

CLERK: (Read LB 289A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 289A pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read as found on page 2694 of the Legislative Journal.) 44 ayes, 0 nays, 2 present not voting, 3 excused not voting, Mr. President.

PRESIDENT: LB 289A passes with the emergency clause attached. LB 311 with the emergency clause attached.

CLERK: Mr. President, Senator Scofield would move to bracket LB 311 until January 3, 1990.

PRESIDENT: Senator Scofield, please.

SENATOR SCOFIELD: Mr. President and members, I intend to withdraw this motion, but I wanted to make a couple of remarks on this and I don't see Senator Landis but if he's around I'll give him the rest of my time to address this. You will recall that I have raised, throughout the debate on this, except on the first round, which just simply wasn't around in time to visit about this bill, but I have had some concerns and Senator Landis's office has worked closely with us on this bill and I think the constitutional questions that have been raised have largely been resolved. But if you refer to the most recent Attorney General's Opinion, there are still some policy questions on this bill that cause me some concern and, as you will recall, the other day when Senator Landis pulled this bill back for yet another amendment proposed by Kutak Rock, he admitted...I think his words were, I don't know beans about some of this, and I had to agree with him. It's been very difficult to figure out how this whole process works and I would reiterate some observations on LB 311 that I made on the last round of debate in that I think this bill represents a significant change in that I think the State of Nebraska may, in fact, be inserted into the scheme in place of where financial institutions have previously been. And even though it has repeatedly been made...the point has repeatedly been made that we have, quote, to use Senator Landis's words, "built a wall here" to separate state funds from those other funds. Not understanding yet the