

March 13, 1989

LB 84, 140, 154, 183, 285A, 340, 405
406, 522, 528, 611, 634, 653A, 655
657, 700, 739, 747, 774, 807
LR 18

record your presence. Members outside the Legislative Chamber, please return. Senator Hefner, please record your presence. Senator Labedz, Senator Haberman. Senator McFarland, the house is under call. Senator Chizek, Senator Haberman apparently is the only one that is absent. Can we go ahead? And did you request a roll call? Thank you. Members, please return to your seats for a roll call vote on the advancement of the bill. Proceed with the roll call vote, Mr. Clerk.

CLERK: (Roll call vote taken. See pages 1091-92 of the Legislative Journal.) 18 ayes...Senator Chizek.

SPEAKER BARRETT: Senator Chizek.

SENATOR CHIZEK: I want to change my vote from yes to no for purposes of reconsideration.

SPEAKER BARRETT: Thank you.

CLERK: Senator Chizek changing from yes to no. 17 ayes, 19 nays, Mr. President, on the advancement of 140.

SPEAKER BARRETT: Motion fails. For the record, Mr. Clerk. The call is raised.

CLERK: Mr. President, your Committee on Revenue, whose Chair is Senator Hall, reports LB 84 to General File with amendments, LB 611 to General File with amendments, LB 739 to General File with amendments, LB 747 to General File with amendments, LB 807 to General File with amendments, LR 18CA indefinitely postponed, LB 405 indefinitely postponed, LB 406 indefinitely postponed, LB 522 indefinitely postponed, LB 528 indefinitely postponed, LB 634 indefinitely postponed, LB 655 indefinitely postponed, LB 657 indefinitely postponed, LB 700 indefinitely postponed, and LB 774 indefinitely postponed. Those are signed by Senator Hall as Chair of the Revenue Committee. (See pages 1092-93 and 1107-08 of the Legislative Journal.)

Mr. President, Senator Baack has amendments to LB 340 to be printed; Senator McFarland to LB 739; Senator Baack to LB 183; and Senator Smith to LB 154. (See pages 1093-1100 of the Legislative Journal.)

Mr. President, I have new A bills. (Read LB 653A for the first time by title. LB 285A for the first time by title. Read

March 20, 1989

LB 49A, 231A, 285A

constituents in all of Nebraska and as regards to the eradication of these weeds. So, with that, I would just certainly recommend that we advance this bill on to Select File. Thank you.

SPEAKER BARRETT: Thank you. Senator Lamb.

SENATOR LAMB: Question.

SPEAKER BARRETT: Thank you, that won't be necessary. Yours is the last light. Senator Dierks, would you care to make any other statement before we call the vote?

SENATOR DIERKS: No, sir.

SPEAKER BARRETT: Thank you. The question then is the advancement of LB 49A to E & R Initial. Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of LB 49A.

SPEAKER BARRETT: LB 49A is advanced. LB 231A.

CLERK: LB 231A by Senator...introduced by Senator Wesely. (Read title.)

SPEAKER BARRETT: Senator Chizek, will you handle it, please.

SENATOR CHIZEK: The committee amended 231 and, as a result, I have introduced the A bill. I get to do the good things. The A bill is \$7,643, '89-90; and \$6,518 in 1990 and '91, and it's to redesign some forms, printing some forms, some postage and some supplies. I would ask your support for the A bill.

SPEAKER BARRETT: Any discussion? Seeing none, all in favor of the advancement of the bill to E & R please vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 231A.

SPEAKER BARRETT: LB 231A is advanced. LB 285A.

CLERK: LB 285A, Mr. President, is offered by Senator Lamb.

March 20, 1989

LB 285A, 338A

(Read title.)

SPEAKER BARRETT: Senator Lamb.

SENATOR LAMB: Mr. President and members, you may remember this bill, LB 285, was advanced the other day without opposition. It's a bill that has to do with complying with the federal mandates in regard to licensing of truck drivers. And you will remember in the explanation that we did our best to keep the costs as low as possible, yet to comply with the federal mandate. As a result of our negotiations, under the terms of the bill the cost of a driver's license for these selected truck drivers would increase from the present \$10.00 to \$20.00 each four years and those provisions have been accepted by the industry. So this bill reflects the federal funds that will be coming as a result of this program which you can see the first year is \$336,580. Those are federal funds; \$78,000 from state funds. That's the additional \$10.00 per licensee, the estimate of the amount that will come, plus another \$3,000 from the self-inspection system. The subsequent years the state involvement is somewhat similar and I would ask that the A bill be advanced.

SPEAKER BARRETT: Any discussion? If not, those in favor of the advancement of the bill, please vote aye, opposed nay. Record, please.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of 285A.

SPEAKER BARRETT: LB 285A is advanced. LB 338A.

CLERK: LB 338A. Mr. President, by Senator Wesely. (Read title.)

SPEAKER BARRETT: Senator Wesely, please.

SENATOR WESELY: Thank you, Mr. Speaker. LB 338 is the Community Public Health Services Act. It's a bill introduced by the Health and Human Services Committee. It's on Final Reading. This A bill would fund that act and I think we have discussed it already on the floor on both General and Select File. I would move for the advancement of the bill.

SPEAKER BARRETT: Thank you. Discussion? Senator Haberman.

March 21, 1989

LB 49A, 77, 231A, 262, 285A, 575A, 592
714

individually liable and that is not placing the responsibility where it ought to be placed. I would urge that the body advance the bill, and if some of these other concerns that actually go beyond the provisions of 77 are to be addressed, that perhaps can be done or at least considered but, by all means, let's at least give some basic fairness to those employees who are perhaps subject to cost that is beyond any reasonable basis to assess against them.

SPEAKER BARRETT: Thank you. The question is the advancement of LB 77 to Enrollment and Review. All in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 29 ayes, 1 nay, Mr. President, on the advancement of LB 77.

SPEAKER BARRETT: LB 77 advances. For the record, Mr. Clerk.

CLERK: Mr. President, Enrollment and Review reports LB 592 to Select File; LB 49A, LB 231A; and LB 285A, all to Select File. (See page 1257 of the Legislative Journal.)

I have a motion to reconsider an amendment offered to LB 262 yesterday. That's offered by Senator Bernard-Stevens.

New A bill, LB 575A, by Senator Barrett. (Read by title for the first time as found on page 1258 of the Legislative Journal.)

That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. To the next priority bill, LB 714. Mr. Clerk.

CLERK: Mr. President, LB 714 was a bill that was introduced by Senator Lamb, Senator Bernard-Stevens, Hefner, Robak, Smith and Conway. (Read title.) The bill was introduced on January 19, referred to the Revenue Committee. The bill was advanced to General File. I have committee amendments pending by the Revenue Committee, Mr. President.

SPEAKER BARRETT: Chairman Hall, on the committee amendments.

SENATOR HALL: Thank you, Mr. President, members, Mr. Clerk, the amendment that I have is an amendment to the committee amendments?

March 30, 1989

LB 108, 285A, 431, 465, 484, 552, 553
554, 565, 579, 581, 526, 637, 699
707, 719, 769, 806
LR 66

CLERK: 25 ayes, 0 nays on adoption of Senator Withem's amendment, Mr. President.

SPEAKER BARRETT: The Withem amendment is adopted. Back to the bill as amended. Senator Baack, anything further?

SENATOR BAACK: No, Mr. Speaker, I would simply urge the body to advance this bill. I...I agree with Senator Withem, it's not something that I...that I particularly like, not being able to prohibit the payment of petition circulators but I think it's something that we have to deal with in our law right now. So I would just urge advancement of the bill.

SPEAKER BARRETT: Any discussion? Shall LB 637 be advanced? Those in favor vote aye, opposed nay. Record, please.

CLERK: 25 ayes, 1 nay, Mr. President, on the advancement of LB 637.

SPEAKER BARRETT: LB 637 is advanced. Anything for the record, Mr. Clerk?

CLERK: Mr. President, thank you, yes. Your Committee on Judiciary whose Chair is Senator Chizek, to whom was referred LB 465 instructs me to report the bill back with the recommendation it be advanced to General File; LB 552, General File; LB 554, General File; LB 565, General File; LB 579, General File; LB 719, General File with amendments; LB 769, General File with amendments; LB 108, indefinitely postponed, as is LB 484, LB 553, LB 626, LB 699, LB 806, all those indefinitely postponed. (See pages 1404-05 of the Legislative Journal.)

Revenue Committee reports LB 707 to General File with amendments and LB 581, General File with amendments. Those are signed by Senator Hall as Chair. New resolution, LR 66 by Senator Rogers. (Read summary of resolution.) That will be laid over. Lobby report for this week, Mr. President. Amendments to be printed, Senator Lamb to LB 285A, Senator Wehrbein to LB 431. And, Mr. President, I have motions from Senator Warner, as Chair of the Appropriations Committee, regarding introduction of a new bill and a rules suspension accompanying that. Both of those will be laid over. That's all that I have, Mr. President. (See pages 1406-10 of the Legislative Journal.)

April 4, 1989

LB 285A, 285

to LB 281, several people have had some problems with that, and LB 281, at this point, we are seriously considering holding over till next session so that we can deal with this problem. We are...science is getting ahead of the law, and we have a problem of electronically transmitted convictions and how to deal with that where you do not have a certified abstract of that conviction. Now there is some language in here on several pages here, but the amendment would delete the language which would give the Director of Motor Vehicles the authority to certify that this electronically transmitted information was a true abstract. So we are going to go back to the old system which we currently have where each abstract of a conviction has to be certified because we are not comfortable with our current language, and as I mentioned, we discussed this considerably in regard to LB 281. So the amendment would strike the language which would not require the abstracts of convictions to be certified. So at some future time, we are going to deal with this problem of electronic transmission of those abstracts, but at this point, we are not comfortable with it and so we would ask that that part of the bill be deleted.

SPEAKER BARRETT: Discussion? If not, those in favor of the adoption of the amendment vote aye, opposed nay. Record.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of Senator Lamb's amendment.

SPEAKER BARRETT: The amendment is adopted.

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 285 as amended be advanced to E & R Final.

SPEAKER BARRETT: You have heard the motion to advance LB 285 to E & R for Engrossment. Those in favor say aye. Opposed no. The ayes have it, carried. The bill is advanced. To the A bill, Mr. Clerk, LB 285A.

CLERK: Mr. President, I have no E & R. I do have an amendment to the bill by Senator Lamb.

SPEAKER BARRETT: Senator Lamb, please.

April 4, 1989

LB 285A

SENATOR LAMB: Yes, Mr. President and members, we are adding about \$228,000 to the A bill. The A bill will be increased from the current \$78,000 to \$306,100. This is to start us on the way toward computerization. We need to get started on that system and we believe we should start now. The reason for this increased General Funding is the amendment earlier to LB 285, which calls for the Department of Motor Vehicles to provide the license examiners the capability in the field to complete the national information checks on commercial driver's license applicants, and an examiner which has this capability will be able to approve issuance of the permanent commercial driver's license by the county treasurer and the need to provide a temporary license pending approval of the permanent license from DMV will no longer exist. So with this additional funding, we can get away from the temporary driver's license. We can provide the information out there to those counties so that they can issue the permanent license immediately, and that has several advantages, as you can understand. A much cleaner way to do it, it is going to have to come sooner or later, so that is the reason for the extra \$228,000.

SPEAKER BARRETT: Discussion. Senator Hall.

SENATOR HALL: Thank you, Mr. President. Just a question of Senator Lamb, if he would respond.

SPEAKER BARRETT: Senator Lamb.

SENATOR LAMB: Yes.

SENATOR HALL: Senator Lamb, Howard, is this just a one-time appropriation that buys the hardware?

SENATOR LAMB: This is about a \$180,000 for hardware, and about \$130,000 for transmission.

SENATOR HALL: Is that transmission cost then going to be a yearly cost that would be built into the budget yearly?

SENATOR LAMB: Yes.

SENATOR HALL: Okay, thank you.

SPEAKER BARRETT: Senator Pirsch.

April 4, 1989

LB 285A

SENATOR PIRSCH: Senator Lamb, there are federal funds that are involved in this, is that correct?

SENATOR LAMB: There are federal funds involved in the whole program but not specifically for this purpose, is my understanding.

SENATOR PIRSCH: Not for the addition, for the amendment, then?

SENATOR LAMB: Not for this hardware, this computerization we are talking about here.

SENATOR PIRSCH: And that was an extra, how much, again?

SENATOR LAMB: The total of what we are talking about, a total of \$228,100.

SENATOR PIRSCH: Just for hardware and...

SENATOR LAMB: No, \$180,000 for hardware, and the other \$130,000 is transmission cost that we are going to have to absorb continuously as we get into the electronic transmission of data.

SENATOR PIRSCH: For...

SENATOR LAMB: ...ever.

SENATOR PIRSCH: Well, I mean, these are, what, for stations across the state?

SENATOR LAMB: Oh, we will have...well, we will have, each county will issue licenses. Now under the system that we are starting with, in most counties they will have a temporary license because they don't have the capability to instantaneously check nationwide, with DMV or nationwide about whether this person has other convictions in other states or whether he is eligible for a license. So they issue the temporary license. Then they mail the information down to Lincoln to the DMV. DMV checks it out, and sends it back, and when it gets back, then the county treasurer will issue the permanent license. In the meantime, that driver has been using this 30 day temporary license. Now one of the amendments that was adopted earlier stated that, though some counties are computerized now and can handle it, so the amendment would allow

those counties to immediately bypass the temporary license, go directly to the permanent license.

SENATOR PIRSCH: But we are talking about transmission, that would be the transmission cost between counties?

SENATOR LAMB: Between the counties and...

SENATOR PIRSCH: ...and the main...

SENATOR LAMB: ...and DMV.

SENATOR PIRSCH: ...general computer then?

SENATOR LAMB: I believe so, yes.

SENATOR PIRSCH: That is time on computers then?

SENATOR LAMB: Yes.

SENATOR PIRSCH: Okay, I still don't understand but I will check on it. Thank you.

SPEAKER BARRETT: Any other discussion? If not, shall the amendment offered by Senator Lamb be adopted? Those in favor vote aye, opposed nay. Record,

CLERK: 25 ayes, 0 nays, Mr. President, on the adoption of Senator Lamb's amendment.

SPEAKER BARRETT: The amendment is adopted.

CLERK: I have nothing further on the bill, Mr. President.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 285A as amended be advanced to E & R Final.

SPEAKER BARRETT: The question is the advancement of 285A as amended. All in favor say aye. Opposed no. Carried. The bill is advanced. For the record, Mr. Clerk.

CLERK: I have nothing at this time, Mr. President.

April 11, 1989

LB 44, 44A, 47, 66, 285, 285A, 361
361A, 372, 401, 429, 506, 546, 548
582, 582A, 608, 637, 739, 777, 790

your light is on.

SENATOR MORRISSEY: Yes, Mr. Speaker, I would move that we adjourn until 9:00 a.m., Wednesday, April 12.

SPEAKER BARRETT: Thank you. Before we take a vote, Mr. Clerk, have you anything for the record?

CLERK: Mr. President, I have amendments to be printed to LB 739 by Senator Wesely and to LB 429. Enrollment and Review reports LB 44, LB 44A, LB 47, LB 66, LB 285, LB 285A, LB 361, LB 361A, LB 372, LB 401, LB 506, LB 546, LB 548, LB 582, LB 582A, LB 608, LB 637, LB 777, and LB 790 as correctly engrossed. (See pages 1648-52 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The question is adjournment until tomorrow morning at nine o'clock. Those in favor say aye, opposed no. Carried. We are adjourned. (Gavel.)

Proofed by:

Sandy Ryan
Sandy Ryan

May 9, 1989

LB 285A, 352
LR 160-172

CLERK: Mr. President, confirmation reports from the Transportation Committee. (See page 2192 of the Legislative Journal.)

Senator Moore offers LR 160. (Read brief description of LR 160.) LR 161 is a study resolution by Senator Moore, as is LR 162, LR 163 and LR 164. Senator Pirsch offers a study resolution, LR 165. Senator Lynch has LR 166, study resolution. LR 167 is offered by Senator Hefner. (Read brief description of LR 167.) LR 168 by Senator Wesely. (Read brief description of LR 168.) Study resolutions, LR 169 by Senator Wesely, LR 170, LR 171 and LR 172. (See pages 2192-2202 of the Legislative Journal.)

Mr. President, I have amendments to be printed to LB 285A by Senator Lamb. (See page 2202 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: LB 352.

CLERK: Mr. President, LB 352 is on General File. It was introduced by Senator Abboud. (Read title.) The bill was introduced on January 11, referred to the Government Committee, advanced to General File. I have committee amendments pending by the Government, Military and Veterans Affairs Committee, Mr. President. (See page 779 of the Legislative Journal.)

PRESIDENT: Senator Baack, did you want to take the committee amendments? Can you do that in your uniform?

SENATOR BAACK: Yes.

PRESIDENT: All right.

SENATOR BAACK: Yes, Mr. President and colleagues, the...we're on LB 352. The committee amendments simply change the appeal time limit. The time limit in the bill was originally written at 20 days. We changed that to 30 days to make it consistent with all of the other appeal processes, otherwise we would have...I think it could be confusing to the people involved if it was...this is the only one that would be 20 days, all the rest of them are 30 days. So we simply changed that 20 to 30 days. Thank you.

May 15, 1989

LB 285A, 285, 352

SENATOR WITHEM: Okay, okay. Thank you for that. As I understand your amendment to 285, it is just to make 285 consistent when and if LB 352 passes. So, the discussion that the three of us have been having maybe is more appropriate over 352. So, I appreciate your...and I think your amendment probably is...needs to get adopted to LB 285, so I will be supporting it. Thank you very much.

SPEAKER BARRETT: Thank you. Shall the amendment to 285 be adopted? Those in favor vote aye, opposed nay. Please record.

CLERK: 30 ayes, 0 nays, Mr. President, on the adoption of the amendment.

SPEAKER BARRETT: The amendment is adopted. Senator Abboud.

SENATOR ABBOD: I move to readvance it.

SPEAKER BARRETT: The question is the readvancement of the bill. All in favor say aye. Opposed no. Ayes have it, motion carried, the bill is readvanced. Before going to the A bill, Mr. Clerk, I'd like to announce that Senator Abboud does have some visitors in the north balcony, five students from Ralston Middle School with their guidance counselors. Would you folks please stand and be recognized. Thank you, we're glad you could spend a little time with us this morning. Mr. Clerk.

CLERK: Mr. President, Senator Lamb would move to return LB 228A, I'm sorry, LB 285A to Select File for a specific amendment. Senator Lamb's amendment is on page 2202.

SPEAKER BARRETT: Senator Lamb.

SENATOR LAMB: Mr. President and members, the modifications, the amendment to the A bill merely reflects the delay for one year in the implementation date. I do have a marked up copy of the A bill, which I could go through, if there are questions.

SPEAKER BARRETT: Any questions? Any discussion? Senator Haberman.

SENATOR HABERMAN: I wonder if Senator Lamb would yield to a question, please.

SPEAKER BARRETT: Senator Lamb.

May 15, 1989

LB 285A

SENATOR LAMB: Yes, sir.

SENATOR HABERMAN: Senator Lamb, I noticed on the green sheet that this is a \$1,500,000 bill, and I have an amendment up there to postpone the first payment of...or the first General Fund of 308,000 a year. Would you...which is your amendment I'm doing, as I understand, is that correct?

SENATOR LAMB: Yes, that part of that \$306,100 is stricken.

SENATOR HABERMAN: Well your...but then you're putting everything off one year, that's what you're...

SENATOR LAMB: Yes, that's correct.

SENATOR HABERMAN: Would you mind explaining, if you would, please, why this is costing over a million bucks.

SENATOR LAMB: Well, much of it is federal funds. In the amendment...

SENATOR HABERMAN: No, we have General Funds, Senator Lamb, on the green sheet. We have federal...General Funds of \$1,500,000. If you look on the back of the green sheet, under LB 285, it shows a four-year expenditure of \$1,500,000 and I...I am questioning, what's it for?

SENATOR LAMB: Well, the increase in fees is included in that.

SENATOR HABERMAN: That's doesn't... that's \$75,000.

SENATOR LAMB: Yeah.

SENATOR HABERMAN: Seven hundred and fifty people at \$10 apiece, but I am concerned, I would like to, if you can tell me what all that money is for.

SENATOR LAMB: Well, we're going to have to have computer... computerization in the counties to make this workable, Senator. In the A bill, you may notice that there's...in the original A bill, there's \$422,000 from federal funds for the first year. That will be reduced 313,000, and there is a \$228,816 General Fund amount which, of that, \$78,000 is for the...from the increased license fees. And then from July 1, 1990 to June 30,

May 15, 1989

LB 285A

1991, there's 247,000 federal fund amount.

SENATOR HABERMAN: Well, Senator Lamb, are you telling me that the \$1,500,000 is for computers? What is the money for? I'm just reading off the green sheet and they show that total and from '89-90 through '92-93. I am not opposing your bill. I'm trying to find out....

SENATOR LAMB: Okay, Senator, I'm trying to sort it out here for you. We do have eight additional examiners and a couple of auditors that will be included in that total.

SENATOR HABERMAN: Well, they're not going to cost that kind of money, I don't think, Senator Lamb.

SENATOR LAMB: What else is in there? Well, there will be something over 100,000 for communication costs from the counties, I'm informed.

SENATOR HABERMAN: Well, so what you've come up with then for the 1.5 million is 10 more examiners and \$100,000 for what?

SENATOR LAMB: I'm sure there are some other costs in there that we could trace down for you, Senator. I don't have them right here at my fingertips...

SPEAKER BARRETT: One minute.

SENATOR LAMB: ..but would be happy to visit with you about that issue.

SENATOR HABERMAN: Well, then would you mind holding the A bill up until you get that information?

SENATOR LAMB: Well, I don't think that's necessary at this time, Senator.

SENATOR HABERMAN: Well, it's a little unusual, Senator Lamb, for you to get up and ask us to spend \$1,500,000 and for us not to know what it is. I mean it's usually the other way around; is you're the one that's questioning instead of me questioning you. I just wanted to bring to the attention of the body that the A bill on 285, on the green sheet, reads \$1,500,000. I am just trying to find out what the money is for. I have been told it's for a computer program. I have been told it's for 10 more

employees; Senator Lamb says eight more employees. This is on a...the licensing is on a four-year cycle. Every four years they're going to have to get a new license.

SPEAKER BARRETT: Time.

SENATOR HABERMAN: I'm not through, but that's all right.

SPEAKER BARRETT: Thank you. Any other discussion? Senator Haberman.

SENATOR HABERMAN: Every four years they're going to get a new license, so this means that out of these 7,500 licenses, if it's split up anywhere near into force, we're saying that it's going to cost originally \$308,000, the next year it's \$262,000, then the next year it goes to \$482,000, and then the next year it goes to \$500,000. So as we roll these licenses over every four years or every whatever it is, it should come down. It shouldn't go up. So I would like to and I am raising this question and evidently we can't get an answer at this time as to exactly what the money is for and I, for one, I, for one, am not going to vote to spend \$1,500,000 when we don't have the answers as to what it's for. I just can't do that. I agree with the program. We've taken care of the school buses. We've taken care of some of Senator Beyer's problems, but we haven't taken care of where this money's going to be spent. So, with those remarks, Mr. President, I will close and thank you for your attention.

SPEAKER BARRETT: Thank you. Any other discussion? If not, shall the bill be returned to Select File? Those in favor vote aye, opposed nay. Record.

CLERK: 26 ayes, 5 nays, Mr. President, on the motion to return the bill.

SPEAKER BARRETT: The bill is returned. Senator Lamb, on the amendment.

SENATOR LAMB: Yes, Mr. President, Senator Haberman has raised some questions which, if you turn to the backside of the green sheet, you'll see \$308,000 in Fiscal Year '89-90; \$262,940, Fiscal Year '90-91; \$482,989 in '91-92; \$500,974 in the fourth year. He is adding all those together and coming up with a million whatever, a million eight, whatever it is, and, of

course, that certainly is what it costs over those...that four-year period. Now, as we mentioned, there are eight new examiners, a couple of new auditors that are going to be necessary. There are going to be some computer costs, communication costs, and it is going to cost three...well, the amended bill is going to be slightly different than this because it's delayed, but there are going to be costs in that order to implement this program. Now, you know, you talk about adding those altogether and that certainly is an appropriate way to do if you want to see what the costs are over a four-year period. However, when you add more employees it does...it does add to the cost in subsequent years, so we're talking about the same costs, primarily the same costs being repeated year after year. That's about all I can say about it at this point. You can also see what the increased revenue from the extra \$10 on the fee will bring in. First year, they're estimating 78 thousand, and then 75 thousand, and then 78, and then 75. But it is a program that costs some money and when you add new employees that money is something that has to be paid every year that the program is in effect and that, in a nutshell, is what the program will cost and these changes to the A bill at this point are just reflecting the fact that the program will go into effect a year later. It just delays some of those costs somewhat.

SPEAKER BARRETT: Senator Haberman.

SENATOR HABERMAN: Well, Mr. President, members of the body, Senator Lamb has been touching very heavily on new employees, new employees. Well, if you take eight new employees, as he said, and you divide it into \$300,000, that's roughly \$40,000 per employee. Then Senator Lamb is saying that those salaries are going to go up from \$300,000 to \$500,000 in four years, so those same employees, instead of getting \$40,000 a year, are roughly going to get 50 or 55 thousand dollars a year, and they're examiners. That's what he...they're examiners. Well, I can't...I don't buy the fact that the big cost of this is the eight employees. He mentions computers. I would like to see it spread out. Who's buying the computers? How are they going to use the computers? Where are the computers going to be established? Those are questions that we should know before we vote on this A bill. We know in the past that computers has cost this body millions and millions of dollars, and there are some questions as to how they're being used; are they returning our investment. So I would like to know who's going to get computers, the computers, who's going to use them, where are

May 15, 1989

LB 285A, 312

they going to find the room for them, where are they going to put the eight employees, and just exactly what these costs are. Thank you, Mr. President.

SPEAKER BARRETT: Thank you. Any other discussion? Senator Lamb, would you care to close?

SENATOR LAMB: Well, Mr. President and members, I do have a sheet here in my hand which breaks down all these costs which I'd be happy to circulate and it's from the Fiscal Office on the Department of Motor Vehicles and it does break down all the costs, and in Fiscal Year...I could just read a few of them: Fiscal Year '89-90, and we have expenditures, expenditures administrative assistant, one full-time, FTE, 26,000; driver's license examiners, eight FTE, \$24,420; benefits, \$10,084, for a total of \$60,504. So then we have this whole sheet and I'll just circulate it so you can see it and...because there are no secrets here and we'll...we will make this readily available and, in the meantime, I'd hope that you would adopt the amendment and readvance the bill.

SPEAKER BARRETT: Thank you. The question is the adoption of the Lamb amendment to LB 285A. All in favor vote aye, opposed nay. Please record.

CLERK: 29 ayes, no nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: The amendment is adopted. Senator Lamb.

SENATOR LAMB: I would move to readvance the bill, Mr. President.

SPEAKER BARRETT: Thank you. Shall the bill be readvanced to E & R Engrossing? All in favor say aye. Opposed no. Carried. It's readvanced.

CLERK: Senator Haberman, would you like either of your...? I have nothing further on the bill, Mr. President.

SPEAKER BARRETT: Thank you. LB 312.

CLERK: Mr. President, Senator Withem would move to return Legislative Bill 312 to Select File for a specific amendment. Senator, your amendment is on Journal page 798.

May 16, 1989

LB 285, 285A, 309, 355A, 653, 653A, 813
817A
LR 215

of the Haberman amendment to LB 813. All in favor vote aye, opposed nay. Voting on the Haberman amendment to LB 813. Record, please. A record vote has been requested if anyone else would care to vote before we record. Please record.

CLERK: (Record vote read. See pages 2410-11 of the Legislative Journal.) 10 ayes, 17 nays, Mr. President.

SPEAKER BARRETT: The motion fails. The Chair is pleased to announce that Senator Byars has some guests in the north balcony, 85 fourth graders from Fairbury and Jefferson Schools and their teacher. Would you folks please stand and be welcomed by the Legislature. Thank you very much. We're glad you could visit us this afternoon. Anything for the record, Mr. Clerk?

CLERK: Mr. President, yes, thank you. New resolution, LR 215, by Senator McFarland. (Read brief description of LR 215. See page 2411 of the Legislative Journal.) That will be laid over.

I have amendments to be printed to LB 355A by Senator Wesely. (See pages 2411-12 of the Legislative Journal.)

Enrollment and Review reports LB 285, LB 285A, LB 653, LB 653A as correctly engrossed. (See pages 2414 of the Legislative Journal.)

Senator Hall has amendments to LB 309. (See pages 2412-13 of the Legislative Journal.)

And a new A bill, Mr. President, LB 817A by Senator Conway. (Read title for the first time as found on page 2413 of the Legislative Journal.)

Mr. President, the next amendment to LB 813 is by Senator Chambers.

SPEAKER BARRETT: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, this is an amendment that would raise the salary of the Parole Board. If you look for the pink sheet on your desk, you will find it. This is a matter that I had been working on for a number of years and last year there was an indication given to me by the Governor's Chief of Staff that she would support this proposition. We have finally discussed it and reached an accord

May 19, 1989

LB 272A, 285, 285A, 311, 357, 357A, 525
566

guess you can start reading LB 285. We'll not be holding you to the seats for this next half hour.

ASSISTANT CLERK: (Read LB 285 on Final Reading.)

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 285 become law? Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Read record vote as found on pages 2589-90 of the Legislative Journal.) 36 ayes, 1 nay, 7 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 285 passes. Again, consistent with the announcements earlier today, we'll...yes, we'll go to the A bill next. We'll proceed, after the A bill, on Final Reading, bills with motions to return. Nine o'clock is the operative time, nine o'clock. I should hasten to advise that there have been three amendments filed under other motions filed with the Clerk. We have amendments to 209, 183, and 761A. You know what we have to continue, finish, under Item 9, three additional amendments. We stop at nine o'clock for Final Reading. Mr. Clerk, the A bill.

CLERK: (Read LB 285A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 285A, with the emergency clause attached, become law? All in favor vote aye, opposed nay. Have you all voted? Please record. We've got 33, um-huh. Yes. Record.

CLERK: (Read record vote as found on pages 2590-91 of the Legislative Journal.) 34 ayes, 0 nays, 9 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 285AE passes. For the record, Mr. Clerk.

CLERK: Mr. President, Enrollment and Review reports LB 272A as correctly engrossed; LB 311 as correctly engrossed; LB 357 as correctly engrossed; LB 357A, LB 525, and LB 566 all reported correctly engrossed, all signed by Senator Lindsay as Chair of

specialize in liquor law. It's been approved by the Liquor Commission. Virtually all of the community that is involved in distribution and sale of alcoholic beverages had signed off on the amendment, except a few very narrow interests, and there have been...which have historically been the same interests that have challenged the law in the past. I'd urge that we adopt the amendment.

SPEAKER BARRETT: Senator Schellpeper, you have a comment?

SENATOR SCHELLPEPER: (Response inaudible.)

SPEAKER BARRETT: The question has been called. Do I see five hands? I do. Those in favor of closing debate vote aye, opposed nay. Please record.

CLERK: 27 ayes, 0 nays, Mr. President, to cease debate.

SPEAKER BARRETT: Debate ceases. Senator Smith, to close. Closing is waived. Thank you. The question is the adoption of the Smith amendment to 781. All in favor vote aye, opposed nay. Have you all voted? Voting on the adoption of the amendment.

SENATOR SMITH: Mr. Speaker.

SPEAKER BARRETT: Senator Smith.

SENATOR SMITH: I guess I'm going to have to ask for people to...a call of the house. We're already under call, aren't we?

SPEAKER BARRETT: Technically, yes.

SENATOR SMITH: I don't see very many people in their seats, so maybe we'll have to ask for people to check in, and then I'd like to have a roll call vote.

SPEAKER BARRETT: Members, please check in. Senator Hefner, please. Senator Lamb. Senator Lowell Johnson. Senator Coordsen, please. Call in votes are authorized? Thank you. Roll call vote has been requested in reverse order. So be it. Senators Landis, Moore, Scofield and Warner, the house is under call. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign reengrossed LB 285, reengrossed LB 285A. Senators Landis, Moore and Warner, the house is under call. Senator Smith. Proceed

May 19, 1989

LB 177, 187A, 209, 279, 285, 285A, 289A
362, 362A, 651A, 761A, 781

question is the striking of the enacting clause. Those in favor vote aye, opposed nay. Record.

CLERK: 35 ayes, 0 nays, Mr. President, to strike the enacting clause.

SPEAKER BARRETT: Thank you. Motion is adopted. The amendment is adopted. The enacting clause is stricken.

CLERK: Mr. President, if I may, your Committee on Enrollment and Review respectfully reports that they have carefully examined and engrossed Legislative Bill 177 and fine the same correctly engrossed LB 187A, LB 279, LB 289A, LB 362, LB 362A, LB 651A, and LB 781, all signed by Senator Lindsay as Chair.

Mr. President, the Enrollment Clerk has presented to the Governor LB 285 and LB 285A read earlier this evening on Final Reading.

SPEAKER BARRETT: Mr. Clerk.

CLERK: Mr. President, I have one final item. I have a unanimous consent request to unbracket LB 209, which has been pending on Final Reading.

SPEAKER BARRETT: Thank you. If there are no objections, so ordered. I have just been advised that E & R, the Bill Drafters, have done an amazingly good job and they are to be congratulated. They've been working hard on all of the bills. They've been processed and have been returned to the floor in order that adjournment might be possible should it be the will of the body. With that announcement, we can proceed into Final Reading now if that is the body's desire. We can adjourn until Monday morning at nine o'clock. Monday will be dedicated to Final Reading in its entirety, Final Reading all day. I think we need to say thank you to the Bill Drafters for the work that they have done. It is up to the body. Senator Hall.

SENATOR HALL: Mr. President, I would move that we adjourn until Monday morning at 9:00 a.m..

SPEAKER BARRETT: You've heard the motion to adjourn until Monday morning at nine o'clock. Those in favor please vote aye, opposed nay. Record, please. Members take your seats for Final Reading. Motion fails. (See vote of 7 ayes, 31 nays, as found

May 24, 1989 LB 95, 132, 134, 158, 158A, 175, 175A, 182, 182A
183, 183A, 198, 228A, 228, 261, 261A, 280, 283
285, 285A, 302, 303, 303A, 305, 309, 309A, 310
312, 312A, 335, 335A, 340, 340A, 469, 525, 566
588, 651, 651A, 695, 706, 727, 781, 816, 816A

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We have with us on our closing day as our Chaplain, Reverend Harland Johnson. Would you please rise for the invocation.

REVEREND HARLAND JOHNSON: (Prayer offered.)

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

PRESIDENT: Do we have any corrections this morning?

CLERK: Mr. President, one small correction. (Read correction found on page 2719 of the Legislative Journal.)

PRESIDENT: Okay, do you have any messages, reports, or announcements today?

CLERK: Mr. President, I do. I have a series of communications from the Governor. First of all, Mr. President, the last few bills read on Final Reading yesterday afternoon have been presented to the Governor as of 2:48 p.m., yesterday. (Re: LB 525, LB 566, LB 588, LB 651, LB 651A, LB 695, LB 706, LB 781. See page 2720 of the Legislative Journal.)

Mr. President, a series of communications from the Governor. (Read. Re: LB 228A.) A second communication to the Clerk. (Read. Re: LB 134, LB 158, LB 158A, LB 175, LB 175A, LB 182, LB 182A, LB 198.) A third communication. (Read. Re: LB 95, LB 261, LB 261A, LB 280, LB 283, LB 303, LB 303A, LB 312, LB 312A.) A fourth communication, Mr. President, to Mr. President, and Senators. (Read. Re: LB 183, LB 183A.) A fourth, Mr. President, to the Clerk. (Read. Re: LB 132, LB 285, LB 285A, LB 302, LB 305, LB 309, LB 309A, LB 310, LB 335, LB 335A, LB 340, LB 340A, LB 469, LB 727, LB 816, LB 816A.) The last letter I have received, Mr. President, with respect to signing of bills. (Read. Re: LB 228. See pages 2720-22 of the Legislative Journal.)