

faith negotiations between the University...

SENATOR V. JOHNSON: No.

SENATOR NEWELL: ...I am going to give you a little more time to answer that if you would like to take it and you may answer it now if you like.

SENATOR V. JOHNSON: The question simply is, has there in fact been good faith negotiations between the Board of Regents and the faculty at the University of Nebraska at Omaha? In my opinion, the answer is "no". And why do I say that the answer is no. Because the Board of Regents has not seen fit to provide the faculty members there the pay increases that you and I have appropriated. Well, you say that should be all right. That should be all right. The Supreme Court of Nebraska in an opinion I have in my hand which I am going to read has held that's an unfair labor practice so it is not a good faith negotiation withholding that pay. The Supreme Court said in the case of Local #2088 versus County of Douglas, it said this: "Furthermore, Nebraska Constitution Article XV would indicate that public employees may not be discriminated against or punished because they have sought collective bargaining and have reached an impasse with a public employer." "In the case of Local Union #647 versus the City of Grand Island it was determined that any attempt by management to dissuade employees from joining a union is an unfair and unlawful act. To withhold from the employees a salary which the governmental employer has determined is at least the minimal appropriate wage for no other obvious purpose but to punish the public employee is not permitted. Logic indicates to us that the wages to be paid for similar work during the given year to employees not involved in the dispute would be the minimum wage the employer could pay to those employees involved in the dispute. Any other conclusion would result in the employer favoring nondisputing employees over disputing employees." That is the Supreme Court. So I don't think those negotiations have gone on in good faith because that is exactly the practice the court condemns that our Board of Regents has engaged in.

SPEAKER MARVEL: Senator Hoagland.

SENATOR HOAGLAND: Mr. Speaker, colleagues, I would just like to make a couple of brief remarks in support of Senator Johnson's amendment. Senator Newell and Senator Johnson have just covered the precise reason why I am supporting this amendment and that is I think it is very unfair to withhold the entire wage increase for eight or nine months now simply because an impasse has been reached and I think the good