

January 11, 1990

LB 1118-1122

LR 8

Smith. We were switching, Senator Chambers, and I had him punch me and Senator Barrett got excused and that's why there is one on the floor. Thank you.

ASSISTANT CLERK: (Roll call vote read. See pages 291-92 of the Legislative Journal.) The vote is 29 ayes, 6 nays on the advancement of the bill, Madam President.

SENATOR LABEDZ: LR 8 is advanced to E & R Initial. Mr. Clerk, do you have anything to read in?

ASSISTANT CLERK: Yes, I do, Madam President. Senator Warner would announce that there will be a meeting of the Appropriations Committee upon adjournment today in Room 1003. New bills. (Read LB 1118, LB 1119, LB 1120, LB 1121 and LB 1122 by title for the first time. See pages 292-93 of the Legislative Journal.) That's all that I have, Madam President.

SENATOR LABEDZ: Thank you, Mr. Clerk. Senator Hannibal, would you like to adjourn us until tomorrow morning.

SENATOR HANNIBAL: Madam Chair, I move we adjourn until nine o'clock tomorrow morning.

SENATOR LABEDZ: The motion is made for adjournment. All those in favor say aye. Opposed nay. Thank you.

Proofed by:



LaVera Benischek

January 17, 1990

LB 163, 821, 822, 823, 824, 825, 826  
827, 828, 829, 1102-1135, 1158-1161

PRESIDENT NICHOL PRESIDING

PRESIDENT: (Microphone not activated) ...pastor at UN-L, and now is pastoral associate at Trinity Lutheran Church here in Lincoln. Would you please rise for the invocation.

DR. NORDEN: (Prayer offered.)

PRESIDENT: Dr. Norden, thank you for being with us again, we appreciate it. Come back again. Roll call, please. Record, Mr. Clerk, please.

CLERK: I have a quorum present, Mr. President.

PRESIDENT: Thank you. Do you have any messages, reports or announcements this morning?

CLERK: Mr. President, Reference Report referring LBs 1102-1135, as well as three gubernatorial appointments to the appropriate standing committees for hearing. (See pages 348-49 of the Legislative Journal.)

Received a report from the Department of Roads filed pursuant to statute, Mr. President. That's all that I have.

PRESIDENT: Would you like to introduce any new bills, or would you not like to?

CLERK: Mr. President, I'm sorry, I do have some other items. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 821 and recommend that same be placed on Select File; LB 822, LB 823, LB 824, LB 825, LB 826, LB 827, LB 828, and LB 829, all on Select File, some of which have E & R amendments attached, Mr. President. Now, that's all that I have, Mr. President. (See pages 350-51 of the Legislative Journal.)

PRESIDENT: New bills, please.

CLERK: Mr. President, new bills. (Read LBs 1158-1161 by title for the first time. See page 352 of the Legislative Journal.) That's all that I have at this time, Mr. President.

PRESIDENT: We'll move on to General File then, LB 163.

February 7, 1990

LB 551, 843, 901, 958, 1007, 1039, 1071  
1087, 1105, 1119, 1133, 1243  
LR 253

registered lobbyists for the present week. New bill. (Read LB 1243 by title for the first time.) New resolution. (Read brief summary of LR 253.) Your Committee on Retirement, whose Chairperson is Senator Haberman, reports LB 1105 to General File; LB 1039 to General File with amendments. Committee on Transportation reports LB 1119 to General File; LB 958, General File with amendments; LB 1007, indefinitely postponed; LB 1071, indefinitely postponed; LB 1087, indefinitely postponed; LB 1133, indefinitely postponed. Senator Baack would ask to name LB 843 as a priority bill. Senator Abboud offers explanation of vote on the bills that were read on Final Reading this morning. And unanimous consent request to add names, Senator Byars to LB 551, Senator Kristensen to LB 551 and Senator Chambers to LB 901. That's all that I have, Mr. President. (See pages 717-24 of the Legislative Journal.)

SENATOR HANNIBAL: Thank you. Senator Byars, for what purpose do you rise?

SENATOR BYARS: Mr. President, I would move that we adjourn until Monday, February 12, 1990, at 9:00 a.m.

SENATOR HANNIBAL: You've heard the motion. Those in favor say aye. Opposed same sign. We are adjourned.

Proofed by:

  
Marilyn Zank

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of LB 1105.

SPEAKER BARRETT: LB 1105 advances. LB 1119.

CLERK: 1119, Mr. President, offered by Senators Rogers and Lamb. (Read title.) The bill was introduced on January 11, referred to Transportation, advanced to General File. I have no amendments to the bill.

SPEAKER BARRETT: The Chair recognizes Senator Rogers.

SENATOR ROGERS: Mr. President, members, basically, I think where we run into some problems on this, I remember when I carried this bill two years ago that we were of the understanding that manufacturers said that anything that they sold would be legal. Well, it isn't true anymore. So what this bill would do, it would amend the sunscreening requirements for the rear and side windows, behind the front seat, to provide these restrictions shall not apply to such windows on any multi-purpose vehicle, van or bus. The term multipurpose vehicle is defined to mean any motor vehicle designed to carry ten or fewer passengers that is constructed on a truck chassis or with special features for occasional off the road use. In other words, what we're trying to do is the back windows, nothing to do with the passenger windows or the front window, but these back windows that some of the vans and so-called mini buses that are coming out would not comply with it or just trying to fix it up so those are legal and the state patrol was basically signed off. Maybe they didn't really like it, but they understand. A lot of pickups, even on the farm if you've got some bales of hay or some cows in it you couldn't see out the back window anyway. Move for its advancement.

SPEAKER BARRETT: Any discussion? Senator Wesely, please.

SENATOR WESELY: Thank you, Mr. Speaker, if I could ask Senator Rogers a question.

SPEAKER BARRETT: Senator Rogers.

SENATOR WESELY: Is the point then that the manufacturer puts in the suncreening into the window and so there is no way to make an adjustment, is that the problem, or could you be more specific? It's not...

SENATOR ROGERS: This is the way it comes from the factory.

SENATOR WESELY: Oh, I see.

SENATOR ROGERS: This isn't something that is pasted on.

SENATOR WESELY: Okay. So as a result...

SENATOR ROGERS: It comes that way from the factory.

SENATOR WESELY: Right. As a result you couldn't take out the window and put in something else, so that there is no...

SENATOR ROGERS: Right.

SENATOR WESELY: Okay, thank you.

SPEAKER BARRETT: Thank you. Any other discussion? Those in favor of the advancement of LB 1119 vote yes, opposed no. Shall LB 1119 be advanced? Please record.

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 1119.

SPEAKER BARRETT: LB 1119 advances. LB 853.

CLERK: 853, Mr. President, offered by Senators Nelson and Smith. (Read title.) The bill was introduced on January 3, referred to Urban Affairs, advanced to General File. I have no amendments to the bill.

SPEAKER BARRETT: The Chair recognizes Senator Nelson.

SENATOR NELSON: Mr. Speaker, members of the body, 853 would put in place the same thing for first class cities as we currently have for our metropolitan or cities the size of Lincoln, primary cities. What happens is if you take a city the size of Grand Island where there are ten council members, currently five of those council members are appointed by the current mayor. Many, many people feel that this is not representative form of government. Some of those appointments, one of them particularly, was made three months afterwards, so that person would serve over 75 percent of the term as an appointed member. This change just simply makes more representative and more

February 22, 1990      LB 315, 602, 856-858, 874, 875, 891, 893  
906, 907, 957, 964, 966, 984, 997  
1013, 1090, 1105, 1119, 1136, 1228, 1246

all voted? Have you all voted? We're voting on the advancement of LB 1090. Please vote. Have you all voted? Senator Withem.

SENATOR WITHEM: Yeah, it appears as though we need another four votes, so I would ask that we...the house be brought under call and I will accept call in votes.

SENATOR LABEDZ: Thank you, Senator. Shall the house go under call? All those in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 14 ayes, 0 nays to go under call, Madam President.

SENATOR LABEDZ: The house is under call. All unauthorized personnel, please leave the floor. Senators in their offices, please return to the Chamber and record your presence. The house is under call. Please return to the Chamber and record your presence. Senator Withem has requested call ins.

CLERK: Senator Chizek voting yes. Senator Lindsay voting yes. Senator Smith voting yes. Senator Morrissey voting yes. Senator Byars, you had voted yes, Senator.

SENATOR LABEDZ: Have you all voted? Record, Mr. Clerk.

CLERK: 25 ayes, 2 nays, Madam President, on the advancement of LB 1090.

SENATOR LABEDZ: LB 1090 is advanced. Mr. Clerk, we'll go to the 1990 Speaker priority bills, LB 1032. The call is raised. Mr. Clerk, you have something to read in the record?

CLERK: Yes, Madam President. Your Committee on Enrollment and Review reports LB 1228 to Select File; LB 1105, Select File; LB 1119, Select File, those signed by Senator Lindsay. Banking, Commerce and Insurance Committee, whose Chair is Senator Landis, reports LB 1136 to General File with amendments attached, signed by Senator Landis as Chair. The Enrolling Clerk has presented to the Governor bills read on Final Reading this morning. (Re. LB 602, LB 856, LB 857, LB 858, LB 874, LB 875, LB 891, LB 893, LB 906, LB 907, LB 957, LB 964, LB 966, LB 984, LB 997, and LB 1013.) Reference report referring LB 1246 to Judiciary for public hearing, as well as certain gubernatorial appointments for confirmation hearing. Amendments to be printed to LB 315 by Senator Coordsen and Hefner; and Senator Conway has amendments

February 28, 1990      LB 853, 1105, 1119, 1217, 1228

SPEAKER BARRETT: The member from Omaha.

SENATOR LINDSAY: I move that LB 1217 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there any discussion? Seeing none, the question is, shall LB 1217 be advanced? Those in favor say aye. Opposed no. Carried. The bill is advanced. LB 1228.

CLERK: LB 1228, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1228 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there discussion? If not, the question is, shall LB 1228 be advanced? Those in favor say aye. Opposed no. Carried. the bill is advanced. LB 1105, Mr. Clerk.

CLERK: LB 1105, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1105 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there discussion? Seeing none, those in favor of the advancement of 1105 please say aye. Opposed no. The ayes have it. Motion carried. The bill is advanced. LB 1119.

CLERK: LB 1119, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1119 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there discussion? Any question? Seeing none, those in favor of the advancement of the bill please say aye. Opposed no. Carried. The bill is advanced. LB 853.

CLERK: LB 853, Senator, I do have E & R amendments.

March 2, 1990

LB 844, 853, 903, 919, 983, 1086, 1105  
1109, 1119, 1165, 1167, 1183, 1211, 1217  
1228

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen, welcome to the George W. Norris Legislative Chamber. Would you please rise for the invocation by Senator Lowell Johnson.

SENATOR L. JOHNSON: (Prayer offered.)

PRESIDENT: Thank you, Senator Lowell Johnson, we appreciate it. Roll call, please.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: Thank you. Any corrections to the Journal today?

CLERK: I have no corrections, Mr. President.

PRESIDENT: Any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 844 and find the same correctly engrossed, LB 853, LB 903, LB 919, LB 983, LB 1086, LB 1105, LB 1109, LB 1119, LB 1165, LB 1167, LB 1183, LB 1216, LB 1217, LB 1228, all of those reported correctly engrossed. That is all that I have, Mr. President. (See page 1121 of the Legislative Journal.)

PRESIDENT: Thank you. We'll move on to the confirmation report of Senator Schmit.

CLERK: Mr. President, Senator Schmit as Chair of the Natural Resources Committee would report on the appointment of Duane Liebsack and Barbara Jo Bierman Batie to the Environmental Control Council. Do you want to take them separately, Senator, or together?

SENATOR SCHMIT: Let's take these two together, Mr. Chairman.

PRESIDENT: Okay, Senator Schmit, please.

SENATOR SCHMIT: Mr. President and members of the body...

PRESIDENT: Senator Schmit, excuse me. (Gavel.) May we have it quiet so we can hear Senator Schmit. These are important, so we need to hear it. Thank you.



March 8, 1990

LB 1105, 1119, 1165, 1167

Legislative Journal.) The vote is 39 ayes, 0 nays, 2 present and not voting, 8 excused, Mr. President.

PRESIDENT: LB 1105 passes. LB 1119.

ASSISTANT CLERK: (Read LB 1119 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1119 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See pages 1259-60 of the Legislative Journal.) The vote is 40 ayes, 0 nays, 1 present and not voting, 8 excused, Mr. President.

PRESIDENT: LB 1119 passes. May I please introduce some guests in the south balcony. We have guests of Senator Dennis Byars. We have nine American Government students from the Odell, Nebraska, High School with their teacher. Would you folks please stand and be recognized. And thank you for visiting us today. LB 1165.

ASSISTANT CLERK: (Read LB 1165 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1165 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 1260 of the Legislative Journal.) The vote is 40 ayes, 0 nays, 2 present and not voting, 7 excused, Mr. President.

PRESIDENT: LB 1165 passes. LB 1167.

ASSISTANT CLERK: (Read LB 1167 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1167 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 1261 of the Legislative Journal.) The vote is 40 ayes, 0 nays, 2 present

March 8, 1990

LB 844, 853, 903, 919, 983, 1044, 1086  
1105, 1119, 1165, 1167, 1183, 1216, 1217  
1228

PRESIDENT: LB 1217 passes. And the last one on General File today, LB 1228.

CLERK: (Read LB 1228 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1228 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: (Read record vote. See pages 1264-65 of the Legislative Journal.) 42 ayes, 0 nays, 1 present and not voting, 6 excused and not voting, Mr. President.

PRESIDENT: LB 1228 passes. Senator Barrett, the Chair recognizes you.

SPEAKER BARRETT: Thank you, Mr. President.

PRESIDENT: (Gavel.) May we have your attention for Speaker Barrett, please.

SPEAKER BARRETT: Thank you, Mr. President and members, a very brief announcement. The Nebraska Press Association is presenting to the Legislature this morning, eight original paintings which have appeared in the Nebraska newspaper magazine from 1975 till about 1985 or thereabouts. Some of you have seen them in the Rotunda. The Press Association representatives are here now to make the presentation. The originals will be hung in the Capitol for an undetermined length of time. I would ask the body's indulgence, I would suggest we stand at ease for a maximum of five minutes for the presentation of these original paintings. Thank you, Mr. President.

PRESIDENT: All right, if no objection, we'll stand at ease for five minutes, but while the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 1044, LB 844, LB 853, LB 903, LB 919, LB 983, LB 1086, LB 1105, LB 1119, LB 1165, LB 1167, LB 1183 with the emergency clause attached, LB 1216, LB 1217 and LB 1228. (See page 1265 of the Legislative Journal.) Guests of Senator William Barrett, Dr. Jim Horner and UN-L leadership class, I believe there are about 18 of you in the south balcony. Would you folks please stand and be recognized. Thank you for visiting us this morning. We're going to be at ease for about five minutes and

March 8, 1990

LB 369, 551, 571, 642, 844, 853, 903  
919, 983, 1019, 1031, 1044, 1086, 1090  
1105, 1119, 1165, 1167, 1183, 1216, 1217  
1228  
LR 275, 276

CLERK: I have nothing further, Mr. President.

PRESIDENT: Okay, Senator Hefner, what do you think?

SENATOR HEFNER: Mr. President, I move for the advancement of LB 571.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. It is advanced. LB...we are going to skip 1019, I understand. That takes us up to General File. Items for the record, please, Mr. Clerk.

CLERK: Mr. President, I do have a number of items for the record. The first is I have an explanation of vote from Senator Haberman. For bills read on Final Reading this morning, bills read on Final Reading this morning, Mr. President, have been presented to the Governor as of 11:12 a.m. (Re: LB 1044, LB 844, LB 853, LB 903, LB 919, LB 983, LB 1086, LB 1105, LB 1119, LB 1165, LB 1167, LB 1183, LB 1216, LB 1217, LB 1228. See page 1273 of the Legislative Journal.)

New resolutions, LR 275 by Senator Wehrbein. (Read brief explanation.) LR 276 by Speaker Barrett, Senators Withem, Coordsen, Labedz, Warner, Hall. (Read brief explanation.) That will be laid over as well. (See pages 1273-75 of the Legislative Journal.)

I have a report of registered lobbyists for this week, Mr. President, required by statute. Amendments to be printed to LB 1090 by Senator McFarland, LB 1019; LB 551 by Senator Lynch; LB 1031 by Senator Baack and others, and, Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined engrossed LB 369 and find the same correctly engrossed. That is signed by Senator Lindsay as Chair of the E & R Committee. That is all that I have, Mr. President. (See pages 1275-83 of the Legislative Journal.)

PRESIDENT: Thank you. We will go on to General File and LB 642, please.

CLERK: Mr. President, 642 was a bill originally introduced by Senator Ashford, along with Senators Weihing, Crosby, and Chambers. (Read title.) The bill was introduced, Mr. President, last year. It was referred to Judiciary,

March 13, 1990

LB 688A, 844, 853, 903, 919, 983, 1031  
1044, 1086, 1090, 1105, 1119, 1165, 1167  
1183, 1216, 1217, 1228

Withem to LB 1090. (See pages 1345-49 of the Legislative Journal.)

New A bill, LB 688A by Senator Lindsay. (Read by title for the first time. See page 1344 of the Legislative Journal.)

Motion to reconsider with respect to Senator Coordsen's amendment to LB 1031, Mr. President. That is offered by Senator Beyer. (See page 1344 of the Legislative Journal.)

And a communication from the Governor to the Clerk. (Read communication Re: LB 1044, LB 844, LB 853, LB 903, LB 919, LB 983, LB 1086, LB 1105, LB 1119, LB 1165, LB 1167, LB 1183, LB 1216, LB 1217 and LB 1228. See page 1344 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: Senator Baack will be adjourning us in a moment, but I've been asked to announce to you again, to remind you that the New Horizons begins at nine o'clock tomorrow morning here, however, your adjournment will be of a different nature. Senator Baack, please.

SENATOR BAACK: Yes, Mr. President, I move we adjourn until tomorrow morning, or tomorrow afternoon, March 14 at one-thirty.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. We are adjourned until one-thirty tomorrow afternoon, but don't forget New Horizons tomorrow morning at nine. Thank you.

Proofed by:

  
Judy Smith