

January 5, 1989

LB 81-160  
LR 1-2

being here and thank you for your services. We also have guests of Senator Rod Johnson under the north balcony. We have Omer Troester of Hampton, Nebraska. With him is an exchange student, Alberto Porras of Costa Rica. Would you gentlemen please stand up and be recognized. Thank you for being here. We also have, over under the south balcony, a former member of this Legislature, Senator Tom Fitzgerald, would you please stand up and wave your hand. Thank you. Please welcome Senator Fitzgerald back. Thank you, Tommy. Mr. Clerk, back to the reading.

CLERK: (Read LB 81-98 by title of the first time. See pages 61-67 of the Legislative Journal.)

PRESIDENT: We'll stand at ease for some 15 minutes or half an hour while we get some of the work caught up up here in front. So be at ease, please, for a while. Thank you.

EASE

CLERK: Meeting of the Health Committee, under the north balcony, right now. Health Committee, north balcony right now.

SPEAKER BARRETT PRESIDING

SPEAKER BAPRETT: Additional bill introductions, Mr. Clerk.

ASSISTANT CLERK: (Read LB 99-150 by title for the first time. See pages 67-76 of the Legislative Journal.) That's all I have at this time, Mr. President.

SPEAKER BARRETT: More bill introductions, Mr. Clerk.

CLERK: (Read LB 151-160 by title for the first time. See pages 76-79 of the Legislative Journal.) Mr. President, in addition to those new bills I have new resolutions. (Read LR 1-2 for the first time. See pages 79-81 of the Legislative Journal.)

Mr. President, in addition to those items I have a series of announcements. Mr. President, there will be a meeting of the Executive Board today at three-fifteen for purposes of referencing. Executive Board, three-fifteen for referencing.

Mr. President, Senator Rod Johnson would like to have a meeting

January 25, 1989

LB 13, 18, 19-32, 89, 114, 122, 165  
168, 169, 177, 221, 254, 646, 742

SENATOR LINDSAY: Mr. President, I move that LB 168 be advanced as amended.

SPEAKER BARRETT: Shall 168 be advanced? Those in favor say aye. Opposed no. Carried. The bill is advanced. LB 169.

CLERK: LB 169, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 169 be advanced.

SPEAKER BARRETT: You have heard the motion to advance 169. Those in favor say aye. Opposed no. Carried. The bill is advanced. Thank you. Messages on the President's desk.

CLERK: Mr. President, your Enrolling Clerk has presented to the Governor bills read on Final Reading this morning as of 11:11 a.m. (Re: LB 13, LB 18, LB 19, LB 20, LB 21, LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, LB 28, LB 29, LB 30, LB 31, and LB 32. See page 445 of the Legislative Journal.)

Mr. President, your Committee on Government, Military and Veterans Affairs reports LB 165 to General File with amendments; LB 177 to General File with amendments; LB 254 General File with amendments, all signed by Senator Baack as Chair. Banking Committee reports LB 221 to General File with amendments, that is signed by Senator Landis. Transportation Committee reports LB 114 to General File with amendments; and LB 122 as indefinitely postponed. Those are all signed by Senator Lamb as Chair. (See pages 445-446 of the Legislative Journal.)

Mr. President, I have a hearing notice from the Government, Military and Veterans Affairs Committee. That is signed by Senator Baack.

Mr. President, Senator Hartnett would like to have an Executive Session I believe in the Senators Lounge upon adjournment; Urban Affairs Committee, Senators Lounge upon adjournment.

Mr. President, Senator Crosby would like to add her name to LB 89; Senator Smith to LB 646; and Senator Labeledz to LB 742. That is all that I have, Mr. President.

balconies, so help yourself, ladies and gentlemen. Perhaps we ought to congratulate Senator Rogers and wish him a couple more birthdays. Next week bring the bacon, Senator Rogers. We'll move on to LB 114, please.

CLERK: Mr. President, 114 offered by Senators Schellpeper and Owen Elmer. (Read title.) The bill was introduced on January 5 of this year, referred to the Transportation Committee, advanced to General File. I have committee amendments pending by the Transportation Committee, Mr. President.

PRESIDENT: Senator Lamb, please.

SENATOR LAMB: Mr. President and members, I think it's appropriate we are talking about this ATV bill which would allow rural electricians more latitude in how these vehicles are used because some of those people are in the audience today. This bill expands the use of ATVs. It allows the ruralists to operate them on the road when such operation is incidental to their work in taking care of the lines. Now the committee amendment provides just a little bit of clarification in that the words are added when the course...within the course of their employment. This allows all-terrain vehicles be operated on public streets, roads, highways outside the corporate limits of any municipality by electric utility personnel, and then we add the words, "within the course of their employment", because we did not want to give license to those employees to operate the ATVs when they're not actually working for the power district. So I would move the adoption of the amendment, Mr. Chairman.

PRESIDENT: You have heard the motion. The motion is to adopt the committee amendments. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: 26 ayes, 0 nays on the adoption of the committee amendments, Mr. President.

PRESIDENT: The committee amendments are adopted. Senator Schellpeper, we're back to the bill.

SENATOR SCHELLPEPER: Thank you, Mr. President and members, I think the one thing I want to make the body aware of this morning is that this bill for ATVs is strictly for public power districts. I don't want to get it confused with the other ATV bill that's out there. This one, all it does, it let's the

public power districts able to use the ATV vehicles to go out to check lines, to cross roads. In case of a storm or an outage, they now use these vehicles to go out to check their lines. This does not open it up for anybody else. It's strictly for public power districts. Right now, they are using these vehicles in emergencies but it is illegal to operate on the roadways after we passed the bill in 1987. So I want to make the point very clear that this is strictly for public power districts. If there are any questions, I would be glad to answer them.

PRESIDENT: Thank you. Senator Elmer, please, then Senator Barrett, please.

SENATOR ELMER: Thank you, Mr. President. I appreciate Senator Schellpeper introducing this bill and allowing me to co-sponsor it. Out in the southwest Nebraska areas the roads are very sparse in many areas and the lines that the public power districts have to service, transit, pastures, fields and lots of areas that the access is very poor, and also many of the meters that they need to read are off of the public access roads and they have to go back into the fields and such. The use of the ATVs allows these public power districts much better transportation to inspect their facilities and is a bill that I think that they really do need. And it was well stated by Senator Schellpeper that it does not give any leniency in any other area. And I would urge your support. It will save these public power districts considerable time, man hours and, therefore, reduce their budgets somewhat if they are allowed to use these convenient vehicles for that purpose. Thank you.

PRESIDENT: Speaker Barrett, please, then Senator Moore.

SPEAKER BARRETT: Thank you, Mr. President, and members, as Senator Schellpeper has just described, the bill does allow personnel of electric utilities companies to use ATVs on public roads and with the committee amendment, I understand, only during the course of their employment. This is a bill which does allow an exemption to the bill which I introduced in 1987 which disallowed the use of ATVs on public roads, with the exception of parades and for agricultural uses. At that particular time, I did warn the body that there would be attempts to create exemptions and this is the first bill that we're discussing this session which does, in fact, create an exemption. That concerns me. However, with the amendment

itself and with the bill which states that you shall be outside the corporate limits of any municipality, it is just a bit more palatable to me and perhaps not quite as large a problem as it might be. There is a bill out there, I believe it's 101, which might be following LB 114, which does open up the use of ATVs, as I remember it, for use on public roads. This bill, 114, might be considered perhaps the proverbial nose of the camel under the flap of the tent but, again, REAs are safety oriented. Their personnel are used to operating under specific safety rules and I guess as long as they're operating outside the municipal limits and for purposes that are stated in the bill, I don't have quite as much problem with it. So I believe I would reluctantly perhaps support the amendment...or the bill, rather, that's introduced by Senator Schellpeper, but because the REAs can make and have made some good arguments for the passage of the bill. But I believe at this point I can safely say that I will strongly oppose any other efforts to open up the use of ATVs on public roads. I think this body needs to remember that ATVs are designed for off-road use and they should not be allowed on public roads. Thank you, Mr. President.

PRESIDENT: Thank you. Senator Moore, please.

SENATOR MOORE: I just want to briefly mention what Senator...reiterate what Senator Barrett said. I, myself, am one of the sponsors of LB 101. Just to eliminate any confusion, 101 is the bigger ATV bill that does a lot of worse things if you're of the mind of Senator Barrett. And I guess I just want to mention that LB 114 is a little teeny bill that shouldn't be any problem to anybody and I hope you listen to Senator Barrett and this bill passes with little trouble.

PRESIDENT: Thank you. Senator Schellpeper, would you like to close on your motion to advance?

SENATOR SCHELLPEPER: Yes, I would like to thank Speaker Barrett for his comments and I think that, with that, I would just move that we advance the bill.

PRESIDENT: The question is the advancement of the bill. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the motion to advance LB 114.

PRESIDENT: LB 114 is advanced. May I introduce some guests, please, of Senator Owen Elmer and Speaker Barrett. Under the south balcony, we have Larry Reynolds of Lexington, Nebraska and Doyle Lavine and Kay Lavine of Bertrand. Would you folks please stand and be recognized. Thank you for visiting us today. Move on to LB 43.

CLERK: LB 43, Mr. President, was a bill offered by Senator Bernard-Stevens. (Read title.) The bill was introduced on January 5, referred to Natural Resources, advanced to General File. I have no amendments to the bill, Mr. President.

PRESIDENT: Senator Bernard-Stevens, please.

SENATOR BERNARD-STEVENS: Thank you, Mr. President, and members of the body, LB 43 simply increases the amount of liquidated damages for unlawfully killing, destroying, taking or possessing certain animals, fowl, birds or fish, such as follows, and you can read in through the text if you want. In essence, what we have we divided it into categories. Big game fees would go from 300 to 600. That would be, for example, elk, deer, antelope, swan, big horn sheep. Medium game fees from 25 to \$50 on the fine would be examples, turkey, goose, on conservation animals. And then we have the final category which is the statute already, birds and fish from \$5 to \$20. This fee is more than doubled because it was too low for replacement costs originally. Members of the body, these fees, in essence, are the first to change in fees we've had on liquidated damages of these...of this wildlife since 1929. Nothing has really changed since 1929. They were, in many cases, undervalued at this time. There are certain states, for example, Kansas, surrounding us, Missouri and Wyoming, who do not have a set value for game as we do in Nebraska. Other states surrounding us, for example, would be Iowa, South Dakota and Colorado. They all have civil penalty laws similar to Nebraska's statute 37-614 which is our liquidated damage law. What these fees would do would put us in line, number one, with those states surrounding us. And, number two...in fact, it will put us almost right in the middle of those states surrounding us; and number two, it would increase the deterrent at this point for poachers or poaching that is going on within the state. At the present time, the fees now are not a deterrent whatsoever and thus we feel it will be helpful for the wild game animals in this particular area. And, with that, Mr. President, that was the opening comments I have. I would

February 1, 1989

LB 13, 18, 19-32, 43, 80, 82, 106  
113, 114, 166, 171, 172, 194, 200  
238, 254, 353

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. We have with us this morning Reverend David Lux of the St. Paul Methodist Church in Lincoln, Nebraska. Would you please rise for the invocation.

REVEREND LUX: (Prayer offered.)

PRESIDENT: Roll call, please.

CLERK: Quorum present, Mr. President.

PRESIDENT: Thank you. Any corrections to the Journal?

CLERK: No corrections, Mr. President.

PRESIDENT: Any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 254 and recommend that same be placed on Select File; LB 114, Select File; LB 43, Select File; LB 113, Select File; LB 171, Select File with amendments; LB 172, Select File with amendments; LB 80, Select File; LB 82, Select File; LB 200, Select File; LB 106, Select File with amendments; LB 194, Select File with amendments; LB 353, Select File, those all signed by Senator Lindsay as Chair. (Journal shows LB 166, Select File with amendments. See pages 527-28 of the Legislative Journal.)

Mr. President, your Committee on Business and Labor, whose Chair is Senator Coordsen, reports LB 238 to General File with committee amendments attached, signed by Senator Coordsen. (See page 529 of the Journal.)

Mr. President, communication regarding the signing of LB 13, LB 18, LB 19, LB 20, LB 21, LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, LB 28, LB 29, LB 30, LB 31, and LB 32. The bills were signed on January 27 and delivered to the Secretary of State.

Mr. President, an Attorney General's Opinion addressed to Senator Hall. I have a hearing notice from the Natural Resources Committee that is signed by Senator Schmit.

Mr. President, a series of reports. Report from the Department

February 1, 1989      LB 61, 90, 114, 183, 263, 264, 327  
349, 389, 408, 412, 612, 744  
LR 21, 22

Education gives notice of change of hearing location regarding LB 89 as well as notice of hearing. I also have notice of hearings from the Government, Military and Veterans Affairs Committee. That is signed by Senator Baack as Chair.

Your Committee on Government, Military and Veterans Affairs whose Chair is Senator Baack to whom was referred LB 263 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File. LB 327 General File with amendments, LB 408 General File with amendments, LB 389 indefinitely postponed. Those are signed by Senator Baack. (See pages 536-37 of the Legislative Journal.)

Education Committee whose Chair is Senator Withem reports LB 744 to General File, LB 183 General File with amendments, LB 264 indefinitely postponed, LB 612 indefinitely postponed. Those are signed by Senator Withem as Chair. (See pages 537-42 of the Legislative Journal.)

Business and Labor Committee whose Chair is Senator Coordsen reports LB 412 to General File with amendments. It is signed by Senator Coordsen as Chair. (See page 542 of the Legislative Journal.)

Banking Committee whose Chair is Senator Landis reports LB 61 to General File and LB 349 to General File with amendments. Those are signed by Senator Landis as Chair of the Banking Committee. (See page 542 of the Legislative Journal.)

Mr. President, in addition to those items, resolutions, LR 21 by Senators Beyer, Goodrich, and Senator Abboud asking the Legislature to express its sympathy to the family of Opal Peterson. That will be laid over, Mr. President. (See page 543 of the Legislative Journal.) LR 22 by Senator Dierks asking the Legislature to recognize July 1, 1989 as Centennial Day for the Village of Elgin. (See page 544 of the Legislative Journal.)

Mr. President, Senator Lynch would move that LB 90 be placed on General File notwithstanding the actions of the Natural Resources Committee, Mr. President. That will be laid over. (See page 543 of the Legislative Journal.)

I have amendments to be printed from Senator Schellpeper to LB 114. (See page 543 of the Legislative Journal.) That is all that I have at this time, Mr. President.



PRESIDENT: The Chambers amendment is adopted.

CLERK: Mr. President, Senator Baack would move to amend the bill. (The Baack amendment appears on page 696 of the Legislative Journal.)

PRESIDENT: Senator Baack, please.

SENATOR BAACK: Yes, this is another amendment that was brought to us, a concern by the League of Municipalities and the City of Lincoln and the City of Omaha. And what it does is it again clears up a couple of portions of the bill that left some discretionary power with the lead agency and it just...it clears that up again where they do not have so much discretion and it may have been an unlawful delegation again in this case so...and it does not do any harm to the bill. It's something that's probably necessary for the League and for the City of Lincoln. With that, I would just urge your adoption of the amendment.

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

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Baack's amendment.

PRESIDENT: The Baack amendment is adopted.

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

PRESIDENT: Okay, Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 254, as amended, be advanced to E & R Final.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 114.

CLERK: Mr. President, LB 114, I have no E & R. I do have an amendment to the bill from Senator Schellpeper. The amendment is on page 543 of the Journal, Mr. President.

PRESIDENT: Senator Schellpeper, please.

SENATOR SCHELLPEPER: Thank you, Mr. President and members, this

is just a technical amendment that puts the original language back in. The way that it was drafted they found out that maybe a lawyer could read that the public power districts could cross the interstate with the ATVs and they did not want to do that. So it just puts the original section back in that they cannot cross the interstate with an ATV for the public power districts.

PRESIDENT: Any further discussion? If not, the question is the adoption of the Schellpeper amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Schellpeper's amendment to the bill.

PRESIDENT: The Schellpeper amendment is adopted.

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

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 114, as amended, be advanced to E & R.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 48.

CLERK: LB 48, the first order of business, Senator, I have no E & R. Senator Moore, I understand, Senator, you had 12 amendments. Well, first of all, Senator Moore, you had 12 amendments. Senator, I understand you wish to withdraw those.

PRESIDENT: They are withdrawn.

CLERK: Mr. President, in that event, Senator Moore would move to amend. Senator, I have AM0261 in front of me. (Read the Moore amendment as found on page 697 of the Legislative Journal.)

PRESIDENT: Senator Moore, please.

SENATOR MOORE: Mr. President and members, we are back to that all-important, all-revolving issue of smokeless tobacco that so far has taken up a good deal of our time this session. As you could tell from what the Clerk just mentioned, I had filed

February 14, 1989      LB 114, 148, 221, 254, 632, 633

PRESIDENT NICHOL PRESIDING

PRESIDENT: (Microphone not activated) ...Valentine's Day, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. We have with us today, as our chaplain of the day, Dr. Rob Welch of the Havelock Christian Church in Lincoln, Nebraska. Would you please rise for the convocation.

DR. ROB WELCH: (Prayer offered.)

Mr. President Thank you, Dr. Welch. Come back and see us again. Roll call, please.

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

PRESIDENT: Thank you. Any corrections to the Journal?

CLERK: No corrections, Mr. President.

PRESIDENT: Any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 114 and find the same correctly engrossed; LB 221 and LB 254, all correctly engrossed. (See page 731 of the Legislative Journal.)

Mr. President, your Committee on Retirement whose Chair is Senator Haberman reports LB 632 to General File with amendments, and LB 148 as indefinitely postponed. Signed by Senator Haberman as Chair. (See page 731 of the Legislative Journal.)

Mr. President, I have a reference report referring LRs 27 and 28 to the Transportation Committee, as well as certain gubernatorial appointments to the appropriate Standing Committee for confirmation hearing. (See page 732 of the Legislative Journal.)

I have an Attorney General's Opinion addressed to Senator Baack regarding LB 633. (See pages 733-34 of the Legislative Journal.)

Mr. President, I have notice of hearing from the Health Committee.

February 23, 1989      LB 114, 221, 342  
LR 32

SPEAKER BARRETT:      Thank you.      The resolution is adopted.  
Members, please return to your seats for Final Reading.  
Mr. Clerk, will you please proceed with the reading of LB 342E.

CLERK:      (Began reading of LB 342E on Final Reading.)

ASSISTANT CLERK:      (Continued reading of LB 342E on Final  
Reading.)

SPEAKER BARRETT:      All provisions relative to law having been  
complied with, the question is, shall LB 342 with the emergency  
clause attached become law? Those in favor vote aye, opposed  
nay. Record, please.

ASSISTANT CLERK:      (Record vote read.      See page 845 of the  
Legislative Journal.) The vote is 42 ayes, 0 nays, 7 excused  
and not voting, Mr. President.

SPEAKER BARRETT:      LB 342E passes.      LB 114E.

ASSISTANT CLERK:      (Read LB 114E on Final Reading.)

SPEAKER BARRETT:      All provisions of law relative to procedure  
having been complied with, the question is, shall LB 114 with  
the emergency clause attached become law? Those in favor vote  
aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK:      (Record vote read.      See page 846 of the  
Legislative Journal.) The vote is 42 ayes, 0 nays, 7 excused  
and not voting, Mr. President.

SPEAKER BARRETT:      LB 114E passes.      LB 221.

ASSISTANT CLERK:      (Read LB 221 on Final Reading.)

SPEAKER BARRETT:      All provisions of law relative to procedure  
having been complied with, the question is, shall LB 221 pass?  
Those in favor vote aye, opposed nay. Record, please.

CLERK:      (Record vote read.      See page 847 of the Legislative  
Journal.)      43 ayes,      0 nays,      6 excused and not voting,  
Mr. President.

SPEAKER BARRETT:      LB 221 passes.      And while the Legislature is

February 23, 1989      LB 114, 221, 342, 361

in session and capable of transacting business, I propose to sign and I do sign LB 221, LB 114, and LB 342. The call is raised. (See page 847 of the Legislative Journal.) For the record, Mr. Clerk?

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

SPEAKER BARRETT: Thank you. Proceeding then to item 7. Senator Pirsch, for what purpose do you rise?

SENATOR PIRSCH: Point of personal privilege.

SPEAKER BARRETT: State your point.

SENATOR PIRSCH: Senators, since my birthday is two days after Christmas, we've never had a special session or regular session that I can celebrate with. I was prompted to do so today, so today I am celebrating my unbirthday and there are rolls, assorted rolls and doughnuts, for all of you to share today. Thank you.

SPEAKER BARRETT: Thank you. (applause.) Rolls, compliments of the senator from the 10th Legislative District, Senator Carol McBride Pirsch. Thank you. To General File, special order, Mr. Clerk.

CLERK: Mr. President, LB 361 was a bill that was introduced by Senator Landis, Warner, Wehrbein, Schellpeper, Hefner, Lowell Johnson, Coordsen, Lamb, Moore, Elmer, Hall and Rod Johnson. (Title read.) The bill was introduced on January 11, referred to Revenue, advanced to General File. I have committee amendments pending by the Revenue Committee, Mr. President.

SPEAKER BARRETT: The Chair recognizes Revenue Chairman, Senator Hall, on the committee amendments.

SENATOR HALL: Good morning, Mr. President.

SPEAKER BARRETT: (Gavel.)

SENATOR HALL: Mr. President and members, LB 361 is the bill that was brought to the committee by Senator Landis as the principal sponsor that deals with the issue of the ag land valuation problem that we have faced for a number of years here. It is actually the issue that brought me to the Legislature, I

February 23, 1989      LB 114, 129, 183A, 221, 342, 357, 545  
577, 640, 695  
LR 37

General File with amendments, LB 577 General File with amendments, those signed by Senator Landis as Chair. (See pages 848-49 of the Legislative Journal.)

Government, Military and Veterans Affairs reports LB 545 to General File with amendments, LB 640 General File with amendments, those signed by Senator Baack as Chair. Transportation Committee reports LB 129 to General File, LB 695 to General File, those signed by Senator Lamb as Chair. (See pages 853-55 of the Legislative Journal.)

Mr. President, I have a report and a motion by the Appropriations Committee regarding the Nebraska Energy Settlement Fund. That report is filed pursuant to statute.

Mr. President, your Enrolling Clerk has presented to the Governor bills read on Final Reading this morning as of 10:00 a.m. (Re: LB 342, LB 114, LB 221.)

A new A bill, LB 183A by Senator Baack. (Read for the first time by title.) A new resolution, LR 37 by Senator Korshoj. (Read brief explanation.) That will be laid over, Mr. President. (See pages 857-58 of the Legislative Journal.) That is all that I have at this time, Mr. President.

SPEAKER BARRETT: Mr. Clerk, proceed to General File, LB 357.

CLERK: LB 357, Mr. President, introduced by Senators Nelson, Smith, Schellpeper, Coordsen. (Read title.) The bill was introduced on January 11, referred to the Education Committee. The bill was advanced to General File, Mr. President. The Legislature on February 8 considered the bill. At that time committee amendments were adopted. There was an amendment to the bill by Senator Nelson. That was adopted. Mr. President, Senator Withem then bracketed the motion until February 22. I do have amendments pending, Mr. President.

SPEAKER BARRETT: Senator Nelson, I wonder if perhaps we could go to you first for a very short refresher on the bill to bring us up to speed. Would you do that, please?

SENATOR NELSON: Thank you. I would be pleased to do so. As it was noted, LB 357 was bracketed when it was brought to us about a week ago, and we finally, I guess, got to it today. There were two main concerns. Actually, first, I will start and tell

February 27, 1989

LB 114, 221, 342  
LR 33, 35, 36, 37

**SPEAKER BARRETT PRESIDING**

**SPEAKER BARRETT:** Welcome to a new week in, this, the First Session of the Ninety-first Legislature. Our Chaplain this morning, Pastor Sherman McCormick, Piedmont Park Seventh-Day Adventist. Pastor McCormick, please.

**PASTOR McCORMICK:** (Prayer offered.)

**SPEAKER BARRETT:** (Gavel.) Thank you, Pastor McCormick. We hope you can come back again. Roll call.

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

**SPEAKER BARRETT:** Thank you. With a quorum present, any corrections to the Journal.

**CLERK:** No corrections, Mr. President.

**SPEAKER BARRETT:** Reports, messages, or announcements?

**CLERK:** Mr. President, a communication from the Governor to the Clerk. (Read. Re: LB 342, LB 114, and LB 221. See page 881 of the Legislative Journal.)

Mr. President, resolutions LR 33, LR 36, and LR 37 are ready for your signature, and that is all that I have, Mr. President.

**SPEAKER BARRETT:** Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 33, LR 36, and LR 37. As a matter of general information as well, the Chair has been advised that yesterday was a rather major day in the life of Senator John Weihing. Senator Weihing had a birthday yesterday. Happy Birthday, Senator Weihing. Legislative resolutions, Mr. Clerk.

**CLERK:** Mr. President, the resolution offered this morning is by Senators Rogers and Hannibal. It is found on page 835. (Read brief explanation of LR 35.)

**SPEAKER BARRETT:** The Chair recognizes Senator Carson Rogers, please. (Gavel.) Senator Rogers.

**SENATOR ROGERS:** Mr. Speaker and members, I brought this resolution to you on behalf of the Village of Dannebrog, which