

Mr. President, in addition to that, I have a new A bill. (Read LB 1019A by title for the first time. See page 898 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: We will move on to LB 960, please.

CLERK: Mr. President, LB 960 was introduced by Senator Withem. (Read title.) The bill was introduced on January 4 of this year, referred to the Education Committee. The bill was advanced to General File. I have no amendments to the bill, Mr. President.

PRESIDENT: Senator Withem, please.

SENATOR WITHEM: Members of the body, LB 960 is a bill that the Legislature dealt with last year. It was one of the many pieces of legislation that was passed in the final days. There was kind of a massacre over in the Governor's office and where legislation was that was passed that had A bills that was not included within the budget, was, in fact, was, in fact, vetoed. This bill was one of those. It's been reintroduced. It deals with the question of school improvement passed in the form of LB 336 last year. It had widespread support from the schools, from a lot of parent groups, even some businesses who privately had not said a whole lot in support of legislation, of education legislation, were supportive of this legislation. Some folks from Columbus who run businesses up there came down and supported it. We have a letter here from Jack McCallister, the Chairman of the Board, and Chief Executive Officer of US West located in Denver, Colorado. The thrust behind school restructuring, first of all, whenever you see the word "re"...the prefix "re" in front of any school type of legislation you have the assumption that it deals with reorganization. It has absolutely nothing whatsoever to do with reorganization of schools. It has to do with improving schools. And the thrust of improving schools that's promoted here in restructuring is not a top-down, State Department of Education, and the Legislature passed a whole bunch of mandates that the local schools are forced to comply with. What the restructuring movement does is it gets...sets the policy of the state to urge schools to bring about improvement in the way in which they educate kids and ask them all to reevaluate their abilities to educate kids, and it funds a minimum of four model programs in our state. Actually, it's more than four, excuse me, it funds at a \$40,000 level those school districts that put together

first step and we need to get to it very quickly so that we have these things and these relationships in place for the future. Thank you, Mr. President.

SPEAKER BARRETT: Thank you. You've heard the closing and the question is the advancement of LB 1019 to E & R Initial. All in favor of that motion please vote aye, opposed nay. Have you all voted? Please record.

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of 1019.

SPEAKER BARRETT: LB 1019 is advanced. The A bill, please.

CLERK: Mr. President, LB 1019A offered by Senator Johnson. (Read title)

SPEAKER BARRETT: (Gavel.) Senator Johnson, please.

SENATOR R. JOHNSON: Mr. Speaker, members, the A bill more adequately reflects the costs of this particular program. I think the A bill calls for \$300,000 to be spent on this particular idea. That is down from what the fiscal note had originally reflected. I think Senator Ashford commented that maybe we need to put more money into this particular program than what is originally designated here, but I guess, for the time being, I'd just like to get the concept rolling and then see where we go from there because, as many have commented here, this is a long-term investment. This is not something that is going to reap immediate benefits to the state and we're going to have to be willing to give it time to grow and to nurture opportunities for Nebraska businesses that we currently don't have and we need to get in that business of being competitive with other states which have foreign trade offices and are exploiting the opportunities that are out there that we have simply let go by since we have no visible or very limited, very, very limited presence in the global economy. So I would just move the A bill to Select File.

SPEAKER BARRETT: Any discussion? Seeing none, the question is, shall LB 1019A be advanced? All in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 1019A.

SPEAKER BARRETT: LB 1019A is advanced. LB 1184, Mr. Clerk.

CLERK: Mr. President, 1184 was a bill introduced by Senator Scofield and a number of members. (Read title.) The bill was introduced on January 18 of this year, at that time it was referred to the Government Committee for public hearing. The bill was advanced to General File. I do have committee amendments pending by the Government, Military and Veterans Affairs Committee, Mr. President. (Standing Committee amendments are on page 773 of the Legislative Journal.)

SPEAKER BARRETT: Chair recognizes Senator Baack for purposes of opening on the committee amendments.

SENATOR BAACK: Yes, Mr. Speaker and colleagues. The committee amendments to LB 1184 do two things. The first thing that they do is they clarify the relationship between the created authority, under 1184, and the Department of Aeronautics. There was some concern expressed by the people from the Department of Aeronautics that they did not have the kind of funding available to work with this authority and to fund this authority. So it makes it very clear in the committee amendments that they are simply to act as a pass-through agency for the funding for the authority, and it is not to be...not any of their funds are supposed to be used for the authority. I think that Senator Scofield will have an amendment in a few minutes that even further clarifies this relationship between the Department of Aeronautics and the authority, and I will also support that amendment, because it does clarify it even further. The second thing that the committee amendments do, at the suggestion of DAS, it was suggested that the expenses for the people in the authority flow through the DAS account. But since the authority will not be a state agency, they are recommending, instead, that the expenses for the people that serve on the authority will come out of the monies that are allocated directly to the authority, and not flow through DAS. So, those are the two things that the committee amendments do, and I would urge their adoption. Thank you.

SPEAKER BARRETT: Thank you. An amendment on the desk.

CLERK: Mr. President, Senator Scofield would move to amend the committee amendments. The amendment is on page 851, Senator.

March 5, 1990

LB 163, 163A, 542, 571, 880, 953, 953A  
1019, 1019A, 1124, 1184, 1184A, 1210  
LR 258

SENATOR LINDSAY: Mr. President, I move that LB 953A be advanced to E & R for engrossment.

SPEAKER BARRETT: Thank you. Any discussion on the advancement of the A bill? Senator Haberman.

SENATOR HABERMAN: Mr. President, and members of the body, I would like to advance the A bill as we may need it towards the tail end of the session. I will repeat to you again, there is no cost to this legislation. It will not come back on LB 953 but we may need an A bill on Final Reading later on in the session, and for those reasons, I ask you to advance the A bill.

SPEAKER BARRETT: Thank you. Any other discussion? If not, those in favor of the advancement of LB 953A please say aye. Opposed no. Carried. The bill is advanced. Any matters for the record, Mr. Clerk?

CLERK: Yes, sir, I do. Thank you. Mr. President, I have amendments to be printed to LB 571 by Senator Hefner. Mr. President, a Reference Report referring LR 258, signed by Senator Labedz as Chair of the Reference Committee. (See pages 1149-52 of the Legislative Journal.)

The Revenue Committee reports LB 1124 to General File with committee amendments attached. That is signed by Senator Hall as Chair of the committee. Appropriations Committee reports LB 1210 to General File. That is signed by Senator Warner as Chair of that committee. Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined engrossed LB 163 and find the same correctly engrossed, LB 163A correctly engrossed, those signed by Senator Lindsay. Enrollment and Review reports LB 1019 to Select File, LB 1019A, LB 1184, LB 1184A, and LB 880, all to Select File, some of which have E & R amendments attached. That is all that I have, Mr. President. (See pages 1052-55 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. Moving on to LB 542, Mr. Clerk.

CLERK: Mr. President, excuse me, LB 542, I have Enrollment and Review amendments, first of all.

SPEAKER BARRETT: The Chair recognizes Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the adoption of the

March 22, 1990

LB 315, 1019A, 1019

ASSISTANT CLERK: Mr. President, Senator Lamb requested a record vote. (Record vote read. See page 1588 of the Legislative Journal.) The vote is 32 ayes, 0 nays on the motion to advance the bill.

SPEAKER BARRETT: LB 315 is advanced. To LB 1019, Mr. Clerk.

ASSISTANT CLERK: Mr. President, on 1019, the first item I have is a motion from Senator Wesely to indefinitely postpone the bill. Senator Wesely, I understand you want to withdraw this motion.

SPEAKER BARRETT: It is withdrawn.

ASSISTANT CLERK: The next item, Mr. President, is an amendment from Senator Wesely. This is AM2681, Senator Wesely. I understand this also is to be withdrawn.

SENATOR WESELY: Yeah.

SPEAKER BARRETT: It is withdrawn.

ASSISTANT CLERK: I have an amendment from Senator McFarland with a note on it that it also is to be withdrawn, Mr. President.

SPEAKER BARRETT: It is withdrawn.

ASSISTANT CLERK: In that case, I have nothing further on the bill.

SPEAKER BARRETT: The Chair recognizes Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1019 be advanced to E & R for Engrossment.

SPEAKER BARRETT: Any discussion on the advancement of LB 1019? Seeing none, all in favor of it's advancement please say aye. Opposed no. Ayes have it. Motion carried. The bill is advanced. To the A bill, Mr. Clerk.

ASSISTANT CLERK: Mr. President, I have no E & R amendments on LB 1019A.

March 22, 1990

LB 1019A, 1136

SPEAKER BARRETT: Chairman Lindsay.

SENATOR LINDSAY: Mr. President, I...did you say there were E & R amendments? Mr. President, I move that LB 1019 be advanced to E & R final.

SPEAKER BARRETT: Any discussion? Seeing none, all in favor of the advancement of LB 1019A say aye. Opposed no. Ayes have it. Motion carried. The bill is advanced. LB 1136, Mr. Clerk.

ASSISTANT CLERK: Mr. President, the first item on 1136 is E & R amendments.

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

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 1136.

SPEAKER BARRETT: Any discussion? Shall the E & R amendments to 1136 be adopted? All in favor say aye. Opposed no. Carried. They are adopted.

ASSISTANT CLERK: Mr. President, the next item I have is an amendment from Senator Landis. This is 2781. Senator, I have a note that you want to withdraw this.

SPEAKER BARRETT: It is withdrawn.

ASSISTANT CLERK: AM2918, also withdraw that amendment, Senator?

SPEAKER BARRETT: It is withdrawn.

ASSISTANT CLERK: In that case, Mr. President, I have an amendment from Senator Landis, 2973.

SPEAKER BARRETT: The Chair recognizes Senator Landis.

SENATOR LANDIS: Thank you, Mr. Speaker, and members of the Legislature, this matter has been published and I believe appears in your bill book, although not in the Journal. This measure, this amendment does three things and it also subtracts some material from the existing bill. You will recall this bill has a number of provisions relating to insurance in it and one of those was the model act with respect to Medicare supplement insurance which we were passing pursuant to some federal

March 27, 1990

LB 315, 536, 551, 551A, 799, 898, 899  
920, 1019, 1019A, 1031, 1125, 1126, 1136  
1170, 1220, 1246

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the George W. Norris Legislative Chamber. Please stand. The opening prayer of the day by Pastor Robert Bye of the First Presbyterian Church of Plattsmouth, Nebraska, Senator Wehrbein's district. Pastor Bye. (Gavel.)

PASTOR BYE: (Prayer offered.)

SPEAKER BARRETT: Thank you so much, Reverend Bye. Please come back again. Roll call.

PRESIDENT NICHOL PRESIDING

PRESIDENT: I understand we're about ready to start. Mr. Speaker, would you explain the progression we're going to follow, please.

SPEAKER BARRETT: Yes, thank you, Mr. President and members. Obviously we do have a problem with the electronic voting board this morning. Apparently everything else is working. The microphones and the panels on either side of the board are okay, so rather than waste some time waiting for repair people to arrive on the scene, I'd recommend we get started and when it comes to casting a vote, we'll have to either use hands, voice vote or, of course, a roll call. So if we can put up with the inconvenience for a short while, we should be back in business as soon as the repair people are on site. Mr. President, I'd suggest we go ahead with the first item on the agenda.

PRESIDENT: Okay, thank you. Have you any corrections, Mr. Clerk?

CLERK: I have no corrections this morning, Mr. President.

PRESIDENT: Do you have any messages, reports or announcements?

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 1246 and recommend that same be placed on Select File with E & R amendments attached. Mr. President, Enrollment and Review also reports they have carefully engrossed LB 315 and find it correctly engrossed as well as LB 536, LB 551, LB 551A, LB 799, LB 898, LB 899, LB 920, LB 1019, LB 1019A, LB 1031, LB 1125, LB 1126, LB 1136, LB 1170 and LB 1220, all of those reported

April 3, 1990

LB 799, 1019, 1019A, 1059

Journal.) 43 ayes, 1 nay, 2 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 799 passes with the emergency clause attached.  
LB 1019.

CLERK: (Read LB 1019 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1019 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read. See page 1839 of the Legislative Journal.) 35 ayes, 8 nays, 3 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 1019 passes. May I introduce some guests, please, of Senator Moore. In the south balcony, we have 10 junior high students from Bee Public Schools and their teacher. Would you folks please stand and be recognized by the Legislature. Thank you. LB 1019A.

CLERK: (Read LB 1019A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1019A pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read. See page 1840 of the Legislative Journal.) 34 ayes, 5 nays, 7 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 1019A passes. To the students from Bee, Nebraska, I might explain we're on what we call Final Reading and the Clerk is actually reading all of the bill that is being voted on. At the time you probably can't listen that fast but he actually does read it and it gives members of the Legislature time to reflect a little and vote the way they want to. So bear with us. Mr. Clerk, LB 1059.

CLERK: (Read LB 1059 on Final Reading.)

PRESIDENT: All provisions of law...Senator Withem, please.



April 3, 1990

LB 42, 42A, 642, 656, 799, 866, 880  
880A, 953A, 1004, 1004A, 1019, 1019A, 1059  
1059A, 1064, 1064A, 1080, 1080A, 1113, 1113A  
1136, 1146, 1184, 1184A, 1222A  
LR 418

CLERK: (Read LB 1222A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is shall LB 1222A pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 1847 of Legislative Journal.) 44 ayes, 0 nays, 2 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 1222A passes. Do you have something for the record, Mr. Clerk?

CLERK: Mr. President, I do, a new resolution by the Judiciary Committee, (LR 418.) a study resolution. Enrollment and Review reports LB 1064 and LB 1064A as correctly engrossed, both signed by Senator Lindsay as Chair; and LB 1059 and LB 1059A is correctly enrolled. Enrollment and Review reports LB 1113 and LB 1113A to Select File, signed by Senator Lindsay. Amendments to be printed by Senator Hartnett to LB 953A, Senator Hall to LB 866. And, Mr. President, a confirmation report from Transportation Committee signed by Senator Lamb as Chair. That's all that I have, Mr. President. (See pages 1847-52 of the Legislative Journal.)

PRESIDENT: While the Legislature is in session, capable of transacting business, I propose to sign and do sign LB 880, LB 880A, LB 1004, LB 1004A, LB 1080, LB 1080A, LB 1184, LB 1184A, LB 656, LB 1146, LB 42, LB 42A, LB 799, LB 1019, LB 1019A, LB 1059A, LB 1059, LB 1136, LB 1122, correction, LB 1222, and LB 1222A. We're ready to go. Mr. Clerk, do you have something on the desk?

CLERK: Mr. President, motion pending from this morning was one offered by Senator Chambers and that motion was to overrule or change the Speaker's agenda to permit consideration of a suspension motion relating to LB 642.

PRESIDENT: (Gavel). Could we have your attention so we can hear the speaker? Senator Chambers, please.

SENATOR CHAMBERS: Thank you. Mr. Chairman and members of the Legislature, this is a continuation from what I was attempting

April 9, 1990

LB 42, 42A, 571A, 834, 843, 843A, 855  
855A, 880, 880A, 896A, 920, 1004, 1004A  
1019, 1019A, 1043, 1059, 1059A, 1030A, 1090  
1109, 1222, 1222A, 1241

Mr. President, I have received veto messages on the following bills: LB 1059, LB 1059A, LB 42, LB 42A, LB 880, LB 880A, LB 1004 and LB 1004A, LB 1019 and LB 1019A, LB 1080A, LB 1222 and LB 1222A, LB 571A, LB 834, LB 843 and LB 843A, LB 855 and LB 855A, LB 896A, LB 1043, LB 1090 has a line-item reduction, LB 920 has a line-item reduction, LB 1241 has a line-item reduction. (See Messages from the Governor as found on pages 1985-98 of the Legislative Journal.) All those, Mr. President, as I indicated, are available to the members on their desks. Have an Attorney General's Opinion addressed to Senator Schmit regarding LB 1059 and I believe that's all that I have, Mr. President.

PRESIDENT: Thank you. We have a motion from Speaker Barrett. Speaker Barrett.

SENATOR BARRETT: Thank you, Mr. President and members. I offer the motion to suspend Rule 6, Section 7, subsection (b), and Rule 5, Section 6, to permit these bills to be read on Final Reading this morning. The first part, of course is to waive the two-day limitation, and the second is to allow the A bills to be read. I would urge the body to adopt the motion. Thank you.

PRESIDENT: Thank you. Any discussion? If not, the question is the adoption of the suspension of the rules motion. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 32 ayes, no nays, Mr. President, on the suspension of the rules to permit reading of the bills this morning.

PRESIDENT: The rules are suspended and we'll begin Final Reading. If you will find your ways to your own desk, why, we would start Final Reading. (Gavel.) Please return to your desks so we can begin Final Reading. Senator Haberman, would you come home, please? Mr. Clerk, LB 1109, please.

CLERK: Mr. President, I had amendments from Senator McFarland.

PRESIDENT: Is anyone prepared to handle Senator McFarland's motion on this bill? Senator McFarland, you had a motion on this first bill.

SENATOR MCFARLAND: Mr. President, could you read the motion for me?