

April 3, 1996

LB 299

PRESIDENT ROBAK: Thank you, Senator Jensen. Senator Withem.

SPEAKER WITHEM: Excuse me, John. Madam President, I am going to rise to question the germaneness of this amendment. I am looking at LB 299. LB 299 in essence amends the local subdivision budget act, provides for limitations on sending of local governments. Does not reference Section 48 at all. Section 48 talks about the powers and duties and responsibilities of an agency of state government, a Commission of Industrial Relations. You know, I hesitate to make comments on constitutional law but I would question as to whether or not this not only is not germane under legislative rulings but is in fact an entirely separate subject matter that might even violate the constitutional provision dealing with local subdivisions. We are dealing with their spending limitations. This alters the requirements for a division of state government known as the Commission of Industrial Relations.

PRESIDENT ROBAK: Senator Jensen, your response.

SENATOR JENSEN: (Microphone not activated.)..amendment that we just approved, just prior to this, also addresses the Commission of Industrial Relations. If that amendment was germane it would seem to me that this amendment should also be germane.

PRESIDENT ROBAK: Senator Jensen.

SENATOR JENSEN: Yes.

PRESIDENT ROBAK: In looking at the provisions of LB 299 and looking at the amendment, LB 299 does not open any of the provisions of Section 48 of the statute and therefore, because you do not address...you are opening an entire new section of statute under Section 48, I rule that it is not germane. I would also say that Senator Kristensen's reference to the Court of Industrial Relations deals only with excepting judgments from the Court of Industrial Relations, it does not add the Court of Industrial Relations to the bill. Senator Kristensen, it is not germane, we move on. Next amendment.

CLERK: (inaudible).

PRESIDENT ROBAK: Is there any further discussion on the advancement of LB 299? Senator Landis. Senator Lindsay.