

May 9, 1995

LB 642

PRESIDENT ROBAK: Senator Hall, if you would address why you believe Section 1 is not germane.

SENATOR HALL: Thank you, Madam President and members. This section deals with the transfer of employees from the Department of Social Services to the State Foster Care Review Board, and it...there is nothing in the original copy of the bill that was introduced that deals at all with that subject matter. Now...and the reason I don't believe that it is germane is because what we are doing is taking the bill and, in essence, turning it into an appropriations bill with this amendment, and we are transferring employees from one...from a department to a board. There was nothing in the original bill, as it was introduced that showed that intent when it was offered, and had a public hearing, and I would argue that it is not germane as an amendment to this bill, which, in essence, when the amendment becomes the bill as it does in its present draft. Our rules require that a divided question, any part has to be able to stand on its own for purposes of germaneness to the original bill that it is introduced to, and I would argue that Section 1 of Senator Avery's amendment does not meet that standard.

PRESIDENT ROBAK: Thank you, Senator Hall. Senator Avery.

SENATOR AVERY: I would at present offer...give my time to Senator Chambers to address the point.

PRESIDENT ROBAK: Senator Chambers.

SENATOR CHAMBERS: Madam President, members of the Legislature, what the bill does, without going into a lot of detail because my time is limited, is to set up proceedings...procedures and activities that will be done by the Foster Care Review Board and others done by the Department of Social Services, and all this amendment that we're discussing does is to set up a procedure whereby that activity will be carried out, and I think it is...it flows in a natural way because it does not deviate from the goal of the bill. It simply helps establish the specific machinery by which the goals and purposes of LB 642 will be carried out. So I think that it definitely is germane to the original intent, purpose, and the terms of LB 642.

PRESIDENT ROBAK: Thank you, Senator Chambers. I rule that Section 1 of the Avery amendment is germane. We have now started discussion of Section 1 to the Avery amendment. Senator