

March 3, 1982

LB 259

SENATOR NICHOL: Okay.

SENATOR WIITALA: At least I would say that is my intent as being a cosponsor to this bill.

SENATOR NICHOL: So that whether we adopt the Goll amendment or not this can be private if either one of the parties want it to be a private hearing, is that correct?

SENATOR WIITALA: Right. Regardless of whether it is a conference or whether it is a hearing.

SENATOR NICHOL: Very good, thank you.

SPEAKER MARVEL: Senator DeCamp. Senator Lamb.

SENATOR LAMB: Mr. President and members of the Legislature, I rise to support the Goll amendment. As you probably know now, the Supreme Court has ruled that the probationary teachers do not have a right to any sort of conference or hearing and of course the fear of the superintendents that I hear from and the school board members is that we're moving toward, in effect, giving the probationary teachers the same right that we now grant to tenured teachers. And so, this amendment as Senator Goll has designed it is really a compromise position. Now the teachers have nothing, absolutely no right to any sort of conference or hearing. It is Senator Goll's position and I agree that we should not move toward this situation where untenured teachers approach the same sort of right that is designated for tenured teachers and so I think it is completely defensible that we call this conference a conference because that is exactly what it should be and I think one small correction to Senator Wiitala's testimony in that I believe he said that it is not mandatory. Well it is mandatory if the teacher requests it. It would not be mandatory of course if the teacher did not request this conference. So I would support the Goll amendment.

SPEAKER MARVEL: The question has been called for. Do I see five hands? Shall debate cease is the issue. I see five hands, thank you. Shall debate cease. Have you all voted? Okay, record.

CLERK: 25 ayes, 0 nays to cease debate, Mr. President.

SPEAKER MARVEL: Debate has ceased. The Chair recognizes Senator Goll to close on his amendment.

SENATOR GOLL: Mr. Speaker and colleagues, as Senator Wesely so aptly puts it, we spent a lot of time on this issue and we should move on and I would say to you, a hearing, a proceeding of relative formality with definite issues of fact.