

February 14, 1991 LB 114, 313

advance 114.

PRESIDENT MOUL: The motion is adopted and LB 114 is advanced. Proceed with LB 313.

CLERK: Madam President, 313 introduced by Senators Conway and Baack. (Read title.) The bill was introduced on January 16, referred to Government, advanced to General File. I have committee amendments pending by the Government Committee, Madam President. (See AM0113 on page 503 of the Legislative Journal.)

PRESIDENT MOUL: Now recognize Senator Conway.

SENATOR CONWAY: Thank you, Madam President, members, LB 113 is not necessarily a new issue to us. It was on Select File last year and as so many other bills got caught up in the storm of things and was not able to proceed at that point, so I will very briefly address it. The committee amendments, and I guess I might as well use the bill at the same time and you will see where the committee amendments fit because I'll be doing that as well. Two different concepts are in the bill. Basically, first is the POW-MIA flag, what we had on the table last year. What it basically says is that if a person, a sponsoring person wants to have a POW-MIA flag on and displayed on a public building, whether it be the State Capitol, the Governor's Mansion, a courthouse, or any other public building, or on their flagpole that already exists, that if they request such a thing and if they provide the flag, then maintain the flag, that that public building will then display that flag along with the other flags on the pole. That was the issue that was before us last year. Many of our courthouses, the Capitol and the Governor's Mansion, many of these already do have the MIA-POW flag flying along with the American flag and state flag in many cases. And so it is not completely out of the ordinary, but we did have some administrative, administrators of their buildings wondering whether or not they had authority to fly such a flag, and so basically this grants that authority, but does not have any fiscal note for this particular portion because a sponsoring group, a local VFW Post or whoever will buy the flag and maintain a flag for its use. That's the MIA-POW flag issue. Along with that we also found that there are a few people who fall through the cracks when it comes to getting an American flag delivered to them at their funeral. What we've got is a National Guard person who is killed on active duty, there is no provision for that military ritual of having the flag presented