

January 8, 1990

LB 409, 958-1013, 1031, 1032
LR 235

SPEAKER BARRETT: Let's stand at ease until eleven-fifteen, Mr. President.

PRESIDENT: Okay, thank you.

EASE

CLERK: Three quick announcements. Reference will meet underneath the south balcony now. Referencing Committee, underneath the south balcony right now.

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: (Microphone not activated immediately.) ...return to the Legislative Chamber. The Legislature will reconvene and continue our discussion on the adoption of our permanent rules. Please return to the Legislative Chamber. Mr. Clerk, would you read in new bills, please.

CLERK: (Read LB 1031 and LB 1032 by title for the first time. See pages 198-99 of the Legislative Journal.)

Mr. President, in addition to those items, I have a new resolution. (Read brief summary of LR 235. See page 199 of the Journal.) That will be laid over.

I have amendments from Speaker Barrett to be printed to LE 409. Mr. President, I also have a Reference Report referring LBs 958-1013, as well as certain gubernatorial appointments received. That's all that I have, Mr. President. (See pages 199-201 of the Legislative Journal.)

SPEAKER BARRETT: Thank you, Mr. Clerk. Have you a motion, Mr. Clerk, to reconsider action taken last week?

CLERK: Mr. President, Senator Chambers would move to reconsider the vote on the Wesely amendment to the rules, which I believe the Legislature discussed on Thursday afternoon.

SPEAKER BARRETT: Thank you. The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, this motion is designed to reconsider the vote that was taken on

January 9, 1990

LB 259, 845, 972, 973, 993, 1014-1048, 1057-1059
LR 236

Haberman.

SENATOR HABERMAN: Mr. President, I move to recess until 1:30 p.m.

SPEAKER BARRETT: Mr. Clerk, would you care to read anything in before we vote on the motion to recess.

CLERK: Mr. President, new bills. (Read LB 1057-1059 by title for the first time as found on pages 232-33 of the Legislative Journal.)

A series of requests to add names, Senator Beck to LB 1026, Senator Kristensen to LB 1035, Senator Conway to LB 993, Senator Wahrbein to LB 973, Senator Wehrbein to LB 972, Senator Weihing to LB 845.

(Reference Committee Report referring LBs 1014-1048 and LR 236 appears on pages 233-34 of the Legislative Journal.)

Mr. President, explanation of vote offered by Senator Kristensen. (Re: LB 259.) That's all that I have.

SPEAKER BARRETT: Thank you, Mr. Clerk. A reminder especially to committee chairs. Committee chairmen, please take note. If you are planning hearings, public hearings next Tuesday, notices of that fact should be filed with the Clerk today. File the notice of public hearing today if you are planning to begin hearings next Tuesday. Those in favor of the Haberman motion to recess until one thirty say aye. Opposed no. Carried. We are recessed.

RECESS

SPEAKER BARRETT PRESIDING

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

SPEAKER BARRETT: Thank you. Any messages, reports, anything for the record, Mr. Clerk.

CLERK: One item, Mr. President, I have a hearing notice from the Banking Committee for hearings scheduled on Tuesday,

February 5, 1990

LB 164, 520A, 708, 1004, 1032

the house is under call. Senators Schellpeper and Elmer, the house is under call. Senators Schellpeper and Elmer, please report to the Chamber. Senator Chambers. A machine vote has been requested. The question is the advancement of LB 708 to E & R initial. All in favor vote aye, opposed nay. Have you all voted? Roll call has been requested. Mr. Clerk, proceed.

CLERK: (Roll call vote taken. See page 664 of the Legislative Journal.) 18 ayes, 9 nays, Mr. President, on the motion to advance.

SPEAKER BARRETT: Motion fails. The call is raised. Anything for the record, Mr. Clerk?

CLERK: Yes, Mr. President, I do. Mr. President, Natural Resources gives notice of cancellation and resetting of a hearing, signed by Senator Schmit as Chair. LB 1032 has been selected as one of the Speaker's priority bills.

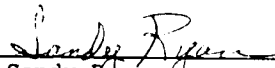
Senator Rogers has amendments to LB 1004; and Senator Schellpeper to LB 520A. (See page 665 of the Legislative Journal.) Mr. President, Senator Abboud would like to add his name to LB 164 as co-introducer. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Senator Schimek, please, would you care to adjourn us.

SENATOR SCHIMEK: Yes, thank you, Mr. President. I move we adjourn until tomorrow morning at nine o'clock.

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

Proofed by:


Sandy Ryan

February 7, 1990

LB 313, 663A, 863, 901, 986, 991, 1004
1032, 1050, 1117, 1178

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Good morning, ladies and gentlemen, welcome to the George W. Norris Legislative Chamber. Our Chaplain of the day is Pastor William Yeager of Westminster Presbyterian Church here in Lincoln. Will you please rise for the prayer.

PASTOR YEAGER: (Prayer offered.)

SPEAKER BARRETT: Thank you very much, Reverend Yeager. We hope you can come back again. Roll call.

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

SPEAKER BARRETT: Thank you. Any corrections to the Journal?

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any messages, reports or announcements?

CLERK: Mr. President, Enrollment and Review reports LB 1050, LB 1004 and LB 863 to Select File, those signed by Senator Lindsay as Chair. (See pages 686-87 of the Legislative Journal.)

Government Committee reports LB 1032 to General File with amendments. That's signed by Senator Baack. Business and Labor reports LB 901 to General File, LB 1178 General File, LB 313 General File with amendments, LB 986 indefinitely postponed, LB 991 indefinitely postponed, LB 1117 indefinitely postponed, those signed by Senator Coordsen. (See pages 688-90 of the Legislative Journal.)

Mr. President, notice of hearing from the Revenue Committee. That is signed by Senator Hall and new A bill, Mr. President, LB 663A. It's a bill by Senator Scofield. (Read brief description. See page 690 of the Legislative Journal.)

Mr. President, I have received a request from the Nebraska State College System regarding approval required by the Legislature for a bond issue with respect to student housing at Kearney State College. That will be referred to Reference Committee.

Mr. President, finally, a report from the Department of Social Services filed pursuant to statute. That will be on file in my

February 20, 1990 LB 39, 290, 339, 618, 688, 771, 899
900, 941, 980A, 982, 990, 1009, 1032
1041, 1066, 1073, 1080, 1173, 1195, 1195A
1200, 1219, 1236, 1240
LR 257

SPEAKER BARRETT: Any discussion? If not, shall the committee amendments be adopted? All in favor vote aye, opposed nay. Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of committee amendments.

SPEAKER BARRETT: The committee amendments are adopted. To the bill as amended. Senator Lindsay.

SENATOR LINDSAY: Mr. President, I think the bill, as explained, as I mentioned, the amendment became the bill, and that is what we're dealing with now. I think I've explained that, some of the other senators, I think, have also discussed that. What I'd do is just be available to answer questions.

SPEAKER BARRETT: Any discussion? Any questions? If not, those in favor of the advancement of the bill to E & R initial please vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of LB 688.

SPEAKER BARRETT: LB 688 is advanced. Matters for the record, please.

CLERK: Mr. President, the Speaker announces selection of Speaker priority bills that include LB 39, LB 290, LB 339, LB 618, LB 771, LB 899, LB 900, LB 941, LB 982, LB 1009, LB 1032, LB 1041, LB 1066, LB 1073, LB 1173, LB 1195, LB 1200, LB 1219, LB 1236, and LB 1240.

Mr. President, new A bills, (Read LB 980A and LB 1195A by title for the first time. See page 867 of the Legislative Journal.)

A reminder, Mr. President, the Urban Affairs Committee will meet in Exec Session at three o'clock this afternoon. Revenue Committee will hold an Exec Session at one-twenty in the Senate Lounge; Revenue, one-twenty in the Senate Lounge, Mr. President. Senator Haberman has amend...or would like to add his name to LB 1080 and to LB 990 as co-introducer.

Mr. President, new resolution offered by Senator Chambers. (Read brief synopsis of LR 257. See pages 867-68 of the

to be printed to LB 965, Madam President. And, finally, a new A bill. (Read title to LB 1184A for first time. See pages 930-31 of the Legislative Journal.)

Madam President, LB 1032 is on General File. It was a bill originally introduced by Senators Barrett, Warner and Labedz. (Read title.) The bill was introduced on January 8 of this year, referred to the Government, Military and Veterans Affairs Committee for public hearing. The bill was advanced to General File. There are committee amendments pending by the Government, Military and Veterans Affairs Committee, Madam President. (AM2438 is on page 688 of the Legislative Journal.)

SENATOR LABEDZ: Thank you, Mr. Clerk. Is Senator Baack here to handle it? Senator Baack, on the committee amendments. Senator Bernard-Stevens, as Vice-Chair of the Government Committee, would you like to take care of the committee amendments?

SENATOR BERNARD-STEVENS: You bet. Just give me one second, Madam Chairman, and I'll pull up that bill. Madam Chairman, basically the...1032 was brought to the Government Committee by Senator Barrett, and it's dealing with the expenses of state commissions and council committees and boards as prescribed. Basically, the committee amendments were clarification amendments which made it easier and clearer what the bill was. On line 5, we struck "which exists but which member" and we put in "who" which clarified that section, and then we struck lines 11 through 16 for clarification purposes. And that's the technical nature of the committee amendments and I'd move their adoption.

SENATOR LABEDZ: Thank you, Senator. We're on the committee amendments. Senator Barrett, would you like to speak on the committee amendments?

SPEAKER BARRETT: Madam President, I would, and members, I heartily concur. I think this is clarification, makes it much more readable. The committee did a good job. I wish I had thought of it instead of my learned colleague, Senator Baack.

SENATOR LABEDZ: Thank you, Senator Barrett. There are no further lights on. Senator Stevens, would you like to close on the committee amendments? He waives closing. We're voting on the committee amendments to LB 1032. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 27 ayes, 0 nays, Madam President, on adoption of the committee amendments.

SENATOR LABEDZ: The committee amendments are adopted. Senator Barrett, on the advancement of LB 1032.

CLERK: Madam President, Speaker Barrett would move to amend the bill by adding the emergency clause. (The Barrett amendment appears on page 931 of the Legislative Journal.)

SENATOR LABEDZ: Senator Barrett.

SPEAKER BARRETT: Thank you, Madam President and members. The proposed amendment is simply the addition of the emergency clause. Inasmuch as the bill allows expenses for certain parties, this will allow expenses to be paid, if necessary, to the Forum on the Future, which will be meeting in Lincoln on March 14. It's that simple. I move the adoption of the E clause.

SENATOR LABEDZ: Thank you, Senator Barrett. Senator Barrett, there are no further lights, would you like to close?

SPEAKER BARRETT: No closing, Madam President.

SENATOR LABEDZ: Thank you, Senator Barrett. We're voting on Senator Barrett's amendment to LB 1032. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

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

SENATOR LABEDZ: The amendment is adopted. Senator Barrett, on the advancement to E & R of LB 1032.

SPEAKER BARRETT: Thank you, Madam President and members. The concept is very simple with reference to LB 1032, it deals with the payment of expenses for nonstate employees who assist the Legislature, such as participants in New Horizons. Unless these people are members of a statutory board or a commission, they cannot have their meals paid, unless the Governor approves, and this hasn't presented a particular problem, I guess, in the past, other than the inconvenience of the thing. But it's something that should be, in my opinion, a legislative

prerogative. We shouldn't have to go to the executive branch for permission. So the purpose of the bill is to place the authority for approval of these expense payments, in cases where individuals involved are assisting this Legislature, with the Executive Board instead of the Governor. It's that simple. That's the only change, the expenses still...must still be allowable as they are under current law, and the appropriation must have been made specifically for that purpose. That, essentially, is the bill. I would move for its advancement.

SENATOR LABEDZ: Thank you, Senator Barrett. We're voting on...there are no further lights, Senator Barrett. We're voting on the advancement to E & R initial of LB 1032. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Madam President, on the advancement of LB 1032.

SENATOR LABEDZ: LB 1032 is advanced. Before we go on with further business, I would like to introduce a guest of Senator Byars. Terry Volkman from Beatrice, Nebraska, under the south balcony. Please welcome Terry to the Legislature. Mr. Clerk.

CLERK: Madam President, LB 1236 was a bill introduced by Senator Smith. (Read title.) The bill was introduced on January 18, referred to the General Affairs Committee for public hearing. The bill was advanced to General File. Senator, you want to offer your amendment at this time?

SENATOR SMITH: Yes, please.

SPEAKER BARRETT PRESIDING

CLERK: Senator Smith would move to amend her bill, Mr. President. The amendment is on page 878 of the Journal.

SPEAKER BARRETT: The Chair recognizes Senator Smith.

SENATOR SMITH: Thank you, Mr. Speaker, members of the body. This amendment is basically clarifying and harmonizing, and it does a few things. Number one, it harmonizes Sections 51.211 and 51...I should say "dash" 212. And that way there will be no conflict between the two provisions in the first part of it. And then when you go down to line 18, number 2, it was a

February 26, 1990 LB 164A, 260, 313A, 708, 736, 980A, 1032
1090, 1100, 1159, 1236
LR 241, 257

and nonsmokers have a right to resent it." I do hope that this resolution will receive all of the votes present on the floor, Senator Goodrich said he will not vote for it, so I'll say, with the exception of the one who has expressed opposition to what the resolution attempts to do.

SPEAKER BARRETT: Thank you. You've heard the closing. And the question is the adoption of LR 257. All in favor of that motion please vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of LR 257.

SPEAKER BARRETT: LR 257 is adopted. The Chair is pleased to note that Senator Wehrbein has 15 guests in our south balcony from Elmwood High School. Fifteen seniors are visiting with us this morning along with their teacher. Would you people please stand and be welcomed by your Legislature. Thank you. We're pleased to have you with us. Proceeding to the record, Mr. Clerk. Have you anything to read in?

CLERK: Mr. President, I do. Thank you. Some amendments to be printed to LB 708 by Senator Chambers. Enrollment and Review reports LB 1090, LB 1032, LB 1236, LB 164A, LB 313A, and LB 980A to Select File some of which have E & R amendments attached. General Affairs Committee, whose Chair is Senator Smith, reports LR 241CA to General File; LB 736, indefinitely postponed; LB 1100, indefinitely postponed; LB 1159, indefinitely postponed, those signed by Senator Smith. That's all that I have, Mr. President. (See pages 979-80 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. Item 6, Mr. Clerk, LB 260 on General File.

CLERK: Mr. President, LB 260 was a bill introduced by Senators Conway, Baack and Schmit. (Read title.) The bill was introduced on January 9, last year, Mr. President, at that time referred to the Revenue Committee for public hearing. The bill was advanced to General File. I do have committee amendments pending by the Revenue Committee, Mr. President. (Standing Committee amendments are on page 724 of the Legislative Journal for the First Session, 1989.)

SPEAKER BARRETT: Senator Hefner, would you please handle the

March 5, 1990

LB 855, 855A, 923, 1032

under call. Senators Moore, Ashford and Hartnett, the house is under call. While we are waiting, there are about eight bills which could be voice-voted across before adjournment this evening. If you would like to follow along, it would include LB 885 and the A bill, LB 1032, LB 1236, LB 260 and 260A, LB 571, and LB 594. Correction, the first bill mentioned was 855, 855 and 855A. Senators Ashford and Hartnett, the house is under call. Senator Wesely, may we proceed?

SENATOR WESELY: Yeah.

SPEAKER BARRETT: Thank you. Members, return to your seats for a roll call vote. The question is the adoption of the Wesely amendment. Mr. Clerk, proceed.

CLERK: (Roll call vote taken. See page 1160 of the Legislative Journal.) 17 ayes, 1 nay, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: Motion fails. The call is raised. Mr. Clerk, I would like to proceed to LB 855 at this point.

CLERK: Mr. President, on LB 855, I have no amendments to the bill.

SPEAKER BARRETT: Chairman Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 855 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there discussion? If not, those in favor of the advancement of 855, say aye. Opposed no. Carried. The bill is advanced. To the A bill.

CLERK: LB 855A, Mr. President, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 855A be advanced to E & R for engrossment.

SPEAKER BARRETT: Discussion? Seeing none, those in favor of the advancement of the A bill, please say aye. Opposed no. The ayes have it. Carried. The bill is advanced. LB 1032.

March 5, 1990

LB 260, 1032, 1236

CLERK: I have E & R on 1032, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 1032 be adopted.

SPEAKER BARRETT: Any discussion? If not, those in favor of the adoption of the E & R amendments to 1032, please say aye. Opposed no. Carried. They are adopted.

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

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1032 as amended be advanced to E & R for engrossment.

SPEAKER BARRETT: Any discussion? If not, the question is the advancement of 1032 as amended. All in favor say aye. Opposed no. Carried. The bill is advanced. LB 1236, Mr. Clerk.

CLERK: LB 1236, Senator, I have E & R amendments pending.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 1236.

SPEAKER BARRETT: Any discussion? Those in favor of the adoption of the E & R amendments to 1236, please say aye. Opposed no. Carried. They are adopted.

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

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 1236 as amended be advanced to E & R for engrossment.

SPEAKER BARRETT: Thank you. Discussion? Seeing none, those in favor of the advancement of 1236 as amended, please say aye. Opposed no. Carried. The bill is advanced. Mr. Clerk, to LB 260.

March 8, 1990

LB 164, 164A, 259A, 260, 260A, 313, 313A
348, 542, 594, 642, 678, 843A, 855
855A, 953, 953A, 965, 980, 980A, 1032
1136, 1236
LR 239

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 843A.

SPEAKER BARRETT: LB 843A is advanced. Have you matters for the record, Mr. Clerk?

CLERK: I do, Mr. President. Amendments to be printed to LB 1136 by Senator Landis. (See page 1289 of the Legislative Journal.)

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 164 and find the same correctly engrossed; LB 164A, LB 259A, LB 260, LB 260A, LB 313, LB 313A, LB 348, LB 542, LB 594, LB 678, LB 855, LB 855A, LB 953, LB 953A, LB 965, LB 980, LB 980A, LB 1032 and LB 1236, all of those reported correctly engrossed. (See pages 1289-92 of the Legislative Journal.)

I have an explanation of vote from Senator Barrett, Mr. President. (See page 1292 of the Legislative Journal regarding LB 642.)

That's all that I have.

SPEAKER BARRETT: Thank you. The Chair is pleased to note that Senator Ashford had some fourth graders from Christ the King School in Omaha, District 6, with their teacher. Are you folks still with us in the south balcony? Apparently they have just left. Mr. Clerk, LR 239CA.

CLERK: Mr. President, LR 239CA was a resolution introduced by Senators Withem, Warner, Lindsay, Barrett and Weihing. It proposes an amendment to Article VII, Sections 10 and 13 of the Nebraska Constitution as well as Article XIII, Section 1. The resolution was introduced on January 16 of this year. At that time, Mr. President, it was referred to the Education Committee for public hearing. The resolution was advanced to General File. I do have Education Committee amendments pending.

SPEAKER BARRETT: The Chair recognizes the Chairman of the Education Committee, Senator Withem.

SENATOR WITHEM: Yes, Mr. Speaker, members of the body, this is the time of year when you would rather not have your personal

March 19, 1990

LB 656, 965, 1032, 1236

PRESIDENT: LB 965 passes with the emergency clause attached.
LB 1032, with the emergency clause attached.

ASSISTANT CLERK: (Read LB 1032 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1032 pass with the emergency clause attached? All in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote as found on page 1414 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 1 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 1032 passes with the emergency clause attached.
LB 1236, please.

ASSISTANT CLERK: (Read LB 1236 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1236 pass? All those in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: (Read record vote as found on page 1415 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 1 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 1236 passes. It's my understanding we're jumping over LB 571, going to LB 656.

CLERK: Mr. President, with respect to LB 656, the first order of business, Senator Nelson, you had an amendment printed, Senator. I understand you wish to withdraw that amendment, is that correct?

SENATOR NELSON: Correct.

PRESIDENT: It is withdrawn.

CLERK: Mr. President, Senator Nelson would move to return the bill for a specific amendment. (Nelson amendment appears on pages 1415-16 of the Legislative Journal.)

PRESIDENT: Senator Nelson, please.

March 19, 1990

LB 348, 542, 594, 965, 1032, 1064, 1094
1146, 1236

PRESIDENT: Senator Wesely, what do you say?

SENATOR WESELY: Yeah, lay it over.

PRESIDENT: Lay it over? It is laid over. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 348, LB 542, LB 594, LB 965, LB 1032, LB 1236 and LB 1094. Anything for the record at this time, Mr. Clerk? Then we'll move on to LB 1146.

CLERK: Mr. President, on 1146 the Enrollment and Review amendments have been adopted. There was an amendment by Senator Landis to the bill that was adopted and an amendment to the bill by Senator Schmit that was adopted. I have pending, Mr. President, a motion to indefinitely postpone that was offered by Senator Landis. Senator Schmit agreed to lay the bill over at that time.

PRESIDENT: Senator Landis, do you wish to have that withdrawn?

SENATOR LANDIS: (Microphone not activated) having it withdrawn.

PRESIDENT: Thank you. I learned something today. It is withdrawn.

CLERK: Mr. President, the next motion I have to the bill is by Senator Chambers.

PRESIDENT: Is Senator Chambers about? Not behind the glass? Senator Chambers wishes to withdraw that. That's the sign. Thank you. It is withdrawn.

CLERK: Mr. President, Senator Wesely and Senator Schmit would move to amend the bill. Senator, I've got 3043 in front of me. (The Wesely amendment appears on pages 1428-30 of the Legislative Journal.)

PRESIDENT: Senator Wesely, are you going to handle that?

SENATOR WESELY: Yeah.

PRESIDENT: All right. Please.

SENATOR WESELY: Thank you. Mr. President and members, I

March 19, 1990

LB 348, 542, 594, 965, 1032, 1090A, 1094
1236

CLERK: Just one item, Mr. President, and that is bills read on Final Reading this morning have been presented to the Governor, for her review. (Re: LB 348, LB 542, LB 594, LB 965, LB 1032, LB 1236, LB 1094. See page 1435 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Mr. Clerk, I believe we left of with LB 1090A, is that correct?

CLERK: Mr. President, it is and on LB 1090A the first order of business is consideration of an amendment to the bill by Senator Bernard-Stevens. (Bernard Stevens amendment is found on page 1435-36 of the Legislative Journal.)

SPEAKER BARRETT: (Gavel.) The Chair recognizes Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you. Members of the body, if you'll remember, on 1090 there were a few things added on and it increased the A bill slightly from about 5,000 to 390 some thousand, so a group of people obviously got together on the A bill, understanding that the bill may, in fact, be a little heavy on the bill itself and also realizing that there were things in 1090 that were very much needed particularly in regards to human relations and how we certify the teachers that are coming in to Nebraska from other states. So we did not want to jeopardize the bill. So, in essence, this amendment does two things. Number one, it sets the amendment up so that if for some reason the Governor does not like a single, a particular part of it, she would be able to use her line-item powers and line-item things back to or from whatever number she thought reasonable. It would then, thus, there is a possibility that the funding could be taken out in the areas she felt was not acceptable but it would not affect the statute of 1090. The second part of the amendment deals with the section that I had instituted which was LB 1195 and, in essence, what we agreed to do was to maintain the two sides but fund one of them. The funding would be decided by the educational consortium and it would change the A bill from what we had of a hundred some thousand dollars down to \$61,000, and that is simply the extent of the amendment. At this point I would urge the body to adopt the amendment.

SPEAKER BARRETT: Thank you. Any discussion on the amendment? Seeing none, those in favor of the adoption of the

March 21, 1990

LB 220A, 348, 369A, 542, 571A, 594, 866
880A, 958, 965, 1032, 1059, 1094, 1141
1141A, 1146, 1222A, 1236
LR 382, 383

CLERK: 25 ayes, 2 nays to go under call, Mr. President.

PRESIDENT: The house is under call. Will you please record your presence. Senator Schmit is the only one excused, so everyone else should be here. We're looking for Senator Wesely, Senator Lynch, Senator Schellpeper, Senator Pirsch, Senator Landis, Senator Emil Beyer. Senator Wesely and Senator Beyer are here now, so that is it, and there is a roll call vote. Oh, Senator Lynch is not here. I thought I saw him. Okay, we'll wait for Senator Lynch. Senator Lynch is here and the question is the advancement of the bill. Roll call vote in regular order. If you'll hold it down so the Clerk can hear your response. Mr. Clerk.

CLERK: (Roll call vote taken. See pages 1547-48 of the Legislative Journal.) 34 ayes, 12 nays, Mr. President, on the advancement of LB 1059.

PRESIDENT: The bill is advanced. Anything for the record, Mr. Clerk, at this time.

CLERK: I do, Mr. President.

PRESIDENT: The call is raised.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 220A and find the same correctly engrossed, LB 369A correctly engrossed, LB 880A correctly engrossed and LB 1146 correctly engrossed, those signed by Senator Lindsay. Enrollment and Review reports LB 1141 to Select File with E & R amendments, LB 1141A, LB 958, LB 571A, LB 1222A to Select File. (See page 1548 of the Legislative Journal.)

A communication from the Governor to the Clerk. (Read communication. Re: LB 348, LB 542, LB 594, LB 965, LB 1032, LB 1236 and LB 1094. See page 1549 of the Legislative Journal.)

Two study resolutions, Mr. President, will be referred to the Exec Board. (Re: LR 382, LR 383. See pages 1549-50 of the Legislative Journal.)

Senator Lamb has amendments to be printed to LB 866. (See page 1551 of the Legislative Journal.) That's all that I have.