

January 15, 1932

LB 353

clear the way the bill was initially drafted that once a juvenile court made such a commitment to the Department of Public Welfare the juvenile court could not make any orders with respect to that youngster in services because the authority for that youngster was totally in the hands of the Department of Public Welfare. Now the committee amendments would take out the word "exclusive". So Senator Nichol, where will authority repose even with the committee amendments for the care and the cost of the youngster, with the Department of Public Welfare or with the juvenile court?

SENATOR NICHOL: It is supposed to be an agreement of the two. Now I assume your question is, what happens if they don't agree?

SENATOR V. JOHNSON: Yes, that really is it, Senator Nichol.

SENATOR NICHOL: What happens if they don't agree, and I ask you a question, who is going to be paying for it? The areas where the Department of Welfare will be paying for it, I would think that the authority would rest mostly with the Department of Welfare. And as we will get into later in the bill, what has been happening is that they have been prescribing programs, not medical, programs outside the state that have been very expensive and that is what we are trying to get to.

SENATOR V. JOHNSON: Okay, so let me make sure I understand then. What you are really saying is we are going to take the word "exclusive" out, then the court and the department will sit down and in effect negotiate services. If they really are in loggerheads, if they really just can't affect an agreement, then it is your opinion that the Department would have the final word on that?

SENATOR NICHOL: That is right.

SENATOR V. JOHNSON: Okay, thank you very much.

SPEAKER MARVEL: Motion now is the adoption of the committee amendments. Is there any further discussion? Committee amendments to LB 335 (sic). All those in favor of the motion to advance the bill vote aye, opposed vote no...adopt committee amendments.

SENATOR CLARK PRESIDING

SENATOR CLARK: Have you all voted? Voting aye, Mr. Clerk.

CLERK: Senator Clark voting yes.