

April 25, 1979

LB 285

and you can make up your own mind on the Johnson amendment. It's obvious that we've got some strategies going here and we might as well play them all out and see who's got the last card. Thank you.

SPEAKER MARVEL: The motion is the adoption of the Johnson amendment. Senator Johnson, do you wish to close?

SENATOR JOHNSON: The gospel truth, this is not a loophole creating amendment. In fact, if anything it's dealing... it's designed to close up some loopholes. I mean if you want to make sure that the home rule charter cities are covered by LB 285 then you vote for the Johnson amendment, and I mean that's closing up a pretty large loophole it seems to me, is to make certain that home rule charter cities are covered. Now I can't guarantee the constitutionality of that provision allowed in that old 1937 Supreme Court case, but we will have an Attorney General's opinion by the time this bill is up on Final Reading and we'll know exactly what we're dealing with when it comes to the home rule chartered cities. In terms of the amendments dealing with the local school districts, I have to agree wholeheartedly with Senator Koch, they were basically designed to take care of those highschool districts that are taking from the non-highschool districts youngsters for the purpose of education and receiving monies from the county tuition fund and they need to be able to count that money in the local budget base in the event that a merger occurs. With respect to the newly created political subdivisions, surely we would want to put them under the lid and that what this amendment does. With respect to the merging of subdivisions, surely we want to deal with some procedure to take care of that particular problem and that's what this amendment does. These are not loophole creating amendments. They are tightening amendments that are designed to make 285 work better. For that reason I ask your vote.

SPEAKER MARVEL: The motion is the adoption of the Johnson amendment to LB 285. I would remind the Legislature that we have another bill 365, and at least three budget bills before we adjourn tonight. All those in favor of this motion vote aye, opposed no. The Johnson amendment to LB 285. Have you all voted? Senator Johnson, what's your pleasure? Shall the House go under Call is the proposition. All in favor of the House going under Call vote aye, opposed no. Record.

CLERK: 18 ayes, 0 nays to go under Call, Mr. President.