

April 11, 1979

LB 572

SENATOR NICHOL: If you see, in the bill, in the original bill, we do have a law now created by a bill previously in the legislation, saying that the county treasurers shall do this and we need to change that so that our law book corresponds with what this bill says and that is that the County Clerks and District Court shall put this money, deposit this money with the State Treasurer to be put in the permanent school fund in the state rather...

SENATOR DWORAK: You say we all ready have a law that says they shall do it?

SENATOR NICHOL: That is correct.

SENATOR DWORAK: And the constitution says they shall do it?

SENATOR NICHOL: Otherwise.

SENATOR DWORAK: And now we need another law that says the same thing as the law we already have and the constitution already....

SENATOR NICHOL: No, the law that we have on the books now says it the way the county treasurers are doing it and this law needs to be changed to the way the bill says we shall do it and the bill that we are proposing here coincides with the state constitution. The bill that was created many years ago, I don't know just exactly when, I didn't look that up, says that they shall do it the way the way they are doing it now. So we need to change the law so that our law coincides with the constitution.

SPEAKER MARVEL: Senator Kahle, do you wish to direct a question to Senator Nichol?

SENATOR KAHLE: Mr. Speaker and members, I would. Senator Nichol, I see in the proceedings here of the hearing, that Kendra Hahn, the Clerk of the Lancaster District Court and Rudy Tesar, Clerk of the Douglas County District Court opposed this. Do you remember or what was their reason?

SENATOR NICHOL: Their reasoning as I recall was that they do the work on the county level and they feel they should keep the money. I guess that is as simple as I can put it.

SENATOR KAHLE: Are they in any way responsible for those funds now?