

will meet for a brief Executive Session, in Room 1003, upon recess to select a Vice-Chair. Appropriations Committee upon recess in Room 1003 by the Appropriations Committee.

Mr. President, I also have the Committee on Committees report as offered by Senator Lowell Johnson and the Committee on Committees. Also an acknowledgment, Mr. President, that Senator Beyer has been selected...Senator Emil Beyer has been selected as Vice-Chair of the Committee on Committees.

PRESIDENT: The Chair recognizes Senator Lowell Johnson. Could we have your attention for just a moment, please. (Gavel.) Could we have your attention just a moment, ladies and gentlemen. If we could have your attention just a moment, we won't request your attention too long today, but Senator Lowell Johnson has an announcement.

SENATOR L. JOHNSON: Mr. President and members of the Legislature, your Committee on Committees met yesterday, and after careful deliberations completed the committee roster, which you find on your desks, which has been placed there by the Clerk. The report was unanimously adopted by the Committee on Committees, and I, therefore, move at this time that it be accepted and approved by the Legislature.

PRESIDENT: Is there any discussion? If not, the question is the adoption of the report. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the Committee on Committees report.

PRESIDENT: The report is adopted. Back to you, Mr. Clerk. We're ready for the introduction of new bills. Mr. Clerk.

CLERK: Mr. President, new bills. (Read LB 1-80 by title for the first time. See pages 44-61 of the Legislative Journal.)

PRESIDENT: If I could have your attention just a moment, please, we'll introduce a couple of guests. Over under the north balcony, our first doctor of the day for this year is Dr. Dale Michaels of Lincoln, Nebraska. He's from Senator Warner's district. He's here to take care of us on behalf of the Nebraska Academy of Family Physicians. So would you welcome Dr. Michaels. Would you please stand, Doctor. Thank you for

January 19, 1989

LB 51, 189
LR 13-19

Government, Military and Veterans Affairs, whose Chair is Senator Baack, instructs me to report the same back to the Legislature...to whom was referred LB 189, instructs me to report the same back to the Legislature with the recommendation that it be advanced to General File, signed by Senator Baack as Chair. (See page 350 of the Legislative Journal.)

Mr. President, Senator Wesely, as Chair of Health and Human Services, instructs me to report LB 51 to General File with committee amendments attached. (See page 350 of the Legislative Journal.)

LR 13, offered by Senator Baack; LR 14 offered by Senator Wesely; LR 15 by Senator Schmit; LR 16 offered by the Urban Affairs Committee, signed by its members; LR 17 by Urban Affairs; LR 18 by Urban Affairs; and LR 19 by Senator Hartnett. (Read brief descriptions of resolutions. See pages 351-65 of the Legislative Journal.) Mr. President, I believe...I believe, Mr. President, that is all that I have at this time.

SPEAKER BARRETT: Thank you. Senator Warner, would you care to adjourn us until tomorrow morning at nine o'clock. Thank you. Those in favor of the motion to adjourn please say aye. Opposed no. The ayes have it, the motion is carried, we are adjourned.

Proofed by:


Sandy Ryan

as amended.

SPEAKER BARRETT: Thank you, Senator Lynch. There are no other lights on. The question remains, shall LB 189 be advanced to E & R? Those in favor of that motion vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 33 ayes, 0 nays, Mr. President, on advancement of 189.

SPEAKER BARRETT: LB 189 is advanced. To LB 51, Mr. Clerk.

CLERK: Mr. President, 51 was a bill introduced by Senator Dierks. (Read.) The bill was introduced on January 5, referred to the Health and Human Services, advanced to General File. I do have committee amendments pending by the Health and Human Services Committee, Mr. President.

SPEAKER BARRETT: To the amendments, Senator Wesely.

SENATOR WESELY: Thank you. Mr. Speaker, members, the Health and Human Services Committee did hear this piece of legislation from Senator Dierks, and only have one technical change we're asking to be adopted as the committee amendment. Current language in the bill refers to a military agency. There was only a fear of a paramilitary group or something out there that might be misinterpreted under the language, so we add the word "governmental" military group so we know that it is clearly U.S. government, or state guard, or something so that it is a legitimate military agency. So I would ask for the adoption of this clarification and this committee amendment.

SPEAKER BARRETT: Thank you. Discussion on the amendments offered by Senator Wesely? There are no other lights on. Senator Wesely, shall we proceed to the vote? Thank you. Those in favor of the adoption of the committee amendments to LB 51 please vote aye, opposed nay. Please record.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of the Health Committee amendments.

SPEAKER BARRETT: The committee amendments are adopted. To the bill, Senator Dierks.

SENATOR DIERKS: Thank you, Mr. Speaker and members of the body. This bill that we have, LB 51, I guess currently Nebraska law

requires that all vaccinated domestic animals which bite people, or cause a raise in the skin, be confined for a period of 10 days. This bill then will exempt those dogs that are employed by police or military agencies from confinement requirements of these state rabies laws if this dog bites someone during the course of its activity, training or its duties. Need for the bill was brought to us by local police authorities. They pointed out that dogs will sometimes bite a trainer through the sleeves, the protective sleeves that the trainers are using at the time of the training and/or even may bite the perpetrator during some of its duties. Technically, the dog must then immediately be confined for 10 days, and this really isn't necessary. These animals are all rabies vaccinated and they are all under supervision at all times anyway. So what we are asking is that we eliminate that part of the rabies law to allow these police dogs to continue in their normal course of duty. It is important to note that this exemption only applies to bites related to duties or training. An agency may still confine the dog, if they deem it necessary. Also there is an examination requirement if the dog dies within 15 days of the bite. I would urge your passing this bill along to Select File. Thank you.

SPEAKER BARRETT: Thank you, Senator Dierks. Any discussion on the bill offered by Senator Dierks? Any final comment, Senator Dierks? There are no lights on.

SENATOR DIERKS: Just pass.

SPEAKER BARRETT: Thank you. We'll proceed then to the question which is the advancement of LB 51 to E & R. Those in favor of that motion vote aye, opposed nay. Record, please.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of LB 51.

SPEAKER BARRETT: LB 51 is advanced. That concludes General File discussion this morning. Any announcements, messages on the President's desk?

CLERK: Mr. President, yes, sir, there are. Your Committee on Judiciary, whose Chair is Senator Chizek, to whom was referred LB 229, instructs me to report the same back to the Legislature with the recommendation it be placed on General File; LB 230 to General File; LB 232 to General File; LB 233, General File with

Withem, any comment? Thank you. Any discussion? Seeing none, we will proceed to the vote. The question is the suspension of Rule 3, Section 13. Those in favor vote aye, opposed nay. Record, please.

CLERK: 0 ayes, 28 nays, Mr. President, on the motion to suspend Rule 3, Section 13.

SPEAKER BARRETT: Motion fails. Proceeding then to the suspension of Rule 3, Section 19. Senator Withem. Thank you. Any discussion? Proceeding then to the vote. The question is the suspension of Rule 3, Section 19. Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: 0 ayes, 30 nays, Mr. President, on the motion to suspend Rule 3, Section 19.

SPEAKER BARRETT: Motion fails. Anything on the desk, Mr. Clerk?

CLERK: Yes, Mr. President, I do. Mr. President, I have a motion from Senator Warner as Chair of the Credentials Committee. That will be read and laid over, Mr. President.

Mr. President, I have a series of gubernatorial appointments. Those will be referred to Reference. (See pages 395-97 of the Legislative Journal.)

Mr. President, hearing notices from the Transportation Committee, from the Banking Committee, from the General Affairs Committee, all signed by the respective Chairs.

Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 60 and report the same to Select File; LB 126, Select File; LB 207 to Select File, and LB 189, Select File; and LB 51, all reported to Select File, Mr. President. (See pages 398-99 of the Legislative Journal.) That's all that I have at this time.

SPEAKER BARRETT: Thank you. Proceeding then to General File. LB 45. Mr. Clerk.

CLERK: Mr. President, LB 45 was a bill that was introduced by Senator Bernard-Stevens. (Read title.) The bill was introduced on January 5 of this year, referred to Natural Resources. It

January 24, 1989

LB 51, 60, 189, 207

SPEAKER BARRETT: Proceeding to Select File, Mr. Clerk, LB 60.

CLERK: Mr. President, on LB 60, I have no amendments to the bill.

SPEAKER BARRETT: E & R Chair, Senator John Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 60 be advanced.

SPEAKER BARRETT: The question is, shall LB 60 be advanced? Those in favor say aye. Opposed no. The ayes have it, carried. The bill is advanced. LB 207.

CLERK: LB 207, Mr. President, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that LB 207 be advanced to E & R Final.

SPEAKER BARRETT: You have heard the motion to advance LB 207. Those in favor say aye. Opposed no. The ayes have it, carried. The bill is advanced. LB 189.

CLERK: LB 189, Mr. President, I do have E & R pending, Senator.

SPEAKER BARRETT: On the E & R amendments, Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 189 be adopted.

SPEAKER BARRETT: You have heard the motion to adopt the E & R amendments. All those in favor say aye. Opposed no. Carried.

CLERK: I have nothing further on the bill, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 189 be advanced, as amended.

SPEAKER BARRETT: You have heard the motion to advance LB 189 as amended. All in favor say aye. Opposed no. Carried. The bill is advanced. LB 51.

January 24, 1989

LB 51, 111, 151

CLERK: LB 51, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 51 be advanced.

SPEAKER BARRETT: Thank you. The question is, shall LB 51 be advanced? All in favor say aye. Opposed no. Carried. The bill is advanced. That completes Select File. Any messages on the President's desk, Mr. Clerk?

CLERK: Mr. President, Senator Ashford would like to withdraw his name as co-introducer to LB 151; and Senator Richard Peterson would like to add his name to LB 111. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Senator Moore, please.

SENATOR MOORE: I move that we be adjourned until 9:00 a.m., January 25th.

SPEAKER BARRETT: You have heard the motion to adjourn until tomorrow morning at nine o'clock. All in favor say aye. Opposed no. The ayes have it, carried. We are adjourned.

Proofed by:

Sandy Ryan
Sandy Ryan

January 25, 1989

LB 51, 60, 94, 97, 175, 189, 207
251, 261
LR 20

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to this the 14th legislative day in the First Session of the 91st Legislature. Our chaplain of the day, Pastor John Eilers, Southview Christian Church in Lincoln. Reverend Eilers.

REVEREND EILERS: (Prayer offered.)

SPEAKER BARRETT: Thank you, Reverend Eilers, we're glad to have you with us. Roll call.

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

SPEAKER BARRETT: Record, Mr. Clerk. Corrections to the Journal, please.

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any reports, announcements or messages?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 94 and recommend that same be placed on Select File; LB 97, LB 251 all on Select File, some of which have E & R amendments. (See pages 422-23 of the Legislative Journal.)

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 51 and find the same correctly engrossed; LB 60, LB 189, and LB 207 all correctly engrossed, all signed by Senator Lindsay as Chair.

Business and Labor, whose Chair is Senator Coordsen, reports LB 261 to General File, and LB 175 to General File with amendments. Those are signed by Senator Coordsen as Chair. (See page 423 of the Legislative Journal.)

Mr. President, new resolution. (Read LR 20 for first time. See page 424 of the Legislative Journal.) That will be laid over, Mr. President.

Mr. President, hearing notices from Judiciary, signed by Senator Chizek as Chair; Revenue, signed by Senator Hall as Chair. Mr. President, a series of reports, two from the Lewis and Clark and the Middle Niobrara NRD districts regarding payment of

February 7, 1989

LB 51, 53, 79, 123, 190

PRESIDENT: LB 53 passes. LB 79, please.

CLERK: (Read LB 79 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 79 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote. See page 617 of the Legislative Journal.) 38 ayes, 0 nays, 2 present and not voting, 9 excused and not voting, Mr. President.

PRESIDENT: LB 79 passes. LB 123 with the emergency clause attached.

CLERK: (Read LB 123 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 123 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote. See page 618 of the Legislative Journal.) 40 ayes, 0 nays, 2 present and not voting, 7 excused and not voting, Mr. President.

PRESIDENT: LB 123 passes with the emergency clause attached. LB 190.

ASSISTANT CLERK: (Read LB 190 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 190 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 619 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 1 present and not voting, 5 excused and not voting, Mr. President.

PRESIDENT: LB 190 passes. LB 51, please.

ASSISTANT CLERK: (Read LB 51 on Final Reading.)

February 7, 1989

LB 51, 60, 189, 207

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 51 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 620 of the Legislative Journal.) The vote is 44 ayes, 0 nays, 5 excused and not voting, Mr. President.

PRESIDENT: LB 51 passes. LB 60.

ASSISTANT CLERK: (Read LB 60 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 60 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See pages 620-21 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 6 excused and not voting, Mr. President.

PRESIDENT: LB 60 passes. LB 189, please.

ASSISTANT CLERK: (Read LB 189 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 189 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See pages 621-22 of the Legislative Journal.) The vote is 44 ayes, 0 nays, 5 excused and not voting, Mr. President.

PRESIDENT: LB 189 passes. LB 207.

ASSISTANT CLERK: (Read LB 207 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 207 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 622 of the

February 7, 1989

LB 35, 38, 45, 51, 53, 60, 79
92A, 123, 168, 169, 189, 190, 207
379

Committee on Education whose Chair is Senator Withem would report LB 379 to General File and that is signed by Senator Withem as Chair of the Education Committee, Mr. President, and that is all that I have. (See page 625 of the Legislative Journal.)

PRESIDENT: While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 35, LB 38, LB 53, LB 79, LB 123, LB 190, LB 51, LB 60, LB 189, LB 207, LB 45, LB 168, LB 169. (See page 625 of the Legislative Journal.) We'll move on to the General File A bills and, Senator Barrett, did you wish to make an announcement about later taking up the Select File?

SPEAKER BARRETT: Yes, Mr. President. Thank you, and members, just a reminder of something we've done in the past on numerous occasions, if we perchance have not completed Select File by adjournment time at noon, I'd like very much with your leave to move those bills on to Final that are not amended. Those bills that are clean, I'd like to move them, if at all possible, before we adjourn if we haven't completed Select File. Thank you.

PRESIDENT: Thank you, and in checking with the Clerk, he tells us he will be in shape to take those up a little bit before noon, so that will be fine. Thank you, Speaker Barrett. LB 92A, Mr. Clerk.

CLERK: Mr. President, 92A was a bill offered by Senator Landis. (Title read.)

PRESIDENT: Senator Landis, please.

SENATOR LANDIS: Mr. Speaker, members of the Legislature, this is the omnibus insurance act. The Insurance Department is a cash funded agency based on examination fees that they obtain. This, I believe, is the reappropriation of roughly \$50,000 to accomplish the tasks of the bill and I would ask that we advance LB 92A to accompany LB 92.

PRESIDENT: Any further discussion? If not, the question is the advancement of LB 92A. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

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

February 7, 1989

LB 36, 38, 45, 46, 51, 53, 60
79, 123, 145, 168, 159, 189, 190
207, 237, 273, 308, 338, 410, 414
418, 431, 449, 458, 506, 706, 733

LB 36, LB 38, LB 53, LB 79, LB 123, LB 190, LB 51, LB 60,
LB 189, LB 207, LB 45, LB 168, and LB 169.)

Retirement Systems reports LB 46 to General File; LB 308,
General File; LB 145, General File with amendments; LB 237,
General File with amendments; LB 418, General File with
amendments; LB 506, General File with amendments. Those are all
signed by Senator Haberman as Chair. (See pages 635-40 of the
Legislative Journal.)

Health Committee reports LB 449 to General File with amendments;
LB 733, General File with amendments. Those are signed by
Senator Wesely as Chair. Business and Labor reports LB 410 to
General File; LB 414, General File. Those are signed by Senator
Coordsen as Chair. Banking Committee reports LB 431 to General
File; LB 706, General File. Those are signed by Senator Landis
as Chair. (See page 637 of the Legislative Journal.)

Mr. President, Senator Rogers has amendments to be printed to
LB 273; Senator Labedz to LB 338; Senator Smith to LB 338; and
Senator Nelson to LB 458. That's all that I have,
Mr. President. (See pages 637-38 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. The Chair recognizes Senator
Conway. Would you care to adjourn us, Mr. Conway.

SENATOR CONWAY: Mr. Speaker, members, I move that we adjourn
until 9:00 a.m., February 8th.

SPEAKER BARRETT: Thank you. You've heard the motion to adjourn
until tomorrow morning at nine o'clock. Those in favor say aye.
Opposed no. Carried, we are adjourned.

Proofed by: Arleen McCrory
Arleen McCrory

February 10, 1989 LB 35, 36, 38, 42, 44, 45, 51
53, 60, 79, 110, 123 140, 168
169, 189, 190, 207, 408, 607, 610
708, 775
LR 2, 29

for the record, Mr. Clerk, at this time?

CLERK: I do, Mr. President. Mr. President, your Committee on Judiciary whose Chair is Senator Chizek reports LB 42 to General File; LB 44, General File; LB 708, General File; and LB 110 as indefinitely postponed. Those are signed by Senator Chizek.

Mr. President, Revenue committee whose Chair is Senator Hall reports LR 2CA to General File; LB 607, General File with amendments; LB 775, General File with amendments. Those are signed by Senator Hall. (See pages 690-91 of the Legislative Journal.)

Health and Human Services Committee whose Chair is Senator Wesely reports LB 610 to General File with amendments. (See page 691 of the Legislative Journal.)

Mr. President, Report of Registered Lobbyists for this past week as required by statute. (See page 692 of the Legislative Journal.)

I have amendments to be printed to LB 408 by Senator Barrett.

Mr. President, communication from the Governor to the Clerk. (Read communication regarding signing of LB 35, LB 36, LB 38, LB 53, LB 79, LB 123, LB 190, LB 51, LB 60, LB 189, LB 207, LB 45, LB 168 and LB 169. See page 693 of the Legislative Journal.)

Mr. President, your Committee on Enrollment and Review reports LB 140 to Select File with E & R amendments attached. (See page 693 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: We'll move on to LR 29, please.

CLERK: Mr. President, LR 29 was offered by Senator Langford. It's found on page 656. (Read resolution.)

PRESIDENT: Senator Langford, please.

SENATOR LANGFORD: Mr. President and colleagues, I offer this resolution with a great deal of joy because this gentleman plays cards and plays golf with Jack, my husband, every day, practically, in the summer. He has been instrumental in the