

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

trying to work out details, trying to work out the mechanisms to make this thing work. We have two more years in which to do that and I am more than willing to make any changes that are necessary to do to make it work. What we have here is an opportunity to vote on something that is going to make education accountable in this state. We have that opportunity today. I think we should vote to advance this bill, then I'm willing to work on it between General and Select and try and address Senator Warner's concerns, some of these other concerns that we have with the bill. I'll continue to work with it, but for today I would just encourage you to advance this bill from General File to Select. Thank you.

SPEAKER BARRETT: The question before the body is the advancement of LB 183 to E & R Initial. Those in favor vote aye, opposed nay. On the advancement of the bill, have you all voted? A record vote has been requested. Have you all voted? Record, please.

CLERK: (Record vote read. See pages 906-07 of the Legislative Journal.) 29 ayes, 13 nays, Mr. President, on the advancement of LB 183.

SPEAKER BARRETT: The bill is advanced. There is an A bill, ladies and gentlemen. Is it possible that we could handle the A bill before we adjourn for lunch?(LB 183A)

SENATOR BAACK: We can do anything you want, Mr. Speaker.

SPEAKER BARRETT: Mr. Clerk.

SENATOR BAACK: The A bill for this, I think it's \$70,000 and what it is, is the Department of Education has said that they will need some money to deal with the appeals. They have no idea how many there will be, but they are basing that on kind of the same costs that they do for the freeholder petition appeals, so that's all that it is for, \$70,000.

SPEAKER BARRETT: Any discussion? Seeing none, those in favor of the advancement of LB 183A vote aye, opposed nay. Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 183A.

February 28, 1989

LB 99, 183A, 227A, 260A, 278, 323, 329A
355, 357, 357A, 386, 437A, 441, 447
491, 511, 569, 678, 720, 724, 726
755, 781

SPEAKER BARRETT: The A bill is advanced. Messages on the President's desk.

CLERK: Mr. President, your Committee on Education, whose Chair is Senator Withem, to whom was referred LB 447, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments; LB 386 indefinitely postponed, those signed by Senator Withem. Natural Resources Committee reports LB 755 to General File with amendments. That is signed by Senator Schmit as Chair. Banking Committee reports LB 99 to General File, LB 278 as indefinitely postponed, those signed by Senator Landis as Chair. Mr. President, Health and Human Services Committee reports LB 678 General File with amendments, LB 323 General File, LB 569 General File with amendments, LB 720 General File with amendments, LB 355 General File with amendments, LB 511 indefinitely postponed. Mr. President, Health and Human Services reports LB 491 to General File with amendments, LB 724 General File with amendments, LB 726 General File with amendments, those signed by Senator Wesely as Chair. Mr. President, Enrollment and Review reports LB 781 to Select File with E & R, LB 357 Select File with E & R, LB 357A Select File, LB 441 Select File with E & R amendments. (See pages 907-13 of the Legislative Journal.)

Mr. President, new A bills. (Read LB 329A, LB 260A, LB 437A and LB 227A by title for the first time. See pages 913-14 of the Legislative Journal.)

Mr. President, I have an appointment by the Governor to the Boiler Safety Code Advisory Board. That will be referred to Reference Committee.

Notice of hearing by the Revenue Committee; notice of room change by Health and Human Services Committee for hearings; and a cancellation of hearing by the Banking Committee, those three signed by the respective Chairs. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. If the gentleman from Minden is so inclined, would he care to adjourn us?

SENATOR KRISTENSEN: Thank you, Mr. President, I'd move that we adjourn the body until tomorrow morning at nine o'clock.

March 3, 1989

LB 78, 129A, 131, 183, 183A, 245, 250
250A, 340, 346A, 397, 408, 443, 447A
499, 509, 533, 538, 576
LR 43

advance the bill.

SPEAKER BARRETT: The motion fails. Messages on the President's desk.

CLERK: Mr. President, your Committee on Enrollment and Review reports LB 183 to Select File; LB 183A to Select File; LB 250, Select File; LB 250A, LB 340, all to Select File, all signed by Senator Lindsay as Chair of the E & R Committee. (See page 975 of the Legislative Journal.)

Transportation Committee reports LB 533 to General File and LB 245 indefinitely postponed. Those are signed by Senator Lamb. Transportation also reports LB 509 to General File; LB 78, General File with amendments; LB 131, General File with amendments; LB 538 indefinitely postponed and LB 576 indefinitely postponed, and also signed by Senator Lamb. (See pages 975-80 of the Legislative Journal.)

Senator Moore has amendments to be printed to LB 499. (See pages 980-82 of the Legislative Journal.)

Enrollment and Review reports LB 408 correctly engrossed and LB 443 correctly engrossed. Those are signed by Senator Lindsay. (See page 982 of the Legislative Journal.)

Mr. President, an announcement from Senator Smith that the General Affairs Committee will not meet in Exec Session at one o'clock. General Affairs will not have their regularly scheduled Exec Session.

Mr. President, a new resolution offered by Senator Coordsen and other members. (Briefly described LR 43 as found on pages 982-83 of the Legislative Journal.)

Mr. President, new A bills. (Read titles for the first time to LB 346A, LB 129A, LB 447A. See page 983 of the Legislative Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Senator Moore.

SENATOR MOORE: Mr. Speaker, I move we adjourn and, providing we can get here, I...we adjourn until Monday morning, March 6th.

SPEAKER BARRETT: Thank you. You have heard the motion to

March 22, 1989

LB 183A

Mr. President. (See page 1299 of the Legislative Journal.)

SPEAKER BARRETT: To Select File, Mr. Clerk, senator priority bills.

CLERK: Mr. President, LB 183A, I have amendments pending to the bill by Senators Withem, Bernard-Stevens and Baack. (Withem, et al amendment appears on page 1299 of the Journal.)

SPEAKER BARRETT: Senator Withem, will you handle them, please.

SENATOR WITHEM: Yes, I will. LB...the committee amendments to LB 183 basically do two things, they first of all reduce the A bill to reflect the various amendments put on 183. Originally the A bill was drafted to...assuming that 183 was going to go into effect immediately and assuming the state department would be spending some money on appeals, that obviously isn't going to be happening, so that money is not needed. Another fund...another fee was going to be used to administer the pool, state money pool that was going to be collected to pay for it. Again, there is a Select File amendment to delete that, so we're saving considerable money with the A bill. We are also, I should point out, with this amendment appropriating \$25,000 to the Legislative Council to carry out the study that Senator Schellpeper's bill requires the Education Committee to make. It's felt that this needs to be a genuine study, we do need to get out into the state where there will be some expenses. We may be bringing in some people that have had experience with a choice bill in other states. So we feel that that is worthwhile. But even with appropriating that additional money, this is about a \$40,000 reduction in the overall expenses of LB 183. I would urge you to adopt the amendment.

SPEAKER BARRETT: Thank you. Discussion on the Withem amendment? If not, the question is the adoption of the amendment. All in favor vote aye, opposed nay. Voting on the Withem amendment. Record, please.

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

SPEAKER BARRETT: The amendment is adopted.

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

March 22, 1989

LB 183A, 574A, 574

SPEAKER BARRETT: Senator Baack. Senator Lindsay. Senator Hall, would you care to advance 183A?

SENATOR HALL: Mr. President, I'd be happy to advance 183A to E & R for Engrossing.

SPEAKER BARRETT: Thank you. You've heard the motion. Shall the bill be advanced? Those in favor say aye. Opposed no. Carried, the bill is advanced. Next bill, Mr. Clerk.

CLERK: Mr. President, the next bill I have is LB 574.

SPEAKER BARRETT: LB 775 is on the agenda, we will pass over it momentarily, come back to it at some later point in time, waiting for information. LB 574 and 574A, Mr. Clerk.

CLERK: Mr. President, 574, Senator Lindsay, I have Enrollment and Review amendments pending, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that the E & R amendments to LB 574 be adopted.

SPEAKER BARRETT: Shall the E & R amendments be adopted? All in favor say aye. Opposed no. Carried, they are adopted.

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

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that LB 574, as amended, be advanced.

SPEAKER BARRETT: You've heard the motion to advance 574 as amended. All in favor say aye. Opposed no. Carried, the bill is advanced.

CLERK: Senator, on LB 574A I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that LB 574A be advanced.

March 27, 1989

LB 89, 89A, 183A, 285, 371, 490, 574
574A

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Good afternoon, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. For this afternoon's business, Mr. Harland Johnson with the opening prayer.

HARLAND JOHNSON: (Prayer offered.)

SPEAKER BARRETT: Thank you, Harland, very much. Roll call.

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

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

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 183A and find the same correctly engrossed, LB 574 and LB 574A, all correctly engrossed, those signed by Senator Lindsay. (See page 1336 of the Legislative Journal.)

Mr. President, your Committee on Enrollment and Review reports LB 371 to Select File, LB 89 and LB 89A all to Select File, some having E & R amendments attached. (See pages 1330-36 of the Legislative Journal.)

Mr. President, I have two Attorney General's Opinions to be inserted in the Journal. (One re: LB 490. See pages 1340-41 of the Legislative Journal.) And that is all that I have, Mr. President.

And, Mr. President, I have amendments to be printed from Senator Lamb to LB 285. (See page 1342 of the Legislative Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. A couple of announcements, guests, which we presently have with us under the south balcony; Senator Korshoj has from Herman, Nebraska, Garnet Johnson visiting with us. Garnet, would you please stand and take a bow. Thank you. And a guest of Senator Hartnett, also under the south balcony,

May 19, 1989

LB 183, 183A, 335, 335A, 340

SPEAKER BARRETT: LB 183 passes. LB 183A.

CLERK: (Read LB 183A on Final Reading.)

SPEAKER BARRETT: Have you all voted? Record.

CLERK: (Record vote read as found on page 2609 of the Legislative Journal.) 39 ayes, 6 nays, 2 present not voting, 2 excused not voting.

SPEAKER BARRETT: LB 183A passes. The Chair again reminds members that they are to remain in their seats during Final Reading and until the vote has been announced certainly. Would ask the Sergeant-at-Arms to cooperate. Next bill, Mr. Clerk.

CLERK: (Read LB 335 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 335 pass? Those in favor vote aye, opposed nay. Have you all voted? Record.

CLERK: (Record vote read as found on page 2610 of the Legislative Journal.) 44 ayes, 3 nays, 2 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 335 passes. LB 335A.

CLERK: (Read LB 335A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 335A become law? Those in favor vote aye, opposed nay. Record, please.

CLERK: (Record vote read as found on pages 2610-11 of the Legislative Journal.) 44 ayes, 3 nays, 2 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 335A passes. LB 340. Again, members are reminded to be in their seats.

ASSISTANT CLERK: (Read LB 340 on Final Reading.)

SPEAKER BARRETT: Now, Richard? All provisions of law relative to procedure having been complied with, the question is, shall

May 19, 1989

LB 132, 183, 183A, 335, 335A, 340, 340A

LB 340 pass? Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Record vote read as found on pages 2611-12 of the Legislative Journal.) Vote is 30 ayes, 16 nays, 1 present not voting, 2 excused not voting, Mr. President.

SPEAKER BARRETT: LB 340 passes. LB 340A.

CLERK: (Read LB 340A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 340A with the emergency clause attached become law? All in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Record vote read as found on pages 2612-13 of the Legislative Journal.) Vote is 36 ayes, 11 nays, 2 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 340AE passes. And while the Legislature's in session and capable of transacting business, I propose to sign and I do sign LB 132, LB 183, LB 183A, LB 335, LB 335A, LB 340, and LB 340A.

Senator Lynch, for what purpose do you rise?

SENATOR LYNCH: Mr. Chairman and members, I move we adjourn until nine o'clock on the morning of May 22nd.

SPEAKER BARRETT: A motion to adjourn. Senator Pirsch, I would recognize you for a very quick announcement, please.

SENATOR PIRSCH: Thank you, Mr. Speaker. Before we adjourn, if we adjourn, I would like to suggest a round of applause and bravos for the good work that Pat and Dick and Vicki have done this evening, as well as all the other evenings. They have a monumental task that has to be even more frustrating and worrisome than the job that we do. Thank you.

SPEAKER BARRETT: Thank you, Senator Pirsch.

SENATOR PIRSCH: (Microphone not activated immediately)..on that, Mr. Speaker? I think that a thanks is owed to our Sergeant-of-Arms, who have to track everybody down and keep us

May 22, 1989

LB 132, 183, 183A, 335, 335A, 340, 340A
LR 219

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the last Monday morning in this the First Session of the Ninety-First Legislature. The opening prayer this morning by Rabbi Ethan Seidel of Tiffereth Israel Synagogue here in Lincoln. Rabbi Siedel. (Gavel.)

RABBI SEIDEL: (Prayer offered.)

SPEAKER BARRETT: Thank you, Rabbi Seidel. We hope you can come back with us again. Roll call. (Gavel.)

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

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

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any messages or reports or announcements?

CLERK: Mr. President, your Enrolling Clerk did present to the Governor Friday evening as of 10:30 p.m. bills read on...during the evening hour. (Re. LB 132, LB 183, LB 183A, LB 335, LB 335A, LB 340, LB 340A.)

Mr. President, report from the Board of Public Roads Classifications Standards. That will be on file in my office. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. To item 5, Mr. Clerk, legislative resolution.

CLERK: Mr. President, Senator Abboud offers LR 219 that's found on page 2523. (Read brief description of LR 219.)

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

SENATOR ABOUD: Yes, Mr. President, Father Bill Foster has the parish priest of St. Gerald's since the parish's inception in 1957. He has seen the parish grow under his leadership. They have a fine school there as well as a fine parish in Ralston and in 1975 they extended it into southwest Omaha so they have two...two churches now. But he has done fantastic job. He has been a real inspiration to the community and I would like the Legislature to honor him here today.

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

PRESIDENT NICHOL PRESIDING

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

REVEREND HARLAND JOHNSON: (Prayer offered.)

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

PRESIDENT: Do we have any corrections this morning?

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

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

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

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