warner
Ziebarth				

Voting in the negative, 24:

Barnett	Burbach	Carpenter	Carsten	Clark
Craft	Epke	Goodrich	Holmquist	Johnson
Kennedy	Kime	Kokes	Kremer	Lewis
Maresh	Marvel	Nore	Schmit	Stromer
Stull	Waldo	Whitney	Wiltse	

Not voting, 4:

Duis	Moylan	Pfister	Waldron

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

MOTION–Suspend Rules

Speaker Hasebroock moved to suspend the rules to take up tomorrows Final Reading bills today. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 928. With emergency.

A BILL FOR AN ACT to amend section 79-2209, Reissue Revised Statutes of Nebraska, 1943, and sections 79-2208 and 79-2210.01, Revised Statutes Supplement, 1969, relating to educational service units; to provide for charges by such units; to provide for the budget; to provide for Class IV and V districts as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Keyes	Klaver
Kokes	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Whitney	Wiltse	Ziebarth

Voting in the negative, 5:

Carsten	Epke	Kennedy	Kremer	Nore

Not voting, 4:

Johnson	Kime	Pfister	Warner

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1032A.

A BILL FOR AN ACT to make appropriations to the Supreme Court, Agency No. 5, and the State Treasurer, Agency No. 12, to aid in carrying out the provisions of Legislative Bill 1032, Eighty-second Legislature, First Session, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Keyes	Klaver	Luedtke
Maresh	Morgan	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Waldo	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 15:

Burbach	Clark	Holmquist	Johnson	Kennedy
Kime	Kokes	Kremer	Lewis	Mahoney
Marvel	Nore	Pfister	Skarda	Whitney

Not voting, 3:

Moylan	Orme	Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1153.

A BILL FOR AN ACT to amend section 77-2704, Revised Statutes Supplement, 1971, relating to taxation; to provide additional exemptions from the sales and use taxes; to provide for refunds; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Kennedy	Keyes
Kime	Klaver	Kokes	Kremer	Lewis
Luedtke	Mahoney	Maresh	Moylan	Nore
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Stromer	Stull	Swanson	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 2:

Burbach	Snyder

Not voting, 7:

DeCamp	Hasebroock	Marvel	Morgan	Orme
Stahmer	Waldron			

A constitutional majority voting in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1159.

A BILL FOR AN ACT to amend sections 79-1332, 79-1334, 79-1335, 79-1336, 79-1339, 79-1340, and 79-1342, Revised Statutes Supplement, 1969, relating to the School Foundation and Equalization Fund; to rename the fund and change its source and disposition; and to repeal the original sections, and also section 79-1343, Revised Statutes Supplement, 1969.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett	Burbach	Carsten	Chambers	Craft
Duis	Elrod	Epke	Johnson	Keyes
Kime	Kremer	Luedtke	Maresh	Moylan
Orme	Proud	Schmit	Stahmer	Stromer
Stull	Swanson	Waldo	Waldron	Warner
Ziebarth				

Voting in the negative, 19:

Carpenter	Clark	DeCamp	Goodrich	Holmquist
Kennedy	Klaver	Kokes	Lewis	Mahoney
Marvel	Morgan	Nore	Pfister	Savage
Simpson	Skarda	Snyder	Syas	

Not voting, 4:

Carstens	Hasebroock	Whitney	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1159A.

A BILL FOR AN ACT to amend section 11, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change the appropriations made to the State Department of Education, Agency No. 13, so as to aid in carrying out the provisions of Legislative Bill 1159, Eighty-second Legislature, Second Session, 1972; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Mr. Carpenter requested a Call of the House. The Call showed 44 members present.

Mr. Carpenter moved the Call be raised. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

Voting in the affirmative, 24:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	Duis	Elrod	Epke	Keyes
Kime	Kremer	Luedtke	Maresh	Orme
Proud	Schmit	Stahmer	Stull	Swanson
Waldo	Waldron	Warner	Ziebarth	

Voting in the negative, 21:

Clark	DeCamp	Goodrich	Hasebroock	Holmquist
Kennedy	Klaver	Kokes	Lewis	Mahoney
Marvel	Morgan	Moylan	Nore	Pfister
Savage	Simpson	Skarda	Snyder	Syas
Wiltse				

Not voting, 4:

Carstens	Johnson	Stromer	Whitney

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1203A.

A BILL FOR AN ACT to appropriate fifty-five thousand seven hundred forty-six dollars from the state General Fund and forty-three thousand one hundred seventeen dollars from federal funds for the period of July 1, 1972 to June 30, 1973, to the Department of Health, Agency No. 20, for Program 621, to aid in carrying out the provisions of Legislative Bill 1203, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Burbach	Carsten	Carstens	Chambers	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Kennedy	Keyes	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Morgan	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Barnett	Carpenter	Clark	DeCamp	Holmquist
Johnson	Kime	Lewis	Marvel	Pfister
Waldo	Warner			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1248.

A BILL FOR AN ACT to amend section 29-903, Revised Statutes Supplement, 1971, relating to criminal procedure; to provide for

discretionary use of a report and recommendation of a pretrial release agency and release of a prisoner by the district court; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

Carstens	DeCamp	Kokes

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1273.

A BILL FOR AN ACT to authorize and direct the Governor to convey certain real estate to the city of Scottsbluff, Nebraska, as prescribed; and to provide conditions.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 46:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Klaver	Kokes	Kremer

Lewis	Luedtke	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 3:

DeCamp	Keyes	Mahoney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1293.

A BILL FOR AN ACT to amend sections 24-201.01, 24-301.01, and 48-159, Revised Statutes Supplement, 1969, and section 26-106, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 646, Eighty-second Legislature, First Session, 1971, relating to courts; to increase the salary of the Chief Justice and Judges of the Supreme Court, each judge of the district court, each judge of the separate juvenile court and each judge of the municipal court, and each judge of the Nebraska Workmen's Compensation Court as prescribed; to provide when such increases shall become operative; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	Duis	Elrod
Goodrich	Klaver	Luedtke	Mahoney	Marvel
Moylan	Proud	Savage	Schmit	Simpson
Skarda	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Ziebarth	

Voting in the negative, 13:

Epke	Holmquist	Kennedy	Kime	Kokes
Kremer	Lewis	Nore	Orme	Pfister
Snyder	Waldo	Wiltse		

Not voting, 7:

DeCamp	Hasebroock	Johnson	Keyes	Maresh
Morgan	Whitney			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1293A.

A BILL FOR AN ACT to appropriate one hundred fifty-four thousand dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to supplement the salaries of judges of the Supreme Court, Agency No. 5, for Program 003, in the sum of nineteen thousand two hundred fifty dollars, salaries of judges of the district court, Agency No. 6, for Program 006, in the sum of one hundred twenty-three thousand seven hundred fifty dollars, and salaries of judges of the Nebraska Workmen's Compensation Court, Agency No. 37, for Program 530, in the sum of eleven thousand dollars, to aid in carrying out the provisions of Legislative Bill 1293, Eighty-second Legislature, second Session, 1972.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Burbach	Carpenter	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Johnson	Keyes	Kime	Klaver
Luedtke	Mahoney	Marvel	Moylan	Proud
Savage	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Ziebarth		

Voting in the negative, 8:

Holmquist	Kennedy	Kokes	Lewis	Orme
Pfister	Snyder	Wiltse		

Not voting, 8:

Barnett	DeCamp	Hasebroock	Kremer	Maresh
Morgan	Nore	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1296.

A BILL FOR AN ACT to amend section 60-409.02, Reissue Revised Statutes of Nebraska, 1943, and section 60-415, Revised Statutes Supplement, 1971, as amended by section 6, Legislative Bill 1087, Eighty-second Legislature, Second Session, 1972, relating to motor vehicles; to increase the minimum apportionment for driver education programs; to restrict the number of duplicates of a license to be issued; to provide the effect on the license replaced; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Burbach	Carpenter	Carstens	Chambers	Clark
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Johnson	Kime	Klaver	Kokes
Kremer	Lewis	Luedtke	Maresh	Moylan
Nore	Orme	Proud	Savage	Schmit
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 1:

Keyes

Not voting, 12:

Barnett	Carsten	Craft	Holmquist	Kennedy
Mahoney	Marvel	Morgan	Pfister	Simpson
Skarda	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT—Executive Meeting

Mr. Swanson asked unanimous consent to have an Executive Board meeting at noon today in the Legislative Council Hearing Room. No objections. So ordered.

COMMUNICATIONS ON LB 1432

March 29, 1972

Hon. Allen J. Beermann
Secretary of State
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Beermann:

Pursuant to the provisions of RRS 84-503, we are forwarding LB 1432 with the certificate attached certifying the passage of this legislation over the veto of the Governor.

Very truly yours,

(Signed) Vincent D. Brown
Clerk of the Legislature

VDB:ls
Encl.

CERTIFICATE

Legislative Bill 1432 having been returned by the Governor with his objection thereto, and after reconsideration, having passed the Legislature by the constitutional majority, has become a law this 29th day of March, 1972.

(Signed) William H. Hasebroock
Presiding Officer

March 29, 1972

Mr. Vince Brown
Clerk of the Legislature
Capitol Building
Lincoln, Nebraska

Dear Mr. Brown:

This is to acknowledge receipt of your letter dated March 29, 1972 with various attachments relating to L.B. 1432.

Please be advised that Legislative Bill 1432 was filed in this office as of March 29, 1972 at 10:55 a.m.

This bill is unsigned inasmuch as the Governor vetoed the bill and subsequently the Legislature overrode the veto with the constitutionally required vote.

Sincerely yours,

(Signed) Allen J. Beermann
Secretary of State

AJB:bh

VISITORS

Mr. Carstens introduced 17 Senior Government students from Table Rock Public School, Table Rock, Nebraska and teacher Dave Oman.

Mr. Warner introduced 13 Senior Modern Problem students from Norris School, Firth, Nebraska and teacher Ron Severson.

Mr. Barnett introduced students and teachers from Lincoln Lutheran Junior High School, Lincoln, Nebraska.

Mr. Simpson introduced his nephew Dennis, Lincoln.

Speaker Hasebroock introduced Mr. and Mrs. Ferdinand Dreier and son Christian from Salzburg, Austria accompanied by Mr. and Mrs. Eldon Frudenburg and son William.

RECESS

At 11:59 a.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:30 p.m.

AFTER RECESS

The Legislature reconvened at 1:31 p.m., Speaker Hasebroock presiding.

The roll was called and all members were present except Mr. Klaver who was excused.

COMMUNICATIONS

March 29, 1972

Honorable Speaker and Members of the Legislature
Eighty-second Legislature, Second Session
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker and Members assembled:

Please be advised that Legislative Bill 1432A will become law without the signature of the Governor.

Attached is my certification that L.B. 1432A remained with the Governor five days, Sunday excepted, and that the Governor failed to veto the bill and failed to sign the bill. Said bill will become law as provided.

Respectfully submitted,

(Signed) Allen J. Beermann
Secretary of State

AJB:bh

CERTIFICATE
Legislative Bill 1432A

This bill having remained with the governor five days, Sunday excepted, the Legislature being in session, the Governor having failed to sign said bill, the Governor having failed to return this bill to the Legislature during its session, it will hereby become law.

Witness my hand this twenty-ninth day of March, 1972, A.D.

(SEAL)

(Signed) Allen J. Beermann
Secretary of State

March 29, 1972

Honorable Speaker and Members of the Legislature
Eighty-second Legislature, Second Session
Nebraska Unicameral Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. Speaker and Members assembled:

Please be advised that Legislative Bill 1079A will become law without the signature of the Governor.

Attached is my certification that L.B. 1079A remained with the Governor five days, Sunday excepted, and that the Governor failed to veto the bill and failed to sign the bill. Said bill will become law as provided.

Respectfully submitted,

(Signed) Allen J. Beermann
Secretary of State

AJB:bh
Enclosure

CERTIFICATE
Legislative Bill 1079A

This bill having remained with the Governor five days, Sunday excepted, the Legislature being in session, the Governor having failed to sign said bill, the Governor having failed to return this bill to the Legislature during its session, it will thereby become law.

Witness my hand this twenty-ninth day of March, 1972, A.D.

(SEAL)

(Signed) Allen J. Beermann
Secretary of State

RESOLUTIONS

LEGISLATIVE RESOLUTION 86.

Introduced by Fern Hubbard Orme, 29th District; Ellen Craft, 45th District; John W. DeCamp, 40th District; Wally Barnett, 26th District; J. W. Burbach, 19th District; Terry Carpenter, 48th District; Calvin F. Carsten, 2nd District; Fred Carstens, 30th District; Ernest Chambers, 11th District; Robert Clark, 47th District; Herbert Duis, 39th District; Donald Elrod, 35th District; Walter Epke, 24th District; Glenn A. Goodrich, 20th District; William H. Hasebroock, 18th District; Claire W. Holmquist, 16th District; E. Thome Johnson, 15th District; Thomas C. Kennedy, 21st District; Orval Keyes, 3rd District; Otho Kime, 43rd District; Sam Klaver, 9th District; Rudolf Kokes, 41st District; Maurice A. Kremer, 34th District; Richard Lewis, 38th District; Roland A. Luedtke, 28th District; Eugene T. Mahoney, 5th District; Richard Maresh, 32nd District; Richard D. Marvel, 33rd District; P. J. Morgan, 4th District; Harold T. Moylan, 6th District; Herb Nore, 22nd District; LeRoy Pfister, 17th District; Richard F. Proud, 12th District; John S. Savage, 10th District; Loran Schmit, 23rd District; Harold D. Simpson, 46th District; William R. Skarda, Jr., 7th District; Duke Snyder, 14th District; David H. Stahmer, 8th District; Gerald A. Stromer, 36th District; Leslie A. Stull, 49th District; William F. Swanson, 27th District; George Syas, 13th District; Willard Waldo, 31st District; J. James Waldron, 42nd District; Jerome Warner, 25th District; Ramey C. Whitney, 44th District; Irving F. Wiltse, 1st District; Wayne W. Ziebarth, 37th District.

WHEREAS, the 92nd Congress of the United States of America at its second Session, in both Houses, by a Constitutional majority of two-thirds thereof, adopted the following proposition to amend the Constitution of the United States of America in the following words, to wit:

JOINT RESOLUTION

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-third of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which shall be valid

to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress;

ARTICLE

"Section 1. Equality of rights under the law shall not be denied or abridged by the United States or by any State on account of sex.

"Sec. 2. The Congress shall have the power to enforce, by appropriate legislation, the provisions of this article.

"Sec. 3. This amendment shall take effect two years after the date of ratification."

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That such proposed amendment to the Constitution of the United States be and the same hereby is ratified.

2. That copies of this resolution duly certified by the Secretary of State with the Great Seal of Nebraska attached thereto be forwarded by the Secretary of State to the Administrator of General Services, Washington, D.C., and to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States.

Mrs. Orme moved to suspend rules and consider LR 86 today. The motion prevailed with 37 ayes, 0 nays and 12 not voting.

LR 86 was adopted with 43 ayes, 0 nays and 6 not voting.

Mrs. Orme asked unanimous consent to expedite LR 86. No objections. So ordered.

LEGISLATIVE RESOLUTION 87.

Introduced by William F. Swanson, 27th District.

WHEREAS, pursuant to the provisions of Chapter 85, Article 4, Reissue Revised Statutes of Nebraska, 1943, The Board of Regents of the University of Nebraska has submitted plans for the construction of additions to the University of Nebraska Memorial Stadium, including financing plans; and

WHEREAS, the Board of Regents proposes to finance costs of construction of said additions by the issuance of its revenue bonds in the principal amount of not to exceed One Million Five Hundred Thousand Dollars and to pledge a part of the revenues and fees from the University of Nebraska Memorial Stadium for the payment of the principal and interest of said revenue bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND, SECOND SESSION, ASSEMBLED:

That pursuant to Section 85-404, Reissue Revised Statutes of Nebraska, 1943, it hereby approves the plans for the construction of additions to the University of Nebraska Memorial Stadium at Lincoln, Nebraska, including the financing plans, and the pledging of The Board of Regents of the University of Nebraska of a part of the revenues and fees from the University of Nebraska Memorial Stadium for the payment of revenue bonds not to exceed One Million Five Hundred Thousand Dollars to be issued to pay costs of construction of such additions.

Mr. Swanson moved to suspend the rules and consider LR 87 today. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

LR 87 was adopted with 37 ayes, 0 nays and 12 not voting.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

928	1032A	1153	1159	1203A
1248	1273	1293	1293A	

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 928, 1032A, 1153, 1159, 1203A, 1248, 1273, 1293, 1293A and LR 84.

MESSAGE FROM THE GOVERNOR

March 28, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 1000, and Engrossed Legislative Bills Nos. 1181, 1336, 1489, and 1489A.

These bills were signed by me and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1079A and 1432A.

These bills were delivered to the Secretary of State without my signature.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MOTIONS—Reconsider Action

Mr. Goodrich moved to reconsider action on LB 1159A on Final Reading. The motion lost with 17 ayes, 18 nays and 14 not voting.

Mr. Keyes moved to reconsider action on LB 1159 on Final Reading. The motion prevailed with 38 ayes, 0 nays and 11 not voting.

MOTION—Consider LR 37

Mr. Warner moved to consider LR 37 at this time. The motion prevailed.

RESOLUTIONS

LEGISLATIVE RESOLUTION 37. Read and Considered.

Mr. Warner offered the following amendment to the Standing Committee amendment, which was adopted:

Amend the Committee Amendment by striking "*1977*" and inserting "*1974*".

Standing Committee amendment found in the Journal on page 1121 for the Forty-Fifth Day was adopted, as amended.

Mr. Kremer asked unanimous consent to add his name to LR 37. No objections. So ordered.

Mr. Mahoney moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 30 ayes, 0 nays and 19 not voting.

LR 37 found in the Journal on page 734 for the Thirtieth Day was adopted, as amended, with 37 ayes, 1 nay and 11 not voting.

STUDY RESOLUTION REPORT

The Executive Board of the Legislative Council has recommended approval of the following resolutions:

LR 4 Continuation of Tax Study Committee
LR 8 Housing
LR 10 Committee on Rules and Regulations be made a permanent standing committee
LR 12 Improvement of local government
LR 16 Study of the Department of Institutions
(Amended to read "study" in place of "investigation")
LR 28 Recreational facilities
LR 30 Rules of the Road
LR 33 Fringe Benefits for state employees
LR 34 Bridges
LR 38 State salaries
LR 39 Truth in advertising
LR 49 Health Care Facilities
LR 53 Rate increase by public power districts
LR 57 Traffic fatality rate in Nebraska
LR 63 Study of Cosmetology
LR 65 Public education in metropolitan Omaha (amended to read as follows:)
That the Executive Board of the Legislative Council appoint a committee to study all aspects of public education in the metropolitan Omaha area and report back to the next session of the Legislature in 1973.
LR 67 Youth Services and activities
LR 69 Communications situation in state
LR 70 State welfare programs
LR 72 Family farm system
LR 74 Study of auditing procedures
LR 75 Change in design of state banner (amended)
LR 78 Study of state government services
LR 79 Study of higher education
LR 80 Coordination of the University of Nebraska at Omaha & Lincoln
LR 85 Escrow accounts

The Executive Board of the Legislative Council recommends that the following two resolutions not be adopted:

LR 52 Investigation of the Department of Roads
LR 73 Study of state's tangible property tax system

Mr. Swanson offered the following amendment to LR 4, which was adopted:

No. 1. In paragraph number "1" after the word "equalization", strike the period and add "and fairness in all areas of taxation".

Mr. Swanson offered the following amendment to LR 16, which was adopted:

No. 2. Strike the word "investigate" and insert the word "study" in paragraph 1.

Mr. Swanson offered the following amendment to LR 65, which was adopted:

No. 3. Strike last paragraph and insert the following:

"That the Executive Board of the Legislative Council appoint a committee to study all aspects of public education in the metropolitan Omaha area and report back to the next session of the Legislature in 1973."

Mr. Swanson offered the following amendment to LR 75, which was adopted:

No. 4. Strike paragraph numbered 2 and renumber paragraph numbered "3" as "2".

Mr. Waldo offered the following amendment to LR 72, which was adopted:

No. 5. Amend LR 72 by adding in last paragraph, second line after word system:

Any any other agriculture problems that merit immediate consideration.

Mr. Whitney moved to strike LR 72 from the list of study Resolutions.

Mr. Elrod moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Whitney motion lost with 8 ayes, 27 nays and 14 not voting.

Mr. Duis offered the following amendment to LR 72 which was adopted with 20 ayes, 10 nays and 19 not voting.

Amend LR 72 to include study of family size apartment ownership.

The Report of the Executive Board was adopted, as amended with 42 ayes, 0 nays and 7 not voting.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 29, 1972, at 2:45 p.m. the following bills: 928, 1032A, 1153, 1203A, 1248, 1273, 1293, and 1293A.

(Signed) Barbara Jackson, Enrolling Clerk

MOTION–Department Of Roads Study

Mr. Carpenter moved that Senator Marvel be directed to send one or more persons from his staff, to the Department of Roads to see how the Department has been conducted since the change of administration.

Mr. Swanson moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 35 ayes, 0 nays and 14 not voting.

Mr. Carpenter requested a record vote.

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Keyes
Kime	Kremer	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Warner	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carsten	Clark	Kennedy	Klaver	Kokes
Lewis	Pfister	Waldron	Whitney	

The motion prevailed with 40 ayes, 0 nays and 9 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILLL 1299.

A BILL FOR AN ACT to amend section 60-104, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to make it unlawful to

receive an improperly assigned title; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 48:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 1:

Klaver

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

MR. PROUD PRESIDING

LEGISLATIVE BILL 1303A.

A BILL FOR AN ACT to appropriate fifty-five thousand one hundred forty-two dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Motor Vehicles, Agency No. 24, for Program 071, to aid in carrying out the provisions of Legislative Bill 1303, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Clark	Craft	DeCamp	Duis

Elrod	Epke	Goodrich	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Kime	Kremer
Lewis	Luedtke	Mahoney	Maresh	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 5:

Klaver	Kokes	Marvel	Morgan	Syas

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1309. With emergency.

A BILL FOR AN ACT to amend section 54-135, Reissue Revised Statutes of Nebraska, 1943, section 54-104.01, Revised Statutes Supplement, 1969, sections 54-104, 54-116, 54-152, and 54-155, Revised Statutes Supplement, 1971, and section 54-134, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 1063, Eighty-second Legislature, Second Session, 1972, relating to livestock brands; to clarify the avoidance of recording conflicting brands; to require that applicants maintain a current good standing; to increase the recording fee; to add territory to the brand area; to clarify provisions; to remove a restriction; to specify certain qualifications of Nebraska Brand Committee members; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Kennedy
Keyes	Kime	Kremer	Lewis	Luedtke
Maresh	Marvel	Moylan	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 7:

Carpenter	Hasebroock	Klaver	Kokes	Mahoney
Morgan	Nore			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1310.

A BILL FOR AN ACT to amend section 71-2007, Reissue Revised Statutes of Nebraska, 1943, relating to hospitals; to require the Director of Health to use statistical data in determining construction on expansion programs for hospitals; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	DeCamp	Duis	Elrod
Epke	Holmquist	Johnson	Kennedy	Keyes
Kime	Luedtke	Maresh	Marvel	Moylan
Nore	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 2:

Goodrich	Lewis

Not voting, 10:

Carpenter	Hasebroock	Klaver	Kokes	Kremer
Mahoney	Morgan	Pfister	Skarda	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1328A. With emergency.

A BILL FOR AN ACT to make appropriations and transfers to the Department of Economic Development for prescribed purposes; to amend section 30, Legislative Bill 1476, Eighty-second Legislature, Second

Session, 1972; to repeal the original section; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Johnson	Keyes
Kime	Kremer	Lewis	Luedtke	Maresh
Marvel	Moylan	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 1:

Nore

Not voting, 7:

Clark	Hasebroock	Kennedy	Klaver	Kokes
Mahoney	Morgan			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1334A. With emergency.

A BILL FOR AN ACT to amend sections 6 and 60, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to make appropriations for the period of July 1, 1972 to June 30, 1973 to the State Claims Board, Agency No. 89, for Program No. 538, to aid in carrying out the provisions of Legislative Bill 1334, Eighty-second Legislature, Second Session, 1972; to repeal the original sections, and also section 77, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carsten	Carstens	Chambers
Clark	Craft	Duis	Elrod	Epke
Goodrich	Holmquist	Johnson	Keyes	Kremer
Lewis	Luedtke	Maresh	Moylan	Nore
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Carpenter	DeCamp	Hasebroock	Kennedy	Kime
Klaver	Kokes	Mahoney	Marvel	Morgan
Orme				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1335. With emergency.

A BILL FOR AN ACT to amend section 60-1419, Reissue Revised Statutes of Nebraska, 1943, section 60-1409, Revised Statutes Supplement, 1969, and sections 60-1401.02, 60-1403.01, 60-1406, 60-1407, 60-1410, 60-1411, 60-1411.01, 60-1411.02, 60-1411.03, 60-1411.04, 60-1415, and 60-1427, Revised Statutes Supplement, 1971, relating to motor vehicles; to redefine terms; to revise classifications of motor vehicle and trailer dealers; to change fees; to provide grounds for revocation of dealers' licenses; to change provisions relating to advertising; to authorize special permits for sale of motorcycles and trailers; to make certain sales unlawful; to provide a penalty; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Chambers	Clark
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Skarda	Snyder

Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 1:

Lewis

Not voting, 7:

Carpenter	Carstens	Keyes	Kime	Klaver
Kokes	Schmit			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1358.

A BILL FOR AN ACT to repeal section 8-146, Reissue Revised Statutes of Nebraska, 1943, relating to banking.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Burbach	Carsten	Chambers	Clark	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Kennedy	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Nore	Orme	Pfister	Proud	Savage
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Barnett	Carpenter	Carstens	Keyes	Kime
Klaver	Lewis	Morgan	Moylan	Schmit
Simpson	Skarda			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1367.

A BILL FOR AN ACT to amend section 77-2715, Revised Statutes Supplement, 1969, and section 77-2704, Revised Statutes Supplement, 1971, as amended by section 1, Legislative Bill 1153, Eighty-second Legislature, Second Session, 1972, relating to taxation; to provide additional exemptions from the sales and use tax as prescribed; to increase the food sales tax credit; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Lewis
Luedtke	Mahoney	Morgan	Moylan	Orme
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Swanson	Syas
Waldo	Waldron	Warner	Wiltse	

Voting in the negative, 11:

Clark	Epke	Kennedy	Kokes	Kremer
Maresh	Marvel	Nore	Stull	Whitney
Ziebarth				

Not voting, 4:

Carstens	Kime	Klaver	Pfister

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1400.

A BILL FOR AN ACT to amend sections 79-2610, 79-2617, 79-2620, 79-2626, 79-2627, and 79-2633, Revised Statutes Supplement, 1971, relating to technical community colleges; to change provisions for an election; to provide for certain area boards; to provide for budgets as prescribed; to provide for redemption of certain bonds; and to repeal the original sections, and also section 79-2623, Revised Statutes Supplement, 1971.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Kime
Kremer	Lewis	Luedtke	Maresh	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Simpson	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 2:

Clark	Stull

Not voting, 10:

Carstens	Duis	Johnson	Klaver	Kokes
Mahoney	Marvel	Schmit	Skarda	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1413A.

A BILL FOR AN ACT relating to appropriations; to amend sections 16 and 79, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972; to change the appropriations to the Department of Agriculture, Agency No. 18, for Program No. 057, to aid in carrying out the provisions of Legislative Bill 1413, Eighty-second Legislature, Second Session, 1972; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Burbach	Carpenter	Carsten	Chambers	Craft
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Kime	Kokes
Kremer	Luedtke	Maresh	Morgan	Moylan

Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Barnett	Carstens	Clark	Duis	Johnson
Klaver	Lewis	Mahoney	Marvel	Skarda

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1423.

A BILL FOR AN ACT to amend sections 17-706 and 17-708, Reissue Revised Statutes of Nebraska, 1943, relating to cities of the second class and villages; to change provisions governing appropriations as prescribed; and to repeal the original sections.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Kime	Kremer	Lewis	Luedtke	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carstens	Duis	Johnson	Klaver	Kokes
Mahoney	Simpson	Skarda		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1442.

A BILL FOR AN ACT to amend section 31-753, Revised Statutes Supplement, 1971, relating to sanitary and improvement districts; to eliminate the provisions for accelerating payments of installment when not due as prescribed; and to repeal the original section.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Keyes	Kime	Kremer
Lewis	Luedtke	Maresh	Morgan	Moylan
Nore	Pfister	Savage	Schmit	Simpson
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldo	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carstens	Clark	Duis	Johnson	Kennedy
Klaver	Kokes	Mahoney	Marvel	Orme
Proud	Skarda			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1460A.

A BILL FOR AN ACT to make an appropriation to the Department of Labor, Agency No. 23, for Program 031, to aid in carrying out the provisions of Legislative Bill 1460, Eighty-second Legislature, Second Session, 1972.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Chambers
Clark	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kime	Kremer	Lewis	Luedtke
Marvel	Morgan	Nore	Pfister	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carstens	Duis	Klaver	Kokes	Mahoney
Maresh	Moylan	Orme	Skarda	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SPEAKER HASEBROOCK PRESIDING

LEGISLATIVE BILL 1504. With emergency.

A BILL FOR AN ACT to amend sections 2, 3, 10, 11, 16, 23, 24, 26, 30, 37, 38, 44, 45, 46, 55, 57, 58, 64, 66, 69, and 77, Legislative Bill 1025, Eighty-second Legislature, First Session, 1971, sections 3 and 5, Legislative Bill 390A, Eighty-second Legislature, First Session, 1971, sections 1 and 2, Legislative Bill 939A, Eighty-second Legislature, First Session, 1971, section 5, Legislative Bill 987A, Eighty-second Legislature, First Session, 1971, section 3, Legislative Bill 1027, Eighty-second Legislature, First Session, 1971, section 2, Legislative Bill 1037, Eighty-second Legislature, First Session, 1971, and sections 2 and 8, Legislative Bill 1038, Eighty-second Legislature, First Session, 1971, relating to appropriations of funds not otherwise appropriated; to change appropriations as prescribed; to repeal the original sections; and to declare an emergency.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Kokes

Kremer	Lewis	Luedtke	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldo	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carstens	Chambers	Clark	Craft	Holmquist
Klaver	Mahoney	Skarda		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1512A.

A BILL FOR AN ACT to amend sections 23 and 44, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to change and increase appropriations as prescribed to aid in carrying out the provisions of Legislative Bill 1512, Eighty-second Legislature Second Session, 1972.

Whereupon the Speaker stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carsten	Craft	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Johnson	Kennedy	Keyes	Kime	Kremer
Lewis	Luedtke	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldo
Waldron	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Carpenter	Carstens	Chambers	Clark	Holmquist
Klaver	Kokes	Mahoney	Skarda	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

RESOLUTIONS

LEGISLATIVE RESOLUTION 88.

Introduced by Terry Carpenter, 48th District.

WHEREAS, Article XII of the Constitution of the State of Nebraska limits debt expenditures for the State;

WHEREAS, the demands placed upon government have changed greatly since this Article was enacted;

WHEREAS, other states have successfully instituted State Bond Banks in order to save substantial interest on state and municipal bonds through consolidation;

WHEREAS, the State of Nebraska is desirous of maintaining a posture in accordance with the times and the dictates of its citizens.

NOW, THEREFORE, BE IT RESOLVED BY THIS THE EIGHTY-SECOND LEGISLATURE IN SECOND SESSION ASSEMBLED:

That the Executive Board refer to Committee on taxation to examine the structure and performance of Bond Banks in other states, the merits of establishing a State Bond Bank, and possible alteration of Article XIII of the Constitution of the State of Nebraska with regard to long-term state indebtedness.

Laid over.

UNANIMOUS CONSENT—Member Excused

Mr. Waldo asked unanimous consent to be excused Wednesday and Thursday, April 5 and 6. No objections. So ordered.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1296	1299	1303A	1309	1310
1328A	1334A	1335	1358	1367
1400	1413A	1423	1442	1460A
1504	1512A			

(Signed) Duke Snyder, Chairman

SPEAKER SIGNS

While the Legislature was in session and capable of transacting business, the Speaker signed the following bills: 1296, 1299, 1303A, 1309, 1310, 1328A, 1334A, 1335, 1358, 1367, 1400, 1413A, 1423, 1442, 1460A, 1504, 1512A and LR 86.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on March 29, 1972, at 5:09 p.m. the following bills: 1299, 1303A, 1309, 1310, 1328A, 1334A, 1296, 1335, 1358, 1367, 1400, 1413A, 1423, 1442, 1460A, 1504 and 1512A.

(Signed) Emory Burnett, E and R Attorney

MOTION—Reconsider Action

Mr. DeCamp moved to reconsider action on LB 928 on Final Reading. Motion pending.

VISITORS

Mr. Luedtke introduced four 5th Grade students from Eliott School, Lincoln, Nebraska and teacher Mr. Joe Fletcher.

Mr. Proud introduced former Senator Donald Troudt of Omaha, Nebraska.

ADJOURNMENT

At 5:12 p.m., on a motion by Mr. Swanson, the Legislature adjourned until 8:00 a.m., Wednesday, April 5, 1972.

Vincent D. Brown
Clerk of the Legislature

LEGISLATIVE JOURNAL

EIGHTY-SECOND LEGISLATURE
SECOND SESSION

SIXTIETH DAY

Legislative Chamber, Lincoln, Nebraska
Wednesday, April 5, 1972

Pursuant to adjournment, the Legislature met at 8:03 a.m., President Marsh presiding.

PRAYER

Prayer was offered by the Chaplain.

> Eternal God, our Father, we are grateful for the arrival of this final day, and for the work which has been accomplished during this productive session. Although frustrating for some may the decisions be for the benefit of the people of this State. Forgive our failures and our pride. Wilt thou continue to give vision, courage, and integrity to all the members of this Senate. Bless them, their families and loved ones. Be with our governor, our officers, each members of this Legislature, and all public servants of this State. May the people of this state, realizing all which is worthwhile that has come from this Session, appreciate anew the ability and dedication of our Legislature. Implant again upon our minds that greatness is found in serving, and success in helpfulness. Dismiss us with Thy blessing, keep us in Thy will, direct us in all our affairs, and may we as individuals continue to love Thee, our God, and serve our fellowman through the opportunities which lie before us as citizens of this State, of this land, and of Thy kingdon. In the name of Christ, the Lord of Life. Amen.

ROLL CALL

The roll was called and all members were present except Messrs. Clark and Kime who were excused.

CORRECTIONS FOR THE JOURNAL

Page 857, line 24 insert "and LR 48" at end of line.
Page 1555, line 31, insert "LR 77" at end of line.

Page 1660, delete lines 35 and 36 and insert "Amend LR 72 to include study of family size apartment ownership".
The Journals for the Thirty-Sixth, Fifty-Seventh and Fifty-Ninth Days were approved as corrected.

MESSAGES FROM THE GOVERNOR

March 29, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1100, 1203, 1246A, 1279, 1279A, 1284A, 1340, 1456, 1456A, 1466, 1492, and 1502.

These bills were signed by me on March 28, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 29, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bills Nos. 1304 and 1311, and Engrossed Legislative Bills Nos. 1114A, 1116, 1176, 1245, 1250, 1253, 1282, 1283, 1293, 1293A, 1318, 1320, 1337, 1347, 1370, 1401, 1411, 1448, 1485, 1512, 1516, and 1517.

These bills were signed by me on March 29, 1972 and delievered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 29, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 1354.

This bill was signed by me on March 29, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 30, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1032 and 1032A.

These bills were signed by me on March 30, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 30, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1284, 1342, 1452,

and 1481.

These bills were signed by me on March 29, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

March 30, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1504.

This bill was signed by me on March 30, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

Corrections to letter from Governor appearing in the Journal on page 1657 and 1658 for the Fifty-Ninth Day showing date of signing by Governor and date of delivery of bills for Secretary of State:

March 30, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

Reengrossed Legislative Bill No. 1000, and Engrossed Legislative Bills Nos. 1181, 1336, 1489, and 1489A were signed by me on March 27, 1972.

Engrossed Legislative Bills Nos. 1079A and 1432A were delivered to the Secretary of State without my signature on March 28, 1972.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATIONS

March 24, 1972

Mr. Vincent D. Brown
Clerk of the Nebraska Legislature
Lincoln, Nebraska 68509

Dear Vincent:

Recalling our previous correspondence, I thought you would be interested in the enclosed information I have received from the Interstate Commerce Commission regarding the discontinuation of railroad service on branch lines in Nebraska.

I am pleased to make this information available to you.

With kind regards,

Sincerely,

(Signed) Roman L. Hruska
U. S. Senator
Nebraska

RLH:frs
Enclosure

MESSAGES FROM THE GOVERNOR

March 31, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 1153 and Engrossed Legislative Bills Nos. 1203A, 1248, 1273, 1299, 1309, 1310, 1328A, 1334A, 1335, 1358, 1413A, 1423, 1442, 1460A, and 1512A.

These bills were signed by me on March 30, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 3, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I am returning LB 1087 without my signature and with my objections.

It would appear, that since the appropriations measure was not passed, that those voting for the bill did not intend to implement the photograph portion of the measure. What the bill does, then, is to increase the license fees of all driving Nebraskans by amounts ranging from 16 to 66 2/3%. At the same time, the citizens would receive no tangible increase in benefits.

I should also point out that this bill as introduced did not contain the license fee increase. Thus once again, the citizens of the state were deprived of an opportunity to express their opinion on the increase in license fees in public hearing. This surely does not represent the high level of democracy which is supposed to exist under the Unicameral system.

Let me urge you to uphold my veto of the bill. Then, between sessions, ask your constitutents if they want to pay these higher fees to have their pictures on their drivers licenses. Let us determine realistically what the costs of equipment and processing would be. When our course of direction and costs are clear, you can come back in January and pass the legislation and the appropriations bills both with the emergency clause. Implementation would thus be delayed only slightly, but you would be sure of following the will of the people and be better informed on the possible merits of such legislation.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

COMMUNICATIONS

March 31, 1972

Honorable Vincent D. Brown
Clerk of the Legislature
State Capitol
Lincoln, Nebraska 68509

Dear Mr. Brown:

As directed by the Florida Legislature, I am enclosing a certified copy of Senate Memorial No. 227, adopted in Regular Session 1972. This Memorial makes application to Congress to call a convention to propose a Constitutional amendment relating to the choosing of a presiding officer of the United State Senate.

It will be appreciated if you would bring this to the attention of the legislative leaders at your next session.

Kindest regards.

Most cordially,

(Signed) Richard (Dick) Stone

RDS/seh

MESSAGE FROM THE GOVERNOR

April 4, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I have today sent LB 1102 to the Secretary of State without my signature. Would it have been possible, I would have vetoed this measure.

The State Board of Equalization and Assessment performs several functions – hearing board for administrative review of sales and income tax matters; setting of sales and income tax rates; valuation and assessment of car line companies and railroads; and equalization of valuations between counties.

By your action in LB 1102, you recommend removal of the Tax Commissioner from the State Board of Equalization and Assessment. You are removing the only member of the board who has any in-depth knowledge of taxation. Regardless of who is Governor, this in itself is an unwise move. The Tax Commissioner has, by law, been a member of the State Board since 1920. This is no legitimate reason for a change now. The Tax Commissioner is the most informed member of the Board.

The placing of a Legislative appointee on the Board, as you recommend, would not make up for the expertise lost by the removal of the Tax Commissioner. The rationale for doing so is not clear. It would appear to be at least a move towards further violation of separation of powers - legislative expansion into the executive. Your action is further suspect because of refusal of the Legislature to assume the task of setting our tax rates after the Legislature's actions causes such rates.

Further, the ballot title which the Legislature has proposed is misleading to say the least. With the number of amendments you are presenting to the people, we should be able to expect that the electorate be given a fair chance to make an informed choice. The ballot title proposed by LB 1102 does not meet this criteria.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

REPORT OF EMPLOYEES

During the month of March, 1972, there were 111 full- and part-time employees being paid from Fund 1973, Program 121, Legislative Session Services. The total payroll for the month was $43,660.25, of which 988.00 was for overtime. The total figure includes the State's share of OASI and retirement contributions.

Vincent D. Brown
Clerk of the Legislature

UNANIMOUS CONSENT–Member Excused

Mr. Johnson asked unanimous consent to be excused at 11:00 a.m. No objections. So ordered.

MOTION–Suspend Rules

Speaker Hasebroock moved to suspend the rules to take up final readings today. The motion prevailed with 40 ayes, 1 nay and 8 not voting.

MEMBERS' BIRTHDAY

Speaker Hasebroock announced the birthdays of Mr. Burbach and Mr. Waldo. The members sang Happy Birthday to them.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 347.

A BILL FOR AN ACT for submission to the electors of an amendment to Article IV, section 20, of the Constitution of Nebraska, relating to the State Railway Commission; to change the name of the State Railway

Commission to the Public Service Commission; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article IV, section 20, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 20. There shall be a Public Service Commission, consisting of not less than three nor more than seven members, as the Legislature shall prescribe, whose term of office shall be six years, and whose compensation shall be fixed by the Legislature. Commissioners shall be elected by districts of substantially equal population as the Legislature shall provide. The powers and duties of such commission shall include the regulation of rates, service and general control of common carriers as the Legislature may provide by law. But, in the absence of specific legislation, the commission shall exercise the powers and perform the duties enumerated in this provision."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment changing the name of the State Railway Commission to Public Service Commission.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 44:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Snyder	Stahmer

Stromer	Swanson	Syas	Waldo	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 1:

Stull

Not voting, 4:

Clark	Duis	Kime	Kokes

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 461.

A BILL FOR AN ACT to amend sections 81-801 and 81-803.01, Revised Statutes Supplement, 1969, relating to Game and Parks Commission; to provide procedures; to provide authority, qualifications, term of office, and for confirmation; to change provisions for removal; to provide the necessary vote for commission action; and to repeal the original sections, and also section 81-802, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 16:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Epke	Hasebroock	Johnson
Moylan	Schmit	Snyder	Swanson	Wiltse
Ziebarth				

Voting in the negative, 31:

DeCamp	Duis	Elrod	Goodrich	Holmquist
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Nore	Orme	Pfister	Proud
Savage	Simpson	Skarda	Stahmer	Stromer
Stull	Syas	Waldo	Waldron	Warner
Whitney				

Not voting, 2:

Clark	Kime

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 650. With emergency.

A BILL FOR AN ACT relating to tourism; to provide for tourism promotion as prescribed; to impose a transient lodging tax and the disposition of the proceeds thereof; to provide for administration; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 22:

Barnett	Carpenter	Carsten	Carstens	Craft
Duis	Elrod	Hasebroock	Holmquist	Johnson
Klaver	Kokes	Kremer	Luedtke	Orme
Pfister	Simpson	Stull	Swanson	Waldo
Waldron	Ziebarth			

Voting in the negative, 25:

Burbach	Chambers	DeCamp	Epke	Goodrich
Kennedy	Keyes	Lewis	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Proud
Savage	Schmit	Skarda	Snyder	Stahmer
Stromer	Syas	Warner	Whitney	Wiltse

Not voting, 2:

Clark	Kime

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the bill failed with the emergency clause attached, the question is, "Shall the bill pass with the emergency clause stricken?' "

Voting in the affirmative, 22:

Barnett	Carpenter	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Hasebroock	Holmquist
Johnson	Kokes	Kremer	Luedtke	Orme
Pfister	Simpson	Stull	Swanson	Waldo
Waldron	Ziebarth			

Voting in the negative, 24:

Burbach	Chambers	Epke	Goodrich	Kennedy
Keyes	Lewis	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Proud	Savage
Schmit	Skarda	Snyder	Stahmer	Stromer
Syas	Warner	Whitney	Wiltse	

Not voting, 3:

Clark	Kime	Klaver

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 650A. Laid over at the request of Mr. Luedtke.

RESOLUTIONS

LEGISLATIVE RESOLUTION 89.

Introduced by William F. Swanson, 27th District.

WHEREAS, it is now generally recognized that the provision of a quality and equalized public elementary and secondary educational system in Nebraska is basically a responsibility of the state; and

WHEREAS, the financial resources of the entire state should be utilized in providing equal access to a quality public elementary and secondary education to all the children of the state; and

WHEREAS, it is universally recognized that every child in the state has a right to the enjoyment of equal and quality educational opportunities; and

WHEREAS, the Legislature of Nebraska will require the time and flixibility needed to develop a revenue system adequate to funding a statewide public elementary and secondary educational program.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII, by adding a new section 18, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 18. The State of Nebraska, recognizing public education to be a statewide responsibility, shall begin to make payments to public school districts, at a date to be determined by the Legislature, aimed at the goal of financing the operational costs of providing every student with a basic, equal quality education. It shall be the duty of the Legislture to make periodic adjustments in levels of expenditures necessary to meet current basic, equal quality educational costs. In providing the necessary revenue to make payments supporting basic, equal quality educational opportunities for every student, the Legislature may impose taxes on, but not limited to, sources presently taxed for support of public schools.

"The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

'Constitutional amendment to provide that the Legislature shall begin

to make payments to public school districts aimed at the goal of financing the operational costs of providing every student with a basic, equal quality education; and to provide for the source of revenue.

For
Against'

"The proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska."

Mr. Swanson moved to suspend the rules to take up LR 89 today. The motion prevailed with 31 ayes, 5 nays and 13 not voting.

Mr. Carpenter offered the following amendment to LR 89:

1. On page 2, at the end of line 20, insert "No school district shall impose a tax of more than fifteen mills on the dollar on the assessed valuation of all taxable property, except intangible property, within the district.".

2. On page 3, line 5, strike "and"; and in line 5 insert "; and to limit the mill levy of school districts" after "revenue".

Mr. Stromer moved the previous question. The question is, "Shall the debate now cease?" The motion prevailed with 34 ayes, 0 nays and 15 not voting.

The Carpenter amendment was adopted with 22 ayes, 18 nays and 9 not voting.

Mr. Syas moved to indefinitely postpone LR 89.

Mr. Carpenter requested a roll call vote.

Voting in the affirmative, 29:

Barnett	Carstens	Craft	Elrod	Epke
Goodrich	Hasebroock	Kennedy	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Moylan
Pfister	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldo
Waldron	Whitney	Wiltse	Ziebarth	

Voting in the negative, 18:

Burbach	Carpenter	Carsten	Chambers	DeCamp
Duis	Holmquist	Johnson	Keyes	Maresh
Marvel	Morgan	Nore	Orme	Proud
Savage	Swanson	Warner		

Not voting, 2:

Clark	Kime

The Syas motion prevailed with 29 ayes, 18 nays and 2 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 730.

A BILL FOR AN ACT for submission to the electors of an amendment to Article VII of the Constitution of Nebraska, relating to education; to provide that the state shall pay all costs for the operation of public elementary and secondary schools except costs for land acquisition, building construction, improvements and repair, and debt service; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article VII of the Constitution of Nebraska by addition of six new sections, which is hereby proposed by the Legislature:

"Sec. 18. Beginning July 1, 1973, the State of Nebraska shall pay, from the School Assistance Fund, all costs for the operation of public elementary and secondary schools in the state except costs incurred for land acquisition, building construction, improvements and repair, and debt service, which costs shall be paid by the school districts; *Provided,* that federal funds may be utilized for this purpose if such federal funds become available.

Sec. 19. The board of each school district shall prepare budgets to coincide with the state budgeting period. Such budgets shall be submitted to the State Department of Education on or before April 1 of each year. The department shall review such budgets and submit them, with the department's recommendations, to the Legislature for final approval. When the Legislature has approved such budgets it shall appropriate to the School Assistance Fund such amounts as are necessary to pay to each district the money provided for by section 18 of this article.

Sec. 20. Payments from the School Assistance Fund shall be made monthly beginning July 1, 1973. The Department of Education shall certify the amount due each school district to the Director of Administrative Services, who shall draw his warrant on the State Treasurer for such amount.

Sec. 21. The board of each school district shall administer the school program, including, but not limited to, the hiring of administrators and teachers and the selection of textbooks, using money provided from the School Assistance Fund and such other revenue as may be provided by law.

Sec. 22. No school district shall undertake construction of any new building unless such construction has been approved by a majority of the voters casting ballots on the question at a general or special election.

Sec. 23. When the balance in the School Assistance Fund is insufficient to pay actual costs, because of emergencies or abnormalities, each school district shall pay the deficit from such other revenue as may be provided by law, after obtaining the approval of the State Board of Education. When a school district receives from the State Assistance Fund more money than is required to meet costs pursuant to section 19 of this article, such excess shall be deposited in the school district treasury and used for other school purposes."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment

shall be placed upon the ballot in the following form:

"Constitutional amendment to provide that the state shall pay all costs for the operation of public elementary and secondary schools except costs for land acquisition, building construction, improvements and repair, and debt service.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 16:

Carpenter	Carsten	Chambers	DeCamp	Duis
Holmquist	Johnson	Kokes	Lewis	Mahoney
Marvel	Nore	Pfister	Skarda	Waldo
Whitney				

Voting in the negative, 31:

Barnett	Burbach	Carstens	Craft	Elrod
Epke	Goodrich	Hasebroock	Kennedy	Keyes
Klaver	Kremer	Luedtke	Maresh	Morgan
Moylan	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Not voting, 2:

Clark	Kime

Having failed to receive a constitutional two-thirds majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 820.

Mr. F. Carstens moved to return LB 820 to Select File for a specific amendment to strike the enacting clause. The motion lost with 17 ayes, 23 nays and 9 not voting.

A BILL FOR AN ACT relating to husband and wife; to provide procedures for the dissolution of marriage, legal separation, and annulment; and to repeal sections 42-301 to 42-340, Reissue Revised Statutes of Nebraska, 1943, and amendments thereto.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 25:

Barnett	Carpenter	Chambers	DeCamp	Duis
Elrod	Epke	Goodrich	Hasebroock	Lewis
Luedtke	Morgan	Moylan	Orme	Proud

Simpson	Snyder	Stahmer	Stromer	Stull
Swanson	Waldo	Waldron	Warner	Ziebarth

Voting in the negative, 22:

Burbach	Carsten	Carstens	Craft	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Mahoney	Maresh	Marvel	Nore
Pfister	Savage	Schmit	Skarda	Syas
Whitney	Wiltse			

Not voting, 2:

Clark	Kime

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 866.

A BILL FOR AN ACT to amend section 39-7,137, Reissue Revised Statutes of Nebraska, 1943, sections 39-2103 and 66-423.01, Revised Statutes Supplement, 1969, and section 39-2402, Revised Statutes Supplement, 1971, relating to highways; to provide an exception; to provide an additional classification of rural highways; to change service as prescribed; to increase the Grade Crossing Protection Fund; to provide authority for bonds; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 32:

Barnett	Carpenter	Carsten	Chambers	Craft
DeCamp	Duis	Hasebroock	Holmquist	Johnson
Keyes	Klaver	Kremer	Maresh	Marvel
Morgan	Nore	Orme	Pfister	Proud
Savage	Schmit	Skarda	Snyder	Stromer
Stull	Swanson	Syas	Waldo	Warner
Wiltse	Ziebarth			

Voting in the negative, 12:

Burbach	Elrod	Epke	Goodrich	Kennedy
Lewis	Luedtke	Mahoney	Moylan	Simpson
Stahmer	Whitney			

Not voting, 5:

Carstens	Clark	Kime	Kokes	Waldron

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 920.

A BILL FOR AN ACT to amend section 32-102, Revised Statutes Supplement, 1971, as amended by section 18, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, and section 32-503.01, Revised Statutes Supplement, 1969, as amended by section 48, Legislative Bill 661, Eighty-second Legislature, First Session, 1971, relating to elections; to redefine elector; to eliminate the provision of an incumbent filing as a candidate for another office as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Kokes	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldo	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Clark	Epke	Kime	Klaver	Kremer
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 949. Laid over at the request of Mr. DeCamp.

LEGISLATIVE BILL 1084.

A BILL FOR AN ACT to amend sections 77-202.12, 77-202.14, 77-202.15, 77-202.16, 77-202.18, 77-202.20, and 77-202.21, Revised

Statutes Supplement, 1969, and section 77-202.13, Revised Statutes Supplement, 1971, relating to taxation; to change the provisions for exemption of homesteads as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Hasebroock	Keyes	Luedtke	Mahoney	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Skarda	Stahmer	Stull
Swanson	Syas	Waldron	Ziebarth	

Voting in the negative, 15:

Epke	Goodrich	Holmquist	Kennedy	Kokes
Kremer	Lewis	Maresh	Pfister	Snyder
Stromer	Waldo	Warner	Whitney	Wiltse

Not voting, 5:

Clark	Johnson	Kime	Klaver	Marvel

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1084A.

A BILL FOR AN ACT to make appropriations to the Department of Revenue, Agency No. 16, for Program 108, to aid in carrying out the provisions of Legislative Bill 1084, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Elrod	Hasebroock	Keyes
Luedtke	Mahoney	Morgan	Nore	Orme
Proud	Schmit	Simpson	Skarda	Stahmer

Stromer	Stull	Swanson	Syas	Waldron
Wiltse				

Voting in the negative, 14:

Epke	Goodrich	Holmquist	Kennedy	Klaver
Kokes	Kremer	Lewis	Maresh	Pfister
Snyder	Waldo	Warner	Whitney	

Not voting, 9:

Clark	DeCamp	Duis	Johnson	Kime
Marvel	Moylan	Savage	Ziebarth	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1129.

A BILL FOR AN ACT to amend sections 50-401.01 and 50-402, Reissue Revised Statutes of Nebraska, 1943, relating to the Legislature; to increase the size of the Executive Board of the Legislative Council and change the method of selecting members; to provide additional duties; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Barnett	Carpenter	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Epke	Goodrich
Keyes	Klaver	Kokes	Lewis	Luedtke
Mahoney	Morgan	Nore	Schmit	Simpson
Skarda	Snyder	Stahmer	Swanson	Waldo
Waldron	Wiltse	Ziebarth		

Voting in the negative, 13:

Burbach	Hasebroock	Holmquist	Kennedy	Kremer
Maresh	Orme	Proud	Savage	Stromer
Stull	Syas	Warner		

Not voting, 8:

Clark	Craft	Johnson	Kime	Marvel
Moylan	Pfister	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1143.

A BILL FOR AN ACT to amend section 19-1309, Revised Statutes Supplement, 1971, relating to cities and villages, particular classes; to provide when an all purpose mill levy may be exceeded; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Burbach	Carsten	Chambers	Craft	DeCamp
Duis	Elrod	Epke	Hasebroock	Holmquist
Johnson	Kennedy	Keyes	Klaver	Kokes
Kremer	Luedtke	Mahoney	Maresh	Moylan
Orme	Pfister	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Syas
Waldo	Waldron	Whitney	Wiltse	Ziebarth

Voting in the negative, 8:

Barnett	Goodrich	Lewis	Marvel	Nore
Schmit	Stull	Warner		

Not voting, 6:

Carpenter	Carstens	Clark	Kime	Morgan
Swanson				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1164.

A BILL FOR AN ACT to amend section 39-773.01, Reissue Revised Statutes of Nebraska, 1943, relating to regulations governing the use of public roads; to require trailer brakes, as specified; to require safety chains on trailers, as specified; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Johnson	Keyes	Kokes	Kremer
Luedtke	Mahoney	Marvel	Moylan	Nore
Orme	Pfister	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Syas
Waldo	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 4:

Lewis	Maresh	Schmit	Waldron

Not voting, 10:

Carstens	Clark	DeCamp	Duis	Kennedy
Kime	Klaver	Morgan	Stull	Swanson

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1171. With emergency.

A BILL FOR AN ACT relating to education; to provide tuition grants, based upon financial need, to full-time resident students attending independent institutions of higher education in Nebraska; to provide for the eligibility of such students; to provide for a State Commission for Higher Educational Aid; to provide for the appointment and qualifications of members thereof; to provide for powers and duties as prescribed; to provide severability; to provide an operative date; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldo	Waldron	Warner
Wiltse	Ziebarth			

Voting in the negative, 3:

Kokes	Pfister	Whitney

Not voting, 4:

Clark	Craft	Kime	Kremer

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1171A.

A BILL FOR AN ACT to appropriate five hundred fifty-two thousand six hundred dollars from the state General Fund for the period of July 1, 1972 to June 30, 1973, to the State Commission for Higher Education Aid, Agency No. 74, for Program 285, to aid in carrying out the provisions of Legislative Bill 1171, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carpenter	Carstens	Chambers
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Johnson	Keyes	Klaver
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Orme	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Swanson	Syas	Waldo	Waldron	Wiltse
Ziebarth				

Voting in the negative, 5:

Carsten	Nore	Pfister	Warner	Whitney

Not voting, 8:

Clark	Craft	Kennedy	Kime	Kokes
Kremer	Lewis	Stull		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Member Excused

Mr. Waldo asked unanimous consent to be excused at 10:30 a.m. for the remainder of the day. No objections. So ordered. Mr. Burbach presented Mr. Waldo a picture from the members.

LEGISLATIVE BILL 1182.

A BILL FOR AN ACT to amend sections 21-2002 to 21-2004, 21-2006, 21-2007, 21-2017 to 21-2019, 21-2022, 21-2023, 21-2027, 21-2031, 21-2034, 21-2039, 21-2040, 21-2042 to 21-2044, 21-2046, 21-2047, 21-2050, 21-2052, 21-2064, 21-2065, 21-2067, 21-2074, 21-2077, 21-2078, 21-2081, 21-2098, 21-20,107, and 21-20,113, Reissue Revised Statutes of Nebraska, 1943, and sections 21-2012, 21-2015, 21-2048, 21-2070, 21-2071, 21-2079, 21-2097, and 21-20,114, Revised Statutes Supplement, 1971, relating to corporations; to redefine terms; to provide for corporate organization, purposes and powers; to provide for officers; to provide for shareholder suits; to provide for selection of corporate names; to provide for changes in the registered office of corporations; to provide for conditions of special classes of stockholders; to provide for conversion of shares and payment therefor; to provide for voting rights; to provide for signing of stock certificates; to provide for treatment of fractional shares; to provide for shareholder meetings, voting lists and voting trusts; to provide for election and removal of directors; to provide for board of directors' meetings as prescribed; to provide for declaration of dividends and distribution from surplus; to provide for director's liability; to provide for inspection of books and records; to provide for reorganization and mergers as prescribed; to provide for use of assets; to provide for dissolution; to provide for foreign corporations; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Johnson	Kennedy
Keyes	Klaver	Kokes	Kremer	Lewis
Luedtke	Maresh	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Clark	Epke	Kime	Mahoney	Marvel
Morgan	Waldo	Waldron		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1202.

A BILL FOR AN ACT relating to criminal procedure; to provide for reduction of sentences when the penalty for the crime the prisoner is serving has been reduced by the Legislature.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Johnson	Kennedy	Keyes
Klaver	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 4:

Holmquist	Kokes	Kremer	Syas

Not voting, 6:

Carstens	Clark	Kime	Lewis	Waldo
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1204. With emergency.

A BILL FOR AN ACT to amend section 37-214.03, Reissue Revised Nebraska, 1943, relating to game and fish; to exempt additional persons from payment of fees for hunting and fishing priviliges as prescribed; to

make certain acts unlawful except as prescribed; to provide for permits, fees, and reports; to provide a penalty; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Goodrich
Hasebroock	Johnson	Keyes	Klaver	Lewis
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stull	Swanson	Syas	Wiltse	Ziebarth

Voting in the negative, 7:

Carstens	Holmquist	Kremer	Stromer	Waldron
Warner	Whitney			

Not voting, 7:

Clark	Epke	Kennedy	Kime	Kokes
Stahmer	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1217.

A BILL FOR AN ACT to amend section 79-1003, Revised Statutes Supplement, 1969, relating to schools; to provide for election of members of the board of education of a Class V school district from districts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 26:

Barnett	Carpenter	Carstens	Chambers	DeCamp
Duis	Johnson	Kennedy	Keyes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel

Morgan	Moylan	Nore	Orme	Schmit
Simpson	Skarda	Swanson	Waldron	Warner
Wiltse				

Voting in the negative, 13:

Burbach	Carsten	Goodrich	Hasebroock	Holmquist
Klaver	Proud	Savage	Snyder	Stromer
Stull	Syas	Ziebarth		

Not voting, 10:

Clark	Craft	Elrod	Epke	Kime
Kokes	Pfister	Stahmer	Waldo	Whitney

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1228.

A BILL FOR AN ACT to amend section 48-813, Reissue Revised Statutes of Nebraska, 1943, section 48-801, Revised Statutes Supplement, 1969, and section 48-816, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1402, Eighty-second Legislature, Second Session, 1972, relating to the Court of Industrial Relations; to enact procedures governing employee election of collective bargaining agents; to provide for certification of exclusive collective bargaining agents; to revise definitions and the powers and duties of such court; to clarify service of summons upon the state and its departments; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 30:

Barnett	Carpenter	Carstens	Chambers	DeCamp
Duis	Elrod	Goodrich	Keyes	Klaver
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Orme	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stull	Swanson
Syas	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 13:

Burbach	Carsten	Epke	Hasebroock	Holmquist
Kennedy	Kremer	Lewis	Nore	Pfister
Schmit	Stromer	Whitney		

Not voting, 6:

Clark	Craft	Johnson	Kime	Kokes
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1249. With emergency

A BILL FOR AN ACT to amend sections 29-909 and 29-910, Revised Statutes Supplement, 1971, relating to criminal procedure; to provide for discretionary use of a pretrail release agency by district and municipal courts; to provide for the regulation of such agency; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Klaver
Kremer	Lewis	Luedtke	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Chambers	Clark	Duis	Johnson	Kime
Kokes	Mahoney	Waldo		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1264.

A BILL FOR AN ACT to amend section 33-109, Revised Statutes Supplement, 1971, relating to fees and salaries; to provide a fee for the register of deeds and county clerk for attaching a certificate and seal of office; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Kremer
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Chambers	Clark	Duis	Johnson	Kime
Klaver	Kokes	Lewis	Swanson	Waldo

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1266. With emergency.

A BILL FOR AN ACT to amend section 23-104.03, Revised Statutes Supplement, 1971, relating to county government; to authorize purchase by installment contract or mortgage with the power to borrow funds necessary for the use of the county to provide facilities for services or programs as prescribed for dependent, aged, blind, disabled, infirm, mentally ill, and mentally retarded persons; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Keyes	Klaver	Kokes	Kremer
Luedtke	Mahoney	Maresh	Marvel	Morgan
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder

Stahmer	Stromer	Stull	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Chambers	Clark	Duis	Johnson
Kennedy	Kime	Lewis	Swanson	Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1270. With emergency.

A BILL FOR AN ACT relating to public health; to establish in the Department of Health a program for the care of persons suffering from chronic renal diseases; to establish a renal disease advisory committee; to designate the powers and duties in relation thereto; to make appropriations; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' ".

Voting in the affirmattive, 38:

Barnett	Burbach	Carsten	Carstens	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Maresh
Marvel	Moylan	Nore	Orme	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Warner	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Carpenter	Chambers	Clark	Johnson	Kime
Mahoney	Morgan	Pfister	Waldo	Waldron
Whitney				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1272.

A BILL FOR AN ACT to amend section 14-1026, Reissue Revised Statutes of Nebraska, 1943, relating to metropolitan water districts; to change the purpose and maximum amount of the water tax; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Klaver	Kokes
Kremer	Lewis	Luedtke	Maresh	Morgan
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Carstens	Clark	Johnson	Kennedy	Keyes
Kime	Mahoney	Marvel	Pfister	Skarda
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1278.

A BILL FOR AN ACT to make municipalities or counties liable for judgments obtained against police officers, constables, sheriffs or deputy sheriffs based on conduct during apparent performance of law enforcement duties; to permit municipalities and counties to purchase indemnification insurance therefor; to provide that there shall be no rights of restitution or subrogation against the official; to amend section 1, Legislative Bill 895, Eighty-second Legislature, First Session, 1971; to define terms; and to repeal the original section, and also section 23-1716, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 33:

Barnett	Burbach	Carpenter	Carsten	Chambers
Duis	Epke	Goodrich	Hasebroock	Holmquist
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Pfister
Savage	Schmit	Simpson	Snyder	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 16:

Carstens	Clark	Craft	DeCamp	Elrod
Johnson	Kennedy	Keyes	Kime	Morgan
Nore	Orme	Proud	Skarda	Stahmer
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1285.

A BILL FOR AN ACT authorizing and directing the Game and Parks Commission to convey certain real estate to the city of Grand Island, Nebraska, as prescribed; to prescribe conditions; and to prescribe the time for making the transfer.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Holmquist	Kennedy	Klaver
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldron	Warner	Whitney	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Clark	Hasebroock	Johnson	Keyes	Kime
Lewis	Morgan	Skarda	Waldo	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1295. With emergency.

A BILL FOR AN ACT to amend section 60-1001, Revised Statutes Supplement, 1969, relating to motor vehicles; to exclude required markings on Department of Public Institutions vehicles used for prescribed purposes; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Marvel	Morgan	Moylan	Orme	Proud
Savage	Schmit	Simpson	Snyder	Stromer
Syas	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 4:

Kennedy	Maresh	Nore	Stull

Not voting, 10:

Clark	DeCamp	Johnson	Kime	Pfister
Skarda	Stahmer	Swanson	Waldo	Wiltse

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1296A.

A BILL FOR AN ACT to appropriate two hundred forty-three thousand three hundred seventy-one dollars from the Drivers Education Cash Fund for the period of July 1, 1972 to June 30, 1973, to the Department of Education, Agency No. 13, for Program 29, to aid in carrying out the provisions of Legislative Bill 1296, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Holmquist	Kennedy	Klaver
Kokes	Kremer	Lewis	Luedtke	Maresh
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Stahmer
Stromer	Stull	Swanson	Syas	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Clark	Epke	Johnson	Keyes	Kime
Mahoney	Marvel	Morgan	Snyder	Waldo
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1302.

A BILL FOR AN ACT relating to public health; to provide for the medical treatment of minors for certain conditions as prescribed; and to repeal section 1, Legislative Bill 1096, Eighty-second Legislature, Second Session, 1972.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Klaver	Kokes	Luedtke	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Stahmer
Stull	Swanson	Waldron	Whitney	Wiltse
Ziebarth				

Voting in the negative, 9:

Burbach	Epke	Kennedy	Kremer	Lewis
Maresh	Stromer	Syas	Warner	

Not voting, 9:

Clark	DeCamp	Johnson	Keyes	Kime
Mahoney	Morgan	Snyder	Waldo	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1303.

A BILL FOR AN ACT to amend sections 60-503, 60-507, and 60-519, Reissue Revised Statutes of Nebraska, 1943, relating to the Motor Vehicle Safety Responsibility Act; to revise provisions for supervision of licenses and privileges as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Kokes
Kremer	Lewis	Luedtke	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Swanson	Syas
Waldron	Warner	Whitney	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Clark	Elrod	Johnson	Kennedy	Kime
Klaver	Mahoney	Morgan	Waldo	Wiltse

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1305.

A BILL FOR AN ACT to amend section 43-238, Reissue Revised Statutes of Nebraska, 1943, relating to juvenile courts; to provide for the speedy adjudication of appeals to the Supreme Court when parental rights are severed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Epke
Goodrich	Hasebroock	Holmquist	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Proud	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Clark	Elrod	Johnson	Kennedy	Keyes
Kime	Pfister	Savage	Schmit	Swanson
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1474. With emergency.

A BILL FOR AN ACT to amend sections 60-303, 60-305.06, 60-306, 60-308, 60-310, 60-312.01, 60-318, 60-330.01, 60-331.02, and 60-333, Reissue Revised Statutes of Nebraska, 1943, sections 60-302, 60-305.01 60-305.04, 60-305.09, 60-315, 60-319, 60-320.01, 60-328, 60-329, and 60-334, Revised Statutes Supplement, 1969, sections 60-305.08, 60-311, 60-311.08, 60-320, 60-331, and 60-331.03, Revised Statutes Supplement, 1971, section 60-332, Reissue Revised Statutes of Nebraska, 1943, as amended by section 1, Legislative Bill 664, Eighty-second Legislature, First Session, 1971, and section 60-301, Revised Statutes Supplement, 1971, as amended by section 2, Legislative Bill 1196, Eighty-second Legislature, Second Session, 1972, relating to motor vehicles; to clarify and revise the laws for registration of motor vehicles as prescribed; to repeal the original sections, and also sections 60-305, 60-305.07, 60-307, 60-311.09, 60-316, 60-327, 60-340, and 60-342, Reissue Revised Statutes

of Nebraska, 1943, and section 60-311.03, Revised Statutes Supplement, 1971; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Simpson	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldron
Whitney	Wiltse	Ziebarth		

Voting in the negative, 3:

Keyes	Schmit	Warner

Not voting, 8:

Clark	DeCamp	Johnson	Kennedy	Kime
Morgan	Skarda	Waldo		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1312. Laid over at the request of Mr. Proud.

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

347	820	866	920	1084
1084A	1129	1143	1164	1171
1171A	1182	1202	1204	1217
1228	1249	1264	1266	1270
1272				

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 347, 820, 866, 920, 1084, 1084A, 1129, 1143, 1164, 1171, 1171A, 1182, 1202, 1204, 1217, 1228, 1249, 1264, 1266, 1270 and 1272.

While the Legislature was in session and capable of transacting business, the President signed the following resolutions: 4, 8, 10, 12, 16, 28, 30, 33, 34, 37, 38, 39, 49, 53, 57, 63, 65, 67, 69, 70, 72, 74, 75, 78, 79, 80, 85 and 87.

ANNOUNCEMENT

Mr. Warner announced that the Special Committee appointed by Resolution 56 would meet in the Legislative Council Hearing Room immediately following the morning Session.

VISITORS

Mr. Duis introduced former Senator Jack Romans.

Mr. Warner introduced 60 students and their teachers, Mesdames. Elaine Taylor and Adella Bulling, of Waverly Elementary No. 145, Waverly.

Mr. Carsten introduced Mr. Charles Marshall. He also introduced 30 students and their teacher, Miss Beverly Defnall, of Louisville.

Mr. Stahmer introduced Mr. and Mrs. C. F. Stahmer of 3079 S. 34th St., Omaha.

Mr. Whitney introduced Mr. Lawrence Alt of Trenton.

Mr. Swanson introduced 25 students, 5 parents and teacher, Mrs. Marshall Kaplan, of General Arnold School, Lincoln.

RECESS

At 12:03 p.m., on a motion by Speaker Hasebroock, the Legislature recessed until 1:00 p.m.

AFTER RECESS

The Legislature reconvened at 1:04 p.m., President Marsh presiding.

The roll was called and all members were present except Messrs. Clark, Johnson, Kime and Waldo who were excused and Mrs. Craft who was excused a short time.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1315. Laid over temporarily.

LEGISLATIVE BILL 1322. Laid over temporarily.

LEGISLATIVE BILL 1330.

A BILL FOR AN ACT to amend section 45-103, Reissue Revised Statutes of Nebraska, 1943, relating to interest; to provide that the rate of interest on judgments shall be eight per cent as prescribed; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 29:

Carpenter	Carsten	Carstens	Chambers	DeCamp
Elrod	Hasebroock	Holmquist	Kennedy	Lewis
Luedtke	Mahoney	Maresh	Moylan	Nore
Orme	Pfister	Savage	Simpson	Skarda
Stahmer	Stromer	Stull	Swanson	Syas
Waldron	Whitney	Wiltse	Ziebarth	

Voting in the negative, 4:

Barnett	Goodrich	Marvel	Snyder

Not voting, 16:

Burbach	Clark	Craft	Duis	Epke
Johnson	Keyes	Kime	Klaver	Kokes
Kremer	Morgan	Proud	Schmit	Waldo
Warner				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1332.

A BILL FOR AN ACT to amend sections 84-1401, 84-1402, 84-1404, and 84-1405, Revised Statutes Supplement, 1969, relating to public meetings; to expand the provisions for public meetings as prescribed; to change internal references; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Carpenter	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Goodrich	Hasebroock
Kennedy	Keyes	Klaver	Kokes	Lewis
Luedtke	Mahoney	Maresh	Marvel	Nore
Orme	Pfister	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 2:

Holmquist	Kremer

Not voting, 11:

Burbach	Clark	Craft	Epke	Johnson
Kime	Morgan	Moylan	Proud	Waldo
Whitney				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1333. With emergency.

A BILL FOR AN ACT to repeal sections 28-808, 28-809, 29-314, 29-315, and 29-316, Reissue Revised Statutes of Nebraska, 1943, and section 29-313, Reissue Revised Statutes of Nebraska, 1943, as amended by section 165, Legislative Bill 1032, Eighty-second Legislature, First Session, 1971, relating to prize fighting; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' ".

Voting in the affirmative, 35:

Barnett	Carpenter	Carsten	Chambers	DeCamp
Duis	Elrod	Goodrich	Hasebroock	Holmquist
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Nore	Orme	Pfister	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Warner	Wiltse	Ziebarth

Voting in the negative, 2:

Waldron	Whitney

Not voting, 12:

Burbach	Carstens	Clark	Craft	Epke

Johnson	Kime	Morgan	Moylan	Proud
Schmit	Waldo			

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1334. With emergency.

A BILL FOR AN ACT to amend sections 81-8,212, 81-8,220, 81-8,226, and 81-8,233, Revised Statutes Supplement, 1969, and sections 48-194, 48-197, 48-1,104, and 48-1,109, Revised Statutes Supplement, 1971, relating to the State Claims Board; to remove the Director of Administrative Services as a member and secretary of the board; to provide for appointment of a secretary and staff; to provide procedure for filing and processing of claims through the secretary; to repeal the original sections, and also section 81-809.01, Revised Statutes Supplement, 1969; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Duis	Elrod	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Klaver	Kokes
Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Clark	Craft	DeCamp	Epke	Johnson
Kime	Morgan	Waldo	Wiltse	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1339.

A BILL FOR AN ACT to establish a Nebraska American Revolution Bicentennial Commission; to provide for appointment of members to the commission, their terms of office, and compensation; to provide duties; and to provide for the existence of the commission.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Clark	Craft	Johnson	Kime
Morgan	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1339A.

A BILL FOR AN ACT to appropriate five thousand dollars from the state General Fund and fourteen thousand one hundred seventy dollars from federal funds for the period of July 1, 1972 to June 30, 1973 to the Nebraska American Revolution Bicentennial Commission, Agency No. 90, for Program No. 328, to aid in carrying out the provisions of Legislative Bill 1339, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Klaver	Kokes	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Moylan	Nore

Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Clark	Johnson	Kime	Morgan
Pfister	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

UNANIMOUS CONSENT–Hold LB 1217

Mr. Skarda asked unanimous consent to hold LB 1217 in the presence of the Legislature until after Final Reading.

Mr. Chambers objected.

Mr. Skarda moved to hold LB 1217 in the presence of the Legislature until after Final Reading.

Mr. Skarda requested a Call of the House. The Call showed 45 members present.

Mr. Chambers moved the Call be raised. The motion lost with 21 ayes, 10 nays and 18 not voting.

Mr. Morgan moved the Call be raised. The motion prevailed with 25 ayes, 6 nays and 18 not voting.

Mr. Skarda requested a record vote.

Voting in the affirmative, 22:

Burbach	Carsten	Carstens	Craft	Elrod
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Klaver	Maresh	Orme	Savage	Skarda
Snyder	Stahmer	Stromer	Stull	Syas
Whitney	Ziebarth			

Voting in the negative, 11:

Barnett	Chambers	DeCamp	Duis	Kremer

Lewis	Luedtke	Morgan	Nore	Proud
Warner				

Not voting, 16:

Carpenter	Clark	Epke	Johnson	Kime
Kokes	Mahoney	Marvel	Moylan	Pfister
Schmit	Simpson	Swanson	Waldo	Waldron
Wiltse				

The motion lost with 22 ayes, 11 nays and 16 not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1343.

A BILL FOR AN ACT relating to irrigation; to prohibit placement of fertilizer in an irrigation well; and to provide penalties.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 43:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Klaver	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 6:

Clark	Duis	Johnson	Kime	Kokes
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1315.

A BILL FOR AN ACT to amend section 77-202.03, Revised Statutes Supplement, 1969, and section 77-112, Revised Statutes Supplement, 1971, relating to taxation; to provide additional factors for the determination of actual value; to provide for taxation of property upon transfer of title or possession as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 28:

Barnett	Carpenter	Chambers	DeCamp	Elrod
Epke	Goodrich	Holmquist	Keyes	Kremer
Luedtke	Mahoney	Maresh	Morgan	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Snyder	Stahmer	Swanson	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 13:

Burbach	Carsten	Carstens	Craft	Duis
Kennedy	Klaver	Nore	Skarda	Stromer
Stull	Syas	Whitney		

Not voting, 8:

Clark	Hasebroock	Johnson	Kime	Kokes
Lewis	Marvel	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1322.

A BILL FOR AN ACT to provide for the submission to the electors of Nebraska the question of the calling of a constitutional convention.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ,,

Voting in the affirmative, 20:

Barnett	Carpenter	Duis	Elrod	Hasebroock

Keyes	Kokes	Luedtke	Mahoney	Marvel
Morgan	Moylan	Pfister	Proud	Simpson
Stahmer	Stromer	Swanson	Syas	Waldron

Voting in the negative, 22:

Burbach	Carsten	Craft	Epke	Goodrich
Holmquist	Kennedy	Klaver	Kremer	Lewis
Maresh	Nore	Orme	Savage	Schmit
Skarda	Snyder	Stull	Warner	Whitney
Wiltse	Ziebarth			

Not voting, 7:

Carstens	Chambers	Clark	DeCamp	Johnson
Kime	Waldo			

Having failed to receive a constitutional three-fifths majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1345.

A BILL FOR AN ACT to amend section 83-306, Revised Statutes Supplement, 1969, relating to hospitals for the mentally ill; to provide that county boards of mental health may commit mentally ill patients to the Douglas County Hospital; to provide for county and state payments toward costs of other hospitals as specified; to make an appropriation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 36:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Elrod	Epke	Goodrich
Hasebroock	Keyes	Kokes	Lewis	Luedtke
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Chambers	Clark	Duis	Holmquist	Johnson
Kennedy	Kime	Klaver	Kremer	Mahoney
Pfister	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1351.

A BILL FOR AN ACT relating to motor vehicles; to make adjustments of odometers to reflect a lower mileage than actually driven unlawful, as prescribed; to require filing of statements of mileage; to provide duties for the Department of Motor Vehicles; to provide exceptions; to provide penalties; and to provide an operative date.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Stahmer	Stull	Swanson	Syas	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Chambers	Clark	DeCamp	Duis	Johnson
Kennedy	Kime	Snyder	Stromer	Waldo
Whitney				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1357.

A BILL FOR AN ACT to amend sections 48-1001, 48-1002, 48-1003, 48-1004, 48-1005, and 48-1006, Reissue Revised Statutes of Nebraska, 1943, relating to labor; to redefine terms; to change provisions prohibiting discrimination because of age; to give jurisdiction to the Equal Opportunity Commission; to provide procedures; to change penalties; and

to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carstens	Craft	DeCamp
Duis	Elrod	Goodrich	Hasebroock	Kennedy
Keyes	Klaver	Kokes	Kremer	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Carpenter	Carsten	Chambers	Clark	Epke
Holmquist	Johnson	Kime	Lewis	Nore
Waldo	Whitney			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 5, 1972 at 1:55 p.m., the following bills: 347, 820, 866, 920, 1084, 1084A, 1129, 1143, 1164, 1171, 1171A, 1182, 1202, 1204, 1217, 1228, 1249, 1264, 1266, 1270 and 1272.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1278	1285	1295	1296A	1302
1303	1305	1474	1330	1332
1333	1334	1339	1339A	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business the President signed the following bills: 1278, 1285, 1295, 1296A, 1302, 1303, 1305, 1474, 1330, 1332, 1333, 1334, 1339 and 1339A.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1374.

A BILL FOR AN ACT relating to the establishment of the Eugene C. Eppley Institute for Research in Cancer and Allied Diseases as prescribed.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carpenter	Carstens	DeCamp
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Klaver	Kokes
Kremer	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carsten	Chambers	Clark	Craft	Johnson
Kime	Lewis	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1389.

A BILL FOR AN ACT to amend section 75-104, Revised Statutes Supplement, 1969, relating to the State Railway Commission; to increase the salaries of the commissioners; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Barnett	Carpenter	Carstens	Chambers	Duis
Elrod	Epke	Goodrich	Hasebroock	Klaver
Kremer	Luedtke	Mahoney	Marvel	Moylan
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Swanson
Syas	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 5:

Burbach	Holmquist	Kennedy	Stull	Whitney

Not voting, 14:

Carsten	Clark	Craft	DeCamp	Johnson
Keyes	Kime	Kokes	Lewis	Maresh
Morgan	Nore	Orme	Waldo	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1389A. With emergency

A BILL FOR AN ACT to amend section 1, Legislative Bill 1281, Eighty-second Legislature, Second Session, 1972, relating to payment of the salaries of officers of the Nebraska state government; to increase the appropriation for salaries and payments made as provided in Chapter 68, article 6, Reissue Revised Statutes of Nebraska, 1943, of five State Railway Commissioners, to aid in carrying out the provisions of Legislative Bill 1389, Eighty-second Legislature, Second Session, 1972; to repeal the original section; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Mr. Carpenter requested a Call of the House. The Call showed 43 members present.

Mr. Elrod moved the Call be raised. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

Voting in the affirmative, 33:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Epke
Goodrich	Hasebroock	Klaver	Kremer	Luedtke
Mahoney	Marvel	Moylan	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Swanson	Syas	Waldron
Warner	Wiltse	Ziebarth		

Voting in the negative, 3:

Holmquist	Kennedy	Stull

Not voting, 13:

Clark	DeCamp	Johnson	Keyes	Kime
Kokes	Lewis	Maresh	Morgan	Nore
Orme	Waldo	Whitney		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1391.

A BILL FOR AN ACT to amend sections 48-624 and 48-669, Revised Statutes Supplement, 1971, relating to employment security; to increase the maximum weekly benefit amount; to provide for transition; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Orme	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Clark	Epke	Hasebroock	Holmquist	Johnson
Kennedy	Kime	Morgan	Nore	Pfister
Schmit	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1392.

A BILL FOR AN ACT to amend sections 48-626, 48-644, and 48-649, Reissue Revised Statutes of Nebraska, 1943, and sections 48-617 and 48-630, Revised Statutes Supplement, 1969, and sections 48-602, 48-604, and 48-628.02, Revised Statutes Supplement, 1971, relating to the Employment Security Law; to amend the provisions of the Employment Security Law so as to assure approval by the United States Secretary of Labor of the Nebraska Employment Security Law for credit by employers against Federal Unemployment Tax; to define certain terms; to make corrections so as to conform to parallel provisions of the Federal Unemployment Tax Act; to correct internal reference within the Employment Security Law; to provide the method of financing benefits paid to employees of the State of Nebraska or its instrumentalities; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Goodrich	Hasebroock	Keyes	Luedtke	Mahoney
Maresh	Pfister	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 18:

Clark	Epke	Holmquist	Johnson	Kennedy
Kime	Klaver	Kokes	Kremer	Lewis
Marvel	Morgan	Moylan	Nore	Orme
Schmit	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1396.

A BILL FOR AN ACT relating to automobile liability insurance; to prescribe conditions for cancellation and nonrenewal of liability coverages, as specified; to provide definitions; to provide for notice of cancellation and nonrenewal; and to provide immunity.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kennedy	Keyes
Klaver	Kremer	Mahoney	Maresh	Marvel
Morgan	Moylan	Orme	Pfister	Proud
Savage	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Waldron
Warner	Whitney	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Clark	Craft	Johnson	Kime	Kokes
Lewis	Luedtke	Nore	Schmit	Waldo
Wiltse				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1405.

A BILL FOR AN ACT to create a Regional Radiation Health Center to provide medical care and treatment of radiation casualties; to authorize the University of Nebraska Medical Center to develop and supervise such facility; to develop related educational programs; to appropriate funds; and to provide additional financing.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Keyes
Klaver	Luedtke	Mahoney	Maresh	Marvel
Moylan	Orme	Proud	Savage	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Clark	Johnson	Kennedy	Kime	Kokes
Kremer	Lewis	Morgan	Nore	Pfister
Schmit	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1405A.

A BILL FOR AN ACT to appropriate eighty thousand dollars from the state General Fund and any federal and other funds received for the period of July 1, 1972 to June 30, 1973, to the University of Nebraska Medical Center, Agency No. 51-3, for Program 731, to aid in carrying out the provisions of Legislative Bill 1405, Eighty-second Legislature, Second Session, 1972; and to provide restrictions.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the negative, 36:

Barnett	Burbach	Carpenter	Carsten	Chambers
Craft	Duis	Elrod	Epke	Goodrich
Holmquist	Keyes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Proud	Savage	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Carstens	Clark	DeCamp	Hasebroock	Johnson
Kennedy	Kime	Klaver	Kokes	Lewis
Pfister	Schmit	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1410.

A BILL FOR AN ACT to amend sections 81-217.12 and 81-217.21, Revised Statutes Supplement, 1969, and section 1, Legislative Bill 1043, Eighty-second Legislature, Second Session, 1972, realting to the Department of Agriculture; to extend provisions of the Nebraska Pure Food Act to include animal food; to redefine misbranded; to correct an error in the repeal of certain sections; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Keyes	Klaver	Kremer
Luedtke	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Simpson	Skarda	Snyder	Stromer	Stull
Swanson	Syas	Waldron	Warner	Whitney
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Carpenter	Clark	DeCamp	Johnson	Kennedy
Kime	Kokes	Lewis	Mahoney	Schmit
Stahmer	Waldo	Wiltse		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1424.

A BILL FOR AN ACT to amend sections 16-704, 16-706, 23-227, 23-250, 23-252, 23-253, and 23-259, Reissue Revised Statutes of Nebraska, 1943, section 77-1612, Revised Statutes Supplement, 1969, and section 23-925, Revised Statutes Supplement, 1971, relating to political subdivisions; to

change provisions for appropriations as prescribed; to harmonize with the Nebraska Budget Act; and to repeal the original sections and also section 16-705, Reissue Revised Statutes of Nebraska, 1943.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 17:

Barnett	Burbach	Carstens	Elrod	Epke
Goodrich	Holmquist	Kennedy	Maresh	Orme
Simpson	Snyder	Stromer	Syas	Warner
Whitney	Wiltse			

Voting in the negative, 23:

Carpenter	Carsten	Chambers	Craft	DeCamp
Duis	Hasebroock	Keyes	Kokes	Kremer
Luedtke	Mahoney	Marvel	Morgan	Nore
Pfister	Proud	Savage	Skarda	Stull
Swanson	Waldron	Ziebarth		

Not voting, 9:

Clark	Johnson	Kime	Klaver	Lewis
Moylan	Schmit	Stahmer	Waldo	

Having failed to receive a constitutional majority voting in the affirmative, the bill failed of passage.

LEGISLATIVE BILL 1426.

A BILL FOR AN ACT to amend sections 81-263.39, 81-263.40, and 81-263.84, Revised Statutes Supplement, 1971, relating to dairy products; to redefine terms; to provide liability for fees; to provide for determination of minimum basic cost; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 31:

Barnett	Burbach	Carpenter	Carsten	Carstens
DeCamp	Elrod	Epke	Goodrich	Hasebroock

Holmquist	Kennedy	Keyes	Kokes	Kremer
Luedtke	Mahoney	Maresh	Morgan	Moylan
Nore	Orme	Savage	Simpson	Stromer
Stull	Swanson	Waldron	Warner	Wiltse
Ziebarth				

Voting in the negative, 6:

Marvel	Proud	Skarda	Snyder	Syas
Whitney				

Not voting, 12:

Chambers	Clark	Craft	Duis	Johnson
Kime	Klaver	Lewis	Pfister	Schmit
Stahmer	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1438.

A BILL FOR AN ACT to amend section 60-331, Revised Statutes Supplement, 1971, as amended by section 23, Legislative Bill 1474, Eighty-second Legislature, Second Session, 1972, relating to motor vehicles; to provide for determination of the gross weight of vehicles hauling disabled vehicles; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Barnett	Burbach	Carsten	Craft	DeCamp
Elrod	Epke	Hasebroock	Holmquist	Kennedy
Keyes	Kokes	Kremer	Luedtke	Mahoney
Maresh	Marvel	Moylan	Nore	Orme
Pfister	Proud	Savage	Simpson	Skarda
Stromer	Stull	Swanson	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 2:

Goodrich	Lewis

Not voting, 13:

Carpenter	Carstens	Chambers	Clark	Duis
Johnson	Kime	Klaver	Morgan	Schmit
Snyder	Stahmer	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 5, 1972, at 2:35 p.m., the following bills: 1278, 1285, 1295, 1296A, 1302, 1303, 1305, 1474, 1330, 1332, 1333, 1334, 1339 and 1339A.

(Signed) Barbara Jackson, Enrolling Clerk

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1315	1343	1345	1351	1357
1374	1389	1389A	1391	1392
1396	1405	1405A	1410	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1315, 1343, 1345, 1351, 1357, 1374, 1389, 1389A, 1391, 1392, 1396, 1405, 1405A and 1410.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1439.

A BILL FOR AN ACT to amend section 60-408, Reissue Revised Statutes of Nebraska, 1943, relating to motor vehicles; to permit the Director of Motor Vehicles to appoint examiners and to conduct motor vehicle operators' license examinations without regard to county lines; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 36:

Burbach	Carsten	Carstens	Craft	Duis
Elrod	Epke	Goodrich	Hasebroock	Holmquist
Kennedy	Keyes	Klaver	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Orme	Proud	Savage	Schmit
Simpson	Snyder	Stromer	Stull	Swanson
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Barnett	Carpenter	Chambers	Clark	DeCamp
Johnson	Kime	Morgan	Nore	Pfister
Skarda	Stahmer	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1440.

A BILL FOR AN ACT to amend sections 28-1301 and 84-306.05, Reissue Revised Statutes of Nebraska, 1943, relating to state officers; to delete the requirement that expense account statements be sworn; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 34:

Burbach	Carsten	Carstens	Chambers	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Snyder	Stromer	Stull	Swanson	Syas
Waldron	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 15:

Barnett	Carpenter	Clark	DeCamp	Johnson
Keyes	Kime	Kokes	Marvel	Morgan
Pfister	Skarda	Stahmer	Waldo	Warner

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1450.

A BILL FOR AN ACT to amend section 60-311.12, Revised Statutes Supplement, 1971, relating to motor vehicle registration; to eliminate a restriction on application for personalized prestige license plates; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 38:

Burbach	Carsten	Carstens	Chambers	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Proud	Savage
Schmit	Simpson	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Waldron	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Barnett	Carpenter	Clark	Johnson	Keyes
Kime	Klaver	Morgan	Pfister	Skarda
Waldo				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1454.

A BILL FOR AN ACT to amend section 18-405, Reissue Revised Statutes of Nebraska, 1943, relating to cities and villages, all; to eliminate the

restriction on the size of water mains the cost of which may be recovered by assessment against property fronting upon such mains as prescribed; to change the method of assessment; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Carsten	Carstens	Chambers	Craft
DeCamp	Duis	Elrod	Epke	Goodrich
Hasebroock	Keyes	Kokes	Kremer	Lewis
Luedtke	Maresh	Marvel	Moylan	Nore
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Waldron	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Burbach	Carpenter	Clark	Holmquist	Johnson
Kennedy	Kime	Klaver	Mahoney	Morgan
Pfister	Waldo			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1463.

A BILL FOR AN ACT to amend section 29-1804, Revised Statutes Supplement, 1969, relating to criminal procedure; to provide for the office of the public defender in certain counties, his election, term, duties, and qualifications; to define terms; to provide for furnishing court-appointed counsel for indigent felony defendants as prescribed; to provide severability; and to repeal the original section, and also sections 29-1803.01, 29-1803.02, 29-1803.03, 29-1804.01, 29-1804.02, and 29-1805, Revised Statutes Supplement, 1969.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 30:

Carsten	Carstens	Chambers	Craft	DeCamp
Duis	Elrod	Hasebroock	Holmquist	Keyes
Kokes	Kremer	Luedtke	Mahoney	Maresh
Marvel	Morgan	Nore	Orme	Savage
Schmit	Simpson	Stahmer	Stromer	Stull
Swanson	Waldron	Warner	Wiltse	Ziebarth

Voting in the negative, 6:

Barnett	Goodrich	Lewis	Skarda	Snyder
Syas				

Not voting, 13:

Burbach	Carpenter	Clark	Epke	Johnson
Kennedy	Kime	Klaver	Moylan	Pfister
Proud	Waldo	Whitney		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1465. With emergency.

A BILL FOR AN ACT relating to tourism; to establish within the Department of Economic Development a cash fund; and to provide for the expenditure and investment of such fund; to repeal section 81-815.39, Revised Statutes Supplement, 1969, as amended by section 4, Legislative Bill 1169, Eighty-second Legislature, Second Session, 1972; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 41:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Klaver
Kokes	Kremer	Lewis	Luedtke	Mahoney
Maresh	Marvel	Morgan	Moylan	Nore
Orme	Pfister	Proud	Savage	Schmit
Simpson	Skarda	Snyder	Stahmer	Stull
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 8:

Carpenter	Clark	Johnson	Kennedy	Kime
Stromer	Swanson	Waldo		

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1467. With emergency.

A BILL FOR AN ACT to establish within the Department of Administrative Services an account to be known as the imprest payroll account as prescribed; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 39:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Kokes	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Savage	Schmit	Simpson	Skarda	Snyder
Stahmer	Stromer	Stull	Syas	Waldron
Warner	Whitney	Wiltse	Ziebarth	

Voting in the negative, 0.

Not voting, 10:

Carpenter	Clark	Johnson	Kennedy	Keyes
Kime	Klaver	Morgan	Swanson	Waldo

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 5, 1972, at 3:15 p.m., the following bills: 1343, 1315, 1345, 1351, 1357, 1374, 1389, 1389A, 1391, 1392, 1396, 1405, 1405A and 1410.

(Signed) Barbara Jackson, Enrolling Clerk

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1491.

A BILL FOR AN ACT to amend section 48-179, Revised Statutes Supplement, 1971, relating to Nebraska Workmen's Compensation Court; to provide that a tape recording may be used at any hearing; to make an appropriation; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Carsten	Carstens	Chambers	Craft
Duis	Elrod	Epke	Goodrich	Holmquist
Keyes	Klaver	Kokes	Lewis	Luedtke
Mahoney	Maresh	Marvel	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Burbach	Carpenter	Clark	DeCamp	Hasebroock
Johnson	Kennedy	Kime	Kremer	Morgan
Moylan	Swanson	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1496.

A BILL FOR AN ACT to amend sections 39-2310 and 66-424, Revised Statutes Supplement, 1971, relating to the Department of Roads; to eliminate a special fund; to provide for the planning of prescribed receipts in the Highway Cash Fund; to provide an additional use of such fund; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 36:

Barnett	Burbach	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Holmquist	Kennedy	Klaver	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Orme	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Syas	Waldron	Warner	Whitney	Wiltse
Ziebarth				

Voting in the negative, 0.

Not voting, 13:

Carpenter	Clark	Hasebroock	Johnson	Keyes
Kime	Kokes	Morgan	Moylan	Nore
Pfister	Swanson	Waldo		

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1497. With emergency.

A BILL FOR AN ACT to amend sections 71-1626 to 71-1628, Reissue Revised Statutes of Nebraska, 1943, sections 71-1630.02 and 71-1631, Revised Statutes Supplement, 1969, and section 71-1630, Revised Statutes Supplement, 1971, relating to public health; to provide for organization of county, district and city-county health departments; to provide the qualifications for directors; to provide for selection of boards of health; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 35:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	Duis	Elrod	Goodrich	Hasebroock
Kennedy	Keyes	Klaver	Kokes	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Warner	Whitney	Ziebarth

Voting in the negative, 5:

Burbach	Epke	Holmquist	Kremer	Lewis

Not voting, 9:

Clark	DeCamp	Johnson	Kime	Orme
Pfister	Waldo	Waldron	Wiltse	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1499.

A BILL FOR AN ACT to amend sections 83-185, 83-188, 83-1,101, 83-1,106 to 83-1,808, 83-1,110, 83-1,111, 83-1,120, and 83-1,123, Revised Statutes Supplement, 1969, section 83-187, Revised Statutes Supplement, 1971, and section 83-1,105, Revised Statutes Supplement, 1969, as amended by section 1, Legislative Bill 1173, Eighty-second Legislature, Second Session, 1972, relating to state institutions; to provide for treatment of prisoners as prescribed; to provide for pardons and paroles as prescribed; to transfer functions as prescribed; to provide alternatives for fixing of sentences as prescribed; to provide for treatment of parolees; to provide for revocation of paroles as prescribed; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 37:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Duis	Epke	Goodrich
Hasebroock	Holmquist	Kennedy	Keyes	Klaver
Kremer	Lewis	Luedtke	Maresh	Marvel
Moylan	Nore	Pfister	Proud	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 0.

Not voting, 12:

Chambers	Clark	Elrod	Johnson	Kime
Kokes	Mahoney	Morgan	Orme	Savage
Waldo	Waldron			

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1499A.

A BILL FOR AN ACT to amend section 13, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, and section 23, Legislative Bill 1476, Eighty-second Legislature, Second Session, 1972, as amended by section 1, Legislative Bill 1512A, Eighty-second Legislature, Second Session, 1972, relating to appropriations; to transfer funds from the appropriation to the Department of Public Institutions to the Board of Pardons, Agency No. 15, for Program 358 as prescribed, to aid in carrying out the provisions of Legislative Bill 1499, Eighty-second Legislature, Second Session, 1972; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 35:

Barnett	Burbach	Carpenter	Carsten	Carstens
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Holmquist	Klaver	Kremer	Lewis
Luedtke	Mahoney	Maresh	Marvel	Moylan
Nore	Orme	Pfister	Proud	Schmit
Simpson	Skarda	Snyder	Stahmer	Stromer
Stull	Swanson	Syas	Warner	Whitney

Voting in the negative, 0.

Not voting, 14:

Chambers	Clark	Hasebroock	Johnson	Kennedy
Keyes	Kime	Kokes	Morgan	Savage
Waldo	Waldron	Wiltse	Ziebarth	

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1501.

A BILL FOR AN ACT to amend section 77-1301.07, Revised Statutes Supplement, 1969, relating to taxation; to extend the period for signing of certain reappraisal contracts; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' ".

Voting in the affirmative, 38:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	Duis	Elrod	Goodrich
Hasebroock	Holmquist	Keyes	Klaver	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Moylan	Nore	Orme	Pfister	Proud
Schmit	Simpson	Skarda	Snyder	Stahmer
Stromer	Stull	Swanson	Syas	Warner
Whitney	Wiltse	Ziebarth		

Voting in the negative, 0.

Not voting, 11:

Clark	DeCamp	Epke	Johnson	Kennedy
Kime	Kokes	Morgan	Savage	Waldo
Waldron				

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 1507. With emergency.

A BILL FOR AN ACT relating to crimes and punishments; to make it unlawful to, through malice, file any false affidavit or application, report, or order relating to commitment of the mentally ill; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 40:

Barnett	Carpenter	Carsten	Carstens	Craft
Duis	Elrod	Epke	Goodrich	Hasebroock
Holmquist	Kennedy	Keyes	Klaver	Kremer
Lewis	Luedtke	Mahoney	Maresh	Marvel
Morgan	Moylan	Nore	Orme	Pfister
Proud	Savage	Schmit	Simpson	Skarda
Snyder	Stahmer	Stromer	Stull	Swanson
Syas	Warner	Whitney	Wiltse	Ziebarth

Voting in the negative, 0.

Not voting, 9:

Burbach	Chambers	Clark	DeCamp	Johnson
Kime	Kokes	Waldo	Waldron	

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1513. With emergency.

A BILL FOR AN ACT making appropriations and reappropriations for the state government for the period of July 1, 1972 to June 30, 1973, for construction, repair, and improvement of state buildings and land acquisition as prescribed; to define terms; to recite limits and conditions on the expenditure of funds; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 42:

Barnett	Burbach	Carpenter	Carsten	Carstens
Chambers	Craft	DeCamp	Duis	Elrod
Epke	Goodrich	Hasebroock	Holmquist	Kennedy
Keyes	Klaver	Kremer	Lewis	Luedtke
Mahoney	Maresh	Marvel	Morgan	Moylan
Nore	Orme	Pfister	Proud	Savage
Schmit	Simpson	Skarda	Stahmer	Stromer
Stull	Swanson	Syas	Warner	Whitney
Wiltse	Ziebarth			

Voting in the negative, 1:

Snyder

Not voting, 6:

Clark	Johnson	Kime	Kokes	Waldo
Waldron				

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 1514.

A BILL FOR AN ACT for submission to the electors of an amendment to Article III, sections 9 and 16, of the Constitution of Nebraska, relating to the Legislature; to provide for standards and definitions for determining

conflicts of interest and the effect thereof; to provide for the submission of the proposed amendment to the electors at the general election in November, 1972; to provide for the manner of submission and form of ballot; and to provide the effective date thereof.

Be it enacted by the people of the State of Nebraska,

Section 1. That at the general election in November, 1972, there shall be submitted to the electors of the State of Nebraska for approval the following amendment to Article III, sections 9 and 16, of the Constitution of Nebraska, which is hereby proposed by the Legislature:

"Sec. 9. No person holding office under the authority of the United States, or any lucrative office under the authority of this state, shall be eligible to, or have a seat in the Legislature. No person elected or appointed to the Legislature shall receive any civil appointment to a state office while holding membership in the Legislature or while the Legislature is in session, and all such appointments shall be void.

Sec. 16. No member of the Legislature or any state officer shall have a conflict of interest, as defined by the Legislature, directly in any contract, with the state or any county or municipality thereof, authorized by any law enacted during the term for which he shall have been elected or appointed, or within one year after the expiration of such term. The Legislature shall prescribe standards and definitions for determining the existence of such conflicts of interest in contracts, and it shall prescribe sanctions for enforcing this section."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by Article XVI, section 1, of the Constitution of Nebraska. The proposition for the submission of the proposed amendment shall be placed upon the ballot in the following form:

"Constitutional amendment providing for prescribing standards standars and definitions for determining conflicts of interest and the effect thereof.

For

Against"

Sec. 3. That the proposed amendment, if adopted, shall be in force and take effect immediately upon the completion of the canvass of the votes, at which time it shall be the duty of the Governor to proclaim it as a part of the Constitution of Nebraska.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 39:

Barnett	Carpenter	Carsten	Carstens	Chambers
Craft	DeCamp	Duis	Elrod	Epke
Goodrich	Hasebroock	Holmquist	Keyes	Klaver

Kremer	Lewis	Luedtke	Mahoney	Maresh
Marvel	Morgan	Moylan	Nore	Orme
Pfister	Proud	Savage	Schmit	Simpson
Skarda	Snyder	Stahmer	Stromer	Stull
Swanson	Syas	Whitney	Wiltse	

Voting in the negative, 3:

Burbach	Waldron	Warner

Not voting, 7:

Clark	Johnson	Kennedy	Kime	Kokes
Waldo	Ziebarth			

A constitutional three-fifths majority having voted in the affirmative, the bill was declared passed and the title agreed to.

SELECT COMMITTEE REPORT
Enrollment and Review

The following bills were correctly enrolled:

1426	1438	1439	1440	1450
1454	1463	1465	1467	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1426, 1438, 1439, 1440, 1450, 1454, 1463, 1465 and 1467.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 5, 1972, at 3:45 p.m., the following bills: 1426, 1438, 1439, 1440, 1450, 1454, 1463, 1465 and 1467.

(Signed) Barbara Jackson, Enrolling Clerk

RESOLUTIONS

LEGISLATIVE RESOLUTION 90.

Introduced by Eugene T. Mahoney, 5th District; Maurice A. Kremer, 34th District; Harold D. Simpson, 46th District; Roland A. Luedtke, 28th District; Duke Snyder, 14th District; William Skarda, Jr., 7th District;

Wally Barnett, Jr., 26th District; Walter H. Epke, 24th District; Thomas C. Kennedy, 21st District; Ernest Chambers, 11th District; Irving F. Wiltse, 1st District; Calvin F. Carsten, 2nd District; J. W. Burbach, 19th District; George Syas, 13th District; Leslie A. Stull, 49th District; Herb Nore, 22nd District; John S. Savage, 10th District; Terry Carpenter, 48th District; Fern Hubbard Orme, 29th District; Gerald A. Stromer, 36th District; Richard Maresh, 32nd District; P. J. Morgan, 4th District; Ellen E. Craft, 45th District; E. Thome Johnson, 15th District; Harold T. Moylan, 6th District; William H. Hasebroock, 18th District; Willard H. Waldo, 31st District; Fred W. Carstens, 30th District; Wayne W. Ziebarth, 37th District; David Stahmer, 8th District; Ramey C. Whitney, 44th District; LeRoy Pfister, 17th District; Richard Lewis, 38th District; Donald Elrod, 35th District; Herbert J. Duis, 39th District; William F. Swanson, 27th District; Glenn A. Goodrich, 20th District; Loran Schmit, 23rd District; Orval A. Keyes, 3rd District; C. W. Holmquist, 16th District; J. James Waldron, 42nd District; Richard D. Marvel 33rd District; John W. DeCamp, 40th District.

WHEREAS, Senator Sam Klaver first served as a senator elected to the Nebraska Legislature for the term commencing in 1939, and subsequently served during terms commencing in 1943, 1945, and continuously since 1951; and

WHEREAS, Senator Sam Klaver has served as a senator elected to the Nebraska Legislature longer than any other state senator in the Legislature's history, and during such time has, with dedication, integrity, and experience, participated most actively in the work of committees and committee chairmanships of the Legislature; and

WHEREAS, Senator Sam Klaver, attorney and publisher, has also served in numerous other activities of leadership in civic and governmental affairs, including several elected positions in county government of Douglas County, Nebraska, and service with the Office of City Attorney of Omaha, Nebraska.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE EIGHTY-SECOND LEGISLATURE OF NEBRASKA, SECOND SESSION:

That the Legislature expresses admiration, respect and appreciation for, and hereby pays tribute to the many contributions of Senator Sam Klaver to the Legislature, to civic and governmental affairs, and to the people of the State of Nebraska.

Mr. Mahoney moved to suspend the rules to consider LR 90 today. The motion prevailed with 40 ayes, 0 nays and 9 not voting.

LR 90 was adopted with 40 ayes, 0 nays and 9 not voting.

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed LR 90.

RESOLUTIONS

LEGISLATIVE RESOLUTION 91.

Introduced by the Committee to Investigate the charge of Senator DeCamp under LR 56, Jerome Warner, 25th District, Chairman; Richard Proud, 12th District; Leslie Stull, 49th District; William Swanson, 27th District; Eugene Mahoney, 5th District; Maurice Kremer, 34th District; William Hasebroock, 18th District.

WHEREAS, by LR 56 the Legislature authorized a special committee to investigate the charge of Senator DeCamp that he was offered campaign funds in return for his vote to override the Governor's veto of LB 1101, and

WHEREAS, said committee has made its report concerning investigation of said charge of Senator DeCamp that he was offered campaign funds in return for his vote to override the Governor's veto of LB 1101 referred to in LR 56 and has recommended: (1) that the Legislature interest itself in determining whether specific legislation with respect to venue in cases where offenses are committed by telephone should be enacted and whether more specific rules with respect to proper reporting to proper authorities of attempts to influence legislative action by members or other officers of the Legislature should be adopted; and (2) that transcripts of the pertinent portions of the proceedings of said committee together with complete transcripts of all recorded statements obtained by said committee should be delivered to the Attorney General and to the County Attorneys of Lancaster and Cuming Counties, Nebraska for such use of the same by them or either of them may desire to make, and

WHEREAS, it is the sense of this Legislature that said report should be approved and that said recommendations should be adopted,

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NEBRASKA LEGISLATURE IN EIGHTY-SECOND SESSION ASSEMBLED:

1. That the Legislature interest itself in determining whether specific legislation with respect to venue in cases where offenses are committed by telephone should be enacted and whether more specific rules with respect to proper reporting to proper authorities of attempts to influence legislative action by members or other officers of the Legislature should be adopted.

2. That transcripts of the pertinent portions of the proceedings of said committee together with complete transcripts of all recorded statements obtained by said committee should be delivered to the Attorney General and to the County Attorneys of Lancaster and Cuming Counties, Nebraska for such use of the same by them or either of them as they or either of them may desire to make.

Mr. Warner moved to suspend the rules to take up LR 91 today. The

motion prevailed with 32 ayes, 0 nays and 17 not voting.

Mr. Carpenter moved to have LR 91 laid over until the next session of the Legislature. The motion lost with 9 ayes, 29 nays and 11 not voting.

LR 91 was adopted with 43 ayes, 0 nays and 6 not voting.

Mr. Warner asked unanimous consent to have the Report of Committee and Mr. Murphy's report printed in the Journal. No objections. So ordered.

REPORT OF COMMITTEE TO INVESTIGATE THE CHARGE OF SENATOR DECAMP THAT HE WAS OFFERED CAMPAIGN FUNDS IN RETURN FOR HIS VOTE TO OVERRIDE THE GOVERNOR'S VETO OF LB 1101: Jerome Warner, Chairman; William F. Swanson; Eugene Mahoney; Richard F. Proud; Leslie A. Stull; Maurice A. Kremer; W. H. Hasebroock.

Your committee having the conduct of this investigation by virtue of LR 56 employed Milton C. Murphy, an attorney of North Platte, Nebraska as its special counsel, whose fees and expenses are to be paid by the Attorney General.

The committee met with its counsel on March 23, 1972 and was advised that its investigative power is by law limited to matters which have relation to legislative interests, such as self-preservation of the Legislature, or the advisability of enacting or amending statutes or rules of the Legislature; that the committee has no power or authority to investigate an alleged crime, but that the matter investigated may involve criminal activity on the part of someone; that if the investigation discloses facts which indicate that some legislative action should be taken, an appropriate recommendation in that regard should be made to the Legislature; and that, if the facts indicate that a crime may have been committed, those facts should be communicated to the proper law enforcement officers and agencies for determination by them as to what action, if any, they will take.

The committee directed its special counsel to conduct forthwith a preliminary investigation of the charge of Senator DeCamp and to submit his report thereof and his recommendation as to further proceedings to the committee.

The report of the preliminary investigation made by the special counsel including his recommendations is submitted herewith.

Copies of the statements and evidence referred to in said report are submitted herewith and copies for the law enforcement officers named in the report are available if the Legislature approves the delivery of such copies to them.

This committee adopts the report of said special counsel and adopts and endorses the recommendations therein contained and herewith submits and offers a resolution in accordance therwith.

This report and the resolution accompanying it has been unanimously agreed to.

Respectfully submitted,

Legislative Committee On Investigation
Authorized by Resolution No. 56

(Signed) Jerome Warner, Chairman
(Signed) Richard F. Proud, Member
(Signed) Leslie A. Stull, Member
(Signed) William F. Swanson, Member
(Signed) Eugene Mahoney, Member
(Signed) Maurice Kremer, Member
(Signed) William H. Hasebroock, Member

LEGISLATURE OF NEBRASKA EIGHTY-SECOND LEGISLATURE, SECOND SESSION LR 56

Report of Preliminary Investigation by Milton C. Murphy, Special Counsel for Investigating Committee appointed pursuant to LR 56.

After meeting with your committee at 1:00 p.m. on March 23, 1972 and pursuant to directions given to me by the committee, I commenced an informal preliminary investigation with respect to the report of Senator DeCamp and Senator Chambers that Mr. Perry Meyer of Bancroft, Nebraska had on March 1, 1972 attempted to bribe Senator DeCamp in the course of a telephone conversation.

I interviewed and took recorded statements of Senator John DeCamp, Senator Richard Maresh, Senator Thomas Kennedy and John L. Sullivan, assistant to the Governor, on said date.

On March 24, 1972 I interviewed and took recorded statements from Joanna Brugh and Shirley Arthur, secretaries of the Governor's staff, from Senator Fred Carstens and Senator Ernest Chambers, and from Mr. Larry Glissman of Pender, Nebraska, Mr. Curtis Weborg of Pender, Nebraska, and I interviewed Mr. Perry Meyer who appeared with his counsel, Mr. M. J. Bruckner of Lincoln, Nebraska.

Copies of the recorded statements of the above-named persons are submitted herewith together with a statement made by Mr. Bruckner concerning Mr. Meyer's refusal to have our interview recorded.

A review of evidence indicates quite clearly that Mr. Perry Meyer did in fact by telephone on March 1, 1972 from Bancroft in Cuming County, Nebraska to Senator John DeCamp in Lincoln, in Lancaster County, Nebraska offer Senator John DeCamp money and other inducements to vote to override the Governor's veto of LB 1101 and that Senator DeCamp rejected said offer and inducements and voted against the override of said veto.

Without reciting the evidence a length I direct the committee's attention to the statement of SENATOR DE CAMP- P. 4 -"... he just started right out saying he would have $500.00 to me in the mail tomorrow if I'd switch my vote. Q. On what? A. On this veto override..." "Quicker than I could shake a stick, he was up to $5,000.00 - talking

about they were going to raise $5,000.00 at a party or something." When Senator DeCamp placed the call the the number given him he said "speaking." "He wanted a commitment."

JOHN L. SULLIVAN said that Senator DeCamp placed the call and asked if it was Meyer and he said, "speaking." "The conversation began with the request to drop the support of the Governor's bill and asked Senator DeCamp to drop the support of the Governor's bill and asked Senator DeCamp to support Burbach's approach with a promise of substantial support. DeCamp asked what support he was referring to, and the party indicated that $500.00 would be in the mail that afternoon, and went on to describe the support that the senator would receive in sewing up the democratic senatorial nomination. This support was described as a fondue or barbecue that would raise as much as $5,000.00 and spots on TV, the Omaha stations, and radio across the state would be done in the next week." Mr. Sullivan wrote a memo of the telephone conversation the very next day, March 2, 1972. He also said: "The caller made it very plain to the senator that he could not receive the support of the corporations, and they they would fight him all the way, should he not change."

SENATOR ERNEST CHAMBERS said that he heard the offer of $500.00 cash right now - "That is what the individual talking said he would give DeCamp if he would switch from supporting the Governor and come over to the other side. Senator Chambers said that, "the man said if Senator DeCamp would change his position on the bill then he would have $500.00 available for him immediately from himself; that he could give a barbecue or some kind of affair where at least $5,000.00 could be raised and then he could get a favorable blurb in the following morning's newspaper and he would get other assistance in his campaign for the U. S. Senate." He kept saying, "I'll give you substantial help in your campaign." Senator DeCamp would ask again, just what does this help consist of. Then the same type of things were repeated again.

MR. PERRY MEYER said that he called Senator DeCamp to ask him to change and vote for the override. He told Senator DeCamp in the telephone conversation, "I'll personally contribute $500.00 to your senatorial campaign, but I would like some support for rural farmers and rural feeders." Mr. Meyer denied that he offered a bribe for a vote by Senator DeCamp to override the veto.

MR. LARRY GLISSMAN supported Mr. Meyer's version of what took place between Mr. Meyer and Senator DeCamp at South Sioux City which was, in effect, that there was no abuse of the Senator at the Sioux City meeting and that after that meeting they had a drink together in a small bar and parted on friendly terms.

MR. CURTIS WEBORG said that he was in Mr. Meyer's office and heard Meyer's end of the telephone conversation of March 1, 1972 and that Meyer said he would contribute $500.00 to Senator DeCamp's campaign fund, after Meyer had asked Weborg if he thought it would be alright to do so and Weborg had answered "Yes."

Reference is made to various statements concerning occurrences and

incidents at the South Sioux City meeting attended by Senator DeCamp and other Senators and John L. Sullivan and Mr. Meyer and Mr. Glissman which indicate that the first meeting between said parties was rather unpleasant according to the weight of the evidence, but which otherwise has little bearing in this matter. It tends to explain why Senator DeCamp was called by Mr. Meyer in regard to his vote on the override question.

If the committee, from a reading of the statements of the various witnesses, agrees with this investigator's conclusion that an improper attempt was made to influence Senator DeCamp's vote and conduct with respect to legislative matters, it will need to determine what should be done in regard thereto.

Section 28-706, R.S. 1943 provides in part: "Whoever, directly or indirectly, gives...or any promise...of money...to any...member of the legislative assembly, with intent to induce or influence such officer to...execute any of the powers in him vested...the person so giving, and the officer so receiving...with the intent or for the purpose or consideration, aforesaid, shall be deemed guilty of bribery..." The punishment may be one to five years in prison.

Section 28-706: "Whoever offers or attempts to bribe a public officer and every public officer who solicits a bribe or proposes or agrees to receive a bribe in any case shall be..." fined not exceeding $500.00 nor less than $300.00 and may be imprisoned for one year.

Section 50-309 of the Lobbying Act, subparagraph (3)(b) defines as a corrupt practise, "attempting to influence the vote of the legislators on any measure pending or to be proposed by the promise of financial support or the financing of opposition to his candidacy at any future election."

This statute provides for prosecution of its violaters by the Attorney General and for punishment not exceeding six months in jail or $500.00 fine or both.

Article III, Section 10 of the Nebraska Constitution provides, in part: "The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature or disorderly or contemptuous behavior *in its presence,* but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptuous behavior.

The Fourteenth Amendment to the Constitution of the United States provides: "No person shall be deprived of life, liberty or property without due process of law."

Section 50-105, R.S. 1943, which is probably in part, at least, unconstitutional under the foregoing constitutional provisions provides: "The Legislature has power and authority to punish as a contempt by fine or imprisonment, or either of them, the offense...of attempting, by menace or other corrupt means, to control or influence a member in giving his vote; of disorderly or contemptuous conduct tending to disturb its proceedings;..."

Section 50-106 provides for punishment for such contempt by

imprisonment for six hours in the county jail and Section 50-107 provides for a fine therefor of not more than $50.00.

None of the foregoing statutes make provision for the venue of a prosecution for offenses attempted by telephone from one county to another or for venue in the receiving county of a telephone attempt or offer from without this state.

I find no statute or rule which prescribes the conduct of a member of the Legislature who is the recipient of an offer or attempt by telephone or otherwise, such as requiring him promptly and fully to report the same to the proper law enforcement officer or agency for prosecution, if proper, in a court of law.

As I have heretofore advised the committee, any investigation of this matter by this committee is by law necessarily restricted to matters of legislative concern and interest and it is my opinion that as a result of this preliminary investigation this committee should recommend that the Legislature interest itself in determining whether specific legislation with respect to venue in cases of this kind should be enacted and whether more specific rules with respect to the proper reporting to proper authorities of such attempts as we find in this case by the members or other officers involved should be adopted.

Incidentally, a transcript of the pertinent portions of these proceedings together with a complete transcript of the recorded statements should be delivered to the Attorney General and the County Attorneys of Lancaster and Cuming Counties, Nebraska for such use of the same by them or either of them as they or either of them may desire to make.

In my opinion no further or full scale formal investigation of this matter by this committee is necessary or proper.

Respectfully submitted this 25th Day of March, 1972.

(Signed) Milton C. Murphy, Special Counsel

SELECT COMMITTEE REPORTS
Enrollment and Review

The following bills were correctly enrolled:

1491	1496	1497	1499	1499A
1501	1507	1513	1514	

(Signed) Duke Snyder, Chairman

PRESIDENT SIGNS

While the Legislature was in session and capable of transacting business, the President signed the following bills: 1491, 1496, 1497, 1499, 1499A, 1501, 1507, 1513 and 1514.

MOTION–Reference Report

Speaker Hasebroock moved that the report given to the Legislature by the Attorney General which appears on pages 1295-1298 of the Legislative Journal be referred to the Nebraska Law Enforcement and Justice Advisory Committee created by LB 1019 of the 1971 Session, and consisting of the members of the Committee on Judiciary, and that the Committee examine and carry out appropriate recommendations contained in the report of the Attorney General, and the the Committee report its findings and recommendations to the next regular session of the Legislature. The motion prevailed with 43 ayes, 0 nays and 6 not voting.

UNANIMOUS CONSENT–Rules Amendments

Mr. Simpson asked unanimous consent that all amendments to the Rules turned over to the Legislative Council Executive Board be taken up the first day of next session. No objections. So ordered.

MOTION–Rule Change

Mr. Stull moved that Rule 3, Sec. 18 be amended to read as follows:

Sec. 18. Committee on Committees. (1) At the commencement of each session, the Legislature shall elect a Committee on Committees to consist of thirteen members, one at large who shall be chairman, and three from the legislative districts Nos. 1, 2, 3, 25 through 30, 32, 45 and 46; three from legislative districts Nos. 4 through 14, 20 and 31; three from legislative districts Nos. 15 through 19, 21 through 24, 34, 40 and 41; and three from legislative districts 33, 35 through 39, 42 through 44, and 47 through 49.

Referred to the Executive Board.

MOTION–File Bills and Records

Mr. Wiltse moved that all bills not otherwise disposed of on this date be indefinitely postponed. Further, that the chairman of each standing committee file with the Clerk of the Legislature all standing committee records so that a proper record may be made of the final disposition of all bills. The motion prevailed with 42 ayes, 0 nays and 7 not voting.

MOTION–Retain Help

Mr. Klaver moved that the Executive Board of the Legislative Council be authorized and directed to retain such help as may be required to complete the business of the Eighty-second Legislature, Second Session and to employ such help as is necessary during the interim. The motion prevailed.

MOTION—Advise Governor's Office

Mr. Mahoney moved that a committee of two be appointed to advise the Governor's Office that the Eighty-second Legislature, Second Session of Nebraska State Legislature is about to complete its work, and to return with any message the Governor may have for the Legislature. The motion prevailed.

The Chair appointed Mr. Kokes and Mrs. Craft to advise the Governor.

MOTION—Approve Printing

Mr. Burbach moved that the Legislature approve the preparation and printing of the permanent Legislative Journal, Session Laws, and Index by Vincent D. Brown, and that he be directed to send to each member of the Legislature a copy of the loose-leaf session laws and of the permanent Journal and Session Laws; and further that each member of the press assigned to the Legislature be given the same. The motion prevailed.

MOTION—Prepare Brochure

Mr. Kennedy moved that the Clerk of the Legislature be directed to prepare the brochure showing a comparison of the bicameral and unicameral legislative system and other pertinent data. The motion prevailed.

MOTION—Appreciation to Speaker

Mr. Swanson moved that as evidence of our sincere appreciation for our presiding officer, the Speaker William Hasebroock, for the fair and impartial performance of his duties that we present a Nebraska flag together with a gavel as emblems of his having served as a fair and impartial presiding officer. The motion prevailed.

The President presented a Nebraska Flag and gavel to Speaker Hasebroock. Speaker Hasebroock thanked the members.

MOTION—Appreciation to Lieutenant Governor

Speaker Hasebroock moved that as evidence of our sincere appreciation for our presiding officer, Lieutenant Governor Frank Marsh, for the fair and impartial performance of his duties that we present a Nebraska flag together with a gavel as emblems of his having served as a fair and impartial presiding officer. The motion prevailed.

Speaker Hasebroock presented Lieutenant Governor a Nebraska Flag and gavel. President Marsh thanked the members.

MOTION–Appreciation of Employees

Mrs. Orme moved that the Legislature express its gratitute and appreciation for the efficient conscientious performance of their duties by the officers and employees of the Legislature, for their counsel, assistance, advice and experience in assisting the Legislature to the completion of the matters brought before it. The motion prevailed.

APPRECIATION

Mr. President:

The elective officers and employees of the Eighty-second Legislature, Second Session hereby express their appreciation for the privilege of serving this Legislature and for the courtesies extended to them by each and every member.

(Signed) Vincent D. Brown

MOTION–Printing and University

Mr. Schmit moved that we express our appreciation to the members of the Department of Revenue who did the printing of the bills and the journals for their assistance, cooperation and diligence and to the members of the University of Nebraska, Computer Department, for their cooperation and diligence in assisting the bill drafting operation of this Session of the Legislature. The motion prevailed.

ESCORT GOVERNOR

The Committee escorted Governor Exon to the rostrum, where he spoke to the members.

Mr. President, Mr. Speaker, Members of the near concluded session of the 82nd Legislature, Ladies and Gentlemen:

This day has been long and the session a difficult one. My remarks will be brief, As your Governor, let me thank those of you who worked so hard for what you felt were the best interests of Nebraska. Our differences have been frequent. At least no one can accuse the Legislature of being a rubber stamp body!

Several actions by this honorable body deserve special recognition as being praise-worthy. You again directed specific attention to the matter of drug control while it is yet possible to come to grips with this problem in Nebraska. As more experience is gained in this important area, additional effort should be directed towards the consolidation of our drug control efforts.

You passed legislation which rightfully shows special concern and consideration for our Nebraska Veterans. The Re-employment Rights Act and the utilization of present facilities at the Norfolk Regional Center as a Veterans' Home are to be lauded. Just yesterday I visited the Veterans' Home in Norfolk. I was proud of what I saw and the dedicated state employees serving those whom we never will nor should forget.

Let me compliment the Legislature for its action in transferring a major portion of the increased Cigarette Tax Fund to meet capital construction needs. We will therefore meet priority construction projects with a greater sense of responsiblity and a wiser employment of tax dollars.

Implementation of the Model Billboard Control Law fulfills our earlier verbal commitments to federal authorities and prevents the loss of 3.9 million dollars each year in federal highway construction funds.

The passage of legislation creating the Mexican-American Commission has already resulted in highly motivated and responsible efforts by that Commission.

It was a privilege for me to have signed legislation passed by this body which increased our funding commitment to those suffering from orthopedic, physical and specific learning disabilities.

In the area of compliments, it is commendable that the Legislature moved as a body to the suggestion of a possible bribery charge, with swift and righteous indignation.

It is my hope that your committee will be able to recommend and that you will take forceful action to get to the root of this charge. Integrity is a commodity available at no price and must be jealously guarded.

Let me also congratulate the Legislature on reducing the age of majority. We are recognizing the increased responsibilities and accomplishments of our younger citizens.

Legislation that was not accomplished is disturbing to me, my administrative team, and, I know, to many of you personally.

For the second straight year, the Legislature has exceeded the Governor's budget recommendations...and yet in some vital areas, appropriations were cut short of real need.

Recreation and recreational development is...and will continue to be...and important investment for our state. It was most disappointing that our Game and Parks operation was shorted by some $200,000.

While the Unicameral provided monies that were in excess of the amount required next year for secondary sewage treatment, it is even more disappointing to note that the real shortcoming lies in the fact that our municipalities are still without a confirmed and on-going commitment from the legislative body. I do wish that you would have heeded the Administration's recommendations in this area. We shall try again next year.

In this same field of environmental commitment, the question must be asked as to why the refusal to transfer water quality planning to the Department of Environmental Control, where we recommended it should

be...and has been so urged by federal authorities?

This session failed to pass a bill aimed at protecting the concept of family-commercial farming in Nebraska. Is there any doubt that we do today face the threat of vertical integration by large corporations? I would hope that next year we can come back and work together to remedy this situation.

In my address to you in January, an election reform measure that would call for realistic reporting of campaign contributions and expenditures at the state level was promised. I had hoped that we could work together with this Legislature in developing model legislation for Nebraska. By your failure to act, you have continued the system that prescribes unlimited spending for all campaigns. We shall try again in this area next session.

For the second consecutive year, our proposal to raise sentences for those who are convicted of an attack or murder of uniformed officers or guards was thwarted by your Judiciary Committee. Such officers daily risk their lives in the performance of their duties. They are society's first line of defense. They deserve some special consideration.

Since night-time speed limits on state highways were raised just 8 months back, annihilation on our state highways has been increasing at an unbelievable rate. We have furnished statistics that prove beyond any reasonable question of doubt that the speed limit increase was an unwise move. You failed to act.

In January, I came before the Legislature with a request for your body to go on record with the Governor in meeting our legitimate needs and at the same time hold the line on the personal sales and income tax rates. Perhaps my greatest disappointment is that you saw fit to pass spending measures beyond revenue projections.

But now we look forward, as we always must look, to the time in next January when, God willing, we will meet here again. It is perhaps somewhat presumptuous for me to predict that we will all meet here again. As is customary, one half of the Legislative seats are at issue this election year.

I say, without fear of contradiction, that all of you will not be back representing your districts next year.

Let me be more specific, as is my usual custom, and name the names of individual senators who I would be surprised indeed to see sitting in these chairs next January when I intend to welcome the members of the new session.

Yes, I would indeed be surprised to see Senator Sam Klaver back. Sam, as Dean of this body, we will miss you and your good judgment. Thank you for your years of great contribution to this body and this state.

And yes, another surprise to me would be the return of that gallant little lady from North Platte. To you, Senator Ellen Craft, a thanks for many years of dedication to Nebraska, carrying on so well for your late husband.

To Senator Rudy Kokes, who says he is retiring from this body to spend more time playing with his grandchildren, a special thanks for your outstanding, common sense approach to Government. I will personally miss you and your valued counsel a great deal.

It would be surprising also to see the versatile Senator Willard Waldo back here in January. I remind all he is leaving this body for the second time and accepting the second round of "good-byes" in his legislative career. No, not in January next, but somehow I feel he may once again occupy one of these chairs at some time in the future. Willard, we will continue to value your good judgment and fairness, and your strong support of Agriculture.

And a goodbye to Senator Ziebarth. He is somewhat unique in this body. Here is a man who actually gave up his chair here to run for another senate seat. Wayne, we shall expect your continued contribution to the interests of Agriculture and Education whether from your farm or from Washington, D.C.

But you never say goodbye to Senator Terry Carpenter. I don't think anyone ever has. Terry, we know you will have a senate seat next year... regardless. That is the way you planned it. Should you leave us for Washington, you will carry with you your ability to make things more interesting, or you will be back in your own home stomping ground.

The same can be said for the gallant little battler, Senator John DeCamp. Win or lose, John, your dedication and talents will still be with Nebraska.

And there are two others in this body to whom I will not say "good-bye" as they seek other elective positions in Douglas county. To Senator Morgan and Senator Stahmer, I am sure your talents will be well used wherever you serve.

In closing, let me say to your distinguished Speaker, Senator William Hasebroock... Bill, it has been a privilege and a pleasure to work closely with you the past two legislative sessions. Let me congratulate the Legislature on selecting such an able, dedicated, and congenial speaker.

Let us all hope, and pray, as we leave this place today, that we can, individually and collectively, be one half as good to God as I know he will be to each of us in the Month and Years ahead. Thank you.

The Committee escorted Governor Exon from the Chamber.

PRESENTED TO THE GOVERNOR

Presented to the Governor for approval on April 5, 1972, at 4:40 p.m. the following bills: 1491, 1496, 1497, 1499, 1499A, 1501, 1507, 1513, and 1514.

(Signed) Barbara Jackson, Enrolling Clerk

APPRECIATION–E & R Staff

President Marsh expressed his appreciation to Emory Burnett and staff on behalf of the body.

APPRECIATION–E & R Chairman

Mr. Ziebarth presented a gift to Mr. Snyder, Chairman of the E & R Committee in recognition of his service. Mr. Snyder thanked the members.

MOTION–Appreciation to Press

Mr. Duis moved that this body express its thanks and appreciation to the newspapers and the press associations, radio and television stations events and activities of this Eighty-second Legislature, Second Session of the Legislature, to the people of this State. The motion prevailed.

VISITORS

Mr. Proud introduced 48 Seymour Students and their teachers Mesdames Swerczek and Larson from Ralston, Nebraska.

Mr. Carstens introduced 17 students from Elmwood School and their teachers, Mesdames Cop and Watson from Elmwood, Nebraska.

Speaker Hasebroock introduced his wife and friends.

MOTION–Group Picture

Mr. Kokes moved that the University be requested and authorized to place a group picture of the members of the Eighty-second Legislature, Second Session in the West Senate Lounge, and that the Legislature express its appreciation for this service. The motion prevailed.

MOTION–Adjournment

Mr. President: I move that the Journal for the Sixtieth Day, as prepared by the Clerk, be approved, and that the Eighty-second Legislature, Second Session of the Legislature, having finished all business before it, now at 5:10 p.m. we adjourn sine die.

(Signed) Ellen Craft

The motion prevailed.

Vincent D. Brown
Clerk of the Legislature

RECEIVED AFTER ADJOURNMENT

MESSAGES FROM THE GOVERNOR

April 4, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bills Nos. 1296, 1303A, and 1400.

These bills were signed by me on April 3, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 4, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1367.

This bill was signed by me on April 4, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 4, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 928.

This bill was signed by me on April 4, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 10, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bills Nos. 1129, 1440, 1410, and 1513, and Engrossed Legislative Bills Nos. 347, 820, 920, 1084, 1143, 1164, 1171, 1171A, 1182, 1202, 1228, 1249, 1264, 1266, 1272, 1278, 1295, 1296A, 1303, 1305, 1330, 1332, 1333, 1334, 1339, 1339A, 1343, 1351, 1357, 1374, 1389, 1389A, 1391, 1392, 1396, 1405, 1405A, 1426, 1438, 1439, 1450, 1454, 1463, 1465, 1467, 1474, 1491, 1496, 1497, 1499, 1499A, 1501, and 1514.

These bills were signed by me on April 8, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 11, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 866 and Engrossed Legislative Bill No. 1270.

These bills were signed by me on April 10, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

April 10, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Engrossed Legislative Bill No. 1507.

This bill was signed by me on April 8, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:do

April 12, 1972

Mr. Vince Brown
Clerk of the Legislature
State House
Lincoln, Nebraska

Dear Mr. Brown:

We have received Reengrossed Legislative Bill No. 1204 and Engrossed Legislative Bill No. 1345.

These bills were signed by me on April 11, 1972 and delivered to the Secretary of State.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:fw

MESSAGES FROM THE GOVERNOR DELIVERED TO THE SECRETARY OF STATE

April 8, 1972

Mr. President, Mr. Speaker,
Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith LB 1217 without my signature and with my objections.

Almost immediately after the passage of this bill by just 26 votes, two Omaha area senators advised me that, due to the confusion generated by the last hectic day of the session when 75 bills were supposedly considered by your honorable body, they erred in voting for LB 1217. Their efforts to recall the bill to correct their vote was denied. Without these two votes, the measure would apparently have failed. Honoring the request of these two senators was one consideration in my decision to veto.

However, there were other reservations about the measure and the manner in which it was enacted that should be detailed. Here again, the Legislature acted irresponsibly and yet in a determined and well calculated manner to thwart the once normal and well considered democratic procedures of Nebraska's Unicameral.

This far-reaching measure was suddenly fashioned out of a totally unrelated so-called "bicycle path" bill by cleverly designed amendments and hammered through to passage during those last few vote-trading days of the session without public hearing. An important consideration, in this regard, is that LB 110 introduced in the first session of the Legislature accomplished the same end as LB 1217, but was killed in committee after public hearing.

An important consideration, in this regard, is that LB 110 introduced in the first session of the Legislature accomplished the same end as LB 1217, but was killed in committee after public hearing.

Let me express here once again my grave concern for the future of the Unicameral process unless the Legislature returns to the customary reasoned considerations of the past.

In rushing to passage LB 1217 by two unintended votes, the Legislature invaded the prerogatives of the voters of the Omaha school district and that district only.

Furthermore, I am advised that two reasonable amendments to the measure were defeated when offered. One would have allowed a vote of the people in the Omaha district on whether or not they desired to return to district elections as opposed to the present at large system.

Many years ago, Omahans voted out the district or ward method of selecting members of the school board. In passing LB 1217, you are denying Omahans their rights of determination. Is it logical or fair for 20 outstate and Lincoln area senators to be dictating how Omahans select their school board members? It should be noted that 9 Omaha area senators representing their constitutents opposed the measure while only 4 favored.

The second amendment would have required all school districts in the state, except Class 1 districts, to also elect their boards by districts. The Legislature also rejected this proposal. Apparently the unreasonable logic was that district election was good for the Omaha school district but not for others. I believe in the old axiom of "what's good for the goose is good for the gander."

As Governor I remain opposed to forcing unreasonable actions on the electorate by legislative dictate.

Philosophically I am for district elections but only if the citizens affected have an opportunity to vote on the proposition.

Since LB 1217 is not scheduled to become effective until 1974, the 1973 session could enact permissive legislation, not mandatory, for school boards to allow a vote on district elections in 1973 or in the primary elections in 1974. This would seem to me to be a more considered approach to the situation.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 1217 without his signature and accompanied by his letter of objection to said bill.

I further hereby certify that L.B. 1217, without the Governor's signature and with his objections was filed at 10:35 a.m. on April 10, 1972 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twelfth day of April, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

April 10, 1972

Mr. President, Mr. Speaker,
and Members of the Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return this date LB 1285 without my signature and with my objections.

The measure is obviously unconstitutional since the title deals with transfer of "certain real estate to the City of Grand Island," while the body of the act addresses itself to the "City of Kearney."

The attached copy of my requested opinion from the Attorney General supporting my position is attached for information purposes.

The Legislature can correctly address itself to this proposition in the next session.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

April 10, 1972

The Honorable J. James Exon
Governor of the State of Nebraska
State Capitol
Lincoln, Nebraska

Dear Governor Exon:

You have requested our opinion whether the title of L.B. 1285, Leg. of Neb., 82nd Legislature, Second Session (1972), is defective. In our opinion, the title is defective.

The title of such bill indicates that the effect of the bill would be to require the Nebraska Game and Parks Commission to convey certain real estate to the City of Grand Island, Nebraska. The body of the bill provides for the transfer, by the Commission, of certain real property to the City of Kearney, and to the County of Buffalo, Nebraska, with no mention of a transfer to the City of Grand Island. Clearly, the title and the body are inconsistent with each other.

Article III, Section 14, Constitution of the State of Nebraska, provides:

"Every bill***shall be read by title when introduced, ***. No bill shall contain more than one subject, and the same shall be clearly expressed in the title. ***."

In our opinion, the subject of the subject bill is not expressed in the title. Therefore, the subject bill would be difficult to defend if challenged on the grounds of title defect under Article III, Section 14, Constitution of the State of Nebraska.

Yours very truly,

CLARENCE A. H. MEYER
Attorney General

(Signed) Calvin E. Robinson
Assistant Attorney General

CER:mkk

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 1285 without his signature and accompanied by this letter and Attorney General's Opinion.

I further certify that L.B. 1285, without the Governor's signature and with his objections was filed at 4:25 p.m. on April 10, 1972 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twelfth day of April, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

April 10, 1972

Mr. President, Mr. Speaker
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. President and Senators:

I am returning herewith today Legislative Bill 1084A without my signature.

This measure was not necessary even though LB 1084 was passed and approved by me. This is true because there is no current necessity to appropriate money from present general funds since the measure does not take effect until fiscal 1974.

I would direct your attention that since the measure received only 26 votes, and is an appropriation in excess of the Governor's recommendations, it is ineffective as a law.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 1084A without his signature and accompanied by his letter of objection to said bill.

I further hereby certify that L.B. 1084A, without the Governor's signature and with his objections was filed at 10:05 a.m. on April 10, 1972 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twelfth day of April, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

April 11, 1972

Mr. President, Mr. Speaker, and
Members of the Legislature
State Capitol Building
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herwith this date LB 1302 with my objections and without my signature.

After careful consideration, it is my determination that LB 1302 is an improper invasion of basic family rights regarding treatments of minors with drug abuse problems.

While the measure was hailed as one to allow confidential treatment, it further provides that a physician could later bill the parent.

Since we have just reduced the majority age in Nebraska to nineteen years, this measure would deal with eighteen year olds and younger.

While the drug situation remains a primary concern to all, it is my belief that with such age groups the family must become involved to insure long range cure to the problem.

Very truly yours,

(Signed) J. James Exon
Governor

JJE:do

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office, in accordance with Sec. 15, Article IV of the Constitution, L.B. 1302 without his signature and accompanied by his letter to objection to said bill.

I further hereby certify that L.B. 1302, without the Governor's signature and with his objections was filed at 5:00 p.m. on April 11, 1972 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twelfth day of April, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

April 11, 1972

Mr. President, Mr. Speaker,
and Members of the State Legislature
State House
Lincoln, Nebraska

Dear Mr. President and Senators:

I return herewith this date LB 1315 without my signature and with my objections.

I strenuously object to the intent of this bill which is to provide a tax break, at the expense of other taxpayers, for land developers holding ownership of tracts of land held primarily for future subdivision.

In addition, the measure is replete with serious constitutional questions as per the Attorney General opinion of April 10, 1972, copy attached.

Yours very truly,

(Signed) J. James Exon
Governor

JJE:fw

April 10, 1972

The Honorable J. James Exon
Governor of the State of Nebraska
State Capitol
Lincoln, Nebraska

Dear Governor:

You have asked our opinion as to the constitutional validity of L.B. 1315, particularly with respect to Section 1 of this bill. Section 1 of L.B. 1315 amends Section 77-112 to read as follows:

> "Actual value of property for taxation shall mean and include the value of property for taxation that is ascertained by using the following formula where applicable: (1) Earning capacity of the property; (2) relative location; (3) desirability and functional use; (4) reproduction cost less regular annual depreciation; (5) comparison with other properties of known or recognized value; (6) market value in the ordinary course of trade; (7) existing zoning of the property; (8) actual cost or replacement cost to the owner and actual cost or replacement cost of improvements except buildings, if any, made by the owner since purchase; and (9) if for sale, the availability of a purchaser for all or part of such property on assessment day notwithstanding previous sales of similar property or portions thereof."

Several constitutional difficulties occur to us with respect to this section. First, it may be unconstitutionally vague and indefinite. The amendments to this section authorize the use of actual cost or replacement cost to the owner in ascertaining actual value. Suppose these costs are different. Is the assessor to use the actual cost, or the replacement cost? The bill is silent in this regard. This would therefore apparently leave the question up to the discretion of the county assessor, and might result in different treatment of different taxpayers by the county assessor, or in one county assessor using one of the two factors, and another county assessor using the other.

Furthermore, there appears to be a question as to whether or not subsection (8) of Section 77-112 conflicts with subsection (4). Subsection (4) authorizes the use of reproduction cost less regular annual depreciation. Reproduction cost would appear to be at least appoximately the same as replacement cost. Under subsection (4) the reproduction cost is to be reduced by depreciation, whereas in subsection (8), nothing is said about depreciation. We believe the act may be unconstitutionally vague and indefinite in failing to spell out exactly how this language is to be applied.

More important, however, is the fact that there is a considerable possibility that the court would hold this section to be in violation of Article VIII, Section 1 of the Nebraska Constitution, which requires that taxes shall be levied by valuation uniformly and proportionately upon all tangible property and franchises. Subsection (8) of Section 77-112, as amended, excepts buildings from the provisions of that subsection. Buildings are part of the real estate, and it would appear that treating buildings differently from other improvements upon real estate would violate the uniformity provision of the Constitution. Furthermore, subsection (9) provides for a different method of ascertaining value if the property is for sale than if it is not, and apparently authorizes the ignoring of previous sales of other similar property in that event. This, again, appears to violate the uniformity provision of the Constitution.

In Homan v. Board of Equalization, 141 Neb. 400, the court held that the establishment of two methods of valuation of property in the same class for taxation purposes results in a want of uniformity prohibited by Article VIII, Section 1. In First National Bank and Trust Company v. County of Lancaster, 177 Neb. 390, the court held that the requirement as to uniformity must extend both to rates and valuation. In State ex rel. Meyer v. Story, 173 Neb. 741, 114. N. W. 2d 769, the court held that the constitutional amendment authorizing the Legislature to provide a different method of taxing motor vehicles did not authorize it to provide a different method of taxing motor vehicle dealers. Under the rationale of these cases, we believe that the court might well hold that determining the value of property held for sale in a different manner than that used for similar property not for sale was in violation of Article VIII, Section 1 of the Constitution.

We have some reservations about the validity of Section 2 of the bill, which provides that when tax exempt property is transferred, the property shall be restored to the tax rolls on the date of possession or transfer of the title, whichever comes first, and the property shall be assessed and taxed for only the portion of the year remaining after the date of possession or transfer of title. In American Province of Servants of Mary Real Estate Corporation v. County of Douglas, 147 Neb. 485, 23 N. W. 2d 714, the court said:

> "Consequently the question of the power of the authorities to tax the real property here involved is the

question of the exempt or nonexempt character thereof by reason of the use to which it is put and the purpose thereof at the time the levy is made."

It is clear that if the property was exempt on levy date, and was subsequently transferred, no taxes could be levied on the property for that taxable year, despite the language of L.B. 1315. We have not had sufficient time to research the question of whether an exemption can be given to property which is not exempt on levy date, the date which our court has said is the determining one. Without deciding the question, we call your attention to Article VIII, Section 2 of the Constitution, which provides that no property shall be exempt from taxation except as provided in the Constitution. Whether the court would uphold a partial exemption of property which was, on levy date, not exempt from taxation, is at least somewhat questionable.

Very truly yours,

Clarence A. H. Meyer
Attorney General

(Signed) Ralph H. Gillan
Assistant Attorney General

RHG:mkk

CERTIFICATE

I, Allen J. Beermann, Secretary of State of the State of Nebraska do hereby certify that Governor J. James Exon returned to my office in accordance with Sec. 15, Article IV of the Constitution, L.B. 1315 without his signature and accompanied by his letter of objection and an Attorney General's Opinion.

I further hereby certify that L.B. 1315, without the Governor's signature and with his objections was filed at 5:00 p.m. on April 11, 1972 in this office.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska. Done at Lincoln this twelfth day of April, in the year of our Lord, one thousand nine hundred and seventy-two.

(Signed) Allen J. Beermann
Secretary of State

(SEAL)

CERTIFICATE

I, Vincent D. Brown, Clerk of the Legislature, hereby certify that the foregoing Volume is a true and correct copy of the Legislative Journal of the Eighty-second Legislature, Second Session of the Legislature of the State of Nebraska, convened and held in the City of Lincoln, State of Nebraska, January 4, 1972 to April 5, 1972.

(Signed) Vincent D. Brown
Clerk of the Legislature

April 12, 1972
Lincoln, Nebraska

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LEGISLATIVE JOURNAL

EIGHTY–SECOND LEGISLATURE

SECOND SESSION

1972

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Compiled by,

VINCENT D. BROWN
Clerk of Legislature

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1094 Exempting certain armed forces personnel from income tax.
1095 Providing for breath tests of drivers.
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1079 National Guard personnel provisions changes, service with civil defense agency.
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1081 Creating a commission on Mexican-Americans.
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1292 Prohibit certain contracts with public power districts.
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1405A Appropriation bill.
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1515 Adopt Occupational, Safety and Health Act.
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1239 Provide for incorporation of rural water districts.

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1357 Prohibit discrimination based on age.
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1506 Authorize special emergency diets on behalf of ADC families.

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1307 Permit practical nurse license to be issued without examination.

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1330 Change rate of interest of judgments.
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1420 Increase county's share of documentary tax.
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1245 Create penalty for stealing of natural gas.
1290 Change labeling requirement of agricultural seeds.
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1368 Permit wine to be sold in quantities of less than a pint.
1423 Define when annual appropriation bills shall be passed by cities and villages.
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1293 Increase salary of judiciary.
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1195 Increase permissible mill levy for drainage districts.
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THOMAS C. KENNEDY

1246 Exchange of land at Norfolk Regional Center.
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ORVAL A. KEYES

1154 Provide recording without cost of certain documents.
1159 Revising state aid to schools.
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1160 Admission tax on certain movies.
1161 Homestead exemption for certain persons.
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1153 Exempting irrigation districts from sales and use taxes.
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1092 Authorizing retail liquor sales at colleges, universities.
1273 Authorize sale of real estate to city of Scottsbluff.

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1285 Convey certain land to Grand Island.
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1347 Provide additional borrowing authority for public power.
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1412 Permit inspection of processed food grains.
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RICHARD LEWIS

1337 Provide for special permits for oversize or overweight vehicles.
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1334 Revise state claims board, provisions.
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1433 Disposition the cigarette tax fund.
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1193 Permit registering of leased vehicle to lessee.
1194 Increase payments to Department of Banking.
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RICHARD MARESH

1105 Providing public access to private streams.
1106 Exempting certain physicians from state income tax.
1107 Authorizing villages to regulate minibikes.
1108 Increasing tax on motor vehicle fuels.
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1279A Appropriation bill.
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1476 Appropriations for State Government.
1477 Appropriations for State Government.
1478 Appropriations for State Government.

P. J. MORGAN

1233 Spend fund for study of Douglas County-City merger.

1272 Increase of amounts chargeable for water hydrants for tax purpose.
1274 Authorize metropolitan city to acquire public service property.
1275 Provide for transit authorities in metropolitan class cities.
1305 Encourage speedy appeal of where parental rights are severed.
1362 Create new judge for separate juvenile court in Omaha.
1450 Remove restriction on use of personalized prestige license plates.
1217, with others.

HAROLD T. MOYLAN

1144 Exempting metropolitan, primary cities from workmen's compensation insurance requirements.
1157 Permit periodic payment of county officers.
1187 Publish claims allowed by county board.
1210 Authorize blind persons to operate vending businesses in public buildings.
1214 Permit county board to restrict traffic on county roads.
1266 Authorize counties to borrow funds for services to dependent persons.
1414 Permit retirement benefits to be adjusted to reflect changes in cost of living, C.A.
1463 Provisions for public defender.
1511 Provide for payment of claims against the State.
1092, with others.

HERB NORE

1276 Exempt vehicles used for library purposes from taxation.
1342 Define timely appeal in protest to county board of equalization.
1343 Prohibit placement of fertilizer near irrigation wells.
1382 Give counties power to purchase and construct hospitals.
1393 Authorize juvenile court to terminate parental rights to mentally ill children.
1466 Appropriate money for water treatment purposes.
1467 Create impressed payroll account within the Administrative Services.

FERN HUBBARD ORME

1147 Redefining corporate limits in primary cities.
1203 Adopt a birth defects prevention program.
1203A Appropriation bill.
1311 Require disclosure by developers of retirement committees and subdivisions.
1325 Provide temporary license for physical therapy treatment.
1338 Enact laws governing operation of motorcycles.

1339 Establish American Revolution Bicentennial Commission.
1339A Appropriation bill.
1385 Require certain examination fees to be used by Bureau of Examining Boards.
1386 Revise benefits payable to school retirement systems.
1402 Provide that firemen should be recognized as a bargaining unit.
1496 Create a highway cash fund.

LEROY PFISTER

1299 Make it unlawful to receive improperly assigned title.
1388 Require licenses for service of liquor in condominiums.
1416 Permit reciprocal agreements for insurance.
1428 Redefine expiration of proxies relating to insurance.
1429 Provide for off-street parking by special assessments, C.A.

RICHARD F. PROUD

1247 Expand Environmental Protection Act.
1247A Appropriation bill.
1248 Provide discretionary use of pretrial release of prisoner.
1249 Permit pretrial release agency by district municipal court.
1250 Permit Metropolitan Utilities Districts to dispose of surplus property.
1251 Change homestead exemption formula.
1267 Change allocation of cigarette tax.
1312 Delete requirement that plates be purchased through competitive bidding.
1313 Clarify provisions of Environmental Protection Act.
1317 Provide for collection of delinquent assessments.
1445 Require satisfaction of earnings to assume certain loans by insurance companies.
1514 Define conflicts of interest, C.A.

JOHN S. SAVAGE

1236 Impose tax on studded snow tires.
1237 Create College of Nursing.
1258 Provide penalty for failure to make certain payments.
1318 Increase mileage allowance per auto expense by state employees.
1327 Require reinspection of certain vehicles.
1335 Revise scope of advertising violators under Motor Vehicle Licensing Act.
1336 Provide additional kinds of insurance which may be sold.
1379 Create retirement of an emeritus member of classified school district.
1389 Increase salaries of Railway Commission.

1389A Appropriation bill.
1454 Change size of water mains financed by assessment.

LORAN SCHMIT

905A Appropriation bill.
1036A Appropriation bill.
1155 Provide for civilian direction of Civil Defense.
1156 Repeal several sections relating to hospital service corporations.
1208 Use of agricultural alcohol.
1323 Prohibit issuance of marriage licenses to persons in default on divorce decrees.
1380 Provide for appointment of commissioners of housing authorities.
1406 Require bond for nonresident owners of livestock.
1409 Appropriate funds for training of physicians' assistants.
1413A Appropriation bill.
1456 Provide for special investigators and prosecutors for drug abuse control.
1456A Appropriation bill.
1469 Create Director of Revenue, C.A.

HAROLD D. SIMPSON

1125 Tenants may serve as commissioners of housing authority.
1138 Evidence for tax exemption of goods in warehouses.
1139 Allowing primary cities to exercise the authority under the Urban Renewal and Development Law.
1215 Provide for school expense payment to dependent children in high schools.
1228 Procedures governing employee election of collective bargaining agents.
1234 To provide security for insurance agents.
1350 Change membership of the executive board.
1351 Prohibit adjustment of odometers.

WILLIAM R. SKARDA, JR.

1204 Exempt certain veterans from payment of fees.
1205 Veteran's status on death certificates.
1206 Salary of county veterans service officers.
1278 Make municipalities liable for judgments against police officers.
1304 Permit waiving standards cooperation of nursing homes.
1359 Provide for refund of registration fees.
1360 Control smoke emissions from diesel powered vehicles.
1365 Regulate relationship between distributors of liquor and their retailers.
1366 Change prohibition against discounts for alcoholic liquors.

DUKE SNYDER

1116 Retirement benefits for Class V school district members.
1171 Tuition grants for resident students.
1171A Appropriation bill.
1179 Protect newsmen from compulsory disclosure of information.
1243 Restrict community antenna television installations.
1297 Increase pay of Board of Examiners for professional engineers and architects.
1321 Restrict community antenna television installations.
1324 Appropriate funds for health education including alcoholism and drug abuse.
1369 Extend power of county board to order incorporation.
1370 Provide conditions for issuance of contract carrier permit.
1371 Provide privilege for newsmen.

DAVID STAHMER

1201 Require notice to subscriber before utility service is discontinued.
1202 Provide reduction of sentence of prisoners.
1231 Increase maximum benefits under workmen's compensation.
1232 Authorize metropolitan cities to operate a public passenger system.
1259 Provide for decreased property tax to increase sales and income tax.
1260 Create criminal injuries compensation board.
1302 Permit treatment of minors without parental consent.
1344 Define metropolitan city as urban renewal authority.
1345 Provide confinement of mental patients in his county of residence.
1345A Appropriation bill.
1346 Provide death benefits for state employees.

GERALD A. STROMER

1086 Reducing age of majority.
1087 Providing for photograph on motor vehicle operator's license.
1087A Appropriation bill.
1088 Provide when bridges are part of State Highway System.
1126 Penalties for placing harmful objects in food.
1270 Create program for care of chronic renal disease.
1271 Restrict use of student activity fees.
1271A Appropriation bill.
1348 Restate the purpose of state colleges.
1430 Provide for special assessments for off-street parking.
1431 Provide for election of Legislature in a partisan manner, C.A.
1434 Provide a tax on business.
1512A, with others.

LESLIE A. STULL

1111 High school tuition payment outside of Class VI districts.
1112 Secured transactions, filing provision change, fee increase,
1113 Certificate of motor vehicle title fee increase, registration change.
1140 Regulation of construction of utility facilities by Power Review Board.
1141 Regulation of utility facilities by Power Review Board.
1167 State aid to schools, enrollment increase.
1209 Contract interest for first class city officials.
1314 Define fiscal year for Class VI school districts.
1425 Provide for tests for unlawful alcoholic content.
1441 Redefine jurisdiction of Court of Industrial Relations in teacher's disputes.

WILLIAM F. SWANSON

1150 Equalize collection of city taxes by counties under agreement.
1190 Provide for form of ballot for delegates to national conventions.
1218 Increase lobby registration fee.
1244 Restrict sale of athletic event tickets.
1287 Create Nebraska Recreation Board.
1288 Change date for privileges and immunities for building and loan associations.
1315 Provide taxation of property upon transfer of title.
1322 Submit questions of calling Constitution Convention.
1436 Repeal approval requirement for fieldhouse.
1437 Revise retirement benefits for disabled judges.
1438 Define gross weight of vehicles hauling disabled vehicles.
1439 Permit motor vehicle examiners to cross county lines.
1492 Provide treatment of persons having communicable tuberculosis.

GEORGE SYAS

1331 Permit exemption of real estate growing timber, C.A.
1332 Expand Public Meeting law.
1333 Eliminate provisions for control of air pollution by political subdivisions.
1391 Increase maximum employment security law.
1392 Amend employment security law.
1407 Revise food sales tax credit.
1442 Eliminate accelerated payment provisions of assessment installments.

WILLARD H. WALDO

66A Appropriation bill.
1133 Repealing the Homestead Exemption Law.

1134 Repealing sales tax by cities.
1135 Eliminating tax exemption of goods in interstate commerce in warehouses.
1136 Abolishing food tax credit on income tax returns.
1229 Provide tax on household goods.
1230 Provide for an intangible tax.
1367 Provide additional exemption from sales and use tax.
1453 New corporate income tax rate.
1468 Provide tax on merchandise stamps.
1470 Procedure for formation of rural fire protection districts.

J. JAMES WALDRON

1168 Election of hospital district directors, bond issuance.
1169 Transfer tourism from Game and Parks Commission to Department of Economic Development.
1170 Limit for damage actions of improvements on real property.
1240 Appropriate funds to county and city aid fund.
1241 Exempt livestock and grain from personal property tax.
1254 Provide primary ballots of more than one party.
1255 Provide for publication of budgets by certain school districts.
1256 Procedure for release of deceased body.
1289 Provide for uniform pricing of alcoholic beverages.
1364 Restrict cancellation of insurance.
1447 Authorize use of re-call pens for birds.

JEROME WARNER

1316 Provide for revocation of drivers licenses for refusal to submit to chemical tests.
1319 Extend motor vehicles licensing statutes to apply to trailers.
1320 Expand paving and graveling requirements.
1372 Provide for licenses for resident and day camps.
1373 Provide remittances from county courts for judges' retirement.
1374 Create Eugene Eppley Institute for research in cancer.
1375 Extend time an executor may have liquor license.
1376 Delete form of complaint for liquor offenses.
1300, 1407, with others.

RAMEY C. WHITNEY

1090 Authorizing investment tax credit.
1091 Establishing State Teacher Salary Fund.
1207 Disposing of funds of discontinued water conservancy districts.

IRVING F. WILTSE

1261 Increase powers of cities and villages to acquire real estate.

1262 Require personal identification to set forth social security number.
1263 Provide basic rates for electricity.

WAYNE W. ZIEBARTH

690A Appropriation bill.
758A Appropriation bill.
1308 Permit students to receive unemployment benefits.
1309 Clarify livestock brand provisions.
1310 Provide for criteria for expansion of hospitals.
1356 Revise corporate and income tax rates.
1383 Activate compact for education.
1384 Provide when commerce will justify rural highway service.
1390 Provide relief for deceptive practices.
1400 Require technical community colleges to provide annual budget proposals to Director of Administrative Services.
1452 Provide for disposal of proceeds of surplus automobiles.
1465 Create a cash fund within the Department of Economic Development.
1512A Appropriation bill.

LEGISLATIVE BILLS INTRODUCED BY COMMITTEES

Advertising Interim Study

1181 Control of advertising along Interstate.

Agriculture and Recreation

1291 Redesignate conservation peace officers.
1298 Exclude servants and rash laborers from workmen's compensation.

Appropriations

1172 Appropriation of salaries of State Officers.
1279 Provide a cash fund for state investment officer.
1280 Payment of state legislators' salaries.
1281 Appropriation for constitutional officers.
1282 Revise aid to practical nurses.
1283 Create cash fund and auditor of public accounts.
1284 Create Nebraska Publication Clearinghouse.
1493 Change name of Department of Education fund.
1494 Authorize auditor of public accounts to contract for audits.
1495 Create Highway Safety Commission and define duties.
1503 Create the Nebraska Secondary Waste Water Treatment dedicated fund.
1504 Appropriate funds not otherwise appropriated.
1512 Authorize sale of land in Buffalo County.
1513 Capital Construction budget.
1516 Reappropriations of capital construction funds.

Drugs Interim Study

1223 Provide comprehensive program for transient youth population.
1224 Create comprehensive health education program in schools.

Executive Board of Legislative Council

1043 Repealing unconstitutional sections.
1044 Repealing obsolete sections.
1045 Harmonizing agriculture, provisions.
1046 Cities of the metropolitan class, harmonizing provisions.

1047 Cities of the second class and villages, harmonizing provisions.
1048 Counties, correct internal references.
1049 Civil procedure, harmonizing provisions.
1050 Crimes and punishments, harmonizing provisions.
1051 Criminal procedure, correcting internal references.
1052 Decedents' estates, harmonizing provisions.
1053 Drainage, harmonizing provisions.
1054 Elections, harmonizing provisions.
1055 Firemen, harmonizing provisions.
1056 Statutes of Fraud, correcting internal references.
1057 Game and fish, harmonizing provisions.
1058 Highways, correcting internal references.
1059 Insurance, harmonizing provisions.
1060 Interest, harmonizing provisions.
1061 Workmen's compensation, correcting violation reference.
1062 Revisor of Statutes, harmonizing legislation.
1063 Brand inspection area, land inclusion.
1064 Motor vehicles, correcting internal reference.
1065 Motor vehicle fuels, correcting internal references to fund.
1066 Assistance, correcting internal references.
1067 Public health and welfare, correcting internal references.
1068 Railway Commission, correcting internal reference.
1069 Revenue and taxation, harmonizing provisions.
1070 Schools, harmonizing provisions.
1071 Frozen desserts, harmonizing provisions.
1072 Auditor of Public Accounts, name correction.
1073 Uniform Commercial Code, correcting internal references.
1074 Revisor of Statutes, duties, assistance to.
1487 Provide additional authority for the Revisor of Statutes.

Government, Military and Veterans Affairs

1482 Clarify laws relating to visually impaired.
1483 The right for appointment of administrator of Nebraska Veterans Home.
1484 To delete requirement of approval of appointment for an expert accountant.
1485 Create a law enforcement improvement cash fund within the State Treasury.
1486 Delete limitation on County audit examiners.
1510 Clarify reemployment rights of veterans.

Insurance Interim Study

1394 Adopt Uniform Motor Vehicle Accident Reparations Act.
1395 Restrict cancellation and nonrenewal of motor vehicle policies.
1396 Provide conditions for cancellation and nonrenewal of liability coverage.
1397 Provide for no-fault insurance.
1398 Require complusory coverage for collision and minimum coverage for property.
1399 Require no-fault provisions in auto insurance policies.

Judiciary

1032A Appropriation bill.
1117 Improving administration of jails.
1118 Minimum standards for detention facilities.
1119 Adoption of comprehensive penal reform program.
1119A Appropriation bill.
1120 Establishing proceedings in forma pauperis.
1121 Issuance of bonds for construction of correctional institutions, C.A.
1122 Sale of items manufactured by Penal and Correctional Complex inmates.
1123 Clarifying reference for determination of inheritance tax.
1173 Payment of costs of indeterminate sentence in State Penal Complex.
1174 Distribution of lawbooks.
1253 Change name of training schools.
1301 Reapportion district court districts.
1301A Appropriation bill.
1403 Provide notification to parents after arrest.
1404 Provide for alibi of the defense.
1491 Authorize use of tape recording and workmen's compensation proceedings.
1499 Relating to pardons and paroles.
1499A Appropriation bill.

Labor

1269 Require notice to Workmen's Compensation Court for cancellation of policy of insurance.

Miscellaneous Subjects

1505 Repeal certain truth in election law.

Nebraska Retirement Systems

1471 Remittance of judge's retirement fees.
1472 Authorize members or employees of Legislature to be included in the existing retirement system, C.A.
1479 Provide auditor of public accounts shall audit county employees' systems.
1480 Provide auditor of public accounts shall audit school employees' systems.

Pesticides Interim Study

1408 Labeling requirements for economic poisons.
1435 Redefine duties of Environmental Control Council.

Public Health and Welfare

1124 Gifts to nonprofit corporations for hospital facilities.
1220 Permit sale of cosmetology license.
1489 Authorize payment of travel expense of senior medical students.
1490 Delete salary limitation on director of Scottsbluff laboratory.
1497 Authorize creation of county district and city health departments.

Public Power Interim Study

1405 Provide for care and treatment of radiation casualties.

Public Works

1473 Eliminate temporary permit for operation of farm tractors.
1474 Revise registration of motor vehicle laws.
1502 Procedure for attaching land to water districts.
1509 Expand use of special elections and assessments.

Revenue

1501 Provide for reappraisals to be done by the Tax Commissioner.

Rules and Regulations Interim Study

1183 Barber fees renewal and reduction.
1184 Clarify licensing of electricians.

State Aid Interim Study

1326 Provide for educational accountability program.
1377 Increase state aid to schools.
1378 Restrict budget increases in school districts.

State Water Plan Interim Study

1225 Provide duties for the Soil and Water Conservation Commission.

Tax Interim Study

1099 Reducing aircraft tax on fuel used within the State.
1100 Taxation of mobile homes and cabin trailers.
1101 Exempting certain classes of personal property from taxation.
1102 Membership change of Board of Equalization and Assessment, C.A.
1103 Providing a new corporate tax rate.

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LEGISLATIVE BILLS AND RESOLUTIONS IN COMMITTEES

Agriculture and Recreation

Chairman–Loran Schmit

37 1077 1105 1110 1137 1169 1195 1207 1208
1216 1225 1238 1239 1287 1290 1291 1300 1306
1309 1343 1361 1406 1411 1412 1413 1426 1427
1447

Appropriations

Chairman–Richard D. Marvel

1128 1131 1142 1172 1240 1279 1282 1283 1284
1443 1457 1465 1467 1493 1494 1495 1496

Banking, Commerce and Insurance

Chairman–Sam Klaver

1075 1097 1151 1152 1177 1182 1189 1194 1213
1226 1234 1288 1330 1336 1353 1354 1358 1364
1394 1395 1396 1397 1398 1399 1415 1416 1428
1445 1461 1462

Constitutional Revision

Chairman–George Syas

1080 1102 1106 1109 1121 1127 1166 1185 1199
1322 1329 1331 1414 1429 1431 1455 1469

Education

Chairman–Donald Elrod

741 1091 1111 1130 1159 1165 1167 1171 1215
1219 1224 1237 1255 1268 1271 1314 1324 1326
1348 1377 1378 1379 1383 1400 1417 1418

Government, Military and Veterans Affairs

Chairman–Terry Carpenter

1079 1081 1083 1092 1093 1129 1150 1155 1157
1168 1187 1191 1204 1205 1206 1212 1247 1254
1266 1273 1285 1313 1321 1332 1334 1339 1349
1350 1355 1369 1370 1381 1382 1433 1436 1440
1446 1448 1456 1470 1482 1483 1484 1485 1486
1508

Judiciary

Chairman–Roland Luedtke

1032 1086 1095 1098 1112 1115 1117 1118 1119
1120 1122 1123 1132 1154 1162 1163 1170 1173
1174 1179 1182 1202 1211 1222 1223 1233 1244
1245 1248 1249 1253 1256 1258 1260 1264 1278
1293 1295 1299 1301 1305 1311 1316 1323 1362
1390 1393 1403 1404 1425 1437 1463 1464 1491
1499 1500

Labor

Chairman–Harold Moylan

1144 1221 1228 1231 1257 1265 1269 1294 1298
1308 1318 1340 1346 1357 1389 1391 1392 1402
1441 1460

Miscellaneous Subjects

Chairman–J. James Waldron

1078 1089 1104 1160 1175 1180 1181 1184 1186
1192 1197 1210 1218 1246 1262 1289 1297 1328
1363 1365 1366 1368 1371 1375 1376 1388 LR2
LR5 LR17

Public Health and Welfare

Chairman–Thomas Kennedy

1096 1114 1115 1124 1126 1156 1158 1183 1203
1220 1270 1286 1302 1304 1307 1310 1325 1333
1341 1345 1372 1374 1385 1405 1408 1410 1432
1435 1451 1489 1490 1492 1497 1498

Public Works

Chairman–Claire W. Holmquist

1076	1082	1085	1087	1088	1107	1113	1126	1140
1141	1149	1164	1178	1193	1196	1198	1200	1201
1214	1217	1227	1232	1236	1242	1243	1250	1252
1263	1274	1275	1277	1292	1296	1303	1312	1319
1320	1327	1335	1337	1338	1347	1351	1352	1360
1384	1401	1438	1439	1444	1450	1452	1461	1473
1474	1488	1502	1509	LR20				

Revenue

Chairman–Rudolf Kokes

1084	1090	1094	1099	1100	1101	1103	1108	1133
1134	1135	1136	1138	1153	1161	1229	1230	1241
1251	1259	1267	1276	1315	1342	1356	1359	1367
1407	1420	1421	1434	1449	1453	1468	1475	1501

Urban Affairs

Chairman–Harold Simpson

1125	1139	1143	1145	1146	1147	1188	1209	1235
1261	1272	1274	1275	1317	1344	1380	1387	1423
1424	1430	1442	1454					

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SUMMARY OF LEGISLATIVE BILLS

The following table shows the final disposition of each bill

Length 60 days

Total Number of Bills Introduced, 82nd Legislature 1517
Total Number of "A" Bills Introduced, 82nd Legislature 79
Total Number of Carryover Bills, 1st Session 118
Total Number of Carryover "A" Bills, 1st Session 5
Total Number of New Bills, 2nd Session 475
Total Number of New "A" Bills, 2nd Session 44
Total Number of Resolutions Introduced 91
Total Number of Bills to Become Law 364

Approved by the Governor, 358:

66	66A	76	141	196	285	302	311	343
347	373	481	503	537	540	541	542	543
550	556	625	646	656	661	664	674	690
690A	693	710	716	741	741A	760	771	777
781	782	789	790	807	820	837	849	859
866	875	876	884	885	893	895	899	905
905A	907	920	925	928	942	943	983	985
1000	1015	1018	1023	1032	1032A	1033	1036	1036A
1040	1042	1043	1044	1045	1046	1047	1048	1049
1050	1051	1052	1053	1054	1055	1056	1057	1058
1059	1060	1061	1062	1063	1064	1065	1066	1067
1068	1069	1070	1071	1072	1073	1074	1077	1078
1081	1081A	1084	1085	1085A	1086	1089	1093	1095
1096	1098	1100	1103	1112	1114	1114A	1116	1119
1119A	1120	1122	1123	1124	1129	1132	1143	1145
1146	1147	1149	1150	1151	1152	1153	1155	1156
1157	1158	1162	1163	1164	1167	1168	1169	1171
1171A	1173	1174	1176	1177	1178	1180	1180A	1181
1182	1183	1186	1188	1189	1190	1194	1195	1196
1199	1201	1202	1203	1203A	1204	1207	1208	1209
1211	1213	1216	1218	1219	1220	1221	1222	1226
1228	1235	1237	1238	1239	1245	1246	1246A	1248
1249	1250	1253	1255	1256	1257	1261	1262	1264
1266	1268	1269	1270	1272	1273	1274	1275	1277
1278	1279	1279A	1280	1281	1282	1283	1284	1284A
1288	1290	1291	1293	1293A	1295	1296	1296A	1297
1298	1299	1301	1301A	1303	1303A	1304	1305	1306
1309	1310	1311	1314	1318	1320	1325	1328	1328A

1330 1332 1333 1334 1334A 1335 1336 1337 1339
1339A 1340 1342 1343 1345 1347 1351 1353 1354
1357 1358 1359 1360 1361 1362 1367 1370 1374
1375 1382 1385 1387 1389 1389A 1391 1392 1396
1400 1401 1402 1403 1405 1405A 1410 1411 1413
1413A 1414 1423 1426 1428 1429 1430 1433 1433A
1435 1436 1438 1439 1440 1442 1445 1447 1448
1450 1452 1454 1456 1456A 1460 1460A 1463 1465
1466 1467 1471 1472 1474 1476 1481 1485 1487
1489 1489A 1491 1492 1496 1497 1498 1499 1499A
1501 1502 1504 1505 1506 1507 1509 1510 1510A
1511 1512 1512A 1513 1514 1516 1517

Passed Over the Governor's Veto, 3:

1131 1241 1432

Became Law Without Governor's Approval, 3:

1079A 1102 1432A

Returned by the Governor Without Approval, 10:

998 1101 1079 1084A 1087 1217 1285 1302 1315
1377

Failed on Final Reading, 15:

293 304 461 490 611 623 650 719 730
758 864 1087A 1159A 1322 1424

Indefinitely Postponed, 234:

70 117 123 124 127 146 172 236 247
307 330A 345 354 451 511 575 600 610
619 650A 740 758A 761 763 772 786 786A
787 817 821 866A 949 964 978 979 1039
1075 1076 1080 1082 1083 1088 1090 1091 1092
1094 1097 1099 1104 1105 1106 1107 1108 1109
1110 1113 1115 1117 1118 1121 1125 1126 1127
1128 1133 1134 1135 1136 1137 1138 1139 1140
1141 1142 1144 1148 1154 1159 1160 1161 1165
1166 1170 1172 1175 1179 1184 1185 1187 1191
1192 1193 1197 1198 1200 1205 1206 1210 1212
1214 1215 1224A 1224 1225 1227 1229 1230 1231
1232 1233 1234 1236 1240 1242 1243 1244 1247
1251 1252 1254 1258 1259 1260 1263 1265 1267

1271	1271A	1276	1286	1287	1289	1292	1300	1307
1308	1312	1313	1316	1317	1319	1321	1323	1324
1326	1327	1329	1331	1338	1341	1344	1345A	1346
1348	1349	1350	1355	1356	1363	1364	1365	1366
1368	1369	1371	1372	1373	1376	1378	1379	1380
1381	1383	1384	1386	1388	1390	1394	1395	1397
1398	1399	1404	1406	1407	1408	1412	1415	1416
1417	1419	1420	1421	1422	1425	1427	1431	1434
1437	1441	1443	1444	1446	1449	1451	1453	1455
1457	1458	1459	1462	1464	1468	1469	1473	1475
1477	1478	1479	1480	1482	1483	1484	1486	1488
1490	1493	1494	1495	1500	1503	1508	1515	1515A

Withdrawn, 19:

391	439	518A	592	717	774	855	892	1111
1130	1223	1247A	1294	1352	1393	1409	1418	1461
1470								

1802

EIGHTY-SECOND LEGISLATURE
SECOND SESSION
1972

LEGISLATIVE BILL 66 By Carpenter

Jan.	4	Title	47
Feb.	8	Bracketed	610
Feb.	15	Co-introducers added. Introducer withdrawn	721
Feb.	15	Motion. Indefinitely postpone. Motion lost	725
Feb.	15	Laid over	731
Feb.	16	Referred for review	748
Feb.	18	Placed on Select File	784
Feb.	18	Referred for engrossment	813
Feb.	24	Replaced on Select File	856
Feb.	24	Referred for engrossment. Motion. Replaced on Select File	870
Feb.	24	Referred for engrossment	871
Feb.	25	Replaced on Select File	884
Feb.	28	Referred for engrossment	917
Feb.	29	Correctly engrossed	943
Mar.	2	Motion. Replaced on Select File	1000
Mar.	2	Referred for re-engrossment	1011
Mar.	2	Motion. Replaced on Select File	1012
Mar.	2	Referred for re-engrossment. Motion. Motion lost. Motion. Motion lost	1016
Mar.	6	Replaced on Select File	1054
Mar.	7	Referred for re-engrossment	1079
Mar.	9	Correctly re-engrossed	1128
Mar.	10	Request	1190
Mar.	15	Motion. Motion lost. Final Reading	1260
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 66A By Waldo

Mar.	2	Read first time. Placed on General File	1025
Mar.	6	Referred for review	1067
Mar.	8	Placed on Select File	1096
Mar.	9	Referred for engrossment	1142
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1298
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 70 By Carpenter

Jan.	4	Title	47
Jan.	11	Motion. Indefinitely postpone. Motion lost. Referred for review	224
Jan.	13	Replaced on General File. Indefinitely postponed	261

LEGISLATIVE BILL 76 By Carpenter

Jan.	4	Title	70
Jan.	5	Final Reading. Laid over	117
Jan.	6	Bracketed	133
Feb.	18	Unbracketed	813
Feb.	18	Returned to Select File	814
Feb.	18	Referred for re-engrossment	815
Feb.	23	Correctly re-engrossed	838
Feb.	28	Final Reading	915
Feb.	29	Correctly enrolled. President signed	943
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 117 By Waldron

Jan.	4	Title	47
Jan.	13	Request	273
Jan.	18	Motion. Indefinitely postpone. Motion lost	353
Jan.	18	Indefinitely postponed	354

LEGISLATIVE BILL 123 By Whitney, Syas, Hasebroock

Jan.	4	Title	47
Jan.	4	Laid over	109
Feb.	4	Request	580
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 124 By Whitney, Syas, Hasebroock

Jan.	4	Title	48
Jan.	4	Laid over	109
Feb.	2	Indefinitely postponed	546

LEGISLATIVE BILL 127 By Whitney, Syas, Hasebroock

Jan.	4	Title	48
Jan.	4	Read	109
Jan.	5	Bracketed	129

Jan.	11	Bracketed	223
Jan.	20	Bracketed	384
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 141 By Luedtke, Waldron

Jan.	4	Title	48
Jan.	6	Referred for review	138
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	212
Jan.	12	Replaced on Select File	242
Jan.	13	Referred for engrossment	266
Jan.	19	Correctly engrossed	373
Jan.	25	Unbracketed. Final Reading	435
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 146 By Hasebroock, Syas, Luedtke

Jan.	4	Title	48
Jan.	12	Indefinitely postponed	245

LEGISLATIVE BILL 172 By Carpenter

Jan.	4	Title	48
Feb.	7	Bracketed	596
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 196 By Luedtke, Whitney

Jan.	4	Title	49
Jan.	12	Referred for review	246
Jan.	18	Placed on Select File	347
Jan.	19	Referred for engrossment	375
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	438
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 236 By Stahmer

Jan.	4	Title	49
Jan.	14	Bracketed	289
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 247 By Syas, Hasebroock

Jan.	4	Title	49
Jan.	12	Motion. Motion lost. Indefinitely postponed	246

LEGISLATIVE BILL 285 By Maresh

Jan.	4	Title	49
Feb.	4	Referred for review	578
Feb.	8	Placed on Select File	606
Feb.	9	Request. Referred for engrossment	626
Feb.	11	Correctly engrossed	670
Feb.	16	Final Reading	737
Feb.	17	Correctly enrolled. President signed	754
Feb.	18	Presented to Governor	786
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 293 By Carpenter

Jan.	4	Title	70
Jan.	5	Final Reading	117

LEGISLATIVE BILL 302 By Whitney, Syas, Hasebroock

Jan.	4	Title	49
Jan.	12	Laid over	248
Jan.	12	Laid over	253
Jan.	20	Referred for review	387
Jan.	24	Placed on Select File	419
Jan.	25	Referred for engrossment	444
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	510
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 304 By Hasebroock, Syas

Jan.	4	Title	50
Jan.	12	Laid over	253
Jan.	20	Motion. Indefinitely postponed. Motion lost. Referred for review	388
Jan.	24	Placed on Select File	419
Jan.	25	Referred for engrossment	444
Jan.	27	Replaced on Select File	474
Jan.	28	Referred for engrossment	490
Feb.	2	Correctly engrossed	533
Feb.	7	Bracketed	584

Mar. 28 Unbracketed 1597
Mar. 29 Failed on Final Reading 1641

LEGISLATIVE BILL 307 By Maresh

Jan. 4 Title 50
Feb. 4 Request 577
Mar. 2 Request 1024
Apr. 5 Indefinitely postponed 1753

LEGISLATIVE BILL 311 By Stahmer

Jan. 4 Title 50
Jan. 12 Laid over 253
Jan. 21 Referred for review 410
Jan. 25 Placed on Select File 433
Jan. 26 Referred for engrossment 470
Jan. 27 Replaced on Select File 474
Jan. 28 Referred for engrossment 490
Feb. 2 Correctly engrossed 533
Feb. 3 Replaced on Select File. Referred for engrossment 555
Feb. 4 Replaced on Select File 572
Feb. 7 Referred for engrossment 589
Feb. 8 Correctly re-engrossed 609
Feb. 10 Laid over 651
Feb. 14 Final Reading 688
Feb. 15 Correctly enrolled 708
Feb. 15 President signed 709
Feb. 16 Presented to Governor 740
Feb. 22 Approved by Governor 825

LEGISLATIVE BILL 330A By DeCamp

Jan. 4 Title 70
Jan. 5 Replaced on Select File 117
Jan. 5 Indefinitely postponed 124

LEGISLATIVE BILL 343 By Duis

Jan. 4 Title 50
Feb. 7 Referred for review. Co-Introducer added 595
Feb. 9 Placed on Select File 619
Feb. 10 Referred for engrossment 656
Feb. 14 Replaced on Select File 684
Feb. 15 Bracketed 710
Feb. 17 Unbrackted. Referred for engrossment. Replaced on Select File 778

Feb.	17	Referred for engrossment	779
Feb.	18	Replaced on Select File	784
Feb.	18	Referred for engrossment	813
Feb.	23	Replaced on Select File	843
Feb.	24	Referred for engrossment	862
Feb.	25	Replaced on Select File	884
Feb.	28	Referred for engrossment	917
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1001
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	8	Approved by Governor	1119

LEGISLATIVE BILL 345 By Stahmer

Jan.	4	Title	50
Feb.	8	Bracketed	610
Feb.	15	Request	721
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 347 By Elrod

Jan.	4	Title	51
Jan.	12	Laid over	253
Jan.	21	Laid over	411
Feb.	25	Bracketed	894
Mar.	22	Referred for review	1490
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1584
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1683
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 354 By Waldron

Jan.	4	Title	51
Jan.	14	Motion. Refer for review. Motion lost	289
Feb.	4	Motion. Indefinitely postpone. Motion lost. Motion. Refer for review. Motion lost	577
Mar.	2	Laid over	1024
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 373 By Holmquist

Jan.	4	Title	51

Jan.	13	Laid over	277
Jan.	14	Laid over	284
Jan.	17	Request. Laid over	346
Jan.	18	Request renewed. Request withdrawn	353
Feb.	8	Referred for review	612
Feb.	10	Placed on Select File	648
Feb.	11	Referred for engrossment	669
Feb.	15	Correctly engrossed	708
Feb.	17	Final Reading	759
Feb.	18	Correctly enrolled. President signed	786
Feb.	18	Presented to Governor	796
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 391 By Luedtke

Jan.	4	Title	51
Jan.	5	Request	129
Jan.	17	Request. Laid over	346
Jan.	18	Withdrawn	353

LEGISLATIVE BILL 439 By DeCamp

Jan.	4	Title	51
Feb.	8	Request. Laid over	610
Feb.	9	Withdrawn	627

LEGISLATIVE BILL 451 By DeCamp

Jan.	4	Title	51
Feb.	4	Request	577
Mar.	2	Request	1024
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 461 By Syas, Kremer

Jan.	4	Title	52
Jan.	14	Laid over	289
Feb.	3	Laid over	562
Feb.	4	Laid over	577
Mar.	2	Referred for review	1023
Mar.	6	Placed on Select File	1055
Mar.	7	Referred for engrossment	1081
Mar.	8	Replaced on Select File	1094
Mar.	9	Referred for engrossment	1142
Mar.	13	Replaced on Select File	1194
Mar.	14	Referred for engrossment	1247
Mar.	16	Correctly engrossed	1308

Mar.	20	Replaced on Select File. Referred for re-engrossment	1371
Mar.	21	Replaced on Select File	1417
Mar.	21	Co-introducers added. Introducer withdrawn. Referred for re-engrossment	1418
Mar.	22	Replaced on Select File	1448
Mar.	23	Referred for re-engrossment	1521
Mar.	24	Replaced on Select File. Referred for re-engrossment	1547
Mar.	28	Replaced on Select File	1591
Mar.	28	Referred for re-engrossment	1608
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Failed on Final Reading	1685

LEGISLATIVE BILL 481 By Barnett, Simpson

Jan.	4	Title	52
Jan.	13	Referred for review	277
Jan.	19	Placed on Select File	362
Jan.	20	Referred for engrossment	382
Jan.	24	Correctly engrossed	420
Jan.	26	Final Reading	452
Jan.	26	Explanation of vote	459
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 490 By Johnson, Proud

Jan.	4	Title	70
Jan.	5	Replaced on Select File	118
Jan.	5	Motion. Laid over	124
Jan.	6	Referred for re-engrossment	138
Jan.	11	Replaced on Select File	207
Jan.	11	Request. Referred for re-engrossment	223
Jan.	13	Correctly re-engrossed	276
Jan.	17	Request	320
Jan.	20	Laid over	381
Jan.	20	Request. Replaced on Select File	386
Jan.	20	Referred for re-engrossment	387
Jan.	21	Replaced on Select File	399
Jan.	24	Referred for re-engrossment	420
Jan.	25	Correctly re-engrossed	434
Jan.	28	Failed on Final Reading	487

LEGISLATIVE BILL 503 By Whitney, Hasebroock, Syas

Jan.	4	Title	52
Jan.	21	Referred for review	411
Jan.	25	Placed on Select File	434
Jan.	26	Referred for engrossment	470
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	512
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 511 By Snyder

Jan.	4	Title	52
Jan.	12	Co-introducer added. Introducer withdrawn	255
Jan.	13	Indefinitely postponed	276

LEGISLATIVE BILL 518A By Waldron

Jan.	4	Title	70
Jan.	5	Request. Laid over	118
Jan.	6	Request renewed. Withdrawn	134

LEGISLATIVE BILL 537 By Burbach, Kremer, Kokes, Wiltse, Johnson, Kennedy, Syas

Jan.	4	Title	52
Jan.	10	Referred for review	193
Jan.	12	Placed on Select File	242
Jan.	13	Referred for engrossment	267
Jan.	19	Correctly engrossed	373
Jan.	21	Final Reading	405
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 540 By Burbach, Kremer, Kokes, Wiltse, Johnson, Kennedy, Syas

Jan.	4	Title	53
Jan.	10	Laid over. Referred for review	194
Jan.	12	Placed on Select File	242
Jan.	13	Referred for engrossment	267
Jan.	19	Correctly engrossed	373

Jan.	21	Final Reading	405
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 541 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore, Syas

Jan.	4	Title	53
Jan.	10	Referred for review	194
Jan.	12	Placed on Select File	243
Jan.	13	Referred for engrossment	267
Jan.	19	Correctly engrossed	373
Jan.	21	Final Reading	406
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 542 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore

Jan.	4	Title	53
Jan.	11	Referred for review	219
Jan.	13	Placed on Select File	275
Jan.	14	Referred for engrossment	284
Jan.	19	Replaced on Select File	361
Jan.	20	Referred for engrossment	382
Jan.	24	Replaced on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	26	Correctly engrossed	450
Jan.	31	Motion. Motion lost. Final Reading	508
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 543 By Burbach, Kremer, Kokes, Wiltse, Johnson, Nore, Kennedy

Jan.	4	Title	53
Jan.	11	Referred for review	219
Jan.	17	Placed on Select File	308
Jan.	18	Laid over. Request	353
Jan.	18	Referred for engrossment	354
Jan.	21	Replaced on Select File	399
Jan.	24	Referred for engrossment	420
Jan.	25	Correctly engrossed	434

Jan.	26	Motion. Motion lost	464
Jan.	28	Final Reading	488
Jan.	31	Correctly enrolled. President signed	507
Feb.	2	Presented to Governor	532
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 550 By Ziebarth

Jan.	4	Title	54
Feb.	2	Referred for review	549
Feb.	4	Placed on Select File	573
Feb.	7	Referred for engrossment	590
Feb.	9	Correctly engrossed	637
Feb.	14	Final Reading	685
Feb.	15	Explanation of vote. Correctly enrolled	708
Feb.	15	President signed	709
Feb.	16	Presented to Governor	740
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 556 By Marvel

Jan.	4	Title	71
Jan.	5	Final Reading	118
Jan.	6	Correctly enrolled. President signed	133
Jan.	7	Presented to Governor	158
Jan.	13	Approved by Governor	272

LEGISLATIVE BILL 575 By Syas

Jan.	4	Title	54
Jan.	21	Laid over	411
Jan.	24	Laid over	420
Feb.	8	Indefinitely postponed	613

LEGISLATIVE BILL 592 By Klaver, Carpenter

Jan.	4	Title	54
Jan.	21	Laid over	411
Jan.	24	Laid over	421
Feb.	28	Laid over	923
Feb.	29	Request. Laid over	962
Mar.	1	Request renewed. Withdrawn	975

LEGISLATIVE BILL 600 By Kremer

Jan.	4	Title	69

Jan.	4	Correctly re-engrossed	105
Jan.	7	Bracketed	158
Jan.	17	Request	320
Jan.	24	Bracketed	419
Jan.	31	Replaced on Select File. Bracketed	509
Feb.	3	Unbracketed. Indefinitely postponed	556

LEGISLATIVE BILL 610 By Syas, Hasebroock

Jan.	4	Title	54
Jan.	21	Laid over	411
Jan.	24	Laid over	421
Feb.	28	Indefinitely postponed	922

LEGISLATIVE BILL 611 By Syas, Hasebroock

Jan.	4	Title	54
Jan.	21	Laid over	411
Jan.	24	Motion. Indefinitely postpone. Motion lost. Referred for review	421
Jan.	26	Placed on Select File	450
Jan.	27	Referred for engrossment	478
Jan.	31	Correctly engrossed	507
Feb.	7	Failed on Final Reading	585

LEGISLATIVE BILL 619 By Kremer, Syas

Jan.	4	Title	55
Jan.	14	Referred for review	285
Jan.	19	Placed on Select File	364
Jan.	20	Referred for engrossment	383
Jan.	20	Bracketed	385
Jan.	26	Bracketed	464
Feb.	28	Unbracketed. Request. Laid over	918
Feb.	29	Request renewed. Request lost. Introducer withdrawn. Request	952
Mar.	15	Correctly engrossed	1258
Mar.	20	Replaced on Select File	1362
Mar.	20	Indefinitely postponed	1369

LEGISLATIVE BILL 623 By Syas, Hasebroock

Jan.	4	Title	55
Jan.	21	Referred for review	412
Jan.	25	Placed on Select File	434
Jan.	26	Referred for engrossment	470

Jan.	27	Correctly engrossed	474
Jan.	31	Failed on Final Reading	513

LEGISLATIVE BILL 625 By Swanson, Luedtke

Jan.	4	Title	55
Jan.	13	Referred for review	277
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	382
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	439
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 646 By Luedtke

Jan.	4	Title	55
Jan.	7	Referred for review	160
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	400
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 650 By Luedtke, Kokes, Ziebarth

Jan.	4	Title	68
Jan.	5	Laid over	124
Jan.	10	Bracketed	191
Jan.	17	Motion	340
Jan.	18	Request	353
Jan.	18	Motion renewed. Replaced on General File	355
Jan.	20	Bracketed	387
Jan.	26	Unbracketed. Laid over	470
Jan.	28	Request. Motion. Refer for review. Motion lost	498
Feb.	7	Motion. Indefinitely postpone. Motion lost. Referred for review	594
Feb.	9	Placed on Select File	619
Feb.	10	Referred for engrossment	655
Feb.	14	Replaced on Select File	684
Feb.	15	Bracketed	710
Mar.	23	Referred for engrossment. Replaced on Select File. Referred for engrossment	1528

Mar.	28	Replaced on Select File	1593
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Failed on Final Reading	1686

LEGISLATIVE BILL 650A By Carpenter

Feb.	18	Read first time. Placed on General File	797
Feb.	24	Referred for review	866
Mar.	24	Placed on Select File	1569
Mar.	24	Referred for engrossment	1575
Mar.	28	Replaced on Select File	1595
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Laid over	1687
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 656 By Whitney, Hasebroock, Syas

Jan.	4	Title	55
Jan.	11	Request	217
Jan.	11	Referred for review	223
Jan.	12	Placed on Select File	270
Jan.	14	Referred for engrossment	284
Jan.	19	Correctly engrossed	373
Jan.	25	Request	435
Jan.	25	Final Reading	437
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 661 By Wallwey, Carstens

Jan.	4	Title	68
Jan.	5	Co-introducer added. Bracketed	124
Jan.	13	Unbracketed. Referred for engrossment. Replaced on Select File. Referred for re-engrossment	267
Jan.	13	Replaced on Select File. Request. Referred for re-engrossment	268
Jan.	20	Replaced on Select File	391
Jan.	21	Referred for re-engrossment	409
Jan.	25	Motion. Motion lost	445
Jan.	26	Replaced on Select File	460
Jan.	27	Referred for re-engrossment	478
Jan.	27	Motions. Motions lost	480
Jan.	28	Correctly re-engrossed	490
Feb.	3	Final Reading	553

Feb.	4	Correctly enrolled	572
Feb.	4	President signed	574
Feb.	4	Presented to Governor	581
Feb.	8	Approved by Governor	605

LEGISLATIVE BILL 664 By Ziebarth

Jan.	4	Title	56
Feb.	3	Referred for review	562
Feb.	7	Placed on Select File	585
Feb.	8	Referred for engrossment	609
Feb.	9	Correctly engrossed	637
Feb.	14	Final Reading	686
Feb.	15	Explanation of vote. Correctly enrolled	708
Feb.	15	President signed	709
Feb.	16	Presented to Governor	740
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 674 By Barnett, Warner

Jan.	4	Title	56
Jan.	13	Request	276
Feb.	8	Referred for review	612
Feb.	10	Placed on Select File	648
Feb.	11	Laid over	669
Feb.	14	Referred for engrossment	699
Feb.	16	Replaced on Select File	740
Feb.	17	Referred for engrossment	776
Feb.	18	Correctly engrossed	785
Feb.	23	Replaced on Select File	837
Feb.	23	Referred for re-engrossment	838
Feb.	24	Replaced on Select File	856
Feb.	25	Referred for re-engrossment	892
Feb.	29	Correctly re-engrossed	943
Mar.	2	Final Reading	1000
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 690 By Ziebarth, Simpson

Jan.	4	Title	56
Feb.	4	Referred for review	579
Feb.	8	Placed on Select File	607
Feb.	9	Laid over	626
Feb.	10	Laid over	655

Feb.	10	Laid over	656
Feb.	14	Referred for engrossment	699
Feb.	16	Replaced on Select File	740
Feb.	17	Referred for engrossment. Replaced on Select File. Referred for engrossment	776
Feb.	18	Replaced on Select File	818
Feb.	18	Referred for engrossment	819
Feb.	22	Replaced on Select File	820
Feb.	23	Referred for engrossment	838
Feb.	24	Replaced on Select File	856
Feb.	25	Referred for engrossment	892
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1002
Mar.	2	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	8	Approved by Governor	1119

LEGISLATIVE BILL 690A By Ziebarth

Feb.	18	Read first time	819
Feb.	24	Referred for review	866
Feb.	28	Placed on Select File	913
Feb.	29	Referred for engrossment	950
Mar.	1	Correctly engrossed	971
Mar.	3	Final Reading	1039
Mar.	6	Correctly enrolled. President signed	1058
Mar.	7	Presented to Governor	1074
Mar.	13	Approved by Governor	1229

LEGISLATIVE BILL 693 By Warner

Jan.	4	Title	56
Jan.	7	Referred for review	160
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	401
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 710 By Waldron

Jan.	4	Title	56
Jan.	7	Referred for review	159

Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	13	Replaced on Select File	270
Jan.	14	Referred for engrossment	284
Jan.	19	Correctly engrossed	373
Jan.	21	Final Reading	407
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 716 By Kremer, Hasebroock

Jan.	4	Title	56
Jan.	12	Motion. Indefinitely postpone. Motion lost. Referred for review	255
Jan.	19	Placed on Select File	361
Jan.	20	Referred for engrossment	382
Jan.	24	Replaced on Select File	418
Jan.	25	Bracketed	444
Feb.	3	Unbracketed. Referred for engrossment. Replaced on Select File. Referred for engrossment	556
Feb.	4	Replaced on Select File	573
Feb.	7	Referred for engrossment	590
Feb.	9	Correctly engrossed	637
Feb.	14	Final Reading	687
Feb.	15	Explanation of vote. Correctly enrolled	708
Feb.	15	President signed	709
Feb.	16	Presented to Governor	740
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 717 By Kremer

Jan.	4	Title	57
Jan.	27	Request. Laid over	479
Jan.	28	Request renewed	487
Jan.	31	Withdrawn	522

LEGISLATIVE BILL 719 By Kremer, Hasebroock

Jan.	4	Title	57
Jan.	12	Motion. Indefinitely postpone. Motion lost. Referred for review	256
Jan.	19	Placed on Select File	362
Jan.	20	Referred for engrossment	382
Jan.	25	Correctly engrossed	434

Jan.	26	Replaced on Select File	461
Jan.	26	Bracketed	469
Feb.	3	Unbracketed. Referred for re-engrossment	556
Feb.	4	Replaced on Select File	573
Feb.	7	Referred for re-engrossment	590
Feb.	8	Correctly re-engrossed	609
Feb.	10	Failed on Final Reading	651
Feb.	14	Motion. Motion lost	690

LEGISLATIVE BILL 730 By Whitney

Jan.	4	Title	57
Jan.	28	Referred for review	499
Feb.	2	Placed on Select File	532
Feb.	3	Referred for engrossment	555
Feb.	4	Correctly engrossed	572
Feb.	7	Motion. Motion lost	590
Feb.	9	Bracketed	622
Mar.	23	Replaced on Select File	1523
Mar.	23	Referred for re-engrossment. Co-introducers added	1524
Mar.	28	Replaced on Select File	1592
Mar.	28	Referred for re-engrossment	1608
Mar.	28	Returned to Select File	1610
Mar.	28	Referred for re-engrossment	1611
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Final Reading	1689

LEGISLATIVE BILL 740 By Stahmer

Jan.	4	Title	57
Feb.	8	Bracketed	610
Feb.	15	Request	721
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 741 By Stahmer

Jan.	4	Title	71
Jan.	5	Laid over	119
Jan.	10	Unbracketed. Returned to Committee	189
Jan.	12	Notice of hearing	256
Jan.	27	Placed on General File	473
Feb.	22	Request	822
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	939
Mar.	1	Referred for engrossment	973

Mar.	2	Replaced on Select File	992
Mar.	3	Referred for re-engrossment	1035
Mar.	7	Correctly re-engrossed	1074
Mar.	8	Request	1110
Mar.	13	Final reading	1198
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	21	Approved by Governor	1523

LEGISLATIVE BILL 741A By Stahmer

Jan.	4	Title	71
Jan.	5	Laid over	119
Jan.	10	Unbracketed. Returned to Committee	189
Feb.	11	Placed on General File	667
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	2	Replaced on Select File	992
Mar.	3	Referred for re-engrossment	1035
Mar.	7	Correctly re-engrossed	1074
Mar.	8	Request	1110
Mar.	9	Replaced on Select File. Referred for re-engrossment. Request	1159
Mar.	13	Replaced on Select File	1194
Mar.	14	Referred for re-engrossment	1247
Mar.	16	Correctly re-engrossed	1308
Mar.	21	Final reading	1405
Mar.	21	Correctly enrolled. President signed	1420
Mar.	21	Presented to Governor	1421
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 758 By Ziebarth, Stull, Hasebroock

Jan.	4	Title	58
Feb.	8	Bracketed	610
Feb.	24	Bracketed	876
Feb.	29	Referred for review. Co-introducer added	952
Mar.	3	Placed on Select File	1029
Mar.	6	Referred for engrossment	1057
Mar.	10	Replaced on Select File	1160
Mar.	13	Referred for engrossment	1211
Mar.	15	Correctly engrossed	1275
Mar.	20	Failed on Final Reading	1362

LEGISLATIVE BILL 758A By Ziebarth

Feb.	4	Read first time	582
Feb.	24	Bracketed	876
Feb.	29	Laid over	957
Mar.	1	Bracketed	978
Mar.	8	Unbracketed	1110
Mar.	8	Co-introducer added. Motion. Motion lost	1115
Mar.	9	Motion. Refer for review. Motion lost	1152
Mar.	10	Laid over	1170
Mar.	15	Laid over	1287
Mar.	20	Indefinitely postponed	1381

LEGISLATIVE BILL 760 By Marvel

Jan.	4	Title	58
Jan.	7	Laid over	163
Feb.	2	Referred for review	549
Feb.	4	Placed on Select File	573
Feb.	7	Referred for engrossment	590
Feb.	8	Correctly engrossed	609
Feb.	10	Final reading	651
Feb.	11	Correctly enrolled. President signed	670
Feb.	11	Presented to Governor	684
Feb.	17	Approved by Governor	755

LEGISLATIVE BILL 761 By Whitney, Syas, Hasebroock

Jan.	4	Title	58
Jan.	21	Motion. Motion lost	415
Jan.	24	Indefinitely postponed	421

LEGISLATIVE BILL 763 By Carpenter, Syas, Savage

Jan.	4	Title	58
Jan.	24	Laid over	421
Feb.	7	Laid over. Request. Laid over	595
Feb.	8	Bracketed	610
Feb.	15	Bracketed	721
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 771 By Proud, Johnson

Jan.	4	Title	58
Jan.	13	Referred for review	277

Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	382
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	452
Jan.	26	Explanation of vote	459
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 772 By Carpenter

Jan.	4	Title	58
Jan.	11	Laid over	226
Feb.	2	Request. Indefinitely postponed. Laid over	549
Feb.	7	Request withdrawn. Co-introducer added. Introducer withdrawn	594
Feb.	28	Bracketed	922
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 774 By Carpenter

Jan.	4	Title	59
Jan.	20	Request. Laid over	382
Jan.	24	Request renewed. Withdrawn	425

LEGISLATIVE BILL 777 By Schmit, Epke, Waldo

Jan.	4	Title	59
Jan.	14	Laid over	288
Jan.	20	Referred for review	385
Jan.	24	Placed on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	28	Correctly engrossed	490
Feb.	3	Replaced on Select File	554
Feb.	3	Referred for re-engrossment	555
Feb.	3	Replaced on Select File	556
Feb.	3	Referred for re-engrossment	557
Feb.	4	Replaced on Select File	572
Feb.	7	Referred for re-engrossment	589
Feb.	8	Correctly re-engrossed	609
Feb.	10	Final reading	652
Feb.	11	Correctly enrolled. President signed	670
Feb.	11	Presented to Governor	684
Feb.	17	Approved by Governor	754

LEGISLATIVE BILL 781 By Waldron

Jan.	4	Title	59
Jan.	14	Referred for review	285
Jan.	19	Placed on Select File	364
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	453
Jan.	26	Explanation of vote	459
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 782 By Swanson

Jan.	4	Title	59
Jan.	14	Laid over	285
Feb.	3	Laid over	562
Mar.	2	Referred for review	1021
Mar.	6	Placed on Select File	1054
Mar.	7	Referred for engrossment	1079
Mar.	13	Correctly engrossed	1212
Mar.	16	Final reading	1299
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 786 By Snyder

Jan.	4	Title	59
Jan.	5	Request	129
Jan.	6	Bracketed	141
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 786A Snyder

Jan.	4	Title	59
Jan.	5	Laid over. Request	129
Jan.	6	Bracketed	141
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 787 By Snyder

Jan.	4	Title	60

Jan.	6	Bracketed	141
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 789 By Swanson

Jan.	4	Title	60
Jan.	14	Referred for review	284
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	454
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 790 By Swanson

Jan.	4	Title	60
Jan.	7	Referred for review	160
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	19	Replaced on Select File. Referred for engrossment	375
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	454
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	4	Approved by Governor	569

LEGISLATIVE BILL 807 By Schmit, Waldo, Kremer

Jan.	4	Title	60
Jan.	14	Referred for review	288
Jan.	19	Placed on Select File	364
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	455
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 817 By Waldron

Jan.	4	Title	60

Jan.	7	Laid over	160
Jan.	11	Laid over	226
Feb.	2	Referred for review	548
Feb.	4	Placed on Select File	573
Feb.	7	Laid over	590
Feb.	8	Laid over	609
Feb.	9	Laid over	625
Feb.	10	Laid over	655
Feb.	11	Laid over	669
Feb.	14	Bracketed	700
Feb.	15	Indefinitely postponed	710

LEGISLATIVE BILL 820 By Waldron

Jan.	4	Title	60
Feb.	4	Referred for review	578
Feb.	8	Placed on Select File	606
Feb.	9	Laid over	625
Feb.	14	Motion. Motion lost. Laid over	699
Mar.	21	Unbracketed. Referred for engrossment	1416
Mar.	22	Replaced on Select File	1485
Mar.	23	Referred for engrossment	1521
Mar.	28	Correctly engrossed	1631
Apr.	5	Final reading	1690
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 821 By Carpenter

Jan.	4	Title	60
Jan.	13	Indefinitely postponed	276

LEGISLATIVE BILL 837 By Warner

Jan.	4	Title	61
Jan.	24	Referred for review	424
Jan.	26	Placed on Select File	450
Jan.	27	Referred for engrossment	478
Jan.	31	Correctly engrossed	507
Feb.	7	Final reading	587
Feb.	8	Correctly enrolled	609
Feb.	8	President signed	610
Feb.	9	Presented to Governor	637
Feb.	15	Approved by Governor	711

LEGISLATIVE BILL 849 By Johnson, Warner

Jan.	4	Title	61
Jan.	7	Motion. Refer for review. Motion lost	159
Feb.	2	Motion. Indefinitely postpone. Motion lost. Motion. Refer for review. Motion lost	547
Feb.	18	Referred for review	810
Feb.	23	Placed on Select File	834
Feb.	24	Referred for engrossment	861
Feb.	28	Correctly engrossed	913
Mar.	2	Final reading	997
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 855 By Waldo, Stull, Wiltse

Jan.	4	Title	61
Jan.	5	Request	129
Feb.	8	Request. Laid over	610
Feb.	9	Request renewed. Withdrawn	627

LEGISLATIVE BILL 859 By Luedtke

Jan.	4	Title	61
Jan.	14	Referred for review	285
Jan.	19	Placed on Select File	364
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final reading	456
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 864 By Waldron

Jan.	4	Title	61
Jan.	5	Laid over	129
Jan.	7	Laid over	159
Feb.	24	Motion. Refer for review. Motion lost	877
Feb.	28	Referred for review	922
Mar.	1	Placed on Select File	970
Mar.	2	Laid over	1010
Mar.	2	Referred for engrossment	1011
Mar.	6	Replaced on Select File	1054
Mar.	7	Referred for engrossment	1079

Mar.	10	Replaced on Select File	1161
Mar.	13	Referred for engrossment	1211
Mar.	14	Correctly engrossed	1234
Mar.	17	Motion. Motion lost. Laid over	1330
Mar.	20	Failed on Final Reading	1362

LEGISLATIVE BILL 866 By Ziebarth, Snyder, Marvel

Jan.	4	Title	69
Jan.	5	Bracketed	124
Mar.	24	Unbracketed. Referred for re-engrossment. Replaced on Select File	1548
Mar.	24	Referred for re-engrossment. Replaced on Select File	1552
Mar.	24	Referred for re-engrossment. Request. Replaced on Select File. Referred for re-engrossment	1553
Mar.	28	Replaced on Select File	1594
Mar.	28	Referred for re-engrossment	1608
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Final Reading	1691
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	10	Approved by Governor	1762

LEGISLATIVE BILL 866A By Ziebarth, Snyder, Marvel

Jan.	4	Title	69
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 875 By Proud

Jan.	4	Title	61
Jan.	14	Referred for review	284
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final Reading	457
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 876 By Proud

Jan.	4	Title	62
Jan.	7	Referred for review	160

Jan.	11	Placed on Select File	209
Jan.	12	Referred for engrossment	244
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	401
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 884 By Proud, Luedtke

Jan.	4	Title	62
Jan.	7	Laid over	160
Jan.	11	Bracketed	226
Jan.	20	Referred for review	384
Jan.	24	Placed on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	514
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 885 By Proud, Luedtke

Jan.	4	Title	62
Jan.	14	Referred for review	285
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Final Reading	457
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Approved by Governor	529

LEGISLATIVE BILL 892 By Schmit

Jan.	4	Title	62
Jan.	12	Request. Laid over	255
Jan.	13	Withdrawn	278

LEGISLATIVE BILL 893 By Schmit

Jan.	4	Title	62
Jan.	7	Request	161
Feb.	8	Laid over	610
Feb.	18	Referred for review	811

Feb.	23	Placed on Select File	835
Feb.	24	Referred for engrossment	862
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	943
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 895 By DeCamp

Jan.	4	Title	62
Feb.	7	Co-introducer added. Referred for review	595
Feb.	9	Placed on Select File	620
Feb.	10	Referred for engrossment	656
Feb.	14	Replaced on Select File	684
Feb.	15	Laid over	710
Feb.	18	Referred for engrossment	793
Feb.	22	Correctly engrossed	827
Feb.	24	Final Reading	859
Feb.	25	Correctly enrolled. Speaker signed	898
Feb.	28	Presented to Governor	913
Mar.	2	Approved by Governor	1015

LEGISLATIVE BILL 899 By DeCamp

Jan.	4	Title	63
Jan.	7	Laid over	160
Jan.	11	Motion. Motion lost. Bracketed	226
Jan.	12	Referred for review	254
Jan.	18	Placed on Select File	348
Jan.	19	Referred for engrossment	376
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	440
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 905 By Schmit

Jan.	4	Title	63
Feb.	4	Referred for review	578
Feb.	8	Placed on Select File	607
Feb.	9	Referred for engrossment	626
Feb.	11	Correctly engrossed	670

Feb.	16	Final Reading	738
Feb.	17	Correctly enrolled. President signed	754
Feb.	18	Presented to Governor	786
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 905A By Schmit

Feb.	11	Read first time. Placed on General File	679
Feb.	24	Referred for review	866
Feb.	25	Placed on Select File	886
Feb.	28	Referred for engrossment	918
Mar.	6	Replaced on Select File	1053
Mar.	7	Referred for engrossment	1078
Mar.	7	Replaced on Select File. Referred for engrossment	1081
Mar.	8	Replaced on Select File	1095
Mar.	9	Referred for engrossment	1142
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1300
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 907 By Warner

Jan.	4	Title	63
Jan.	7	Referred for review	160
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	402
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 920 By Skarda

Jan.	4	Title	62
Jan.	7	Laid over	159
Jan.	11	Bracketed	223
Mar.	22	Request. Laid over	1464
Mar.	22	Referred for review	1491
Mar.	23	Request withdrawn	1535
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1584
Mar.	28	Correctly engrossed	1631

Apr.	5	Final Reading	1692
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 925 By Waldron

Jan.	4	Title	63
Jan.	13	Referred for review	277
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	382
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	441
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 928 By Simpson

Jan.	4	Title	63
Jan.	11	Bracketed	223
Feb.	25	Unbracketed	904
Feb.	25	Motion. Motion lost	905
Feb.	28	Motion. Motion lost	929
Mar.	22	Referred for review	1488
Mar.	24	Placed on Select File	1572
Mar.	24	Referred for engrossment	1583
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1643
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	4	Approved by Governor	1761

LEGISLATIVE BILL 942 By Johnson, Ziebarth

Jan.	4	Title	63
Jan.	14	Referred for review	284
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	441
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 943 By Johnson, Ziebarth

Jan.	4	Title	64
Jan.	14	Referred for review	284
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	442
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 949 By DeCamp

Jan.	4	Title	64
Jan.	5	Laid over	129
Jan.	7	Bracketed	159
Mar.	22	Referred for review	1489
Mar.	24	Placed on Select File	1572
Mar.	24	Referred for engrossment	1583
Mar.	28	Correctly engrossed	1631
Apr.	5	Laid over	1692
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 964 By Simpson

Jan.	4	Title	64
Jan.	7	Laid over	159
Jan.	11	Request	223
Feb.	8	Indefinitely postponed	611

LEGISLATIVE BILL 978 By Snyder

Jan.	4	Title	64
Jan.	24	Indefinitely postponed	424

LEGISLATIVE BILL 979 By Syas

Jan.	4	Title	64
Jan.	24	Motion. Indefinitely postpone. Motion lost. Referred for review	424
Jan.	25	Motion. Reconsidered	447
Jan.	26	Indefinitely postponed	471

LEGISLATIVE BILL 983 By Proud, Luedtke

Jan.	4	Title	65

Jan.	7	Referred for review	160
Jan.	11	Placed on Select File	209
Jan.	12	Referred for engrossment	244
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	403
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 985 By Schmit, Warner

Jan.	4	Title	65
Jan.	7	Referred for review	161
Jan.	11	Placed on Select File	209
Jan.	12	Referred for engrossment	245
Jan.	13	Replaced on Select File	274
Jan.	14	Referred for engrossment	284
Jan.	19	Correctly engrossed	373
Jan.	21	Final Reading	407
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 998 By Elrod

Jan.	4	Title	65
Jan.	12	Motion. Indefinitely postpone. Motion lost. Referred for review	254
Jan.	19	Placed on Select File	361
Jan.	20	Referred for engrossment	382
Jan.	24	Correctly engrossed	420
Jan.	26	Final Reading	458
Jan.	27	Correctly enrolled. President signed	480
Jan.	28	Presented to Governor	489
Feb.	2	Returned by Governor without approval	530
Feb.	2	Motion. Laid over	543
Feb.	9	Motion renewed. Motion lost	626

LEGISLATIVE BILL 1000 By Stahmer

Jan.	4	Title	71
Jan.	5	Laid over	119
Jan.	26	Replaced on Select File	461
Jan.	26	Laid over	470
Jan.	27	Referred for re-engrossment	478
Feb.	2	Bracketed	539
Mar.	14	Unbracketed. Replaced on Select File	1250

Mar.	14	Referred for re-engrossment	1251
Mar.	16	Replaced on Select File	1291
Mar.	17	Referred for re-engrossment	1340
Mar.	21	Correctly re-engrossed	1420
Mar.	23	Final Reading	1509
Mar.	23	Correctly enrolled. President signed	1524
Mar.	23	Presented to Governor	1528
Mar.	29	Approved by Governor	1657
Apr.	5	Correctional letter	1679

LEGISLATIVE BILL 1015 By Education Committee

Jan.	4	Title	65
Jan.	12	Laid over	256
Feb.	3	Referred for review	562
Feb.	7	Placed on Select File	585
Feb.	8	Referred for engrossment	609
Feb.	9	Correctly engrossed	637
Feb.	14	Final Reading	687
Feb.	15	Explanation of vote. Correctly enrolled	708
Feb.	15	President signed	709
Feb.	16	Presented to Governor	740
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 1018 By Government, Military and Veterans Affairs Committee

Jan.	4	Title	65
Jan.	13	Referred for review	277
Jan.	19	Placed on Select File	363
Jan.	20	Referred for engrossment	383
Jan.	24	Correctly engrossed	420
Jan.	26	Bracketed	459
Jan.	31	Laid over	509
Feb.	2	Replaced on Select File. Referred for re-engrossment	539
Feb.	4	Replaced on Select File	572
Feb.	7	Referred for re-engrossment	589
Feb.	8	Correctly re-engrossed	609
Feb.	10	Final Reading	653
Feb.	11	Correctly enrolled. President signed	670
Feb.	11	Presented to Governor	684
Feb.	17	Approved by Governor	754

LEGISLATIVE BILL 1023 By Constitutional Revision Committee

Jan.	4	Title	66

Jan. 31	Motion. Refer for review. Motion lost	520
Feb. 2	Referred for review	546
Feb. 4	Placed on Select File	573
Feb. 7	Referred for engrossment	590
Feb. 9	Replaced on Select File	618
Feb. 10	Referred for engrossment	655
Feb. 14	Correctly engrossed	690
Feb. 17	Final Reading	755
Feb. 18	Correctly enrolled. President signed	786
Feb. 18	Presented to Governor	796
Feb. 22	Approved by Governor	825

LEGISLATIVE BILL 1032 By Judiciary Committee

Jan. 4	Title	66
Jan. 5	Returned to Committee	127
Jan. 11	Notice of hearing	221
Feb. 16	Replaced on General File	751
Mar. 6	Referred for review	1059
Mar. 8	Request	1110
Mar. 10	Placed on Select File	1181
Mar. 13	Laid over	1209
Mar. 14	Referred for engrossment. Motion. Motion lost	1245
Mar. 14	Replaced on Select File	1253
Mar. 14	Referred for engrossment. Replaced on Select File	1254
Mar. 14	Referred for engrossment	1255
Mar. 21	Replaced on Select File	1421
Mar. 21	Referred for engrossment	1423
Mar. 22	Correctly engrossed	1478
Mar. 28	Motion. Motion lost. Final Reading	1598
Mar. 28	Correctly enrolled	1623
Mar. 28	Speaker signed	1624
Mar. 28	Presented to Governor	1631
Apr. 5	Approved by Governor	1678

LEGISLATIVE BILL 1032A By Judiciary Committee

Mar. 21	Read first time. Placed on General File	1422
Mar. 21	Referred for review	1429
Mar. 23	Placed on Select File	1496
Mar. 23	Referred for engrossment	1526
Mar. 24	Correctly engrossed	1585
Mar. 29	Final Reading	1644
Mar. 29	Correctly enrolled. Speaker signed	1657
Mar. 29	Presented to Governor	1661
Apr. 5	Approved by Governor	1678

LEGISLATIVE BILL 1033 By Miscellaneous Subjects Committee

Jan.	4	Title	67
Jan.	5	Referred for review	129
Jan.	7	Placed on Select File	158
Jan.	10	Referred for engrossment	189
Jan.	12	Correctly engrossed	257
Jan.	17	Final Reading	320
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1036 By Agriculture and Recreation Committee

Jan.	4	Title	67
Jan.	28	Referred for review	498
Feb.	2	Placed on Select File	532
Feb.	3	Referred for engrossment	555
Feb.	4	Correctly engrossed	572
Feb.	9	Final Reading	622
Feb.	10	Correctly enrolled. President signed	654
Feb.	11	Presented to Governor	671
Feb.	15	Approved by Governor	711

LEGISLATIVE BILL 1036A By Schmit

Feb.	3	Read first time. Placed on General File	555
Feb.	11	Laid over	676
Feb.	18	Referred for review	809
Feb.	23	Placed on Select File	833
Feb.	24	Referred for engrossment	861
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	944
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1039 By Government, Military and Veterans Affairs Committee

Jan.	4	Title	67
Jan.	5	Indefinitely postponed	129

LEGISLATIVE BILL 1040 By Public Health and Welfare Committee

Jan.	4	Title	67
Feb.	4	Referred for review	580

Feb.	8	Placed on Select File	608
Feb.	9	Referred for engrossment	626
Feb.	11	Correctly engrossed	670
Feb.	16	Bracketed	738
Feb.	17	Unbracketed. Final Reading	762
Feb.	18	Correctly enrolled. President signed	786
Feb.	18	Presented to Governor	796
Feb.	23	Approved by Governor	844

LEGISLATIVE BILL 1042 By Elrod, Wiltse

Jan.	4	Title	68
Feb.	8	Referred for review	610
Feb.	10	Placed on Select File	648
Feb.	11	Referred for engrossment	669
Feb.	14	Correctly engrossed	690
Feb.	17	Final Reading	758
Feb.	18	Correctly enrolled. President signed	786
Feb.	18	Presented to Governor	796
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 1043 By Swanson

Jan.	4	Read first time	88
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	212
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	291
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1044 By Swanson

Jan.	4	Read first time	88
Jan.	4	Placed on General Fiile	104
Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	212
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	292
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1045 By Swanson

Jan.	4	Read first time	88
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final reading	292
Jan.	14	Explanation of vote	306
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1046 By Swanson

Jan.	4	Read first time	89
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	293
Jan.	14	Explanation of vote	306
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1047 By Swanson

Jan.	4	Read first time	89
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	294
Jan.	14	Explanation of vote	306
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1048 By Swanson

Jan.	4	Read first time	89
Jan.	4	Placed on General File	104

Jan.	6	Referred for review	140
Jan.	10	Placed on Select File	167
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	294
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1049 By Swanson

Jan.	4	Read first time	89
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Replaced on Select File	242
Jan.	13	Referred for engrossment	266
Jan.	18	Correctly engrossed	348
Jan.	21	Final Reading	404
Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 1050 By Swanson

Jan.	4	Read first time	89
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	295
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1051 By Swanson

Jan.	4	Read first time	90
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	296

Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1052 By Swanson

Jan.	4	Read first time	90
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	296
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1053 By Swanson

Jan.	4	Read first time	90
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	297
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1054 By Swanson

Jan.	4	Read first time	90
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	298
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1055 By Swanson

Jan.	4	Read first time	90
Jan.	4	Placed on General File	104

Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	299
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1056 By Swanson

Jan.	4	Read first time	91
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	299
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1057 By Swanson

Jan.	4	Read first time	91
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	213
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	300
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1058 By Swanson

Jan.	4	Read first time	91
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	214
Jan.	12	Replaced on Select File	242
Jan.	13	Referred for engrossment	266
Jan.	19	Correctly engrossed	373
Jan.	21	Final Reading	408

Jan.	24	Correctly enrolled. President signed	420
Jan.	25	Presented to Governor	434
Jan.	28	Approved by Governor	486

LEGISLATIVE BILL 1059 By Swanson

Jan.	4	Read first time	91
Jan.	4	Placed on General File	104
Jan.	6	Referred for review	141
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	214
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	301
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1060 By Swanson

Jan.	4	Read first time	91
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	214
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	301
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1061 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	214
Jan.	12	Correctly engrossed	257
Jan.	14	Final Reading	302
Jan.	17	Correctly enrolled. President signed	312
Jan.	21	Approved by Govenor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1062 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105

Jan.	6	Referred for review	139
Jan.	10	Placed on Select File	168
Jan.	11	Referred for engrossment	214
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	321
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1063 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	243
Jan.	13	Replaced on Select File	270
Jan.	14	Referred for engrossment	283
Jan.	19	Replaced on Select File	361
Jan.	20	Referred for engrossment	382
Jan.	21	Correctly engrossed	413
Jan.	25	Final Reading	443
Jan.	26	Correctly enrolled. President signed	451
Jan.	27	Presented to Governor	479
Jan.	31	Approved by Governor	519

LEGISLATIVE BILL 1064 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	243
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	322
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1065 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	243

Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	322
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1066 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	243
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	323
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1067 By Swanson

Jan.	4	Read first time	92
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	243
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	324
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1068 By Swanson

Jan.	4	Read first time	93
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	244
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	324
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Feb.	7	Presented to Governor	434

LEGISLATIVE BILL 1069 By Swanson

Jan.	4	Read first time	93

Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	244
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	325
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1070 By Swanson

Jan.	4	Read first time	93
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	244
Jan.	13	Correctly engrossed	276
Jan.	17	Final Reading	326
Jan.	18	Correctly enrolled. President signed	348
Jan.	21	Approved by Governor	398
Jan.	25	Presented to Governor	434

LEGISLATIVE BILL 1071 By Swanson

Jan.	4	Read first time	93
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	207
Jan.	12	Referred for engrossment	244
Jan.	14	Correctly engrossed	290
Jan.	19	Final Reading	368
Jan.	20	Correctly enrolled. President signed	381
Jan.	21	Presented to Governor	409
Jan.	26	Approved by Governor	451

LEGISLATIVE BILL 1072 By Swanson

Jan.	4	Read first time	93
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	153
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	14	Correctly engrossed	290
Jan.	19	Final Reading	368
Jan.	20	Correctly enrolled. President signed	381
Jan.	21	Presented to Governor	409
Jan.	26	Approved by Governor	451

LEGISLATIVE BILL 1073 By Swanson

Jan.	4	Read first time	94
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	154
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	14	Correctly engrossed	290
Jan.	19	Final Reading	369
Jan.	20	Correctly enrolled. President signed	381
Jan.	21	Presented to Governor	409
Jan.	26	Approved by Governor	451

LEGISLATIVE BILL 1074 By Swanson

Jan.	4	Read first time	94
Jan.	4	Placed on General File	105
Jan.	6	Referred for review	154
Jan.	11	Placed on Select File	208
Jan.	12	Referred for engrossment	244
Jan.	14	Correctly engrossed	290
Jan.	19	Final Reading	370
Jan.	20	Correctly enrolled. President signed	381
Jan.	21	Presented to Governor	409
Jan.	26	Approved by Governor	451

LEGISLATIVE BILL 1075 By Duis

Jan.	4	Read first time	94
Jan.	5	Referred to Committee on Banking, Commerce and Insurance	112
Jan.	13	Notice of hearing	270
Jan.	26	Indefinitely postponed	451

LEGISLATIVE BILL 1076 By Duis

Jan.	4	Read first time	94
Jan.	5	Referred to Committee on Public Works	112
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1077 By Duis

Jan.	4	Read first time	94
Jan.	5	Referred to Committee on Agriculture and Recreation	112

Jan.	11	Notice of hearing	217
Jan.	24	Placed on General File	424
Feb.	24	Referred for review	881
Feb.	28	Placed on Select File	915
Feb.	29	Referred for engrossment	951
Mar.	1	Correctly engrossed	971
Mar.	3	Final Reading	1040
Mar.	6	Correctly enrolled. President signed	1058
Mar.	7	Presented to Governor	1074
Mar.	13	Approved by Governor	1229

LEGISLATIVE BILL 1078 By Carsten

Jan.	4	Read first time	94
Jan.	5	Referred to Committee on Miscellaneous Subjects	112
Jan.	11	Notice of hearing	221
Feb.	2	Placed on General File	533
Feb.	7	Referred for review	595
Feb.	9	Placed on Select File	622
Feb.	10	Referred for engrossment	656
Feb.	14	Corectly engrossed	690
Feb.	16	Final Reading. Request	739
Feb.	16	Correctly enrolled. President signed	751
Feb.	17	Presented to Governor	754
Feb.	18	Approved by Governor	805

LEGISLATIVE BILL 1079 By Carpenter

Jan.	4	Read first time	94
Jan.	5	Referred to Committee on Government, Military and Veterans Affairs	112
Jan.	6	Notice of hearing	133
Jan.	28	Placed on General File	499
Feb.	28	Referred for review	926
Mar.	2	Placed on Select File	992
Mar.	3	Referred for engrossment	1035
Mar.	9	Replaced on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1300
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	28	Returned by Governor without approval	1588
Mar.	28	Request	1634
Mar.	29	Motion. Motion lost	1639

LEGISLATIVE BILL 1079A By Carpenter

Mar.	2	Read first time. Placed on General File	1009
Mar.	6	Referred for review	1067
Mar.	8	Placed on Select File	1096
Mar.	9	Referred for engrossment	1142
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1301
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	29	Became law without Governor's approval	1654
Mar.	29	Message from Governor	1658
Apr.	5	Delivered to Secretary of State	1679

LEGISLATIVE BILL 1080 By Carpenter

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Constitutional Revision	112
Jan.	10	Notice of hearing	191
Feb.	18	Indefinitely postponed	798

LEGISLATIVE BILL 1081 By Carpenter, Mahoney

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Government, Military and Veterans Affairs	112
Jan.	6	Notice of hearing	133
Jan.	28	Placed on General File	501
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1096
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1081A By Carpenter

Feb.	16	Read first time. Placed on General File	742
Feb.	25	Referred for review	894
Feb.	28	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	3	Correctly engrossed	1034

Mar.	8	Final Reading	1096
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1082 By Carpenter

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Public Works	112
Jan.	10	Notice of hearing	188
Jan.	20	Notice of hearing	391
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1083 By Carpenter

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Government, Military and Veterans Affairs	113
Jan.	6	Notice of hearing	133
Feb.	14	Placed on General File	700
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1084 By Carpenter

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Revenue	113
Jan.	10	Notice of hearing	191
Mar.	21	Placed on General File	1422
Mar.	21	Explanation of vote	1423
Mar.	22	Referred for review	1483
Mar.	24	Placed on Select File	1569
Mar.	24	Referred for engrossment	1579
Mar.	28	Replaced on Select File	1596
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1692
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1084A By Carpenter

Mar.	21	Read first time. Placed on General File	1424
Mar.	22	Referred for review	1483

Mar.	24	Placed on Select File	1571
Mar.	24	Referred for engrossment	1579
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1693
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	10	Returned by Governor without approval	1766

LEGISLATIVE BILL 1085 By Carpenter

Jan.	4	Read first time	95
Jan.	5	Referred to Committee on Public Works	113
Jan.	10	Notice of hearing	188
Jan.	26	Placed on General File	469
Feb.	28	Referred for review	923
Mar.	1	Placed on Select File	971
Mar.	2	Referred for engrossment	1011
Mar.	6	Correctly engrossed	1058
Mar.	9	Final reading	1129
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1085A By Carpenter

Feb.	14	Read first time. Placed on General File	692
Feb.	28	Referred for review	926
Mar.	1	Placed on Select File	971
Mar.	2	Referred for engrossment	1011
Mar.	6	Correctly engrossed	1058
Mar.	9	Final reading	1129
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1086 By Stromer

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Judiciary	113
Jan.	11	Notice of hearing	221
Feb.	2	Placed on General File	550
Mar.	1	Referred for review	981
Mar.	3	Placed on Select File	1031
Mar.	6	Referred for engrossment	1058

Mar.	9	Correctly engrossed	1128
Mar.	13	Final reading	1206
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	20	Approved by Governor	1376

LEGISLATIVE BILL 1087 By Stromer

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Public Works	113
Jan.	10	Notice of hearing	188
Feb.	2	Placed on General File	537
Feb.	29	Laid over	962
Mar.	1	Motion. Indefinitely postpone. Motion lost. Referred for review	978
Mar.	3	Placed on Select File	1030
Mar.	6	Referred for engrossment	1057
Mar.	13	Correctly engrossed	1212
Mar.	16	Laid over	1302
Mar.	21	Unbracketed. Replaced on Select File. Referred for re-engrossment	1422
Mar.	22	Correctly re-engrossed	1477
Mar.	24	Laid over	1558
Mar.	28	Final reading	1600
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Returned by Governor without approval	1681

LEGISLATIVE BILL 1087A By Stromer

Mar.	7	Read first time. Placed on General File	1092
Mar.	17	Referred for review	1348
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1413
Mar.	22	Correctly engrossed	1478
Mar.	24	Laid over	1558
Mar.	28	Motion. Motion lost. Final Reading	1601

LEGISLATIVE BILL 1088 By Stromer

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Public Works	113
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1089 By Carsten

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Miscellaneous Subjects	113
Jan.	5	Co-introducer added	123
Jan.	11	Notice of hearing	221
Feb.	22	Placed on General File	829
Mar.	10	Referred for review	1173
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final reading	1499
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1090 By Whitney

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Revenue	113
Jan.	10	Notice of hearing	191
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1091 By Whitney

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Education	113
Jan.	7	Notice of hearing	164
Feb.	10	Indefinitely postponed	649

LEGISLATIVE BILL 1092 By Klaver, Mahoney, Moylan

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Government, Military and Veterans Affairs	113
Jan.	6	Notice of hearing	133
Jan.	17	Co-introducer withdrawn	320
Jan.	28	Placed on General File	502
Feb.	28	Indefinitely postponed	923

LEGISLATIVE BILL 1093 By Barnett

Jan.	4	Read first time	96
Jan.	5	Referred to Committee on Government, Military and Veterans Affairs	113
Jan.	6	Notice of hearing	133
Jan.	28	Placed on General File	502

Feb.	25	Motion. Reconsidered. Referred for review	895
Feb.	29	Placed on Select File	941
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	8	Final reading	1097
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1094 By Barnett

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Revenue	113
Jan.	10	Notice of hearing	191
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1095 By Barnett

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Jan.	24	Placed on General File	422
Feb.	17	Referred for engrossment	777
Feb.	24	Motion. Indefinitely postpone. Motion lost. Referred for review	878
Feb.	28	Placed on Select File	914
Feb.	29	Laid over	
Mar.	1	Referred for engrossment	972
Mar.	2	Replaced on Select File	991
Mar.	3	Referred for engrossment	1034
Mar.	7	Replaced on Select File	1072
Mar.	8	Referred for engrossment	1103
Mar.	10	Replaced on Select File	1161
Mar.	13	Referred for engrossment	1211
Mar.	14	Correctly engrossed	1234
Mar.	17	Final reading	1330
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1096 By Barnett

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Public Health and Welfare	113

Jan.	10	Notice of hearing	202
Jan.	24	Placed on General File	421
Feb.	10	Referred for review. Co-introducer added	664
Feb.	14	Placed on Select File	684
Feb.	15	Referred for engrossment	710
Feb.	16	Replaced on Select File	741
Feb.	18	Correctly engrossed	785
Feb.	24	Final reading	858
Feb.	25	Correctly enrolled. Speaker signed	898
Feb.	28	Presented to Governor	913
Mar.	2	Approved by Governor	1015

LEGISLATIVE BILL 1097 By Barnett

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Banking, Commerce & Insurance	113
Jan.	10	Notice of hearing	191
Jan.	26	Indefinitely postponed	451
Jan.	27	Motion. Motion lost	478

LEGISLATIVE BILL 1098 By Barnett

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Jan.	24	Placed on General File	422
Feb.	18	Co-introducer added. Referred for review. Request	811
Feb.	23	Placed on Select File	833
Feb.	24	Referred for engrossment	861
Feb.	25	Replaced on Select File	884
Feb.	28	Referred for engrossment	917
Feb.	29	Replaced on Select File	951
Feb.	29	Referred for engrossment. Request	952
Feb.	29	Correctly engrossed	965
Mar.	3	Final reading	1041
Mar.	3	Correctly enrolled. President signed. Presented to Governor	1044
Mar.	6	Approved by Governor	1063

LEGISLATIVE BILL 1099 By Interim Study Committee

Jan.	4	Read first time	97
Jan.	5	Referred to Committee on Revenue	113

Jan.	17	Notice of hearing	310
Feb.	22	Placed on General File	825
Mar.	22	Motion. Indefinitely postpone. Motion lost. Motion. Motion lost	1490
Apr.	5	Indefinitely postpone	1753

LEGISLATIVE BILL 1100 By Interim Study Committee

Jan.	4	Read first time	98
Jan.	5	Referred to Committee on Revenue	113
Jan.	26	Notice of hearing	450
Feb.	18	Placed on General File	787
Mar.	10	Referred for review	1171
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	16	Replaced on Select File. Referred for engrossment	1311
Mar.	17	Replaced on Select File	1336
Mar.	17	Referred for engrossment	1341
Mar.	21	Replaced on Select File. Referred for engrossment	1417
Mar.	22	Correctly engrossed	1478
Mar.	24	Final reading	1558
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1101 By Interim Study Committee

Jan.	4	Read first time	98
Jan.	5	Referred to Committee on Revenue	113
Jan.	26	Notice of hearing	450
Feb.	10	Placed on General File	663
Feb.	16	Motion. Indefinitely postpone. Motion lost. Motion. Motion lost. Referred for review	749
Feb.	17	Request	763
Feb.	17	Placed on Select File	781
Feb.	18	Referred for engrossment	793
Feb.	22	Correctly engrossed	827
Feb.	24	Final reading. Request	859
Feb.	24	Correctly enrolled. President signed	863
Feb.	24	Presented to Governor	871
Feb.	28	Returned by Governor without approval	924
Mar.	1	Motion. Motion lost	986

LEGISLATIVE BILL 1102 By Interim Study Committee

Jan.	4	Read first time	98
Jan.	5	Referred to Committee on Constitutional Revision	113
Jan.	10	Notice of hearing	191
Feb.	18	Placed on General File	818
Mar.	17	Referred for review	1355
Mar.	20	Placed on Select File	1395
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1527
Mar.	28	Final reading	1603
Mar.	28	Correctly enrolled. Speaker signed	1623
Mar.	28	Presented to Governor	1631
Apr.	5	Became law without Governor's approval. Delivered to Secretary of State	1682

LEGISLATIVE BILL 1103 By Interim Study Committee

Jan.	4	Read first time	98
Jan.	5	Referred to Committee on Revenue	113
Jan.	17	Notice of hearing	310
Feb.	10	Placed on General File	663
Feb.	29	Motion. Motion lost	957
Feb.	29	Request. Referred for review	961
Mar.	2	Placed on Select File	994
Mar.	3	Referred for engrossment	1035
Mar.	7	Correctly engrossed	1074
Mar.	7	Motion. Motion lost	1081
Mar.	8	Motion. Motion lost	1118
Mar.	9	Final Reading	1143
Mar.	10	Explanation of vote	1165
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1104 By DeCamp

Jan.	4	Read first time	98
Jan.	5	Referred to Committee on Miscellaneous Subjects	113
Feb.	2	Notice of hearing	532
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1105 By Maresh

Jan.	4	Read first time	99
Jan.	5	Referred to Committee on Agriculture and Recreation	113
Jan.	11	Notice of hearing	217
Jan.	24	Indefinitely postponed	424

LEGISLATIVE BILL 1106 By Maresh

Jan.	4	Read first time	99
Jan.	5	Referred to Committee on Constitutional Revision	113
Jan.	10	Notice of hearing	191
Jan.	31	Indefinitely postponed	518

LEGISLATIVE BILL 1107 By Maresh

Jan.	4	Read first time	99
Jan.	5	Referred to Committee on Public Works	113
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1108 By Maresh

Jan.	4	Read first time	99
Jan.	5	Referred to Committee on Revenue	113
Jan.	10	Notice of hearing	191
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1109 By Maresh

Jan.	4	Read first time	99
Jan.	5	Referred to Committee on Constitutional Revision	113
Jan.	10	Notice of hearing	191
Jan.	31	Indefinitely postponed	518

LEGISLATIVE BILL 1110 By Maresh

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Agriculture and Recreation	113
Jan.	11	Notice of hearing	217
Feb.	2	Placed on General File	543
Feb.	29	Indefinitely postponed	964

LEGISLATIVE BILL 1111 By Stull

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Education	113
Jan.	7	Notice of hearing	164
Jan.	12	Withdrawn	249

LEGISLATIVE BILL 1112 By Stull

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Jan.	31	Placed on General File	521
Feb.	25	Referred for review	904
Feb.	29	Placed on Select File	943
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1098
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1113 By Stull

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Public Works	113
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1114 By Carpenter

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Public Health and Welfare	113
Jan.	10	Notice of hearing	202
Jan.	24	Placed on General File	421
Feb.	18	Referred for review	811
Feb.	23	Placed on Select File	835
Feb.	24	Referred for engrossment	862
Feb.	25	Correctly engrossed	898
Feb.	29	Final reading	945
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1114A By Carpenter

Mar.	8	Read first time	1105
Mar.	17	Referred for review	1348
Mar.	20	Placed on Select File	1374
Mar.	21	Referred for engrossment	1413
Mar.	23	Correctly engrossed	1527
Mar.	28	Final reading	1604
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1115 By DeCamp

Jan.	4	Read first time	100
Jan.	5	Referred to Committee on Public Health and Welfare	113
Jan.	11	Re-referred to Committee on Judiciary	228
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1116 By Snyder

Jan.	4	Read first time	105
Jan.	5	Referred to Committee on Nebraska Retirement Systems	113
Jan.	24	Notice of hearing	421
Feb.	8	Placed on General File	615
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1393
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1527
Mar.	28	Final reading	1605
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1625
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1117 By Judiciary Committee

Jan.	4	Read first time	106
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Feb.	18	Placed on General File	815
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1118 By Judiciary Committee

Jan.	4	Read first time	106
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1119 By Judiciary Committee

Jan.	4	Read first time	106
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	167
Jan.	31	Placed on General File	521
Feb.	25	Referred for review	904
Mar.	1	Placed on Select File	968
Mar.	2	Referred for engrossment	1009
Mar.	6	Correctly engrossed	1058
Mar.	9	Final reading	1130
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1119A By Judiciary Committee

Mar.	7	Read first time. Placed on Feneral File	1087
Mar.	10	Referred for review	1170
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	17	Correctly engrossed	1338
Mar.	22	Final reading	1451
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1120 By Judiciary Committee

Jan.	4	Read first time	106
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	167
Jan.	31	Placed on General File	522
Feb.	25	Referred for review	904
Mar.	1	Placed on Select File	969
Mar.	2	Referred for engrossment	1009
Mar.	7	Replaced on Select File	1072
Mar.	8	Laid over	1103
Mar.	9	Bracketed	1141

Mar.	9	Unbracketed. Referred for engrossment. Replaced on Select File. Referred for engrossment	1158
Mar.	13	Replaced on Select File	1194
Mar.	14	Referred for engrossment	1247
Mar.	16	Correctly engrossed	1308
Mar.	21	Final reading	1405
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1121 By Judiciary Committee

Jan.	4	Read first time	107
Jan.	5	Referred to Committee on Constitutional Revision	113
Jan.	10	Notice of hearing	191
Feb.	16	Indefinitely postponed	748

LEGISLATIVE BILL 1122 By Judiciary Committee

Jan.	4	Read first time	107
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	166
Jan.	24	Placed on General File	423
Feb.	18	Referred for review	812
Feb.	23	Placed on Select File	836
Feb.	24	Referred for engrossment	862
Feb.	28	Correctly engrossed	913
Mar.	2	Final reading	998
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1123 By Judiciary Committee

Jan.	4	Read first time	107
Jan.	5	Referred to Committee on Judiciary	113
Jan.	10	Notice of hearing	167
Jan.	24	Placed on General File	423
Feb.	18	Referred for review	812
Feb.	23	Placed on Select File	836
Feb.	24	Referred for engrossment	862
Feb.	28	Correctly engrossed	913
Mar.	2	Final Reading	998
Mar.	3	Correctly enrolled. President signed	1034

Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1124 By Public Health and Welfare Committee

Jan.	4	Read first time	107
Jan.	5	Referred to Committee on Public Health and Welfare	113
Jan.	10	Notice of hearing	202
Jan.	17	Co-introducers withdrawn	320
Feb.	2	Placed on General File	536
Feb.	28	Referred for review	929
Mar.	2	Placed on Select File	993
Mar.	3	Referred for engrossment	1035
Mar.	7	Correctly engrossed	1074
Mar.	9	Final Reading	1144
Mar.	10	Explanation of vote	1165
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1125 By Simpson

Jan.	4	Read first time	108
Jan.	5	Referred to Committee on Urban Affairs	113
Jan.	10	Notice of hearing	188
Feb.	18	Placed on General File	788
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1126 By Stromer

Jan.	5	Read first time	114
Jan.	6	Referred to Committee on Public Health and Welfare	132
Jan.	10	Notice of hearing	202
Jan.	31	Placed on General File	507
Feb.	25	Laid over	897
Feb.	29	Motion. Returned to Committee	962
Mar.	6	Referred to Committee on Public Works. Notice of hearing	1068
Mar.	15	Indefinitely postponed	1271

LEGISLATIVE BILL 1127 By Goodrich

Jan.	5	Read first time	114
Jan.	6	Referred to Committee on Constitutional Revision	132

Jan.	10	Notice of hearing	191
Jan.	17	Notice of hearing	319
Feb.	15	Placed on General File	714
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1128 By Goodrich

Jan.	5	Read first time	114
Jan.	6	Referred to Committee on Appropriations	132
Jan.	20	Notice of hearing	380
Feb.	8	Placed on General File	615
Mar.	3	Bracketed	1046
Mar.	17	Unbracketed	1357
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1129 By Carstens

Jan.	5	Read first time	115
Jan.	6	Referred to Committee on Government, Military and Veteran Affairs	132
Jan.	11	Notice of hearing	221
Jan.	25	Placed on General File	446
Feb.	25	Co-introducer added. Referred for review	893
Feb.	29	Placed on Select File	939
Mar.	1	Referred for engrossment	973
Mar.	3	Replaced on Select File. Referred for engrossment	1037
Mar.	17	Replaced on Select File	1335
Mar.	17	Referred for engrossment	1341
Mar.	21	Correctly engrossed	1420
Mar.	23	Request. Motion	1510
Mar.	23	Motion. Laid over	1534
Mar.	24	Motion renewed. Replaced on Select File	1554
Mar.	24	Referred for re-engrossment	1555
Mar.	24	Replaced on Select File	1556
Mar.	24	Referred for re-engrossment	1557
Mar.	28	Replaced on Select File	1595
Mar.	28	Referred for re-engrossment	1608
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Final Reading	1694
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1130 By Carstens

Jan.	5	Read first time	115

Jan.	6	Referred to Committee on Education	132
Jan.	7	Notice of hearing	164
Jan.	12	Withdrawn	249

LEGISLATIVE BILL 1131 By Carstens

Jan.	5	Read first time	115
Jan.	6	Referred to Committee on Appropriations	132
Jan.	20	Notice of hearing	380
Feb.	22	Placed on General File	827
Feb.	23	Referred for review	848
Feb.	25	Placed on Select File	885
Feb.	28	Referred for engrossment	917
Mar.	1	Correctly engrossed	971
Mar.	3	Final Reading	1041
Mar.	6	Correctly enrolled. President signed	1058
Mar.	7	Presented to Governor	1074
Mar.	10	Returned by Governor without approval	1172
Mar.	15	Motion. Passed over Governor's veto	1273

LEGISLATIVE BILL 1132 By Carstens

Jan.	5	Read first time	115
Jan.	6	Referred to Committee on Judiciary	132
Jan.	10	Notice of hearing	166
Jan.	31	Placed on General File	522
Feb.	25	Referred for review	905
Mar.	1	Placed on Select File	969
Mar.	2	Bracketed	1010
Mar.	7	Unbracketed. Referred for engrossment	1081
Mar.	7	Replaced on Select File. Referred for engrossment	1082
Mar.	8	Replaced on Select File	1095
Mar.	9	Referred for engrossment	1142
Mar.	14	Correctly engrossed	1234
Mar.	17	Final Reading	1331
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1133 By Waldo

Jan.	5	Read first time	115
Jan.	6	Referred to Committee on Revenue	132
Jan.	10	Notice of hearing	191

Feb. 4 Indefinitely postponed 581

LEGISLATIVE BILL 1134 By Waldo

Jan. 5 Read first time 115
Jan. 6 Referred to Committee on Revenue 132
Jan. 17 Notice of hearing 310
Feb. 22 Placed on General File 826
Mar. 22 Request 1470
Mar. 22 Indefinitely postponed 1477

LEGISLATIVE BILL 1135 By Waldo

Jan. 5 Read first time 115
Jan. 6 Referred to Committee on Revenue 132
Jan. 10 Notice of hearing 191
Apr. 5 Indefinitely postponed 1753

LEGISLATIVE BILL 1136 By Waldo

Jan. 5 Read first time 116
Jan. 6 Referred to Committee on Revenue 132
Jan. 10 Notice of hearing 191
Feb. 10 Indefinitely postponed 663

LEGISLATIVE BILL 1137 By DeCamp

Jan. 5 Read first time 116
Jan. 6 Referred to Committee on Agriculture and Recreation 132
Jan. 26 Notice of hearing 465
Mar. 9 Placed on General File 1134
Mar. 14 Bracketed 1244
Mar. 16 Indefinitely postponed 1313

LEGISLATIVE BILL 1138 By Simpson

Jan. 5 Read first time 116
Jan. 6 Referred to Committee on Revenue 132
Jan. 10 Notice of hearing 191
Feb. 10 Indefinitely postponed 663

LEGISLATIVE BILL 1139 By Simpson

Jan. 5 Read first time 116
Jan. 6 Referred to Committee on Urban Affairs 132
Jan. 10 Notice of hearing 188
Feb. 3 Indefinitely postponed 566

LEGISLATIVE BILL 1140 By Stull

Jan.	5	Read first time	116
Jan.	6	Referred to Committee on Public Works	132
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1141 By Stull

Jan.	5	Read first time	116
Jan.	6	Referred to Committee on Public Works	132
Jan.	10	Notice of hearing	188
Feb.	2	Indefinitely postponed	537

LEGISLATIVE BILL 1142 By Duis

Jan.	5	Read first time	122
Jan.	6	Referred to Committee on Appropriations	132
Jan.	20	Notice of hearing	380
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1143 By Maresh

Jan.	5	Read first time	122
Jan.	6	Referred to Committee on Urban Affairs	132
Jan.	10	Notice of Hearing	188
Feb.	11	Placed on General File	677
Mar.	21	Referred for review	1426
Mar.	22	Placed on Select File	1485
Mar.	23	Referred for engrossment	1521
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1695
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1144 By Moylan

Jan.	5	Read first time	122
Jan.	6	Referred to Committee on Labor	132
Jan.	12	Notice of hearing	256
Jan.	24	Indefinitely postponed	425

LEGISLATIVE BILL 1145 By Duis

Jan.	5	Read first time	122

Jan.	6	Referred to Committee on Urban Affairs	132
Jan.	10	Notice of hearing	188
Feb.	3	Placed on General File	566
Feb.	11	Referred for review	676
Feb.	15	Placed on Select File	706
Feb.	16	Referred for engrossment	748
Feb.	23	Final Reading	837
Feb.	24	Correctly enrolled. President signed	857
Feb.	25	Presented to Governor	898
Feb.	29	Approved by Governor	960

LEGISLATIVE BILL 1146 By Luedtke

Jan.	5	Read first time	123
Jan.	6	Referred to Committee on Urban Affairs	132
Jan.	10	Notice of hearing	188
Feb.	3	Placed on General File	567
Feb.	29	Referred for review	963
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	3	Replaced on Select File. Referred for engrossment	1039
Mar.	6	Replaced on Select File	1054
Mar.	7	Referred for engrossment	1079
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1261
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1147 By Orme

Jan.	5	Read first time	123
Jan.	6	Referred to Committee on Urban Affairs	132
Jan.	18	Notice of hearing	349
Feb.	2	Placed on General File	537
Feb.	29	Referred for review	963
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	7	Correctly engrossed	1074
Mar.	9	Final Reading	1144
Mar.	10	Explanation of vote	1165
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1148 By Goodrich

Jan.	5	Read first time	123
Jan.	6	Referred to Committee on Constitutional Revision	132
Jan.	10	Notice of hearing	191
Jan.	19	Re-referred to Committee on Nebraska Retirement Systems	373
Jan.	27	Notice of hearing	483
Mar.	17	Indefinitely postponed	1343

LEGISLATIVE BILL 1149 By Holmquist

Jan.	5	Read first time	127
Jan.	6	Referred to Committee on Public Works	132
Jan.	10	Notice of hearing	188
Feb.	2	Placed on General File	537
Feb.	29	Referred for review	963
Mar.	2	Placed on Select File	994
Mar.	3	Referred for engrossment	1036
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1198
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1150 By Swanson

Jan.	5	Read first time	127
Jan.	6	Referred to Committee on Government, Military and Veterans Affairs	132
Jan.	11	Notice of hearing	221
Jan.	28	Placed on General File	502
Feb.	25	Referred for review	895
Feb.	29	Placed on Select File	941
Mar.	1	Referred for engrossment	974
Mar.	3	Replaced on Select File	1028
Mar.	6	Referred for engrossment	1057
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1199
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1151 By Holmquist

Jan.	5	Read first time	128

Jan.	6	Referred to Committee on Banking, Commerce and Insurance	132
Jan.	10	Notice of hearing	191
Jan.	20	Placed on General File	381
Feb.	8	Laid over	613
Feb.	18	Referred for review	811
Feb.	23	Placed on Select File	835
Feb.	24	Referred for engrossment	862
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	946
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1152 By Carsten

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Banking, Commerce and Insurance	132
Jan.	13	Notice of hearing	270
Jan.	27	Placed on General File	473
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	3	Replaced on Select File	1027
Mar.	6	Referred for engrossment	1057
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1200
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1153 By Kime, Kokes

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Revenue	132
Jan.	10	Notice of hearing	191
Feb.	24	Placed on General File	862
Mar.	17	Referred for review	1346
Mar.	20	Placed on Select File	1374
Mar.	21	Laid over	1413
Mar.	21	Referred for engrossment	1415
Mar.	21	Replaced on Select File	1416
Mar.	21	Referred for engrossment	1417
Mar.	23	Correctly engrossed	1497
Mar.	23	Replaced on Select File	1524
Mar.	23	Referred for re-engrossment	1525

Mar.	24	Correctly re-engrossed	1556
Mar.	24	Motion. Motion lost	1567
Mar.	29	Final Reading	1644
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1154 By Keyes

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Judiciary	132
Jan.	11	Notice of hearing	221
Feb.	2	Indefinitely postponed	550

LEGISLATIVE BILL 1155 By Schmit

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Government, Military and Veterans Affairs	132
Jan.	11	Notice of hearing	221
Jan.	28	Placed on General File	502
Feb.	25	Referred for review	895
Feb.	29	Placed on Select File	941
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1099
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1156 By Schmit

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Public Health and Welfare	132
Jan.	10	Notice of hearing	202
Jan.	31	Placed on General File	507
Feb.	25	Referred for review	901
Feb.	29	Placed on Select File	942
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1100
Mar.	8	Explanation of vote	1102

Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1157 By Moylan

Jan.	5	Read first time	128
Jan.	6	Referred to Committee on Government, Military and Veterans Affairs	133
Jan.	11	Notice of hearing	221
Jan.	28	Placed on General File	502
Feb.	25	Referred for review	895
Feb.	29	Placed on Select File	941
Mar.	1	Referred for engrossment	974
Mar.	3	Placed on Select File	1028
Mar.	6	Referred for engrossment	1057
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1200
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1158 By Goodrich

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Public Health and Welfare	154
Jan.	10	Notice of hearing	202
Jan.	24	Placed on General File	421
Feb.	18	Referred for review	811
Feb.	23	Placed on Select File	836
Feb.	24	Referred for engrossment	862
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	946
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1159 By Keyes

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Education	154
Jan.	7	Notice of hearing	164
Feb.	16	Placed on General File	747
Feb.	24	Bracketed	877

Mar.	15	Unbracketed	1287
Mar.	17	Referred for review. Request	1345
Mar.	20	Placed on Select File	1374
Mar.	21	Referred for engrossment	1413
Mar.	22	Replaced on Select File	1484
Mar.	23	Referred for engrossment	1521
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1645
Mar.	29	Motion. Reconsidered	1658
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1159A By Keyes

Mar.	21	Read first time. Placed on General File	1422
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1517
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Failed on Final Reading	1646
Mar.	29	Motion. Motion lost	1658

LEGISLATIVE BILL 1160 By Keyes

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Miscellaneous Subjects	154
Jan.	11	Notice of hearing	221
Feb.	2	Indefinitely postponed	533

ELGISLATIVE BILL 1161 By Keyes

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Revenue	154
Jan.	10	Notice of hearing	191
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1162 By Luedtke

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Judiciary	154
Jan.	10	Notice of hearing	166
Jan.	24	Placed on General File	423
Feb.	18	Referred for review	812
Feb.	23	Placed on Select File	836
Feb.	24	Referred for engrossment	862
Feb.	28	Correctly engrossed	913

Mar.	2	Final Reading	999
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1163 By Luedtke

Jan.	6	Read first time	135
Jan.	6	Referred to Committee on Judiciary	154
Jan.	10	Notice of hearing	166
Jan.	24	Placed on General File	423
Feb.	18	Referred for review	812
Feb.	24	Placed on Select File	856
Feb.	25	Referred for engrossment	892
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1002
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1164 By Luedtke

Jan.	6	Read first time	136
Jan.	6	Referred to Committee on Public Works	154
Jan.	10	Notice of hearing	188
Feb.	14	Placed on General File	697
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1486
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1695
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1165 By Kremer

Jan.	6	Read first time	136
Jan.	6	Referred to Committee on Education	154
Jan.	7	Notice of hearing	164
Jan.	27	Indefinitely postponed	473

LEGISLATIVE BILL 1166 By DeCamp

Jan.	6	Read first time	136

Jan.	6	Referred to Committee on Constitutional Revision	154
Jan.	10	Notice of hearing	191
Feb.	16	Placed on General File	747
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1167 By Stull

Jan.	6	Read first time	136
Jan.	6	Referred to Committee on Education	154
Jan.	7	Notice of hearing	164
Jan.	27	Placed on General File	473
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1100
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1168 By Waldron

Jan.	6	Read first time	136
Jan.	6	Referred to Committee on Government, Military and Veterans Affairs	154
Jan.	11	Notice of hearing	221
Jan.	12	Co-introducer added. Co-introducer withdrawn	260
Jan.	28	Placed on General File	502
Feb.	25	Referred for review	895
Feb.	29	Placed on Select File	937
Mar.	1	Referred for engrossment	972
Mar.	2	Replaced on Select File	992
Mar.	3	Referred for engrossment	1035
Mar.	8	Correctly engrossed	1103
Mar.	13	Replaced on Select File	1201
Mar.	13	Referred for re-engrossment	1212
Mar.	15	Correctly re-engrossed	1258
Mar.	20	Final Reading	1363
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1169 By Waldron

Jan.	6	Read first time	136
Jan.	6	Referred to Committee on Agriculture and Recreation	154
Jan.	11	Notice of hearing	217
Jan.	24	Placed on General File	424
Feb.	4	Request. Referred for review	577
Feb.	8	Placed on Select File	605
Feb.	9	Referred for engrossment	625
Feb.	11	Correctly engrossed	670
Feb.	16	Final Reading	738
Feb.	17	Correctly enrolled. President signed	754
Feb.	18	Presented to Governor	786
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 1170 By Waldron

Jan.	6	Read first time	137
Jan.	6	Referred to Committee on Judiciary	154
Jan.	11	Notice of hearing	221
Feb.	2	Placed on General File	551
Mar.	2	Request	1021
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1171 By Snyder

Jan.	6	Read first time	137
Jan.	6	Referred to Committee on Education. Co-introducer added	154
Jan.	7	Notice of hearing	164
Feb.	15	Placed on General File	709
Mar.	8	Referred for review	1117
Mar.	14	Placed on Select File	1235
Mar.	15	Laid over	1275
Mar.	16	Bracketed	1312
Mar.	20	Unbracketed. Referred for engrossment	1368
Mar.	20	Replaced on Select File. Referred for engrossment. Replaced on Select File	1370
Mar.	20	Referred for engrossment	1371
Mar.	21	Replaced on Select File	1431
Mar.	22	Referred for engrossment	1462
Mar.	28	Replaced on Select File	1591
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1696
Apr.	5	Correctly enrolled	1711

Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1171A By Snyder

Mar.	17	Read first time. Placed on General File	1339
Mar.	22	Referred for review	1489
Mar.	24	Placed on Select File	1572
Mar.	24	Referred for engrossment	1583
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1697
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1172 By Appropriations Committee

Jan.	6	Read first time	137
Jan.	6	Referred to Committee on Appropriations	154
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1173 By Judiciary Committee

Jan.	6	Read first time	137
Jan.	6	Referred to Committee on Judiciary	154
Jan.	10	Notice of hearing	167
Jan.	24	Placed on General File	423
Feb.	18	Referred for review	812
Feb.	24	Placed on Select File	857
Feb.	25	Referred for engrossment	892
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1003
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1174 By Judiciary Committee

Jan.	6	Read first time	138
Jan.	6	Referred to Committee on Judiciary	154
Jan.	10	Notice of hearing	167
Jan.	24	Placed on General File	424
Feb.	18	Referred for review	812
Feb.	24	Placed on Select File	857
Feb.	25	Referred for engrossment	892

Feb.	28	Replaced on Select File	913
Feb.	29	Referred for engrossment	950
Mar.	1	Replaced on Select File	968
Mar.	2	Referred for engrossment	1009
Mar.	6	Correctly engrossed	1058
Mar.	9	Final Reading	1131
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1175 By Holmquist

Jan.	6	Read first time	138
Jan.	6	Referred to Committee on Miscellaneous Subjects	154
Jan.	11	Notice of hearing	221
Feb.	22	Placed on General File	829
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1176 By Holmquist

Jan.	6	Read first time	138
Jan.	6	Referred to Committee on Nebraska Retirement Systems	154
Jan.	24	Notice of hearing	421
Feb.	8	Placed on General File	615
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1612
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1177 By Holmquist

Jan.	6	Read first time	138
Jan.	6	Referred to Committee on Banking, Commerce and Insurance	154
Jan.	10	Notice of hearing	191
Jan.	20	Placed on General File	389
Feb.	8	Referred for review	613
Feb.	10	Placed on Select File	649
Feb.	11	Referred for engrossment	670

Feb.	14	Correctly engrossed	690
Feb.	17	Final Reading	758
Feb.	18	Correctly enrolled. President signed	786
Feb.	18	Presented to Governor	796
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 1178 By Luedtke

Jan.	6	Read first time	147
Jan.	6	Referred to Committee on Public Works	154
Jan.	10	Notice of hearing	188
Feb.	2	Placed on General File	537
Feb.	29	Referred for review	963
Mar.	2	Placed on Select File	994
Mar.	3	Referred for engrossment	1036
Mar.	3	Replaced on Select File	1038
Mar.	3	Referred for engrossment	1039
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1202
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1179 By Snyder

Jan.	6	Read first time	147
Jan.	6	Referred to Committee on Judiciary	154
Jan.	11	Notice of hearing	221
Feb.	10	Indefinitely postponed	661

LEGISLATIVE BILL 1180 By Maresh

Jan.	6	Read first time	147
Jan.	6	Referred to Committee on Miscellaneous Subjects	154
Jan.	19	Notice of hearing	374
Feb.	2	Placed on General File	534
Feb.	25	Referred for review	905
Mar.	1	Placed on Select File	969
Mar.	2	Referred for engrossment	1010
Mar.	6	Correctly engrossed	1058
Mar.	9	Final Reading	1131
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1180A By Maresh

Feb.	25	Read first time. Placed on General File	908
Feb.	29	Referred for review	962
Mar.	2	Placed on Select File	994
Mar.	3	Referred for engrossment	1036
Mar.	7	Correctly engrossed	1074
Mar.	9	Final Reading	1145
Mar.	10	Explanation of vote	1165
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1181 By Interim Study Committee

Jan.	6	Read first time	147
Jan.	6	Referred to Committee on Miscellaneous Subjects	154
Jan.	11	Notice of hearing	221
Feb.	22	Placed on General File	829
Feb.	29	Request	950
Mar.	1	Bracketed	978
Mar.	9	Referred for review	1146
Mar.	14	Placed on Select File	1237
Mar.	15	Referred for engrossment	1276
Mar.	16	Replaced on Select File. Referred for engrossment	1313
Mar.	17	Replaced on Select File	1335
Mar.	17	Referred for engrossment	1341
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1510
Mar.	23	Correctly enrolled. President signed	1524
Mar.	23	Presented to Governor. Approved by the Governor	1528
Apr.	5	Correctional letter	1679

LEGISLATIVE BILL 1182 By Luedtke

Jan.	6	Read first time	150
Jan.	10	Referred to Committee on Banking, Commerce and Insurance	166
Jan.	13	Re-referred to Committee on Judiciary	261
Jan.	19	Notice of hearing	366
Feb.	14	Placed on General File	691
Mar.	17	Referred for review	1355
Mar.	21	Placed on Select File	1431
Mar.	22	Referred for engrossment	1462

Mar.	28	Replaced on Select File	1591
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1698
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1183 By Interim Study Committee

Jan.	6	Read first time	150
Jan.	10	Referred to Committee on Public Health and Welfare	166
Jan.	11	Co-introducer added	219
Jan.	13	Notice of hearing	270
Feb.	2	Placed on General File	536
Feb.	28	Referred for review	930
Mar.	2	Placed on Select File	993
Mar.	3	Referred for engrossment	1035
Mar.	3	Replaced on Select File. Bracketed	1038
Mar.	7	Referred for engrossment	1078
Mar.	13	Replaced on Select File	1193
Mar.	14	Referred for engrossment	1247
Mar.	15	Replaced on Select File	1258
Mar.	16	Referred for engrossment	1312
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1500
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1184 By Interim Study Committee

Jan.	6	Read first time	151
Jan.	10	Referred to Committee on Miscellaneous Subjects	166
Jan.	11	Co-introducer added	219
Jan.	18	Notice of hearing	348
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1185 By Duis

Jan.	6	Read first time	156
Jan.	10	Referred to Committee on Constitutional Revision	166

Jan.	19	Notice of hearing	366
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1186 By Elrod

Jan.	6	Read first time	156
Jan.	10	Referred to Committee on Miscellaneous Subjects	166
Jan.	18	Notice of hearing	348
Feb.	22	Placed on General File	830
Mar.	10	Referred for review	1180
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1501
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1187 By Moylan

Jan.	6	Read first time	156
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	166
Jan.	17	Notice of hearing	334
Feb.	15	Indefinitely postponed	717

LEGISLATIVE BILL 1188 By Keyes

Jan.	6	Read first time	156
Jan.	10	Referred to Committee on Urban Affairs	166
Jan.	18	Notice of hearing	349
Feb.	2	Placed on General File	537
Feb.	18	Referred for review	811
Feb.	23	Placed on Select File	835
Feb.	24	Referred for engrossment	862
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	947
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1189 By Johnson

Jan.	6	Read first time	156
Mar.	10	Referred to Committee on Banking, Commerce and Insurance	166

Jan.	20	Notice of hearing	380
Feb.	9	Placed on General File	637
Mar.	7	Referred for review	1091
Mar.	13	Placed on Select File	1196
Mar.	14	Referred for engrossment	1248
Mar.	16	Correctly engrossed	1308
Mar.	21	Final Reading	1406
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1190 By Swanson

Jan.	7	Read first time	162
Jan.	10	Placed on General File	166
Jan.	20	Request. Referred for review	385
Jan.	24	Placed on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	515
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 1191 By DeCamp

Jan.	7	Read first time	162
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	166
Jan.	17	Notice of hearing	334
Jan.	20	Notice of hearing	380
Jan.	26	Notice of hearing	465
Feb.	14	Indefinitely postponed	700

LEGISLATIVE BILL 1192 By Carsten

Jan.	7	Read first time	163
Jan.	10	Referred to Committee on Miscellaneous Subjects	166
Jan.	18	Notice of hearing	348
Feb.	22	Placed on General File	830
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1193 By Mahoney

Jan.	7	Read first time	163
Jan.	10	Referred to Committee on Public Works	166

Jan.	11	Notice of hearing	217
Jan.	26	Indefinitely postponed	469

LEGISLATIVE BILL 1194 By Mahoney

Jan.	7	Read first time	163
Jan.	10	Referred to Committee on Banking, Commerce and Insurance	166
Jan.	13	Notice of hearing	270
Jan.	26	Placed on General File	451
Feb.	18	Referred for review	813
Feb.	24	Placed on Select File	857
Feb.	25	Referred for engrossment	893
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1004
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1195 By Hasebroock

Jan.	7	Read first time	163
Jan.	10	Referred to Committee on Agriculture and Recreation	166
Jan.	14	Notice of hearing	288
Feb.	24	Placed on General File	865
Mar.	10	Referred for review	1189
Mar.	14	Placed on Select File	1241
Mar.	15	Referred for engrossment	1279
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1501
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1196 By Barnett

Jan.	7	Read first time	163
Jan.	10	Referred to Committee on Public Works	166
Jan.	11	Notice of hearing	217
Feb.	25	Placed on General File	909
Mar.	10	Referred for review	1190
Mar.	14	Placed on Select File	1243
Mar.	15	Referred for engrossment	1279
Mar.	21	Correctly engrossed	1420
Mar.	22	Laid over	1511
Mar.	23	Final Reading	1534

Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1197 By Carsten

Jan.	10	Read first time	169
Jan.	10	Referred to Committee on Miscellaneous Subjects	202
Jan.	18	Notice of hearing	348
Feb.	22	Indefinitely postponed	829

LEGISLATIVE BILL 1198 By Keyes

Jan.	10	Read first time	169
Jan.	10	Referred to Committee on Public Works	202
Jan.	11	Notice of hearing	217
Jan.	26	Indefinitely postponed	469

LEGISLATIVE BILL 1199 By Carstens

Jan.	10	Read first time	169
Jan.	10	Referred to Committee on Constitutional Revision	202
Jan.	12	Notice of hearing	256
Feb.	16	Placed on General File	747
Mar.	9	Referred for review	1156
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1452
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1200 By Carstens

Jan.	10	Read first time	169
Jan.	10	Referred to Committee on Public Works	202
Jan.	11	Notice of hearing	217
Feb.	15	Placed on General File	720
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1201 By Stahmer

Jan.	10	Read first time	169
Jan.	10	Referred to Committee on Public Works	203

Jan.	11	Notice of hearing	217
Jan.	20	Co-introducer added	385
Feb.	15	Placed on General File	720
Mar.	8	Referred for review	1122
Mar.	14	Placed on Select File	1237
Mar.	15	Referred for engrossment	1276
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1454
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1202 By Stahmer

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Judiciary	203
Jan.	13	Notice of hearing	279
Feb.	17	Placed on General File	777
Mar.	17	Motion. Referred for review	1356
Mar.	21	Placed on Select File	1404
Mar.	21	Referred for engrossment	1420
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1699
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1203 By Orme

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Public Health and Welfare	203
Jan.	13	Notice of hearing	270
Feb.	18	Placed on General File	798
Mar.	10	Referred for review	1172
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1502
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1203A By Orme

Mar.	16	Read first time. Placed on General File	1310

Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1496
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1647
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1204 By Skarda

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	203
Jan.	17	Notice of hearing	334
Feb.	15	Placed on General File	717
Mar.	21	Referred for review	1435
Mar.	23	Placed on Select File. Referred for engrossment	1519
Mar.	28	Replaced on Select File. Referred for engrossment	1607
Mar.	28	Correctly engrossed	1631
Mar.	28	Correctly re-engrossed	1633
Apr.	5	Final Reading	1699
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	11	Approved by Governor	1762

LEGISLATIVE BILL 1205 By Skarda

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	203
Jan.	17	Notice of hearing	334
Feb.	14	Placed on General File	700
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1206 By Skarda

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	203
Jan.	17	Notice of hearing	334
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1207 By Whitney

Jan.	10	Read first time	170
Jan.	10	Referred to Committee on Agriculture and Recreation	203
Jan.	14	Notice of hearing	288
Feb.	2	Placed on General File	543
Feb.	18	Referred for review	809
Feb.	23	Placed on Select File	834
Feb.	24	Referred for engrossment	861
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	948
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1208 By Schmit, Lewis

Jan.	10	Read first time	187
Jan.	10	Referred to Committee on Agriculture and Recreation	203
Jan.	11	Notice of hearing	217
Jan.	26	Placed on General File	466
Feb.	18	Referred for review	813
Mar.	3	Placed on Select File	1028
Mar.	6	Referred for engrossment	1057
Mar.	9	Replaced on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1302
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1209 By Stull

Jan.	10	Read first time	187
Jan.	10	Referred to Committee on Urban Affairs	203
Jan.	18	Notice of hearing	349
Feb.	3	Placed on General File	567
Feb.	18	Referred for review	809
Feb.	23	Placed on Select File	834
Feb.	24	Referred for engrossment	861
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	948
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1210 By Moylan

Jan.	10	Read first time	187
Jan.	10	Referred to Committee on Miscellaneous Subjects	203
Feb.	2	Notice of hearing	532
Feb.	22	Placed on General File	830
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1211 By Luedtke

Jan.	10	Read first time	192
Jan.	10	Referred to Committee on Judiciary	203
Jan.	13	Notice of hearing	279
Feb.	10	Placed on General File	662
Mar.	7	Referred for review	1091
Mar.	13	Placed on Select File	1197
Mar.	14	Referred for engrossment	1248
Mar.	15	Replaced on Select File	1291
Mar.	17	Referred for engrossment	1339
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1511
Mar.	23	Correctly enrolled. President signed	1524
Mar.	23	Presented to Governor	1528
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1212 By Johnson

Jan.	10	Read first time	192
Jan.	10	Referred to Committee on Government, Military and Veterans Affairs	203
Jan.	17	Notice of hearing	334
Feb.	14	Placed on General File	700
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1213 By Johnson

Jan.	10	Read first time	192
Jan.	10	Referred to Committee on Banking, Commerce and Insurance	203
Jan.	18	Notice of hearing	348
Feb.	2	Placed on General File	534
Feb.	28	Referred for review	929
Mar.	2	Placed on Select File	993
Mar.	3	Referred for engrossment	1035
Mar.	7	Replaced on Select File	1072
Mar.	8	Referred for engrossment	1104

Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1261
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1214 By Moylan

Jan.	10	Read first time	193
Jan.	10	Referred to Committee on Public Works	203
Jan.	11	Notice of hearing	217
Feb.	9	Indefinitely postponed	641

LEGISLATIVE BILL 1215 By Simpson

Jan.	10	Read first time	193
Jan.	10	Referred to Committee on Education	203
Jan.	12	Notice of hearing	256
Jan.	27	Indefinitely postponed	473
Jan.	31	Motion	520
Feb.	8	Motion renewed. Motion lost	610

LEGISLATIVE BILL 1216 By Barnett

Jan.	10	Read first time	193
Jan.	10	Referred to Committee on Agriculture and Recreation	203
Jan.	11	Notice of hearing	217
Jan.	24	Placed on General File	424
Feb.	18	Referred for review	812
Feb.	24	Placed on Select File	857
Feb.	25	Referred for engrossment	893
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1005
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1217 By DeCamp, Morgan

Jan.	10	Read first time. Referred to Committee on Public Works	203
Jan.	11	Notice of hearing	217
Feb.	9	Placed on General File	641
Mar.	3	Co-introducer added. Motions. Motions lost. Bracketed	1048
Mar.	7	Bracketed	1088

Mar.	13	Motion. Return to Committee. Motion lost. Motion. Indefinitely postpone. Motion lost. Motion. Refer for review. Motion lost	1230
Mar.	14	Bracketed	1248
Mar.	20	Indefinitely postpone	1377
Mar.	20	Motion. Reconsidered action	1391
Mar.	20	Referred for review	1392
Mar.	21	Placed on Select File	1434
Mar.	22	Referred for engrossment	1463
Mar.	28	Replaced on Select File	1591
Mar.	28	Referred for engrossment	1608
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1700
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Request. Objection. Motion. Motion lost	1717
Apr.	5	Presented to Governor	1722
Apr.	8	Returned by the Governor without approval	1763

LEGISLATIVE BILL 1218 By Swanson

Jan.	10	Read first time. Placed on General File	203
Jan.	11	Re-referred to Committee on Miscellaneous Subjects	207
Jan.	18	Notice of hearing	348
Feb.	22	Replaced on General File	830
Mar.	10	Referred for review	1180
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1503
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVIVE BILL 1219 By Carpenter

Jan.	10	Read first time. Referred to Committee on Education	203
Jan.	12	Notice of hearing	256
Jan.	31	Placed on General File	520
Feb.	29	Referred for review	962
Mar.	2	Placed on Select File	994
Mar.	3	Bracketed	1036
Mar.	6	Referred for engrossment	1058
Mar.	8	Replaced on Select File	1120
Mar.	8	Referred for engrossment	1121

Mar.	10	Replaced on Select File	1161
Mar.	13	Referred for engrossment	1211
Mar.	14	Correctly engrossed	1234
Mar.	17	Final Reading	1332
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1220 By Public Health and Welfare Committee

Jan.	10	Read first time	204
Jan.	11	Referred to Committee on Public Health and Welfare	227
Jan.	13	Notice of hearing	270
Jan.	17	Introducers withdrawn	320
Feb.	2	Placed on General File	536
Feb.	29	Bracketed	962
Mar.	6	Referred for review	1063
Mar.	8	Placed on Select File	1095
Mar.	9	Referred for engrossment	1142
Mar.	14	Correctly engrossed	1234
Mar.	17	Final Reading	1333
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1221 By Clark

Jan.	10	Read first time	204
Jan.	11	Referred to Committee on Labor	227
Jan.	12	Notice of hearing	256
Jan.	24	Placed on General File	425
Feb.	25	Laid over	893
Feb.	25	Referred for review	894
Feb.	29	Placed on Select File	940
Mar.	1	Referred for engrossment	973
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1101
Mar.	8	Explanation of vote	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1222 By Epke

Jan.	10	Read first time	204
Jan.	11	Referred to Committee on Judiciary	227
Jan.	13	Notice of hearing	279
Feb.	10	Placed on General File	662
Mar.	7	Referred for review	1091
Mar.	14	Placed on Select File	1234
Mar.	15	Referred for engrossment	1275
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1455
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1223 By Interim Study Committee

Jan.	10	Read first time	204
Jan.	11	Referred to Committee on Judiciary	227
Jan.	13	Notice of hearing	279
Jan.	19	Request. Laid over	360
Jan.	20	Request renewed. Withdrawn	381
Jan.	20	Request	384

LEGISLATIVE BILL 1224 By Interim Study Committee

Jan.	10	Read first time	204
Jan.	11	Referred to Committee on Education	227
Jan.	12	Notice of hearing	256
Feb.	10	Placed on General File	649
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1224A By DeCamp

Mar.	6	Read first time. Placed on General File	1059
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1225 By Interim Study Committee

Jan.	10	Read first time	205
Jan.	11	Referred to Committee on Agriculture and Recreation	227
Jan.	20	Notice of hearing	384
Feb.	9	Indefinitely postponed	638

LEGISLATIVE BILL 1226 By Goodrich

Jan.	11	Read first time	211
Jan.	11	Referred to Committee on Banking, Commerce and Insurance	227

Jan.	18	Notice of hearing	348
Feb.	2	Placed on General File	536
Feb.	28	Laid over	929
Feb.	29	Referred for review	962
Mar.	2	Placed on Select File	994
Mar.	3	Referred for engrossment	1036
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1203
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1227 By DeCamp

Jan.	11	Read first time	211
Jan.	11	Referred to Committee on Public Works	227
Jan.	12	Notice of hearing	249
Feb.	15	Indefinitely postponed	711

LEGISLATIVE BILL 1228 By Simpson

Jan.	11	Read first time	211
Jan.	11	Referred to Committee on Labor	227
Jan.	24	Notice of hearing	422
Feb.	23	Placed on General File	842
Mar.	10	Laid over	1180
Mar.	15	Motion. Laid over	1287
Mar.	16	Bracketed	1327
Mar.	20	Motion renewed. Motion lost. Referred for review	1382
Mar.	21	Placed on Select File	1433
Mar.	22	Referred for engrossment	1462
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1701
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1229 By Waldo

Jan.	11	Read first time	212
Jan.	11	Referred to Committee on Revenue	227
Jan.	17	Notice of hearing	311
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1230 By Waldo

Jan.	11	Read first time	212
Jan.	11	Referred to Committee on Revenue	227
Jan.	17	Notice of hearing	311
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1231 By Stahmer

Jan.	11	Read first time	212
Jan.	11	Referred to Committee on Labor	227
Jan.	12	Notice of hearing	256
Feb.	24	Placed on General File	872
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1232 By Stahmer

Jan.	11	Read first time	212
Jan.	11	Referred to Committee on Public Works	227
Jan.	12	Notice of hearing	249
Jan.	18	Notice of hearing	358
Feb.	14	Indefinitely postponed	697

LEGISLATIVE BILL 1233 By Morgan

Jan.	11	Read first time	212
Jan.	11	Referred to Committee on Judiciary	227
Jan.	19	Notice of hearing	366
Feb.	23	Placed on General File	847
Mar.	10	Motion. Laid over	1180
Mar.	20	Motion renewed. Indefinitely postponed	1376

LEGISLATIVE BILL 1234 By Simpson

Jan.	11	Read first time	217
Jan.	11	Referred to Committee on Banking, Commerce and Insurance	227
Jan.	18	Notice of hearing	348
Feb.	2	Indefinitely postponed	534

LEGISLATIVE BILL 1235 By Johnson

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Urban Affairs	227
Jan.	18	Notice of hearing	349
Feb.	3	Placed on General File	567
Mar.	2	Referred for review	1022
Mar.	6	Placed on Select File	1055
Mar.	7	Referred for engrossment	1079

Mar.	8	Replaced on Select File. Referred for engrossment	1120
Mar.	10	Replaced on Select File	1161
Mar.	13	Referred for engrossment	1211
Mar.	14	Correctly engrossed	1234
Mar.	17	Final Reading	1333
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1236 By Savage

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Public Works	227
Jan.	12	Notice of hearing	249
Feb.	9	Placed on General File	643
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1237 By Savage

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Education	228
Jan.	12	Notice of hearing	256
Jan.	27	Placed on General File	473
Feb.	18	Referred for review	819
Feb.	24	Placed on Select File	857
Feb.	25	Referred for engrossment	893
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1005
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1238 By Kremer

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Agriculture and Recreation	228
Jan.	20	Notice of hearing	384
Feb.	2	Placed on General File	543
Feb.	29	Referred for review	964
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	8	Replaced on Select File. Referred for engrossment	1105

Mar.	9	Correctly engrossed	1128
Mar.	13	Final Reading	1206
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1239 By Carsten

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Agriculture and Recreation	228
Jan.	14	Notice of hearing	288
Feb.	2	Placed on General File	543
Feb.	29	Referred for review	965
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1203
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1240 By Waldron

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Appropriations	228
Jan.	20	Notice of hearing	380
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1241 By Waldron

Jan.	11	Read first time	218
Jan.	11	Referred to Committee on Revenue	228
Jan.	26	Notice of hearing	450
Feb.	11	Placed on General File	667
Mar.	8	Co-introducer added. Motion. Indefinitely postpone. Motion lost. Referred for review	1106
Mar.	13	Placed on Select File	1194
Mar.	14	Referred for engrossment	1246
Mar.	14	Motion. Motion lost	1248
Mar.	16	Correctly engrossed	1308
Mar.	21	Final Reading	1407
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	21	Returned by Governor without approval	1439

Mar. 22 Motion. Passed over Governor's veto 1464
Mar. 23 Delivered to Secretary of State 1497
Mar. 23 Letter 1498

LEGISLATIVE BILL 1242 By Barnett

Jan. 11 Read first time 219
Jan. 11 Referred to Committee on Public Works 228
Jan. 12 Notice of hearing 249
Feb. 9 Indefinitely postponed 641

LEGISLATIVE BILL 1243 By Snyder

Jan. 11 Read first time 219
Jan. 11 Referred to Committee on Public Works 228
Jan. 12 Notice of hearing 249
Feb. 15 Placed on General File 711
Apr. 5 Indefinitely postponed 1753

LEGISLATIVE BILL 1244 By Swanson

Jan. 11 Read first time 219
Jan. 11 Referred to Committee on Judiciary 228
Jan. 13 Notice of hearing 279
Apr. 5 Indefinitely postponed 1753

LEGISLATIVE BILL 1245 By Epke

Jan. 11 Read first time 226
Jan. 12 Referred to Committee on Judiciary 257
Jan. 13 Notice of hearing 279
Feb. 10 Placed on General File 662
Mar. 17 Referred for review 1358
Mar. 20 Placed on Select File 1395
Mar. 21 Referred for engrossment 1415
Mar. 23 Correctly engrossed 1497
Mar. 28 Final Reading 1612
Mar. 28 Correctly enrolled 1623
Mar. 28 Speaker signed 1624
Mar. 28 Presented to Governor 1631
Apr. 5 Approved by Governor 1677

LEGISLATIVE BILL 1246 By Kennedy

Jan. 11 Read first time 226
Jan. 12 Referred to Committee on Miscellaneous Subjects 257

Jan.	18	Notice of hearing	348
Feb.	2	Placed on General File	534
Feb.	25	Referred for review	906
Mar.	1	Placed on Select File	969
Mar.	2	Referred for engrossment	1010
Mar.	6	Correctly engrossed	1058
Mar.	9	Final Reading	1132
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1246A By Kennedy

Mar.	10	Read first time. Placed on General File	1165
Mar.	14	Referred for review	1253
Mar.	16	Placed on Select File	1291
Mar.	17	Referred for engrossment	1340
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1511
Mar.	23	Correctly enrolled. President signed	1524
Mar.	23	Presented to Governor	1528
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1247 By Proud

Jan.	11	Read first time	226
Jan.	12	Referred to Committee on Government, Military and Veterans Affairs	257
Jan.	17	Notice of hearing	335
Feb.	14	Placed on General File	700
Mar.	8	Bracketed	1116
Mar.	15	Motion. Indefinitely postponed	1285

LEGISLATIVE BILL 1247A By Proud

Feb.	18	Read first time. Placed on General File	797
Mar.	8	Bracketed	1116
Mar.	15	Request. Laid over	1287
Mar.	17	Request renewed. Withdrawn	1344

LEGISLATIVE BILL 1248 By Proud

Jan.	11	Read first time	227
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	23	Placed on General File	843
Mar.	21	Referred for review	1428

Mar.	23	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1647
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1249 By Proud

Jan.	11	Read first time	227
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	23	Placed on General File	843
Mar.	21	Referred for review	1428
Mar.	23	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	28	Replaced on Select File	1592
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1702
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1250 By Proud

Jan.	11	Read first time	227
Jan.	12	Referred to Committee on Public Works	257
Jan.	18	Notice of hearing	358
Feb.	10	Placed on General File	658
Mar.	17	Referred for review	1353
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1614
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1251 By Proud

Jan.	11	Read first time	227
Jan.	12	Referred to Committee on Revenue	257
Jan.	17	Notice of hearing	310
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1252 By Mahoney

Jan.	12	Read first time	249
Jan.	12	Referred to Committee on Public Works	257
Jan.	18	Notice of hearing	358
Feb.	14	Placed on General File	697
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1253 By Judiciary Committee

Jan.	12	Read first time	249
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	10	Placed on General File	662
Mar.	17	Referred for review	1358
Mar.	20	Placed on Select File	1396
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1614
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1254 By Waldron

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Government, Military and Veterans Affairs	257
Jan.	17	Notice of hearing	335
Jan.	26	Notice of hearing	465
Feb.	14	Indefinitely postponed	700

LEGISLATIVE BILL 1255 By Waldron

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Education	257
Jan.	18	Notice of hearing	358
Jan.	31	Placed on General File	521
Feb.	25	Referred for review	902
Feb.	29	Placed on Select File	942
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	9	Replaced on Select File	1128
Mar.	9	Referred for re-engrossment	1142
Mar.	10	Replaced on Select File	1161

Mar.	13	Referred for engrossment	1212
Mar.	17	Final Reading	1334
Mar.	20	Correctly enrolled	1367
Mar.	20	Speaker signed	1371
Mar.	21	Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1256 By Waldron

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	17	Placed on General File	777
Mar.	2	Referred for review	1024
Mar.	6	Placed on Select File	1056
Mar.	7	Referred for engrossment	1080
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1262
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1257 By Mahoney

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Labor	257
Jan.	19	Notice of hearing	374
Feb.	4	Placed on General File	576
Mar.	2	Referred for review	1022
Mar.	6	Placed on Select File	1055
Mar.	7	Referred for engrossment	1079
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1263
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1258 By Savage

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	17	Indefinitely postponed	777

LEGISLATIVE BILL 1259 By Stahmer

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Revenue	257

Jan.	17	Notice of hearing	310
Feb.	16	Placed on General File	741
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1260 By Stahmer

Jan.	12	Read first time	250
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	24	Indefinitely postponed	866

LEGISLATIVE BILL 1261 By Wiltse

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Urban Affairs	257
Jan.	18	Notice of hearing	349
Feb.	2	Placed on General File	538
Feb.	29	Referred for review	963
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1204
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1262 By Wiltse

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Miscellaneous Subjects	257
Feb.	2	Notice of hearing	532
Feb.	22	Placed on General File	830
Mar.	10	Referred for review	1180
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1503
Mar.	23	Correctly enrolled. President signed	1519
Mar.	24	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1263 By Wiltse

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Public Works	257
Jan.	18	Notice of hearing	358
Feb.	10	Indefinitely postponed	658

LEGISLATIVE BILL 1264 By Carstens

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Judiciary	257
Jan.	13	Notice of hearing	279
Feb.	17	Placed on General File	777
Mar.	21	Referred for review	1428
Mar.	23	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1702
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1265 By Carstens

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Labor	257
Jan.	19	Notice of hearing	374
Feb.	4	Placed on General File	576
Mar.	3	Indefinitely postponed	1044
Mar.	3	Motion. Laid over	1052
Mar.	9	Motion renewed. Motion lost	1156

LEGISLATIVE BILL 1266 By Moylan

Jan.	12	Read first time	251
Jan.	12	Referred to Committee on Government, Military and Veterans Affairs	257
Jan.	17	Notice of hearing	335
Feb.	14	Placed on General File	700
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1519
Mar.	23	Referred for engrossment	1527
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1703
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1267 By Proud

Jan.	12	Read first time	252
Jan.	12	Referred to Committee on Revenue	257

Jan.	26	Notice of hearing	450
Feb.	18	Placed on General File	787
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1268 By Chambers

Jan.	12	Read first time	252
Jan.	12	Referred to Committee on Education	257
Jan.	18	Notice of hearing	358
Feb.	10	Placed on General File	649
Feb.	18	Referred for review	809
Feb.	23	Placed on Select File	833
Feb.	24	Referred for engrossment	861
Feb.	25	Correctly engrossed	898
Feb.	29	Final Reading	949
Feb.	29	Correctly enrolled. President signed	965
Mar.	3	Presented to Governor	1034
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1269 By Labor Committee

Jan.	12	Read first time	252
Jan.	12	Referred to Committee on Labor	257
Jan.	19	Notice of hearing	374
Feb.	4	Placed on General File	576
Mar.	2	Referred for review	1022
Mar.	6	Placed on Select File	1055
Mar.	7	Referred for engrossment	1079
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1263
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1270 By Stromer

Jan.	12	Read first time	252
Jan.	12	Referred to Committee on Public Health and Welfare	257
Jan.	13	Notice of hearing	270
Feb.	18	Placed on General File	789
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1536
Mar.	24	Referred for engrossment	1543
Mar.	28	Replaced on Select File	1593

Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1704
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	10	Approved by Governor	1762

LEGISLATIVE BILL 1271 By Stromer, Craft

Jan.	12	Read first time	252
Jan.	12	Referred to Committee on Education	257
Jan.	18	Notice of hearing	358
Feb.	18	Placed on General File	805
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1271A By Stromer

Mar.	21	Read first time. Placed on General File	1434
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1272 By Morgan

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Urban Affairs	278
Jan.	21	Notice of hearing	413
Feb.	11	Placed on General File	678
Mar.	21	Referred for review	1426
Mar.	22	Placed on Select File	1485
Mar.	23	Referred for engrossment	1521
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1705
Apr.	5	Correctly enrolled	1711
Apr.	5	President signed	1712
Apr.	5	Presented to Governor	1722
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1273 By Klaver

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Government, Military and Veterans Affairs	278
Jan.	17	Notice of hearing	335
Feb.	14	Placed on General File	700
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1486

Mar.	23	Referred for engrossment	1522
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1648
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1274 By Morgan, Mahoney

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Urban Affairs	278
Jan.	14	Re-referred to Committee on Public Works	291
Jan.	18	Notice of hearing	358
Feb.	14	Placed on General File	697
Feb.	24	Referred for review	877
Feb.	28	Placed on Select File	913
Feb.	29	Referred for engrossment	950
Mar.	2	Correctly engrossed	996
Mar.	7	Final Reading	1074
Mar.	8	Correctly enrolled. President signed	1103
Mar.	9	Presented to Governor	1126
Mar.	13	Approved by Governor	1229

LEGISLATIVE BILL 1275 By Morgan, Mahoney

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Urban Affairs	278
Jan.	14	Re-referred to Committee on Public Works	291
Jan.	18	Notice of hearing	358
Feb.	15	Placed on General File	711
Feb.	24	Referred for review	877
Feb.	28	Placed on Select File	913
Feb.	29	Bracketed	950
Mar.	1	Unbracketed. Referred for engrossment	974
Mar.	2	Replaced on Select File	992
Mar.	3	Referred for engrossment	1035
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1264
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1276 By Nore

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Revenue	278
Jan.	17	Notice of hearing	311
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1277 By Kokes

Jan.	13	Read first time	262
Jan.	13	Referred to Committee on Public Works	278
Jan.	18	Notice of hearing	358
Feb.	10	Placed on General File	658
Mar.	3	Referred for review	1046
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1303
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1278 By Skarda, Mahoney

Jan.	13	Read first time	263
Jan.	13	Referred to Committee on Judiciary	278
Jan.	19	Notice of hearing	366
Feb.	24	Placed on General File	866
Mar.	17	Referred for review	1356
Mar.	20	Placed on Select File	1395
Mar.	21	Bracketed	1415
Mar.	24	Unbracketed. Referred for engrossment	1547
Mar.	28	Replaced on Select File	1594
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1705
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1279 By Appropriations Committee

Jan.	13	Read first time	263
Jan.	13	Referred to Committee on Appropriations	278
Jan.	20	Notice of hearing	380
Feb.	8	Placed on General File	615
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1393
Mar.	21	Referred for engrossment	1414
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1559
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1279A By Marvel

Mar.	16	Read first time. Placed on General File	1327
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1414
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1559
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1280 By Appropriations Committee

Jan.	13	Read first time	263
Jan.	13	Placed on General File	278
Jan.	20	Request. Referred for review	385
Jan.	24	Placed on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	516
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 1281 By Appropriations Committee

Jan.	13	Read first time	263
Jan.	13	Placed on General File	278
Jan.	20	Request. Referred for review	385
Jan.	24	Placed on Select File	418
Jan.	25	Referred for engrossment	444
Jan.	27	Correctly engrossed	474
Jan.	31	Final Reading	516
Feb.	2	Correctly enrolled. President signed	533
Feb.	3	Presented to Governor	558
Feb.	9	Approved by Governor	618

LEGISLATIVE BILL 1282 By Appropriations Committee

Jan.	13	Read first time	264
Jan.	13	Referred to Committee on Appropriations	278
Jan.	20	Notice of hearing	380
Feb.	8	Placed on General File	615
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1393

Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1615
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1283 By Appropriations Committee

Jan.	13	Read first time	264
Jan.	13	Referred to Committee on Appropriations	278
Jan.	20	Notice of hearing	380
Feb.	8	Placed on General File	615
Mar.	17	Referred for review	1350
Mar.	20	Placed on Select File	1393
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1616
Mar.	28	Correctly enrolled.	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1284 By Appropriations Committee

Jan.	13	Read first time	264
Jan.	13	Referred to Committee on Appropriations	278
Jan.	20	Notice of hearing	380
Feb.	9	Placed on General File	622
Mar.	7	Referred for review	1090
Mar.	21	Placed on Select File	1398
Mar.	21	Referred for engrossment	1419
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1616
Mar.	28	Correctly enrolled.	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1678

LEGISLATIVE BILL 1284A By Marvel

Mar.	6	Read first time. Placed on General File	1069
Mar.	7	Referred for review	1090
Mar.	20	Placed on Select File	1373
Mar.	21	Referred for engrossment	1413

Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1560
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1285 By Kokes

Jan.	13	Read first time	264
Jan.	13	Referred to Committee on Government, Military and Veterans Affairs	278
Jan.	17	Notice of hearing	335
Mar.	17	Placed on General File	1341
Mar.	22	Referred for review	1490
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1584
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1706
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	10	Returned by Governor without approval	1765

LEGISLATIVE BILL 1286 By Luedtke

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Public Health and Welfare	278
Jan.	18	Notice of hearing	349
Feb.	7	Indefinitely postponed	601

LEGISLATIVE BILL 1287 By Swanson

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Agriculture and Recreation	278
Jan.	14	Notice of hearing	288
Feb.	2	Indefinitely postponed	543

LEGISLATIVE BILL 1288 By Swanson

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Banking, Commerce and Insurance	278
Jan.	20	Notice of hearing	380
Feb.	3	Placed on General File	558

Mar.	2	Referred for review	1021
Mar.	6	Placed on Select File	1054
Mar.	7	Referred for engrossment	1079
Mar.	8	Replaced on Select File. Referred for engrossment	1121
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1303
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1289 By Waldron

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Miscellaneous Subjects	278
Jan.	24	Notice of hearing	426
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1290 By Epke

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Agriculture and Recreation	278
Jan.	14	Notice of hearing	288
Feb.	2	Placed on General File	544
Feb.	29	Referred for review	965
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1036
Mar.	8	Correctly engrossed	1103
Mar.	13	Final Reading	1205
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1291 By Agriculture and Recreation Committee

Jan.	13	Read first time	265
Jan.	13	Referred to Committee on Agriculture and Recreation	278
Jan.	14	Notice of hearing	288
Jan.	17	Co-introducer withdrawn	346
Feb.	3	Placed on General File	558
Mar.	1	Referred for review	986
Mar.	3	Placed on Select File	1031
Mar.	6	Referred for engrossment	1058

Mar.	9	Replaced on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1304
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1292 By Carpenter

Jan.	13	Read first time	266
Jan.	13	Referred to Committee on Public Works	278
Jan.	18	Notice of hearing	358
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1293 By Goodrich

Jan.	13	Read first time	266
Jan.	13	Referred to Committee on Judiciary	278
Jan.	19	Notice of hearing	366
Feb.	23	Placed on General File	847
Mar.	14	Laid over	1253
Mar.	21	Referred for review	1440
Mar.	23	Placed on Select File	1538
Mar.	24	Referred for engrossment	1544
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1649
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1293A By Carpenter, Goodrich

Mar.	21	Read first time. Placed on General File	1425
Mar.	21	Referred for review	1440
Mar.	23	Placed on Select File	1538
Mar.	24	Referred for engrossment	1544
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1650
Mar.	29	Correctly enrolled. Speaker signed	1657
Mar.	29	Presented to Governor	1661
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1294 By Elrod

Jan.	13	Read first time	266
Jan.	13	Referred to Committee on Labor	278

Jan.	24	Notice of hearing	422
Feb.	4	Placed on General File	576
Feb.	14	Request. Laid over	692
Feb.	15	Request renewed. Withdrawn	719

LEGISLATIVE BILL 1295 By Elrod

Jan.	13	Read first time	266
Jan.	13	Referred to Committee on Judiciary	278
Jan.	19	Notice of hearing	366
Feb.	23	Placed on General File	848
Mar.	21	Referred for review	1428
Mar.	23	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1707
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1296 By Hasebroock

Jan.	13	Read first time	271
Jan.	13	Referred to Committee on Public Works	279
Jan.	18	Notice of hearing	358
Feb.	10	Placed on General File	658
Mar.	17	Referred for review	1353
Mar.	21	Placed on Select File	1404
Mar.	21	Referred for engrossment	1420
Mar.	24	Correctly engrossed	1556
Mar.	29	Final Reading	1651
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	3	Approved by Governor	1760

LEGISLATIVE BILL 1296A By Hasebroock, Elrod

Mar.	21	Read first time. Placed on General File	1425
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1526
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1707
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1297 By Snyder

Jan.	13	Read first time	271
Jan.	13	Referred to Committee on Miscellaneous Subjects	279
Jan.	18	Notice of hearing	348
Feb.	2	Placed on General File	534
Feb.	25	Referred for review	906
Mar.	1	Placed on Select File	969
Mar.	2	Referred for engrossment	1010
Mar.	6	Correctly engrossed	1058
Mar.	9	Final Reading	1133
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1298 By Agriculture Committee

Jan.	13	Read first time	276
Jan.	14	Referred to Committee on Labor	290
Jan.	14	Co-introducers withdrawn	335
Jan.	24	Notice of hearing	422
Feb.	4	Placed on General File	577
Mar.	2	Referred for review	1023
Mar.	6	Placed on Select File	1055
Mar.	7	Referred for engrossment	1080
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1265
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1299 By Pfister

Jan.	13	Read first time	276
Jan.	14	Referred to Committee on Judiciary	290
Jan.	19	Notice of hearing	366
Feb.	17	Placed on General File	777
Mar.	21	Referred for review	1428
Mar.	23	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1661
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1300 By Kremer, Warner

Jan.	14	Read first time	285
Jan.	14	Referred to Committee on Agriculture and Recreation	290
Jan.	20	Notice of hearing	384
Feb.	2	Indefinitely postponed	543

LEGISLATIVE BILL 1301 By Judiciary Committee

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Judiciary	290
Jan.	19	Notice of hearing	366
Feb.	10	Placed on General File	662
Mar.	6	Referred for review	1059
Mar.	8	Placed on Select File	1095
Mar.	9	Referred for engrossment	1142
Mar.	9	Replaced on Select File. Referred for engrossment	1156
Mar.	10	Replaced on Select File	1162
Mar.	13	Referred for engrossment	1212
Mar.	15	Correctly engrossed	1258
Mar.	20	Final Reading	1364
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1301A By Judiciary Committee

Feb.	28	Read first time. Placed on General File	926
Mar.	6	Referred for review	1059
Mar.	8	Placed on Select File	1095
Mar.	9	Referred for engrossment	1142
Mar.	9	Replaced on Select File. Referred for engrossment	1157
Mar.	13	Replaced on Select File	1194
Mar.	14	Referred for engrossment	1247
Mar.	15	Replaced on Select File	1258
Mar.	16	Referred for engrossment	1312
Mar.	17	Correctly engrossed	1343
Mar.	22	Final Reading	1456
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1302 By Stahmer

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Public Health and Welfare	290
Jan.	18	Notice of hearing	349
Feb.	2	Placed on General File	536
Feb.	10	Referred for review	664
Feb.	14	Placed on Select File	685
Feb.	15	Bracketed	710
Feb.	16	Referred for engrossment	748
Feb.	18	Replaced on Select File	784
Feb.	18	Referred for engrossment	813
Feb.	23	Correctly engrossed	838
Feb.	28	Final Reading	917
Feb.	29	Correctly enrolled. President signed	943
Feb.	29	Motion. Returned to Legislature	964
Mar.	1	Motion. Reconsidered	975
Mar.	20	Unbracketed	1365
Mar.	20	Replaced on Select File	1366
Mar.	20	Referred for re-engrossment	1369
Mar.	21	Replaced on Select File. Referred for re-engrossment	1418
Mar.	22	Replaced on Select File	1448
Mar.	23	Referred for re-engrossment	1521
Mar.	28	Replaced on Select File	1591
Mar.	28	Referred for re-engrossment	1609
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Final Reading	1708
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	11	Returned by Governor without approval	1767

LEGISLATIVE BILL 1303 By Holmquist

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Public Works	290
Jan.	19	Notice of hearing	374
Feb.	10	Placed on General File	658
Mar.	17	Referred for review	1354
Mar.	21	Placed on Select File	1403
Mar.	21	Referred for engrossment	1419
Mar.	22	Replaced on Select File. Referred for engrossment	1472
Mar.	23	Replaced on Select File	1494
Mar.	23	Referred for engrossment	1525
Mar.	28	Replaced on Select File	1592
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631

Apr.	5	Final Reading	1709
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1303A By Holmquist

Mar.	21	Read first time. Placed on General File	1424
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1662
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	3	Approved by Governor	1760

LEGISLATIVE BILL 1304 By Skarda

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Public Health and Welfare	290
Jan.	18	Notice of hearing	349
Feb.	2	Placed on General File	537
Feb.	28	Referred for review	933
Mar.	2	Placed on Select File	993
Mar.	3	Bracketed	1035
Mar.	9	Unbracketed	1142
Mar.	9	Referred for engrossment	1143
Mar.	10	Replaced on Select File	1161
Mar.	13	Referred for engrossment	1212
Mar.	15	Replaced on Select File	1258
Mar.	16	Referred for engrossment	1312
Mar.	17	Correctly engrossed	1338
Mar.	20	Replaced on Select File	1366
Mar.	20	Referred for re-engrossment	1370
Mar.	21	Replaced on Select File	1431
Mar.	22	Referred for re-engrossment	1462
Mar.	23	Correctly re-engrossed	1527
Mar.	28	Final Reading	1617
Mar.	28	Correctly enrolled	1623
Mar.	28	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1305 By Morgan

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Judiciary	290
Jan.	19	Notice of hearing	366
Feb.	23	Placed on General File	848
Mar.	21	Referred for review	1428
Mar.	23	Placed on Select File	1496
Mar.	23	Referred for engrossment	1526
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1709
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1306 By Craft

Jan.	14	Read first time	286
Jan.	14	Referred to Committee on Agriculture and Recreation	290
Jan.	26	Notice of hearing	465
Feb.	24	Placed on General File	881
Mar.	3	Referred for review	1047
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1305
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1307 By Craft

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Public Health and Welfare	290
Jan.	18	Notice of hearing	349
Feb.	7	Indefinitely postponed	601

LEGISLATIVE BILL 1308 By Ziebarth

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Labor	290
Jan.	25	Notice of hearing	446
Feb.	4	Indefinitely postponed	576

LEGISLATIVE BILL 1309 By Ziebarth

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Agriculture and Recreation	290
Jan.	26	Notice of hearing	465
Feb.	11	Placed on General File	671
Mar.	17	Referred for review	1358
Mar.	21	Placed on Select File	1433
Mar.	22	Referred for engrossment	1462
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1663
Mar.	29	Correctly enrolled. Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1310 By Ziebarth

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Public Health and Welfare	290
Jan.	18	Notice of hearing	349
Feb.	18	Placed on General File	793
Mar.	14	Request	1253
Mar.	16	Referred for review	1316
Mar.	17	Placed on Select File	1352
Mar.	20	Referred for engrossment	1367
Mar.	22	Replaced on Select File	1468
Mar.	22	Laid over	1469
Mar.	23	Referred for engrossment	1523
Mar.	24	Correctly engrossed	1556
Mar.	29	Final Reading	1664
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1311 By Orme

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Nebraska Retirement Systems	290
Jan.	19	Re-referred to Committee on Judiciary	373
Jan.	20	Notice of hearing	390
Feb.	2	Placed on General File	551
Mar.	2	Bracketed	1021
Mar.	7	Referred for review	1083
Mar.	13	Placed on Select File	1195
Mar.	14	Referred for engrossment	1247

Mar.	16	Replaced on Select File	1290
Mar.	17	Referred for engrossment	1339
Mar.	21	Correctly engrossed	1420
Mar.	21	Replaced on Select File. Referred for re-engrossment	1423
Mar.	23	Correctly re-engrossed	1496
Mar.	28	Final Reading	1618
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1312 By Proud

Jan.	14	Read first time	287
Jan.	14	Referred to Committee on Public Works	290
Jan.	19	Notice of hearing	374
Feb.	10	Placed on General File	660
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1519
Mar.	23	Referred for engrossment	1527
Mar.	28	Correctly engrossed	1631
Apr.	5	Laid over	1711
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1313 By Proud

Jan.	14	Read first time	288
Jan.	14	Referred to Committee on Government, Military and Veterans Affairs	290
Jan.	26	Notice of hearing	465
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1314 By Stull

Jan.	14	Read first time	288
Jan.	14	Referred to Committee on Education	290
Jan.	18	Notice of hearing	358
Jan.	31	Placed on General File	521
Feb.	25	Referred for review	902
Feb.	29	Placed on Select File	942
Mar.	1	Referred for engrossment	974
Mar.	6	Correctly engrossed	1058
Mar.	9	Final Reading	1134
Mar.	10	Correctly enrolled. President signed	1167
Mar.	13	Presented to Governor	1212
Mar.	16	Approved by Governor	1309

LEGISLATIVE BILL 1315 By Swanson

Jan.	14	Read first time	289
Jan.	14	Referred to Committee on Revenue	290
Jan.	26	Notice of hearing	450
Feb.	10	Placed on General File	664
Mar.	17	Referred for review	1358
Mar.	21	Placed on Select File	1404
Mar.	22	Referred for engrossment	1461
Mar.	22	Replaced on Select File. Referred for engrossment	1463
Mar.	22	Replaced on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	24	Replaced on Select File	1547
Mar.	24	Referred for engrossment	1548
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1719
Apr.	5	Correctly enrolled. President signed	1732
Apr.	11	Returned by Governor without approval	1768

LEGISLATIVE BILL 1316 By Warner

Jan.	14	Read first time	289
Jan.	14	Referred to Committee on Judiciary	290
Jan.	19	Notice of hearing	366
Feb.	24	Indefinitely postponed	866

LEGISLATIVE BILL 1317 By Proud

Jan.	14	Read first time	289
Jan.	14	Referred to Committee on Urban Affairs	290
Jan.	21	Notice of hearing	413
Feb.	11	Indefinitely postponed	677

LEGISLATIVE BILL 1318 By Savage

Jan.	14	Read first time	289
Jan.	14	Referred to Committee on Labor	290
Jan.	24	Notice of hearing	422
Feb.	11	Placed on General File	667
Mar.	17	Referred for review	1358
Mar.	20	Placed on Select File	1396
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1619
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1319 By Warner

Jan.	14	Read first time	304
Jan.	18	Referred to Committee on Public Works	349
Jan.	19	Notice of hearing	374
Feb.	25	Placed on General File	910
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1320 By Warner

Jan.	14	Read first time	304
Jan.	18	Referred to Committee on Public Works	349
Jan.	19	Notice of hearing	374
Feb.	20	Placed on General File	660
Mar.	17	Referred for review	1354
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1620
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1321 By Snyder

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	349
Jan.	26	Notice of hearing	465
Feb.	14	Indefinitely postponed	700

LEGISLATIVE BILL 1322 By Swanson

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Constitutional Revision	349
Jan.	20	Notice of hearing	384
Feb.	18	Placed on General File	798
Mar.	10	Laid over	1173
Mar.	14	Motion. Motion lost. Indefinitely postponed	1251
Mar.	15	Motion. Laid over	1259
Mar.	21	Request	1426
Mar.	22	Motion renewed. Reconsidered. Referred for review	1470
Mar.	24	Placed on Select File	1543
Mar.	24	Referred for engrossment	1545

Mar.	28	Correctly engrossed	1631
Apr.	5	Failed on Final Reading	1719

LEGISLATIVE BILL 1323 By Schmit

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Judiciary	349
Jan.	20	Notice of hearing	391
Feb.	10	Indefinitely postponed	662

LEGISLATIVE BILL 1324 By Snyder

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Education	349
Jan.	21	Notice of hearing	410
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1325 By Orme

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Public Health and Welfare	349
Jan.	24	Notice of hearing	426
Feb.	7	Placed on General File	601
Mar.	3	Referred for review	1045
Mar.	7	Placed on Select File	1072
Mar.	8	Referred for engrossment	1104
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1266
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1326 By Interim Study Committee

Jan.	14	Read first time	305
Jan.	18	Referred to Committee on Education	349
Jan.	21	Notice of hearing	410
Feb.	2	Indefinitely postponed	533

LEGISLATIVE BILL 1327 By Savage

Jan.	17	Read first time	312
Jan.	18	Referred to Committee on Public Works	349
Jan.	19	Notice of hearing	374
Feb.	25	Indefinitely postponed	909

LEGISLATIVE BILL 1328 By Craft

Jan.	17	Read first time	312
Jan.	18	Referred to Committee on Miscellaneous Subjects	349
Jan.	19	Notice of hearing	374
Feb.	2	Placed on General File	534
Feb.	25	Referred for review	907
Mar.	1	Placed on Select File	970
Mar.	2	Laid over	1010
Mar.	2	Referred for engrossment	1011
Mar.	6	Replaced on Select File	1053
Mar.	7	Referred for engrossment	1078
Mar.	9	Replaced on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1305
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1328A By Craft

Feb.	14	Read first time. Placed on General File	692
Mar.	15	Laid over	1287
Mar.	20	Laid over	1379
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1496
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1664
Mar.	29	Correctly enrolled. Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1329 By Craft

Jan.	17	Read first time	312
Jan.	18	Referred to Committee on Constitutional Revision	349
Jan.	20	Notice of hearing	384
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1330 By Craft

Jan.	17	Read first time	313
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	349

Jan.	24	Notice of hearing	426
Feb.	9	Placed on General File	638
Mar.	22	Referred for review	1490
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1583
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1713
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1331 By Syas

Jan.	17	Read first time	313
Jan.	18	Referred to Committee on Constitutional Revision	349
Jan.	26	Notice of hearing	459
Feb.	16	Placed on General File	747
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1332 By Syas

Jan.	17	Read first time	313
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	21	Notice of hearing	410
Feb.	15	Placed on General File	718
Mar.	21	Referred for review	1428
Mar.	22	Placed on Select File	1487
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1713
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1333 By Syas

Jan.	17	Read first time	313
Jan.	18	Referred to Committee on Public Health and Welfare	350
Jan.	24	Notice of hearing	426
Feb.	7	Indefinitely postponed	601
Feb.	9	Motion. Laid over	644

Feb.	16	Motion renewed. Placed on General File	748
Mar.	9	Referred for review	1158
Mar.	20	Placed on Select File	1373
Mar.	21	Laid over	1413
Mar.	23	Request. Laid over	1535
Mar.	24	Request withdrawn. Co-introducers added. Co-introducer withdrawn	1553
Mar.	24	Referred for engrossment. Replaced on Select File. Referred for engrossment	1554
Mar.	24	Replaced on Select File	1566
Mar.	24	Referred for engrossment. Motion. Motion lost	1567
Mar.	28	Replaced on Select File	1597
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1714
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1334 By Luedtke

Jan.	17	Read first time	313
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	700
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1486
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1715
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1334A By Luedtke

Mar.	16	Read first time. Placed on General File	1298
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1486
Mar.	23	Referred for engrossment	1522
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1665
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1335 By Savage

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Public Works	350
Jan.	18	Co-introducer added	358
Jan.	19	Notice of hearing	374
Feb.	25	Placed on General File	910
Mar.	17	Referred for review	1349
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1413
Mar.	22	Replaced on Select File	1469
Mar.	22	Referred for engrossment	1470
Mar.	22	Replaced on Select File	1485
Mar.	23	Referred for engrossment	1521
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1666
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1336 By Savage

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	350
Jan.	24	Notice of hearing	425
Feb.	7	Placed on General File	585
Mar.	17	Referred for review	1349
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1414
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1561
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Mar.	29	Approved by Governor	1657
Apr.	5	Letter	1679

LEGISLATIVE BILL 1337 By Lewis

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374
Feb.	25	Placed on General File	906
Mar.	17	Referred for review	1349
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1413

Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1620
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1338 By Orme

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374
Jan.	25	Notice of hearing	448
Feb.	25	Placed on General File	910
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1339 By Orme

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	701
Mar.	21	Referred for review	1439
Mar.	23	Placed on Select File	1538
Mar.	24	Referred for engrossment	1544
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1715
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1339A By Orme

Feb.	29	Read first time. Placed on General File	952
Mar.	21	Referred for review	1439
Mar.	23	Placed on Select File	1538
Mar.	24	Referred for engrossment	1544
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1716
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1340 By Kokes

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Labor	350
Jan.	24	Notice of hearing	422
Feb.	24	Placed on General File	873
Mar.	10	Referred for review	1189
Mar.	14	Placed on Select File	1241
Mar.	15	Referred for engrossment	1279
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1504
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1341 By Goodrich

Jan.	17	Read first time	314
Jan.	18	Referred to Committee on Public Health and Welfare	350
Feb.	15	Notice of hearing	733
Feb.	23	Placed on General File	854
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1342 By Nore

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Revenue	350
Feb.	8	Notice of hearing	605
Feb.	22	Placed on General File	826
Feb.	25	Motion. Motion lost	902
Mar.	17	Referred for review	1349
Mar.	21	Placed on Select File	1401
Mar.	21	Referred for engrossment	1419
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1621
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1678

LEGISLATIVE BILL 1343 By Nore

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Agriculture and Recreation	350
Jan.	20	Notice of hearing	384
Feb.	24	Placed on General File	881
Mar.	21	Referred for review	1430
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1526

Mar.	28	Correctly engorssed	1631
Apr.	5	Final Reading	1718
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1344 By Stahmer

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Urban Affairs	350
Jan.	21	Notice of hearing	413
Feb.	11	Indefinitely postponed	677

LEGISLATIVE BILL 1345 By Stahmer

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Public Health and Welfare	350
Jan.	28	Notice of hearing	487
Feb.	18	Placed on General File	799
Mar.	22	Request	1470
Mar.	22	Laid over	1471
Mar.	22	Referred for review	1477
Mar.	24	Placed on Select File	1543
Mar.	24	Laid over	1545
Mar.	24	Referred for engrossment	1557
Mar.	28	Replaced on Select File	1595
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1720
Apr.	5	Correctly enrolled. President signed	1732
Apr.	11	Approved by Governor	1762

LEGISLATIVE BILL 1345A By Stahmer

Mar.	21	Read first time. Placed on General File	1425
Mar.	22	Request	1470
Mar.	22	Motion. Motion lost	1477
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1346 By Stahmer

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Labor	350
Jan.	24	Notice of hearing	422
Feb.	24	Indefinitely postponed	876

LEGISLATIVE BILL 1347 By Kremer

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374
Feb.	10	Placed on General File	660
Mar.	17	Referred for review	1354
Mar.	17	Request	1356
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1622
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1348 By Stromer

Jan.	17	Read first time	315
Jan.	18	Referred to Committee on Education	350
Jan.	21	Notice of hearing	410
Jan.	21	Co-introducers added	412
Jan.	25	Co-introducers added	448
Feb.	18	Placed on General File	805
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1349 By Barnett

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	26	Notice of hearing	465
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1350 By Simpson

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	26	Notice of hearing	465
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1351 By Simpson

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374

Feb.	10	Placed on General File	660
Mar.	17	Laid over	1354
Mar.	21	Referred for review	1430
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1527
Mar.	28	Replaced on Select File	1593
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1721
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1352 By Holmquist

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374
Feb.	15	Placed on General File	720
Mar.	17	Request. Laid over	1349
Mar.	20	Request renewed. Withdrawn	1370

LEGISLATIVE BILL 1353 By Holmquist

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	350
Jan.	24	Notice of hearing	425
Feb.	3	Placed on General File	553
Mar.	2	Referred for review	1021
Mar.	6	Placed on Select File	1054
Mar.	7	Referred for engrossment	1079
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1266
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1354 By Holmquist

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	350
Jan.	24	Notice of hearing	425
Feb.	7	Placed on General File	585
Mar.	3	Referred for review	1045
Mar.	7	Placed on Select File	1072

Mar.	8	Referred for engrossment	1104
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1267
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	20	Motion. Returned from Governor	1396
Mar.	21	Motion. Reconsidered	1410
Mar.	22	Replaced on Select File. Referred for re-engrossment	1468
Mar.	23	Correctly re-engrossed	1527
Mar.	28	Final Reading	1623
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1678

LEGISLATIVE BILL 1355 By Holmquist

Jan.	17	Read first time	316
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	26	Notice of hearing	465
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1356 By Ziebarth

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Revenue	350
Jan.	26	Notice of hearing	450
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1357 By Carstens

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Labor	350
Jan.	24	Notice of hearing	422
Feb.	24	Placed on General File	873
Mar.	21	Referred for review	1440
Mar.	24	Placed on Select File	1541
Mar.	24	Referred for engrossment	1544
Mar.	28	Replaced on Select File	1594
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1721
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1358 By Duis

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	350
Jan.	24	Notice of hearing	426
Feb.	2	Notice of hearing	531
Feb.	16	Placed on General File	751
Mar.	17	Referred for review	1356
Mar.	21	Placed on Select File	1404
Mar.	21	Referred for engrossment	1420
Mar.	24	Correctly engrossed	1556
Mar.	29	Final Reading	1667
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1359 By Skarda

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Revenue	350
Jan.	26	Notice of hearing	450
Feb.	16	Placed on General File	741
Feb.	23	Request. Referred for review	850
Feb.	25	Placed on Select File	885
Feb.	28	Referred for engrossment	918
Mar.	3	Bracketed	1046
Mar.	13	Unbracketed	1212
Mar.	13	Replaced on Select File. Referred for engrossment	1213
Mar.	15	Replaced on Select File	1258
Mar.	16	Referred for engrossment	1312
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1505
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1360 By Skarda

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Public Works	350
Jan.	19	Notice of hearing	374
Jan.	25	Notice of hearing	448
Feb.	25	Placed on General File	906
Mar.	10	Referred for review	1189
Mar.	14	Placed on Select File	1242

Mar.	15	Referred for engrossment	1279
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1506
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1361 By Epke

Jan.	17	Read first time	317
Jan.	18	Referred to Committee on Agriculture and Recreation	350
Jan.	20	Notice of hearing	384
Feb.	2	Placed on General File	544
Feb.	29	Referred for review	966
Mar.	2	Placed on Select File	995
Mar.	3	Referred for engrossment	1037
Mar.	9	Replaced on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1306
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1362 By Morgan

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Judiciary	350
Jan.	20	Notice of hearing	391
Feb.	10	Placed on General File	662
Mar.	10	Referred for review	1180
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1506
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1363 By Keyes

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Feb.	22	Indefinitely postponed	829

LEGISLATIVE BILL 1364 By Waldron

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	350
Jan.	24	Notice of hearing	426
Feb.	9	Indefinitely postponed	637

LEGISLATIVE BILL 1365 By Skarda

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Feb.	22	Indefinitely postponed	829

LEGISLATIVE BILL 1366 By Skarda

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Feb.	22	Indefinitely postponed	829

LEGISLATIVE BILL 1367 By Waldo

Jan.	17	Read first time	318
Jan.	18	Referred to Committee on Revenue	350
Jan.	26	Notice of hearing	450
Mar.	2	Placed on General File	1013
Mar.	21	Referred for review	1437
Mar.	23	Placed on Select File	1537
Mar.	24	Referred for engrossment	1543
Mar.	24	Motion. Motion lost	1545
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1668
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor.	1675
Apr.	4	Approved by Governor	1760

LEGISLATIVE BILL 1368 By Epke

Jan.	17	Read first time	319
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1369 By Snyder

Jan.	17	Read first time	319
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	26	Notice of hearing	465
Feb.	14	Placed on General File	701
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1370 By Snyder

Jan.	17	Read first time	319
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	350
Jan.	26	Notice of hearing	465
Feb.	15	Placed on General File	718
Mar.	17	Referred for review	1346
Mar.	20	Placed on Select File	1393
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1625
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1371 By Snyder

Jan.	17	Read first time	319
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Feb.	2	Notice of hearing	532
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1372 By Warner

Jan.	17	Read first time	327
Jan.	18	Referred to Committee on Public Health and Welfare	350
Jan.	24	Notice of hearing	426
Feb.	7	Indefinitely postponed	601

LEGISLATIVE BILL 1373 By Warner

Jan.	17	Read first time	327
Jan.	18	Referred to Committee on Nebraska Retirement Systems	350
Feb.	18	Notice of hearing	815
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1374 By Warner

Jan.	17	Read first time	327
Jan.	18	Referred to Committee on Public Health and Welfare	350
Feb.	15	Notice of hearing	733
Feb.	24	Placed on General File	872
Mar.	21	Referred for review	1446
Mar.	24	Placed on Select File	1542
Mar.	24	Referred for engrossment	1545
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1723
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1375 By Warner

Jan.	17	Read first time	327
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Feb.	22	Placed on General File	830
Mar.	10	Referred for review	1180
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1366
Mar.	23	Final Reading	1507
Mar.	23	Correctly enrolled. President signed	1519
Mar.	24	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1376 By Warner

Jan.	17	Read first time	327
Jan.	18	Referred to Committee on Miscellaneous Subjects	350
Jan.	24	Notice of hearing	426
Feb.	22	Placed on General File	830
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1377 By Interim Study Committee

Jan.	17	Read first time	327
Jan.	17	Referred to Committee on Education	350
Jan.	21	Notice of Hearing	410
Feb.	16	Placed on General File	745

Feb. 24	Referred for review	866
Feb. 24	Request	870
Feb. 25	Placed on Select File	908
Feb. 28	Bracketed	917
Mar. 14	Unbracketed	1249
Mar. 15	Laid over	1274
Mar. 15	Referred for engrossment	1279
Mar. 17	Replaced on Select File	1336
Mar. 17	Referred for engrossment	1341
Mar. 21	Correctly engrossed	1441
Mar. 23	Motion. Motion withdrawn. Message from Governor	1512
Mar. 23	Final Reading	1514
Mar. 23	Explanation of vote	1520
Mar. 23	Correctly enrolled. President signed	1524
Mar. 23	Presented to Governor	1528
Mar. 28	Returned by the Governor without approval. Letter	1631
Mar. 29	Motion. Motion lost	1640

LEGISLATIVE BILL 1378 By Interim Study Committee

Jan. 17	Read first time	328
Jan. 18	Referred to Committee on Education	350
Jan. 21	Notice of Hearing	410
Feb. 24	Indefinitely postponed	881

LEGISLATIVE BILL 1379 By Savage

Jan. 17	Read first time	328
Jan. 18	Referred to Committee on Education	350
Jan. 21	Re-referred to Committee on Nebraska Retirement Systems	415
Jan. 24	Notice of hearing	421
Feb. 8	Indefinitely postponed	615

LEGISLATIVE BILL 1380 By Schmit

Jan. 17	Read first time	328
Jan. 18	Referred to Committee on Urban Affairs	350
Jan. 21	Notice of hearing	413
Feb. 18	Indefinitely postponed	788

LEGISLATIVE BILL 1381 By Carpenter

Jan. 17	Read first time	328
Jan. 18	Referred to Committee on Government, Military and Veterans Affairs	351

Jan.	21	Notice on hearing	410
Feb.	14	Placed on General File	701
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1382 By Nore

Jan.	17	Read first time	328
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	351
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	701
Mar.	8	Bracketed	1116
Mar.	9	Unbracketed. Referred for review	1152
Mar.	14	Placed on Select File	1238
Mar.	15	Referred for engrossment	1277
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1456
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1383 By Ziebarth

Jan.	17	Read first time	328
Jan.	18	Referred to Committee on Education	351
Jan.	21	Notice of hearing	410
Feb.	11	Indefinitely postponed	667

LEGISLATIVE BILL 1384 By Ziebarth

Jan.	17	Read first time	328
Jan.	18	Referred to Committee on Public Works	351
Jan.	19	Notice of hearing	374
Feb.	23	Placed on General File	842
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1385 By Orme

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Public Health and Welfare	351
Jan.	24	Notice on hearing	426
Feb.	7	Placed on General File	602
Mar.	3	Referred for review	1046
Mar.	7	Placed on Select File	1072
Mar.	8	Referred for engrossment	1104
Mar.	10	Correctly engrossed	1167

Mar.	15	Final Reading	1268
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1386 By Orme

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Nebraska Retirement Systems	351
Feb.	9	Notice of hearing	645
Mar.	14	Placed on General File	1255
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1387 By Keyes

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Urban Affairs	351
Jan.	21	Notice of hearing	413
Feb.	11	Placed on General File	678
Mar.	8	Referred for review	1116
Mar.	14	Placed on Select File	1235
Mar.	15	Referred for engrossment	1275
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1457
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1388 By Pfister

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Miscellaneous Subjects	351
Jan.	24	Notice of hearing	426
Feb.	4	Notice of hearing	571
Feb.	9	Notice of hearing	641
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1389 By Savage

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Labor	351
Jan.	24	Notice of hearing	422
Feb.	24	Placed on General File	876
Mar.	22	Referred for review	1489
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1583

Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1723
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1389A By Savage, Carpenter

Mar.	21	Read first time. Placed on General File	1424
Mar.	22	Referred for review	1489
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1583
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1724
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1390 By Ziebarth

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Judiciary	351
Jan.	20	Notice of hearing	391
Feb.	23	Indefinitely postponed	843

LEGISLATIVE BILL 1391 By Syas

Jan.	17	Read first time	329
Jan.	18	Referred to Committee on Labor	351
Jan.	24	Notice of hearing	422
Feb.	22	Placed on General File	830
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1537
Mar.	24	Referred for engrossment	1543
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1725
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1392 By Syas

Jan.	17	Read first time	330
Jan.	18	Referred to Committee on Labor	351
Jan.	24	Notice of hearing	422
Feb.	22	Placed on General File	830

Mar.	3	Laid over	1046
Mar.	21	Referred for review	1437
Mar.	23	Placed on Select File	1537
Mar.	24	Referred for engrossment	1543
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1726
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1393 By Nore

Jan.	17	Read first time	330
Jan.	18	Referred to Committee on Judiciary	351
Jan.	20	Notice of hearing	391
Feb.	3	Request. Laid over	567
Feb.	4	Request renewed. Withdrawn	571

LEGISLATIVE BILL 1394 By Interim Study Committee

Jan.	17	Read first time	330
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	16	Indefinitely postponed	751

LEGISLATIVE BILL 1395 By Interim Study Committee

Jan.	17	Read first time	330
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	17	Indefinitely postponed	755

LEGISLATIVE BILL 1396 By Interim Study Committee

Jan.	17	Read first time	330
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	16	Placed on General File	751
Mar.	21	Referred for review	1428
Mar.	22	Placed on Select File	1487
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1727
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1397 By Interim Study Committee

Jan.	17	Read first time	331
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	17	Indefinitely postponed	755

LEGISLATIVE BILL 1398 By Interim Study Committee

Jan.	17	Read first time	331
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	17	Indefinitely postponed	755

LEGISLATIVE BILL 1399 By Interim Study Committee

Jan.	17	Read first time	331
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	17	Indefinitely postponed	755

LEGISLATIVE BILL 1400 By Ziebarth

Jan.	17	Read first time	331
Jan.	18	Referred to Committee on Education	351
Jan.	21	Notice of hearing	410
Feb.	10	Placed on General File	650
Mar.	8	Laid over	1116
Mar.	9	Laid over	1147
Mar.	14	Referred for review	1248
Mar.	17	Placed on Select File	1337
Mar.	17	Referred for engrossment	1341
Mar.	21	Replaced on Select file. Referred for engrossment	1417
Mar.	22	Replaced on Select File	1447
Mar.	23	Referred for engrossment	1521
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1668
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	3	Approved by Governor	1760

LEGISLATIVE BILL 1401 By Duis

Jan.	17	Read first time	331

Jan.	18	Referred to Committee on Public Works	351
Jan.	19	Notice of hearing	374
Feb.	15	Placed on General File	713
Mar.	8	Referred for review	1117
Mar.	14	Placed on Select File	1236
Mar.	15	Referred for engrossment	1275
Mar.	17	Replaced on Select File	1335
Mar.	17	Referred for engrossment	1341
Mar.	22	Correctly engrossed	1478
Mar.	28	Final Reading	1602
Mar.	28	Correctly enrolled	1623
Mar.	23	Speaker signed	1624
Mar.	28	Presented to Governor	1631
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1402 By Orme

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Labor	351
Jan.	24	Notice of hearing	422
Feb.	24	Placed on General File	873
Mar.	14	Referred for review	1255
Mar.	16	Placed on Select File	1292
Mar.	17	Referred for engrossment	1340
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1528
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1403 By Judiciary Committee

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Judiciary	351
Jan.	20	Notice of hearing	390
Feb.	2	Placed on General File	551
Mar.	1	Referred for review	986
Mar.	3	Placed on Select File	1031
Mar.	6	Referred for engrossment	1058
Mar.	9	Correctly engrossed	1128
Mar.	13	Motion. Final Reading	1207
Mar.	15	Correctly enrolled. President signed	1259
Mar.	16	Presented to Governor	1308
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1404 By Judiciary Committee

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Judiciary	351
Jan.	20	Notice of hearing	391
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1405 By Interim Study Committee

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Public Health and Welfare	351
Jan.	28	Notice of hearing	487
Feb.	23	Placed on General File	844
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1519
Mar.	23	Referred for engrossment	1527
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1727
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1405A By Carpenter

Mar.	21	Read first time. Placed on General File	1425
Mar.	21	Referred for review	1436
Mar.	23	Placed on Select File	1519
Mar.	23	Referred for engrossment	1527
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1728
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1406 By Schmit

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Agriculture and Recreation	351
Jan.	20	Notice of hearing	384
Feb.	9	Placed on General File	638
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1407 By Syas, Warner

Jan.	17	Read first time	332
Jan.	18	Referred to Committee on Revenue	351
Jan.	26	Notice of hearing	450
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1408 By Interim Study Committee

Jan.	17	Read first time	333
Jan.	18	Referred to Committee on Public Health and Welfare	351
Jan.	28	Notice of hearing	487
Feb.	18	Indefinitely postponed	789

LEGISLATIVE BILL 1409 By Schmit

Jan.	17	Read first time	333
Jan.	17	Withdrawn	346
Jan.	18	Referred to Committee on Appropriations	351
Jan.	20	Notice of hearing	380
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1410 By Kremer

Jan.	17	Read first time	333
Jan.	18	Referred to Committee on Public Health and Welfare	351
Jan.	28	Notice of hearing	487
Feb.	23	Placed on General File	843
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1526
Mar.	28	Replaced on Select File. Referred for engrossment	1606
Mar.	28	Correctly engrossed	1631
Mar.	28	Correctly re-engrossed	1633
Apr.	5	Final Reading	1729
Apr.	5	Correctly enrolled. President signed	1732
Apr.	5	Presented to Governor	1737
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1411 By Kremer

Jan.	17	Read first time	333
Jan.	18	Referred to Committee on Agriculture and Recreation	351
Jan.	26	Notice of hearing	465
Feb.	9	Placed on General File	638
Mar.	17	Referred for review	1351
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1625

Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1412 By Kremer

Jan.	17	Read first time	333
Jan.	18	Referred to Committee on Agriculture and Recreation	351
Jan.	26	Notice of hearing	465
Mar.	8	Indefinitely postponed	1120

LEGISLATIVE BILL 1413 By Kremer

Jan.	17	Read first time	333
Jan.	18	Referred to Committee on Agriculture and Recreation	351
Jan.	26	Notice of hearing	465
Feb.	9	Placed on General File	638
Mar.	7	Referred for review	1091
Mar.	13	Placed on Select File	1196
Mar.	14	Referred for engrossment	1248
Mar.	16	Correctly engrossed	1308
Mar.	21	Final Reading	1407
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1413A By Schmit

Mar.	10	Read first time. Placed on General File	1174
Mar.	14	Referred for review	1253
Mar.	16	Placed on Select File	1291
Mar.	17	Referred for engrossment	1340
Mar.	20	Replaced on Select File	1373
Mar.	21	Referred for engrossment	1413
Mar.	21	Replaced on Select File	1430
Mar.	22	Referred for engrossment	1462
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1669
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1414 By Moylan

Jan.	17	Read first time	334
Jan.	18	Referred to Committee on Constitutional Revision	351
Jan.	20	Notice of hearing	384
Feb.	4	Placed on General File	581
Mar.	2	Motion. Indefinitely postpone. Motion lost	1024
Mar.	3	Bracketed	1045
Mar.	7	Referred for review. Request	1085
Mar.	13	Placed on Select File	1196
Mar.	16	Unbracketed	1312
Mar.	16	Referred for engrossment	1313
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1529
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1415 By Burbach

Jan.	17	Read first time	334
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	9	Indefinitely postponed	637

LEGISLATIVE BILL 1416 By Pfister

Jan.	17	Read first time	335
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	9	Indefinitely postponed	637

LEGISLATIVE BILL 1417 By Elrod

Jan.	17	Read first time	335
Jan.	18	Referred to Committee on Education	351
Jan.	21	Notice of hearing	410
Feb.	10	Indefinitely postponed	649

LEGISLATIVE BILL 1418 By Elrod

Jan.	17	Read first time	335
Jan.	18	Referred to Committee on Appropriations	351
Jan.	21	Notice of hearing. Re-referred to Committee on Education	410

Feb.	16	Placed on General File	747
Feb.	17	Request. Laid over	782
Feb.	18	Request renewed. Objection. Motion. Withdrawn	795

LEGISLATIVE BILL 1419 By Elrod

Jan.	17	Read first time	335
Jan.	18	Referred to Committee on Nebraska Retirement Systems	351
Feb.	18	Notice of hearing	815
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1420 By Elrod

Jan.	17	Read first time	335
Jan.	18	Referred to Committee on Revenue	351
Jan.	26	Notice of hearing	450
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1421 By Elrod

Jan.	17	Read first time	336
Jan.	18	Referred to Committee on Revenue	351
Jan.	26	Notice of hearing	450
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1422 By Elrod

Jan.	17	Read first time	336
Jan.	18	Referred to Committee on Nebraska Retirement Systems	351
Feb.	18	Notice of hearing	815
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1423 By Epke

Jan.	17	Read first time	336
Jan.	18	Referred to Committee on Urban Affairs	351
Jan.	21	Notice of hearing	413
Feb.	14	Placed on General File	694
Mar.	17	Referred for review	1356
Mar.	21	Placed on Select File	1404
Mar.	21	Referred for engrossment	1420
Mar.	24	Correctly engrossed	1556
Mar.	29	Final Reading	1670

Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1424 By Epke

Jan.	17	Read first time	336
Jan.	18	Referred to Committee on Urban Affairs	351
Jan.	21	Notice of hearing	413
Feb.	14	Placed on General File	695
Mar.	17	Referred for review	1355
Mar.	21	Placed on Select File	1432
Mar.	22	Referred for engrossment	1462
Mar.	28	Correctly engrossed	1631
Apr.	5	Failed on Final Reading	1729

LEGISLATIVE BILL 1425 By Stull

Jan.	17	Read first time	336
Jan.	18	Referred to Committee on Judiciary	351
Jan.	20	Notice of hearing	391
Feb.	23	Indefinitely postponed	843

LEGISLATIVE BILL 1426 By Burbach

Jan.	17	Read first time	337
Jan.	18	Referred to Committee on Agriculture and Recreation	351
Jan.	26	Notice of hearing	465
Mar.	10	Placed on General File	1167
Mar.	22	Referred for review	1492
Mar.	24	Placed on Select File	1574
Mar.	24	Referred for engrossment	1584
Mar.	28	Replaced on Select File	1597
Mar.	28	Referred for engrossment	1609
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1730
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1427 By Burbach

Jan.	17	Read first time	337
Jan.	18	Referred to Committee on Agriculture and Recreation	351

Jan.	26	Notice of hearing	465
Feb.	24	Indefinitely postponed	881

LEGISLATIVE BILL 1428 By Pfister

Jan.	17	Read first time	337
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	351
Jan.	24	Notice of hearing	426
Feb.	9	Placed on General File	638
Mar.	3	Referred for review	1048
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1307
Mar.	17	Correctly enrolled. President signed	1338
Mar.	20	Presented to Governor	1367
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1429 By Pfister

Jan.	17	Read first time	337
Jan.	18	Referred to Committee on Constitutional Revision	352
Jan.	21	Notice of hearing	413
Feb.	18	Placed on General File	798
Feb.	25	Referred for review	893
Feb.	29	Placed on Select File	938
Mar.	1	Referred for engrossment	972
Mar.	2	Correctly engrossed	996
Mar.	7	Final Reading	1075
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1430 By Stromer

Jan.	17	Read first time	337
Jan.	18	Referred to Committee on Urban Affairs	352
Jan.	21	Notice of hearing	413
Feb.	11	Placed on General File	678
Feb.	25	Referred for review	893
Feb.	29	Placed on Select File	938
Mar.	1	Referred for engrossment	972
Mar.	2	Correctly engrossed	996
Mar.	7	Final Reading	1077
Mar.	8	Correctly enrolled. President signed	1103

Mar.	9	Presented to Governor	1126
Mar.	13	Approved by Governor	1229

LEGISLATIVE BILL 1431 By Stromer

Jan.	17	Read first time	338
Jan.	18	Referred to Committee on Constitutional Revision	352
Jan.	21	Notice of hearing	413
Feb.	7	Placed on General File	601
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1432 By Chambers

Jan.	17	Read first time	338
Jan.	18	Referred to Committee on Public Health and Welfare	352
Jan.	28	Notice of hearing	487
Feb.	18	Placed on General File	793
Mar.	9	Referred for review	1159
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	16	Request	1309
Mar.	16	Correctly engrossed	1327
Mar.	21	Final Reading	1408
Mar.	21	Correctly enrolled. President signed	1420
Mar.	21	Presented to Governor	1421
Mar.	28	Returned by Governor without approval. Letter	1589
Mar.	29	Motion. Passed over Governor's veto	1639
Mar.	29	Delivered to Secretary of State. Letter	1651

LEGISLATIVE BILL 1432A By Chambers

Mar.	10	Read first time. Placed on General File	1174
Mar.	14	Referred for review	1253
Mar.	16	Placed on Select File	1291
Mar.	16	Request	1309
Mar.	16	Referred for engrossment	1312
Mar.	16	Correctly engrossed	1327
Mar.	21	Final Reading	1409
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	29	Became law without Governor's approval. Letter	1653
Mar.	29	Message from the Governor	1658
Apr.	5	Delivered to Secretary of State	1679

LEGISLATIVE BILL 1433 By Luedtke

Jan.	17	Read first time	338
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	352
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	701
Feb.	23	Referred for review	840
Feb.	25	Placed on Select File	885
Feb.	28	Referred for engrossment	917
Mar.	1	Correctly engrossed	971
Mar.	3	Final Reading	1042
Mar.	6	Correctly enrolled. President signed	1058
Mar.	7	Presented to Governor	1074
Mar.	13	Approved by Governor	1229
Mar.	22	Explanation of vote	1461

LEGISLATIVE BILL 1433A By Luedtke

Mar.	7	Read first time. Placed on General File	1088
Mar.	10	Referred for review	1171
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1458
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1434 By Stromer

Jan.	17	Read first time	338
Jan.	18	Referred to Committee on Revenue	352
Jan.	26	Notice of hearing	450
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1435 By Interim Study Committee

Jan.	17	Read first time	338
Jan.	18	Referred to Committee on Public Health and Welfare	352
Jan.	28	Notice of hearing	487
Feb.	17	Placed on General File	763
Mar.	3	Referred for review	1048
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104

Mar.	13	Replaced on Select File	1193
Mar.	14	Referred for engrossment	1247
Mar.	17	Replaced on Select File	1340
Mar.	17	Referred for engrossment	1341
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1531
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1436 By Swanson

Jan.	17	Read first time	339
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	352
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	701
Feb.	23	Referred for review	840
Feb.	25	Placed on Select File	885
Feb.	28	Referred for engrossment	917
Feb.	29	Correctly engrossed	943
Mar.	2	Final Reading	1006
Mar.	3	Correctly enrolled. President signed	1034
Mar.	6	Presented to Governor	1058
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1437 By Swanson

Jan.	17	Read first time	339
Jan.	18	Referred to Committee on Judiciary	352
Jan.	20	Notice of hearing	391
Feb.	10	Placed on General File	662
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1438 By Swanson

Jan.	17	Read first time	339
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Notice of hearing	374
Feb.	15	Placed on General File	713
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1487
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1731
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1439 By Swanson

Jan.	17	Read first time	339
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Notice of hearing	374
Feb.	15	Placed on General File	713
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1487
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1732
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1440 By Kennedy

Jan.	17	Read first time	341
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	352
Jan.	21	Notice of hearing	410
Feb.	14	Placed on General File	701
Mar.	8	Referred for review	1116
Mar.	14	Placed on Select File	1235
Mar.	15	Referred for engrossment	1275
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1459
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	24	Motion	1543
Mar.	24	Returned from Governor. Motion. Reconsidered. Replaced on Select File. Referred for re-engrossment	1546
Mar.	28	Replaced on Select File	1597
Mar.	28	Referred for re-engrossment	1610
Mar.	28	Correctly re-engrossed	1631
Apr.	5	Final Reading	1733
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1441 By Stull

Jan.	17	Read first time	341
Jan.	18	Referred to Committee on Labor	352
Jan.	24	Notice of hearing	422
Jan.	28	Request. Laid over	499

Feb.	2	Request renewed. Objection. Motion. Motion lost. Co-introducer added	540
Feb.	24	Placed on General File	874
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1442 By Syas

Jan.	17	Read first time	341
Jan.	18	Referred to Committee on Urban Affairs	352
Jan.	21	Notice of hearing	413
Feb.	11	Placed on General File	678
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1485
Mar.	23	Referred for engrossment	1521
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1671
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1443 By Kokes

Jan.	17	Read first time	341
Jan.	18	Referred to Committee on Appropriations	352
Jan.	20	Notice of hearing	380
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1444 By Kokes

Jan.	17	Read first time	341
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Notice of hearing	374
Feb.	25	Placed on General File	910
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1445 By Proud

Jan.	17	Read first time	342
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	352
Jan.	24	Notice of hearing	426
Feb.	9	Placed on General File	638
Mar.	3	Referred for review	1048
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104
Mar.	13	Correctly engrossed	1212
Mar.	16	Final Reading	1307

Mar.	17	Correctly enrolled. President signed 1338
Mar.	20	Presented to Governor 1367
Mar.	23	Approved by Governor 1523

LEGISLATIVE BILL 1446 By Johnson

Jan.	17	Read first time 342
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs 352
Jan.	21	Notice of hearing 410
Feb.	14	Placed on General File 701
Apr.	5	Indefinitely postponed 1753

LEGISLATIVE BILL 1447 By Waldron

Jan.	17	Read first time 342
Jan.	18	Referred to Committee on Agriculture and Recreation 352
Jan.	26	Notice of hearing 465
Feb.	9	Placed on General File 639
Mar.	3	Referred for review 1048
Mar.	7	Placed on Select File 1074
Mar.	8	Referred for engrossment 1104
Mar.	13	Replaced on Select File 1194
Mar.	14	Referred for engrossment 1247
Mar.	15	Correctly engrossed 1258
Mar.	20	Final Reading 1365
Mar.	21	Correctly enrolled 1420
Mar.	21	President signed. Presented to Governor 1421
Mar.	23	Approved by Governor 1523

LEGISLATIVE BILL 1448 By Craft

Jan.	17	Read first time 342
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs 352
Jan.	26	Notice of hearing 465
Feb.	14	Placed on General File 702
Mar.	16	Request. Referred for review. Request 1313
Mar.	17	Placed on Select File 1338
Mar.	17	Referred for engrossment 1341
Mar.	21	Replaced on Select File 1430
Mar.	22	Referred for engrossment 1462
Mar.	23	Correctly engrossed 1527
Mar.	28	Final Reading 1625
Mar.	28	Correctly enrolled. Speaker signed 1637
Mar.	29	Presented to Governor 1639
Apr.	5	Approved by Governor 1677

LEGISLATIVE BILL 1449 By Duis

Jan.	17	Read first time	342
Jan.	18	Referred to Committee on Revenue	352
Feb.	8	Notice of hearing	605
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1450 By Morgan

Jan.	17	Read first time	343
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Notice of hearing	374
Feb.	23	Placed on General File	842
Mar.	21	Referred for review	1437
Mar.	23	Placed on Select File	1537
Mar.	24	Referred for engrossment	1543
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1734
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1451 By Kime

Jan.	17	Read first time	343
Jan.	18	Referred to Committee on Public Health and Welfare	352
Jan.	28	Notice of hearing	487
Feb.	18	Indefinitely postponed	789

LEGISLATIVE BILL 1452 By Ziebarth

Jan.	17	Read first time	343
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Notice of hearing	374
Feb.	10	Placed on General File	661
Mar.	17	Referred for review	1354
Mar.	20	Placed on Select File	1394
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1626
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1678

LEGISLATIVE BILL 1453 By Waldo

Jan.	17	Read first time	343

Jan.	18	Referred to Committee on Revenue	352
Jan.	26	Notice of hearing	450
Feb.	10	Indefinitely postponed	663

LEGISLATIVE BILL 1454 By Savage

Jan.	17	Read first time	343
Jan.	18	Referred to Committee on Urban Affairs	352
Jan.	21	Notice of hearing	413
Feb.	11	Placed on General File	678
Mar.	21	Referred for review	1427
Mar.	22	Placed on Select File	1486
Mar.	23	Referred for engrossment	1522
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1734
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1455 By DeCamp

Jan.	17	Read first time	343
Jan.	18	Referred to Committee on Constitutional Revision	352
Jan.	20	Notice of hearing	384
Feb.	18	Indefinitely postponed	789

LEGISLATIVE BILL 1456 By Schmit

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Government, Military and Veterans Affairs	352
Jan.	25	Notice of hearing	446
Feb.	18	Placed on General File	795
Mar.	10	Referred for review	1171
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	17	Replaced on Select File	1351
Mar.	20	Referred for engrossment	1367
Mar.	20	Replaced on Select File. Referred for engrossment	1369
Mar.	22	Replaced on Select File. Referred for engrossment	1465
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1561
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1456A By Schmit

Mar.	15	Read first time. Placed on General File	1272
Mar.	17	Referred for review	1348
Mar.	20	Placed on Select File	1374
Mar.	21	Referred for engrossment	1413
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1562
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1457 By Marvel

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1458 By Marvel

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1459 By Marvel

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1460 By Mahoney

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Labor	352
Jan.	24	Notice of hearing	422
Feb.	25	Placed on General File	909
Mar.	10	Referred for review	1189
Mar.	14	Placed on Select File	1242
Mar.	15	Referred for engrossment	1279
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1531
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1460A By Mahoney

Mar.	17	Read first time. Placed on General File	1353
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1496
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1671
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1461 By Goodrich

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Public Works	352
Jan.	19	Re-referred to Committee on Banking, Commerce and Insurance	373
Jan.	24	Notice of hearing	426
Feb.	3	Motion. Withdrawn	557

LEGISLATIVE BILL 1462 By DeCamp

Jan.	17	Read first time	344
Jan.	18	Referred to Committee on Banking, Commerce and Insurance	352
Jan.	24	Notice of hearing	426
Feb.	2	Notice of hearing	532
Feb.	17	Indefinitely postponed	755

LEGISLATIVE BILL 1463 By Moylan

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Judiciary	352
Jan.	20	Notice of hearing	391
Feb.	17	Placed on General File	777
Mar.	9	Bracketed	1159
Mar.	14	Motion. Motion lost. Motion. Indefinitely postponed	1252
Mar.	15	Motion. Laid over	1287
Mar.	20	Motion renewed. Laid over	1371
Mar.	21	Motion renewed. Placed on General File	1429
Mar.	22	Referred for review	1488
Mar.	24	Placed on Select File	1571
Mar.	24	Referred for engrossment	1583
Mar.	28	Replaced on Select File	1597

Mar.	28	Referred for engrossment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1735
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1464 By DeCamp

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Judiciary	352
Jan.	20	Notice of hearing	391
Feb.	10	Placed on General File	663
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1465 By Ziebarth

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Feb.	29	Placed on General File	964
Mar.	21	Referred for review	1439
Mar.	23	Placed on Select File	1537
Mar.	24	Referred for engrossment	1544
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1736
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1466 By Nore

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Feb.	29	Placed on General File	964
Mar.	16	Referred for review	1327
Mar.	17	Placed on Select File	1352
Mar.	20	Referred for engrossment	1368
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1563
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1467 By Nore

Jan.	17	Read first time	345

Jan.	18	Referred to Committee on Appropriations	352
Feb.	7	Notice of hearing	594
Feb.	29	Placed on General File	965
Mar.	22	Referred for review	1489
Mar.	24	Placed on Select File	1572
Mar.	24	Referred for engrossment	1583
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1737
Apr.	5	Correctly enrolled. President signed. Presented to Governor	1745
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1468 By Waldo

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Revenue	352
Jan.	26	Notice of hearing	450
Feb.	4	Indefinitely postponed	581

LEGISLATIVE BILL 1469 By Schmit

Jan.	17	Read first time	345
Jan.	18	Referred to Committee on Constitutional Revision	352
Jan.	21	Notice of hearing	413
Feb.	16	Indefinitely postponed	748

LEGISLATIVE BILL 1470 By Waldo

Jan.	19	Motion. Read first time	375
Jan.	21	Referred to Committee on Government, Military and Veterans Affairs	409
Jan.	26	Notice of hearing	465
Feb.	14	Placed on General File	702
Mar.	22	Request. Laid over	1470
Mar.	23	Request renewed. Withdrawn	1535

LEGISLATIVE BILL 1471 By Nebraska Retirement Systems Committee

Jan.	20	Motion. Read first time	388
Jan.	21	Referred to Committee on Nebraska Retirement Systems	409
Jan.	27	Notice of hearing	483
Feb.	8	Placed on General File	615
Mar.	3	Referred for review	1047
Mar.	7	Placed on Select File	1073
Mar.	8	Referred for engrossment	1104

Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1268
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1472 By Nebraska Retirement Systems Committee

Jan.	20	Motion. Read first time	389
Jan.	21	Referred to Committee on Nebraska Retirement Systems	409
Jan.	27	Notice of hearing	483
Feb.	8	Placed on General File	616
Feb.	9	Referred for review	644
Feb.	11	Placed on Select File	667
Feb.	14	Referred for engrossment	699
Feb.	15	Correctly engrossed	708
Feb.	17	Final Reading	760
Feb.	18	Correctly enrolled. President signed	786
Feb.	18	Presented to Governor	796
Feb.	22	Approved by Governor	825

LEGISLATIVE BILL 1473 By Public Works Committee

Jan.	21	Read first time	414
Jan.	21	Referred to Committee on Public Works	415
Jan.	24	Notice of hearing	422
Feb.	23	Placed on General File	842
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1474 By Public Works Committee

Jan.	21	Motion. Read first time	414
Jan.	21	Referred to Committee on Public Works	415
Jan.	24	Notice of hearing	422
Feb.	25	Placed on General File	910
Mar.	17	Referred for review	1350
Mar.	21	Placed on Select File	1401
Mar.	21	Referred for engrossment	1419
Mar.	22	Replaced on Select File	1448
Mar.	23	Referred for engrossment	1521
Mar.	24	Replaced on Select File. Referred for engrossment	1556
Mar.	28	Replaced on Select File	1592
Mar.	28	Referred for engrossment	1610

Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1710
Apr.	5	Correctly enrolled	1722
Apr.	5	President signed	1723
Apr.	5	Presented to Governor	1732
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1475 By DeCamp

Jan.	25	Request. Read first time	434
Jan.	25	Referred to Committee on Revenue	446
Jan.	26	Notice of hearing	450
Feb.	15	Placed on General File	709
Mar.	2	Laid over	1017
Mar.	6	Co-introducers added	1067
Mar.	7	Motion. Motion lost. Motion. Motion lost	1088
Mar.	8	Referred for review	1115
Mar.	14	Placed on Select File	1234
Mar.	15	Referred for engrossment	1275
Mar.	16	Bracketed	1310
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1476 By Marvel

Jan.	24	Motion. Laid over	425
Jan.	25	Motion. Placed on General File	447
Jan.	26	Read first time	460
Feb.	2	Laid over	546
Feb.	9	Request	644
Feb.	9	Motion. Motion lost	645
Feb.	10	Motion	656
Feb.	14	Motion	702
Feb.	17	Laid over	780
Feb.	18	Motion. Motion lost	809
Feb.	23	Referred for review	849
Feb.	28	Placed on Select File	933
Feb.	29	Laid over	951
Mar.	1	Laid over	972
Mar.	2	Referred for engrossment	1011
Mar.	9	Replaced on Select File	1153
Mar.	10	Referred for engrossment	1166
Mar.	10	Correctly engrossed	1190
Mar.	15	Final Reading	1269
Mar.	15	Explanations of vote	1274
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1477 By Marvel

Jan.	27	Request. Read first time. Motion. Placed on General File	482
Feb.	2	Laid over	546
Feb.	9	Motion. Motion lost	645
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1478 By Marvel

Jan.	27	Request. Read first time. Motion. Placed on General File	482
Feb.	2	Laid over	546
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1479 By Nebraska Retirement Systems Committee

Jan.	27	Read first time	483
Jan.	28	Referred to Committee on Nebraska Retirement Systems	487
Feb.	9	Notice of hearing	645
Feb.	22	Placed on General File	826
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1480 By Nebraska Retirement Systems Committee

Jan.	27	Read first time	482
Jan.	28	Referred to Committee on Nebraska Retirement Systems	487
Feb.	9	Notice of hearing	645
Feb.	22	Placed on General File	826
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1481 By Maresh

Jan.	28	Request. Read first time	503
Jan.	31	Placed on General File	507
Feb.	3	Referred for review	562
Feb.	7	Placed on Select File	584
Feb.	8	Laid over	609
Feb.	9	Bracketed	625
Mar.	16	Unbracketed. Referred for engrossment	1312
Mar.	17	Bracketed	1340
Mar.	20	Unbracketed. Replaced on Select File	1366
Mar.	20	Referred for engrossment	1370

Mar.	22	Replaced on Select File. Referred for engrossment	1469
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1627
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1679

LEGISLATIVE BILL 1482 By Government, Military and Veterans Affairs Committee

Jan.	28	Motion. Read first time	503
Jan.	31	Referred to Committee on Government, Military and Veterans Affairs	507
Feb.	3	Notice of hearing	553
Feb.	18	Placed on General File	795
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1483 By Government, Military and Veterans Affairs Committee

Jan.	28	Motion. Read first time	503
Jan.	31	Referred to Committee on Government, Military and Veterans Affairs	507
Feb.	3	Notice of hearing	553
Feb.	18	Placed on General File	795
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1484 By Government, Military and Veterans Affairs Committee

Jan.	28	Motion. Read first time	504
Jan.	31	Referred to Committee on Government, Military and Veterans Affairs	507
Feb.	3	Notice of hearing	553
Feb.	18	Placed on General File	795
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1485 By Government, Military and Veterans Affairs Committee

Jan.	28	Motion. Read first time	504
Jan.	31	Referred to Committee on Government, Military and Veterans Affairs	507
Feb.	3	Notice of hearing	553
Feb.	18	Placed on General File	795

Mar.	17	Referred for review	1349
Mar.	20	Placed on Select File	1375
Mar.	21	Referred for engrossment	1414
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1628
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1486 By Government, Military and Veterans Affairs Committee

Jan.	28	Motion. Read first time	504
Jan.	31	Referred to Committee on Government, Military and Veterans Affairs	507
Feb.	3	Notice of hearing	553
Feb.	18	Placed on General File	795
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1487 By Swanson

Jan.	31	Motion. Placed on General File	518
Jan.	31	Motion. Read first time	519
Feb.	25	Referred for review	902
Feb.	29	Placed on Select File	942
Mar.	1	Referred for engrossment	974
Mar.	3	Correctly engrossed	1034
Mar.	8	Final Reading	1102
Mar.	8	Explanation of vote	1109
Mar.	9	Correctly enrolled. President signed	1128
Mar.	10	Presented to Governor	1167
Mar.	14	Approved by Governor	1244

LEGISLATIVE BILL 1488 By DeCamp

Jan.	31	Request. Read first time	522
Feb.	2	Referred to Committee on Public Works	550
Feb.	7	Notice of hearing	594
Feb.	25	Indefinitely postponed	906

LEGISLATIVE BILL 1489 By Public Health and Welfare Committee

Feb.	9	Motion. Read first time	625
Feb.	9	Referred to Committee on Public Health and Welfare Committee	641
Feb.	14	Notice of hearing	692

Feb.	15	Notice of hearing	733
Feb.	24	Placed on General File	857
Mar.	10	Referred for review	1181
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	17	Replaced on Select File	1351
Mar.	20	Referred for engrossment	1367
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1564
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Mar.	29	Approved by Governor	1657
Apr.	5	Correctional letter	1679

LEGISLATIVE BILL 1489A By Maresh

Mar.	10	Read first time. Placed on General File	1190
Mar.	14	Referred for review	1253
Mar.	16	Placed on Select File	1291
Mar.	17	Referred for engrossment	1340
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1532
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	29	Approved by Governor	1657
Apr.	5	Correctional letter	1679

LEGISLATIVE BILL 1490 By Public Health and Welfare Committee

Feb.	9	Motion. Read first time	625
Feb.	9	Referred to Committee on Public Health and Welfare	641
Feb.	14	Notice of hearing	693
Feb.	15	Notice of hearing	733
Feb.	24	Placed on General File	860
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1491 By Judiciary Committee

Feb.	9	Motion. Read first time	625
Feb.	9	Referred to Committee on Judiciary. Notice of hearing	641
Feb.	23	Placed on General File	843
Mar.	21	Referred for review	1428
Mar.	22	Placed on Select File	1495
Mar.	23	Referred for engrossment	1525
Mar.	28	Replaced on Select File	1592

Mar.	28	Referred for engorssment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1738
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1492 By Swanson

Feb.	11	Request. Read first time	679
Feb.	11	Referred to Committee on Public Health and Welfare	680
Feb.	14	Notice of hearing	693
Feb.	15	Notice of hearing	733
Feb.	24	Placed on General File	874
Mar.	16	Bracketed	1310
Mar.	17	Referred for review. Request.	1345
Mar.	20	Placed on Select File	1373
Mar.	21	Referred for engrossment	1413
Mar.	22	Correctly engrossed	1478
Mar.	24	Final Reading	1564
Mar.	24	Correctly enrolled. Speaker signed	1585
Mar.	28	Presented to Governor	1590
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1493 By Appropriations Committee

Feb.	11	Motion. Read first time	679
Feb.	11	Referred to Committee on Appropriations	680
Feb.	18	Notice of hearing	815
Feb.	29	Placed on General File	965
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1494 By Appropriations Committee

Feb.	11	Motion. Read first time	679
Feb.	11	Referred to Committee on Appropriations	680
Feb.	18	Notice of hearing	815
Feb.	29	Placed on General File	965
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1495 By Appropriations Committee

Feb.	11	Motion. Read first time	679
Feb.	11	Referred to Committee on Appropriations	680
Feb.	18	Notice of hearing	815
Feb.	29	Placed on General File	965
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1496 By Orme

Feb.	11	Request. Read first time. Referred to Committee on Appropriations	680
Feb.	18	Notice of hearing	815
Mar.	8	Placed on General File	1119
Mar.	21	Referred for review	1440
Mar.	23	Placed on Select File	1538
Mar.	24	Referred for engrossment	1544
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1738
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1497 By Public Health and Welfare Committee

Feb.	15	Read first time	717
Feb.	15	Referred to Committee on Public Health and Welfare. Notice of hearing	733
Feb.	24	Placed on General File	875
Mar.	21	Referred for review	1441
Mar.	24	Placed on Select File	1542
Mar.	24	Referred for engrossment	1545
Mar.	28	Replaced on Select File	1594
Mar.	28	Referred for engrossment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1739
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1498 By Goodrich, Lewis

Feb.	16	Motion. Read first time	744
Feb.	16	Referred to Committee on Public Health and Welfare. Notice of hearing	752
Feb.	23	Placed on General File	854
Mar.	10	Referred for review	1181
Mar.	14	Placed on Select File	1240
Mar.	15	Referred for engrossment	1278
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1508
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1499 By Judiciary Committee

Feb.	16	Motion. Read first time	744
Feb.	16	Referred to Committee on Judiciary. Notice of hearing	752
Feb.	24	Placed on General File	866
Mar.	21	Referred for review	1441
Mar.	24	Placed on Select File	1542
Mar.	24	Referred for engrossment	1545
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1740
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1499A By Judiciary Committee

Mar.	21	Read first time. Placed on General File	1426
Mar.	21	Referred for review	1441
Mar.	24	Placed on Select File	1542
Mar.	24	Referred for engrossment	1545
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1741
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1500 By Carstens

Feb.	17	Motion. Read first time	774
Feb.	17	Referred to Committee on Judiciary	781
Mar.	13	Notice of hearing	1232
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1501 By Revenue Committee

Feb.	17	Motion. Read first time	774
Feb.	17	Referred to Committee on Revenue	781
Feb.	23	Notice of hearing	836
Mar.	3	Placed on General File	1051
Mar.	17	Referred for review	1354
Mar.	21	Placed on Select File	1403
Mar.	21	Referred for engrossment	1419
Mar.	21	Replaced on Select File	1430
Mar.	22	Referred for engrossment	1462
Mar.	22	Replaced on Select File. Laid over	1464

Mar.	23	Referred for engrossment	1523
Mar.	28	Replaced on Select File	1592
Mar.	28	Referred for engrossment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1741
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1502 By Public Works Committee

Feb.	18	Motion. Read first time.	796
Feb.	18	Motion. Placed on General File	798
Mar.	10	Referred for review	1172
Mar.	14	Placed on Select File	1239
Mar.	15	Referred for engrossment	1277
Mar.	20	Correctly engrossed	1371
Mar.	23	Final Reading	1508
Mar.	23	Correctly enrolled. President signed	1519
Mar.	23	Presented to Governor	1524
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1503 By Appropriations Committee

Feb.	18	Read first time	797
Feb.	18	Motion. Placed on General File	798
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1504 By Appropriations Committee

Feb.	18	Read first time	797
Feb.	18	Motion. Placed on General File	798
Mar.	15	Request	1273
Mar.	16	Referred for review	1316
Mar.	21	Placed on Select File	1400
Mar.	21	Referred for engrossment	1419
Mar.	22	Replaced on Select File	1465
Mar.	22	Referred for engrossment	1468
Mar.	24	Replaced on Select File	1569
Mar.	24	Referred for engrossment	1574
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1672
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1679

LEGISLATIVE BILL 1505 By Miscellaneous Subjects Committee

Feb.	22	Motion. Read first time. Motion. Placed on General File	823
Mar.	2	Referred for review	1021
Mar.	6	Placed on Select File	1054
Mar.	7	Referred for engrossment	1079
Mar.	10	Correctly engrossed	1167
Mar.	15	Final Reading	1270
Mar.	16	Correctly enrolled. President signed	1309
Mar.	17	Presented to Governor	1335
Mar.	23	Approved by Governor	1523

LEGISLATIVE BILL 1506 By Chambers

Feb.	23	Read first time. Placed on General File	836
Feb.	24	Request. Referred for review	878
Feb.	28	Placed on Select File	914
Feb.	29	Referred for engrossment	950
Mar.	1	Correctly engrossed	971
Mar.	3	Final Reading	1043
Mar.	3	Correctly enrolled	1044
Mar.	3	President signed	1045
Mar.	3	Presented to Governor	1046
Mar.	7	Approved by Governor	1087

LEGISLATIVE BILL 1507 By Kennedy

Feb.	24	Read first time	860
Feb.	24	Motion. Placed on General File	861
Mar.	21	Laid over	1441
Mar.	22	Referred for review	1490
Mar.	24	Placed on Select File	1573
Mar.	24	Referred for engrossment	1584
Mar.	28	Replaced on Select File	1597
Mar.	28	Referred for engrossment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1742
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1762

LEGISLATIVE BILL 1508 By Maresh

Feb.	24	Read first time. Motion. Motion lost	863
Feb.	24	Referred to Committee on Government, Military and Veterans Affairs	871

Feb.	24	Notice of hearing	881
Mar.	23	Placed on General File	1515
Apr.	5	Indefinitely postponed	1753

LEGISLATIVE BILL 1509 By Public Works Committee

Feb.	29	Read first time. Request. Placed on General File. Request	961
Mar.	1	Laid over	975
Mar.	2	Referred for review	1021
Mar.	9	Placed on Select File	1126
Mar.	10	Referred for engrossment	1166
Mar.	13	Placed on Select File	1195
Mar.	14	Referred for engrossment	1247
Mar.	16	Correctly engrossed	1327
Mar.	21	Final Reading	1409
Mar.	21	Correctly enrolled	1420
Mar.	21	President signed. Presented to Governor	1421
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1510 By Government, Military and Veterans Affairs Committee

Mar.	6	Motion. Read first time	1056
Mar.	6	Motion. Placed on General File	1057
Mar.	9	Referred for review	1147
Mar.	14	Placed on Select File	1238
Mar.	15	Referred for engrossment	1276
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1459
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1510A By Carpenter

Mar.	7	Read first time. Placed on General File	1078
Mar.	9	Referred for review	1147
Mar.	14	Placed on Select File	1238
Mar.	15	Referred for engrossment	1277
Mar.	16	Replaced on Select File. Referred for engrossment	1311
Mar.	17	Correctly engrossed	1338
Mar.	22	Final Reading	1460
Mar.	22	Correctly enrolled. President signed	1491
Mar.	23	Presented to Governor	1497
Mar.	28	Approved by Governor	1590

LEGISLATIVE BILL 1511 By Labor Committee

Mar.	8	Motion. Read first time	1121
Mar.	8	Motion. Placed on General File	1122
Mar.	14	Referred for review	1253
Mar.	16	Placed on Select File	1291
Mar.	17	Referred for engrossment	1340
Mar.	21	Correctly engrossed	1420
Mar.	23	Final Reading	1533
Mar.	24	Correctly enrolled. President signed	1552
Mar.	24	Presented to Governor	1555
Mar.	28	Approved by Governor	1613

LEGISLATIVE BILL 1512 By Appropriations Committee

Mar.	8	Read first time	1122
Mar.	8	Placed on General File	1123
Mar.	15	Request	1273
Mar.	16	Co-introducer added. Referred for review	1323
Mar.	17	Placed on Select File	1352
Mar.	20	Referred for engrossment	1367
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1628
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1512A By Ziebarth, Stromer

Mar.	17	Read first time. Placed on General File	1353
Mar.	21	Referred for review	1429
Mar.	23	Placed on Select File	1496
Mar.	23	Referred for engrossment	1526
Mar.	24	Correctly engrossed	1585
Mar.	29	Final Reading	1673
Mar.	29	Correctly enrolled	1674
Mar.	29	Speaker signed. Presented to Governor	1675
Apr.	5	Approved by Governor	1680

LEGISLATIVE BILL 1513 By Appropriations Committee

Mar.	8	Motion. Read first time. Placed on General File	1123
Mar.	15	Request	1273
Mar.	16	Referred for review	1323
Mar.	17	Placed on Select File	1352

Mar.	20	Laid over	1368
Mar.	21	Referred for engrossment	1412
Mar.	21	Replaced on Select File	1430
Mar.	22	Referred for engrossment	1462
Mar.	24	Correctly engrossed	1556
Mar.	28	Request	1607
Mar.	28	Correctly re-engrossed	1633
Apr.	5	Final Reading	1743
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1514 By Proud

Mar.	15	Motion. Read first time	1271
Mar.	15	Motion. Placed on General File	1272
Mar.	21	Referred for review	1434
Mar.	23	Placed on Select File	1518
Mar.	23	Referred for engrossment	1527
Mar.	28	Replaced on Select File	1593
Mar.	28	Referred for engrossment	1610
Mar.	28	Correctly engrossed	1631
Apr.	5	Final Reading	1743
Apr.	5	Correctly enrolled. President signed	1752
Apr.	5	Presented to Governor	1758
Apr.	8	Approved by Governor	1761

LEGISLATIVE BILL 1515 By Carpenter

Mar.	15	Motion	1271
Mar.	15	Read first time. Motion. Placed on General File. Bracketed	1272
Mar.	22	Indefinitely postponed	1484

LEGISLATIVE BILL 1515A By Carpenter

Mar.	21	Read first time. Placed on General File	1425
Mar.	22	Indefinitely postponed	1484

LEGISLATIVE BILL 1516 By Appropriations Committee

Mar.	15	Motion	1271
Mar.	15	Read first time. Motion. Placed on General File	1272
Mar.	15	Request	1273
Mar.	16	Referred for review	1323

Mar.	17	Placed on Select File	1352
Mar.	20	Referred for engrossment	1368
Mar.	23	Correctly engrossed	1497
Mar.	28	Final Reading	1629
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
Apr.	5	Approved by Governor	1677

LEGISLATIVE BILL 1517 By Goodrich, Mahoney

Mar.	17	Motion. Read first time. Motion. Placed on General File	1339
Mar.	17	Referred for review. Request	1356
Mar.	20	Placed on Select File	1395
Mar.	21	Referred for engrossment	1415
Mar.	23	Correctly engrossed	1527
Mar.	28	Final Reading	1630
Mar.	28	Correctly enrolled. Speaker signed	1637
Mar.	29	Presented to Governor	1639
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STATE FORESTER
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STATE GOVERNMENT (See, also, Specific Heading)
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Documentary film, creation, distribution, (Maresh) LB 1180 1879
Expenses, additional appropriation, (Appro. Comm. at req. of Gov.) LB 1504 1975
Expenses, appropriation, (Marvel) LB 1476 1967
Expenses, limits from appropriation, (Marvel at req. of Gov.) LB 1477 1968
Mileage allowances, increase of amount, (Savage) LB 1318 1922

STATE INSTITUTIONS (See, also, Public Institutions, Specific Headings)
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Mentally ill hospitals, certificate for admission, false application, penalty, (Kennedy at req. of Gov.) LB 1507 1976
Sale of prison-made items, disbursement of funds, (Judic. Comm.) LB 1122 1862
Statutes, distribution to penal institutions, (Judic. Comm.) LB 1174 1877

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STATE NORMAL SCHOOLS
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STATE OFFICE
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Expense account statements, swearing of, delete requirement, (Kennedy) LB 1440 1957
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Salaries, payment appropriation, (Appro. Comm.) LB 1172 ..1877
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Harvest vehicles, temporary permit, issue, (Carstens) LB 1200 1885
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STATE PURCHASING
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STATE RECREATION ROAD FUND
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STATE TEACHER SALARY FUND
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STATE TORT CLAIMS BOARD
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STATE TREASURER
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Political Subdivision Allocation Fund, distribution, (Maresh) LB 1108 1858
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STATE TREE
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STATUTES
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STATUTES OF LIMITATIONS
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SUPREME COURT
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Business tax, appeal from relief from, (Stromer) LB 1434 . . . 1955
Declaration of law as unconstitutional, reduce number of judges, CA, (Hasebroock) LB 304 1806
Environmental Council, appeal, authority, (Schmit) LB 1435 1955
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Reappraisal, supervision, authorize, (Rev. Comm.) LB 1501 1974
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Community antenna installations, utilities, prohibit interference, (Snyder) LB 1321 1923
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TREES FOR NEBRASKA
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College of Medicine, physicians' assistants, training, implement program, (Schmit) LB 985 1834
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Eppley Institute for Cancer Research, appointment of director, (Warner) LB 1374 1939
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Student fees, restrict use, (Stromer) LB 1271 1906
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URBAN RENEWAL
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Metropolitan class cities, councils shall be authority, (Stahmer) LB 1344 1931

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Electricity, heating purposes, basic rates, (Wiltse) LB 1263 1903
Facilities, competitive, regulation by Nebr. Power Review Board, (Stull) LB 1141 1867

Metropolitan districts, public passenger transportation system, acquire, operate, (Stahmer) LB 1232 1895
Metropolitan districts, surplus property, disposition, (Proud) LB 1250 1900
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Prohibit interference, community antenna installations, (Snyder) LB 1321 1923
Service, discounts, notice of shut off, (Carpenter) LB 1082 1850
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VARIABLE LIFE CONTRACTS
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VEHICLE SAFETY INSPECTION CASH FUND
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VEHICLES
Harvest, size, weight permits, liberalize procedures in obtaining, (Carstens) LB 1200 1885

VENDING MACHINE
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VENEREAL DISEASES
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Death certificates, burial, transit permits, inclusion of information, (Skarda) LB 1205 1887
Homestead tax exemption, certain cases, (Keyes) LB 1161 ..1873
Hunting, fishing fees, exempt from, 65 and over, (Skarda) LB 1204 1887
Nebraska Home, administrator, appointment, (Gov. Comm.) LB 1483 1969

Nebraska Home Annex, building transfer, (Kennedy) LB 1246 . . 1898
Reemployment rights, complaints, enforcement procedure, (Gov. Comm.) LB 1510 1977

VETERINARIAN
Bonding of livestock dealers, duties, (Epke) LB 1361 1936

VISUALLY IMPAIRED PERSONS
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Fertilizer in irrigation well, prohibit, penalty, (Nore) LB 1343 1930
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Hydrants, metropolitan districts, charge increase, (Morgan) LB 1272 1906
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M.U.D., providing of, contract, collection of fees, beyond district boundaries, (Keyes) LB 1188 1882
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Nebraska Water Industry Committee, create, powers and duties, (Kremer) LB 717 1819
Pollution control, appropriations of funds, (Nore) LB 1466 1964
Pollution control facilities, exempt from sales tax, when, (Kremer) LB 716 1819
Replacement, assessment of, (Savage) LB 1454 1961
Rural districts, attachment of land, consolidation, (Pub. Works Comm.) LB 1502 1975
Rural districts, incorporation, distances from cities, villages, (Carsten) LB 1239 1897
Rural water districts, power of eminent domain, redefine, (Elrod) LB 1042 1838
Treatment facilities, appropriations, match federal funds, (Nore) LB 1466 1964

WATER AND SOIL CONSERVATION STUDY COMMITTEE
Board of Natural Resources, creation, powers, (Burbach) LB 542 1812
Natural resource districts, mill levy, delete general obligation bonds, (Burbach) LB 540 1811
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Soil and water conservation districts, investments, authorized, (Burbach) LB 541 1812

WATER INDUSTRY COMMITTEE, NEBRASKA
Create, appointment of members, duties and powers, (Waldron) LB 717 1819

WATER POLLUTION
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Federal Control Act, Wastewater Treatment facilities, state's share of funds, (Appro. Comm. at req. of Gov.) LB 1503 1975

WATER RESOURCES, DEPARTMENT OF
Irrigation leases, renewal, duration, (Craft) LB 1306 1919

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Water industry committee, duties to classify representatives, (Kremer) LB 717 1819

WEIGHTS AND MEASURES
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WHEEL CHAIRS
Self-propelled invalid, registration, clarification, revision, (Pub. Works Comm.) LB 1474 1966

WINE
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WORKMEN'S COMPENSATION (See, also, Employment Security)
Benefits payable, redefine, maximum rates, (Carstens) LB 1265 1904
Correct violation reference, (Exec. Bd.) LB 1061 1843
Employer, cancellation of insurance, notice, (Labor Comm.) LB 1269 1905
Household domestic servants, farm, ranch laborers, exempt, (Schmit) LB 1298 1915
Metropolitan, primary class cities, exempt from insurance requirements, (Moylan) LB 1144 1867
Payments, minimum, maximum increase, (Stahmer) LB 1231 .1895
Rehearings, tape recording, (Judic. Comm.) LB 1491 1971
Reporting injuries, change time, manner, (Clark) LB 1221 1892
Students, eligibility to receive, (Ziebarth) LB 1308 1919

YOUTH DEVELOPMENT CENTER–GENEVA
Girls' Training School name, change, (Judic. Comm.) LB 1253 1901

YOUTH DEVELOPMENT CENTER–KEARNEY
Boys' Training School name, change, (Judic. Comm.) LB 1253 1901

ZONING
Hospital construction, regulation, (Ziebarth) LB 1310 1920
Liquor licenses, outside cities, hotels, (Keyes) LB 1363 1936
Plumbing code, Omaha, compliance, (Mahoney) LB 1257 1902
Soil and Water Conservation Commission, inclusion of duty, (ISC) LB 1225 1893

The following bills had their original matter stricken and all new matter inserted.

LB 866 LB 1384 inserted in its place, Classification of rural highways.

LB 1333 Repeal statutes prohibiting boxing prize fights.

LB 1217 Election of School Board members by districts.

LB 1126 Issuing motor vehicle drivers' licenses to blind for identification purposes.

LB 1335 LB 1319 inserted in its place, revising classifications of motor vehicle and trailer dealers.