

January 29, 1980

LB 525

Journal.) 10 ayes, 25 nays, Mr. President, on the motion to return.

SPEAKER MARVEL: What is the count?

CLERK: 10 ayes, 25 nays.

SPEAKER MARVEL: Motion lost. For what purpose do you rise, Senator Haberman?

SENATOR HABERMAN: I would like to have my motion withdrawn I just gave the Clerk.

SPEAKER MARVEL: Senator Nichol, do you have a motion before the House?

SENATOR NICHOL: Yes, sir.

SPEAKER MARVEL: Okay.

CLERK: Mr. President, Senator Nichol moves to return LB 525 to Select File for specific amendment. Read Nichol amendment as found on page 449, Legislative Journal.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, we are talking about multifamily unit here so the only thing I am doing if you want to look at your standing committee amendment, it says, Section 2, "A group home as defined in Section 1 of this act may be established and operated in a multifamily residential zone within the exercised zoning jurisdiction of any municipality except as limited in Section 3 and 4 of this act." The only thing it does is say multifamily since we are dealing with a multifamily home.

SPEAKER MARVEL: Senator Marsh, do you wish to be recognized on the Nichol motion?

SENATOR MARSH: Mr. President, I rise to oppose this amendment. We really are talking about a family unit, and if you require them to be placed only where a multifamily can be, that severely limits them and I would oppose this amendment. I am very anxious to move 525 ahead but I am not anxious to add a problem amendment.

SPEAKER MARVEL: Senator Sieck, do you wish to be recognized on the Nichol motion?

SENATOR SIECK: Yes, this just creates more problems and I