

simple. It does require an institution examining itself, and that has to start some place. This task force is that beginning. I urge the adoption of the veto override.

PRESIDENT MOUL: Thank you, Senator Landis. We'll now vote on the motion to override. All those in favor please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 15 ayes, 18 nays, Madam President, on the override motion.

PRESIDENT MOUL: Motion fails.

CLERK: I have nothing further to 652, Madam President. Next bill is LB 760. Senator Moore, as Chair of Appropriations, would move that 760 become law notwithstanding the objections of the Governor.

PRESIDENT MOUL: Senator Moore.

SENATOR MOORE: Madam President and members, this is the one issue that the Appropriations Committee, by an 8 to 1 vote, recommended that the body override in total. LB 760, a little bit of history behind it. Obviously, at the beginning of this session there were a variety of bills introduced, primarily by the different sectors of higher education in this state that would have spent for their use, primarily in capital construction, not always, cigarette tax monies that lapse at various occasions in the upcoming biennium and the next biennium. Actually, the cigarette tax dollars that we are talking about are actually dollars that free-up the second half of this biennium. There was a variety of...there was actually six different bills introduced by the...various members of the Legislature in differing ways to spend that money. You will remember that the Appropriations Committee recommended to the body that, unlike somewhere in-between the Governor's plan or the Governor, in his original plan, said that we do not spend any of this money. It was his opinion initially when he presented his State of the State address that, due to the fact or due to the concern at least that there are some potential, certainly a potential for lawsuits and a need for building additional prisons in the State of Nebraska that certainly carry a substantial price tag. Governor Nelson was of the opinion that we should not spend this lapsing cigarette tax dollars, place it, just keep it in the NCCF funds and then, as we move