

those in favor say aye. Opposed no. It is advanced. We will now...I'm going to make an announcement here that we are going to change the agenda just a little bit here. We do...we found that there was an error in the budget bill. We do need to bring the budget bill back to correct that error this morning, and the reason we're doing it today and deviating from the agenda is because the sooner we get this bill to the Governor the sooner we get it back, and so we have more time to act on any vetoes or anything that may happen from the Governor's Office. So in order to read this on Monday, we need to bring this back today and correct this error, and then we will proceed with the agenda from there. Mr. Clerk.

CLERK: Mr. President, Senator Moore would move to return LB 1022 to Select File for a specific amendment. AM3933, which I believe he's distributed copies to the members.

SPEAKER BAACK: Senator Moore.

SENATOR MOORE: Speaker Baack and members, I remember when I was a staff person, back in the mid eighties, when we had to have a special session because we forgot the words "is hereby appropriated". And I think when I called the Speaker this morning and said we had a problem, he was concerned what the problem was. Basically what the situation is, is that we have now in the appropriation bill, there is concern that there is a substantive...an unintended substantive law change in there. And I think certainly to be on the safe side it must be repealed. The situation is this, you may remember when Governor Nelson introduced LB 1022 in January, it was his intent to fund LB 89 and LB 91, the health program, with LB 1059 funds. And to do that, the Governor had to repeal statutory language that this body had put in last year when we passed LB 91 prohibiting that from happening. And so I guess my concern is I don't know why that language probably should have never been in there. One, it should have never been in there. Two, we certainly should have caught it in the last three months, but we didn't, we caught it late last night. But nevertheless, what my amendment does is repeal those repealer statutes on 79-3509.03, which would have repealed the language in our present state statute prohibiting the Legislature from using 1059 funds to fund LB 951. As I said, if you remember, that was the original Governor's intent, the Appropriations Committee and the Legislature had removed that action from the appropriations part of the bill, quite honestly, we never caught it in the repealer portion of the bill