

they had no choice about this program, and it's because they have no choice on this program that I believe it should be taken out from the lid. If I could use an analogy at the state level, we have fully funded for the past three years and we will fully fund this year one hundred percent of the requests for special education because we, ourselves, are under a legal mandate to do so. Senator Dworak, we are making no hard choices with regard to special education. We are automatically funding those programs. As it is at the state level, so it will be at the local level. I am offering this amendment and I am sure that it is hard for people to understand this, I am offering this amendment not for the preschool special education program, but for the other school programs so that the school board does have the chance to make some choices. For that reason this program should not be under the spending lid. It was exempted the first year. As long as it is federally funded it will be exempt. But any given year that we send state dollars, the first state dollars that come in force a school district to cut or close an existing program. They have no choice, and because they have no choice I do not think this program should count against their lid. I would move for adoption of the amendment.

SPEAKER MARVEL: The motion is the adoption of the Fowler amendment to LB 765. All those in favor vote aye, opposed vote no. We are voting on the Fowler amendment to LB 765. Have you all voted? Senator Fowler.

SENATOR FOWLER: As Senator DeCamp says, it is going to be a very important issue in the future, I want to give everybody a chance to be on the record, so I would have a Call of the House and ask for a roll call vote.

SPEAKER MARVEL: Shall the House go under Call is the first motion. All those in favor of placing the House under Call vote aye, opposed no. Record.

CLERK: 13 ayes, 0 nays to go under Call, Mr. President.

SPEAKER MARVEL: The House is under Call. All legislators please take your seats. Unauthorized personnel please leave the floor. Record your presence. Do we still have two excused? Senator Landis, Senator Cope, Senator Keyes, Senator Beutler, Senator Kremer, Senator Merz, Senator DeCamp, Senator Sieck, Senator Simon, Senator Lewis. Mr. Sergeant at Arms, we are looking for Senator Keyes, Senator Sieck, Senator Kremer, Senator Merz. There are three