

May 9, 1991

LB 651, 653

things like that, the actual pay out of that payroll may not come until after the first of the year. And so there is a variety of encumbrances there. So LB 651 put number five in there and the language quite simply is a written agreement for a grant or award to distribute aid, was signed but was not paid during the same biennium. To give you an example of this, for instance the Nebraska Arts Council has a variety of grants, that when they give a grant they hold 10 percent back until that, whatever the promise was, is kept so to speak, so 10 percent is held back. Now there is a question of whether or not that 10 percent should be, since if it is held back and is held back and it transcends the next biennium, does that mean that 10 percent lapses if we do not reappropriate the balances? And I guess the argument is that that really was part of last biennium's appropriation and it shouldn't be lapsed and should stay there because the promise will eventually, probably be fulfilled and for whatever reason it's not, then it would lapse. But until, why that is an ongoing process. That encumbrance should be included and basically this sorts...grant type awards like that, this broadens the definition of encumbrance to include that and an example of that would be the Arts Council. And so with that explanation I'd move for advancement of the bill.

PRESIDENT MOUL: Thank you, Senator Moore. Is there anyone who wishes to address this bill? Seeing none, we will vote on the motion to advance LB 651. All those in favor please vote aye, opposed nay. Have you all voted? Have you all voted? Please record, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Madam President, on the advancement of 651.

PRESIDENT MOUL: LB 651 is advanced. LB 653.

CLERK: LB 653 was a bill introduced by Senator Moore. (Read title.) The bill was introduced on January 23, referred to Appropriations, advanced to General File. I have no amendments to the bill.

PRESIDENT MOUL: Senator Moore.

SENATOR MOORE: Madam President and members, LB 653 amends state statute 81-1176. This statute is basically the master statute for mileage reimbursement rates. And what this bill does is