

May 22, 1981

LB 506

bar to such grants and the benefit is not a factor to be considered. So that is still in the bill. We are still talking about grants in the bill and I don't really care if you pass it or not, I am just pointing out I don't think the thing is constitutional and I would hope that Senator Cullar would bring it back and work on the bill some more.

SPEAKER MARVEL: Senator Hoagland.

SENATOR HOAGLAND: I had my light on to call the question, Mr. Speaker, if that is necessary.

SPEAKER MARVEL: The question has been called for. Do I see five hands? Is he going to withdraw the motion? Okay. Are you ready to withdraw your amendment or (interruption)?

SENATOR CULLAN: Yes, Mr. President, I am ready to withdraw the motion. The last thing I want to say in response to Senator Lamb, who evidently did not read the memorandum which I circulated or listened to the comments I made when I read the amended opinion into the floor, there are no grants for private institutions, period. The bill has been amended. Grants are only for the University of Nebraska. Contracts are with private institutions when we are purchasing services for the benefit of the people of the State of Nebraska. The last thing I would like to say is that if there are constitutional problems with the bill, it does contain the severability clause and the bill is clearly severable and the constitutional issue has been raised so you should not rely upon the fact that there would be contracts for a private institution if that is your motive for voting for the bill, that the bill is clearly severable, and, again, the constitutional questions that the Attorney General has raised in her opinion, which is out of date, have been clearly taken care of. I urge you to vote for the bill. I withdraw the motion to kill it.

SPEAKER MARVEL: Before we proceed with LB 506, Senator Warner.

CLERK: Mr. President, Senator Warner would move to return 506A to Select File for specific amendment.

SPEAKER MARVEL: Senator Warner, do you wish to speak to the...?

SENATOR WARNER: Mr. President, I...

SPEAKER MARVEL: Senator Warner.

SENATOR WARNER: Mr. President, what this amendment does is