

January 16, 1990

LB 163, 240A, 259, 259A, 397, 534, 601
730, 818-820, 834, 853, 1043, 1044, 1057
1076, 1098, 1148-1157

guess it is the third Beck amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 12 ayes, 14 nays, Mr. President, on the adoption of the amendment.

PRESIDENT: The third Beck amendment fails. Mr. Clerk, do you have anything for the record?

CLERK: I do, Mr. President. Mr. President, reminder, Reference Committee will meet in Room 2102 upon adjournment; Reference Committee, Room 2102.

Mr. President, new bills. (Read for the first time by title: LB 1148-1157.) Mr. President, a new A bill, LB 240A by Senator Hall. (Read for the first time by title. See pages 340-43 of the Legislative Journal.)

Retirement Systems Committee, whose Chair is Senator Haberman, reports LB 834 to General File. Appropriations Committee offers notice of hearing, as does Urban Affairs, (Re: LB 853, LB 1043, LB 1044, LB 1057, LB 1076, LB 1098) signed by Senators Warner and Hartnett as Chairs, respectively. (See pages 343-44 of the Legislative Journal.)

Mr. President, Committee on Enrollment and Review reports LB 259 to Select File with E & R amendments, LB 259A Select File with E & R, LB 534 Select File with E & R, LB 601 Select File with E & R, LB 730 Select File with E & R, LB 818 Select File, LB 819 Select File, LB 820 Select File. (See pages 345-46 of the Legislative Journal.)

And, finally, Mr. President, I have amendments to be printed by Senator Hefner to LB 163. (See pages 346-47 of the Legislative Journal.) And, Mr. President, a request from Senator Weihing to add his name to LB 397; and Senator Schimek to LB 163. That is all that I have, Mr. President.

PRESIDENT: Senator Wehrbein, would you like to say something this morning about adjourning until nine o'clock tomorrow. Wait a minute, we will turn you on. Now.

SENATOR WEHRBEIN: Yes, Mr. Speaker, I would do that. I move we adjourn until nine o'clock tomorrow morning, January 17.

January 23, 1990

LB 240A, 662A

General File, LB 240A. Is Senator Hall here? Senator Lamb, are you going to handle that?

SENATOR LAMB: Yes.

PRESIDENT: Thank you.

SENATOR LAMB: Mr. President and members, Senator Hall asked me to handle the A bill on LB 240 which is, as you'll remember, 129. We amended LB 129 into 240 and that is the hearing impaired bill. This provides for an additional charge of from one to 10 cents per month on the telephone bill to fund. No general fund money in it. You will note from the fiscal note that they're asking for \$209,000 the first year and 252,000 the second year, all Cash Funds from this additional charge. I'd move that the bill be advanced, Mr. President.

PRESIDENT: Thank you. Senator Chambers, please. All right. The question is the advancement of LB 240A. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of LB 240A.

PRESIDENT: The bill is advanced. LB 662A.

CLERK: 662A, Mr. President, offered by Senator Scofield. (Read title.)

PRESIDENT: Senator Scofield, I can't see you, but you're there somewhere, yes. Thank you. Senator Scofield.

SENATOR SCOFIELD: Thank you, Mr. President, and good morning. Now I can see you. This is the A bill that accompanies the bill that we advanced the other day, 662. The funding within the bill provides first and foremost a grant program, the primary thrust being to put money out in the communities to support community efforts to develop preventive and early intervention services for children and families. We allocate \$182,330 for '90-91 and \$179,287 for '91-92 to carry out the grant program. At this point in the bill there is assistance as well for part-time help for the office that Karen Stevens is now running under the direction of the Governor of 12,711 for '90-91 and 13,385 '90-92. We may bring an amendment in on Select to shift that. We are still discussing that with Karen and how she would

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. The opening prayer this morning by the chaplain of the day, Pastor Fred Lessten of the Immanuel Bible Church here in Lincoln. Pastor Lessten.

PASTOR LESSTEN: (Prayer offered.)

SPEAKER BARRETT: Thank you, Pastor Lessten. We hope you're able to come back again another day. Roll call.

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

SPEAKER BARRETT: Any corrections to the Journal?

CLERK: Mr. President, one correction. (Read correction as found on page 482 of the Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you, sir. Any reports, announcements or messages?

CLERK: Yes, Mr. President. Your Committee on Enrollment and Review respectfully reports they've carefully examined and reviewed LB 821 and find the same correctly engrossed. LB 822, LB 823, LB 824, LB 825, LB 826, LB 827, LB 828, and LB 829, those all reported correctly engrossed. (See page 483 of the Legislative Journal.)

Mr. President, Enrollment and Review reports LB 240A and LB 662A to Select File.

Mr. President, Senator Morrissey would like to announce that he's selected LB 1151 as his priority bill this session. I have received reports from the Department of Education filed pursuant to statute, as well as a series of audit reports...I'm sorry, actuarial valuation reports for three of the retirement systems. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Mr. Clerk, moving to Item 5, confirmation report.

CLERK: Mr. President, the Natural Resources Committee would report on the appointment of Mr. James Eatmon to the Oil and Gas

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. They are adopted.

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 422 as amended
be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 409.

CLERK: Senator, I have no E & R to that bill.

PRESIDENT: All right, thank you. Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 409 be advanced
to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 465.

CLERK: Senator, on 465, I have Enrollment and Review
amendments.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that the E & R
amendments to LB 465 be adopted.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. They are adopted.

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 465 as amended
be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 240A.

CLERK: LB 240A, Senator, I have no amendments to the bill.

January 29, 1990

LB 50, 109, 111, 143, 163, 210, 218
240A, 248, 328, 465, 475, 479, 667
802, 885, 900A, 915A, 921, 971, 978
1003, 1035, 1058

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 240A be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. Thank you for that. Do you have something for the record, Mr. Clerk?

CLERK: I do, Mr. President. Mr. President, your Committee on Judiciary whose Chairperson is Senator Chizek reports LB 210 to General File, LB 921 to General File, LB 978 to General File, LB 111 to General File with amendments, LB 885 General File with amendments, LB 1003 General File with amendments, LB 1035 General File with amendments. LB 109 indefinitely postponed, LB 218 indefinitely postponed, LB 248 indefinitely postponed, LB 328 indefinitely postponed, LB 475 indefinitely postponed, LB 479 indefinitely postponed, LB 667 indefinitely postponed, LB 802 indefinitely postponed, LB 971 indefinitely postponed, and LB 1058 indefinitely postponed. (See pages 553-55 of the Legislative Journal.)

Mr. President, announcement, the Appropriations Committee will be conducting their hearings in Room 2114 the balance of this week, Appropriations Committee in Room 2014 for this week for their public hearings.

Amendments to be printed to LB 465 by Senator Chambers, Senator Baack to LB 143, Senator Dierks to LB 50. (See pages 557-58 of the Legislative Journal.)

Notice of hearing from Education Committee; and from Natural Resources.

Two new A bills. (Read LB 900A and LB 915A by title for the first time. See pages 558-59 of the Legislative Journal.)

Mr. President, a request from Senator Beck to add her name to LB 163 as co-introducer. (See page 559 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: Thank you. Senator Schimek, would you like to say something about adjourning until tomorrow at nine o'clock, please.

February 1, 1990

LB 37, 81, 240A, 409, 422, 465, 543
678, 678A, 863, 953, 1004, 1124

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber on this the 20th day of the Second Session of the Ninety-First Legislature. Our Chaplain this morning, Dr. John Wagner, President of Union College. Mr. Wagner.

DR. WAGNER: (Prayer offered.)

SPEAKER BARRETT: Thank you, so much, Mr. Wagner. We hope you can come back again. Roll call.

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 announcements, reports or messages?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they've carefully examined engrossed LB 37 and find the same correctly engrossed; LB 240A, correctly engrossed; LB 409, LB 422, LB 465, LB 543, LB 678, LB 678A, all of those reported correctly engrossed, all signed by Senator Lindsay as Chair of the E & R Committee. (See pages 612-16 of the Legislative Journal.)

Mr. President, Senator Smith has designated LB 1124 as her personal priority bill this session. Senator Haberman has selected LB 953 as one of the Retirement Systems Committee's priority bills. Senator Smith has designated LB 863 as one of the General Affairs Committee priority bills. And Senator Carson Rogers selected LB 1004 as his personal priority bill. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The Chair has a very special announcement at this point. Today, February 1st, is the birthday of Senator Carson Rogers. Senator Rogers has provided the treats on each of the desks this morning. Happy birthday, Senator Rogers. Mr. Clerk, to Item 5, on General File, 1990 priority bill.

CLERK: Mr. President, LB 81 was a bill introduced originally

February 7, 1990

LB 34, 240A, 369, 374, 409, 422, 530
543, 896A, 907, 1108, 1109, 1165, 1217
1228
LR 251, 252

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 907.

PRESIDENT: LB 907 is advanced. LB 984, please.

CLERK: Mr. President, may I read some items for the record? Mr. President, your Committee on Health and Human Services whose Chair is Senator Wesely reports LB 374 as indefinitely postponed, LB 530 as indefinitely postponed, those signed by Senator Wesely. Education Committee reports LB 1109 to General File and LB 1108 to General File with committee amendments attached, those signed by Senator Withem. (See pages 705-06 of the Legislative Journal.)

Banking Committee reports LB 1165 to General File; LB 1217, General File; LB 1228, General File, those signed by Senator Landis. In addition to those items, Mr. President, I have a new A bill, LB 896A by Senator Withem. (Read by title for the first time. See page 707 of the Legislative Journal.)

Mr. President, bills read on Final Reading this morning have been presented to the Governor. (Re: LB 34, LB 409, LB 422, and LB 543.)

Mr. President, amendments to be printed, Senator Hall has amendments to LB 240A, Senator Lamb to LB 369. (See pages 707-09 of the Legislative Journal.)

Mr. President, a new resolution, LR 252 offered by Senators Conway, Korshoj, Warner, Nelson and Beyer, asking the Legislature to acknowledge the service, knowledge and expertise that Phil Kruse has contributed to the State of Nebraska. That will be laid over, Mr. President. (See page 710 of the Legislative Journal.)

Mr. President, I have a referencing report referring LR 251 to the Judiciary Committee for public hearing, as well, Mr. President, as a request for the sale of revenue bonds by Kearney State College. As part of that process, Mr. President, I have a letter from Senator Labedz to the Clerk advising the Legislature as to the reference of that proposed bond sale.

Mr. President, finally, a request from Senators Hall and Chizek as Chairs of the Revenue Committee and Judiciary Committee to

February 15, 1990 LB 143, 240, 240A, 465

CLERK: (Read LB 143 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 143 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote. See page 809 of the Legislative Journal.) 38 ayes, 3 nays, 1 present and not voting, 7 excused and not voting, Mr. President.

PRESIDENT: LB 143 passes. LB 240 with the emergency clause attached.

ASSISTANT CLERK: (Read LB 240 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 240 pass with the emergency clause attached? All in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 809 of the Legislative Journal.) The vote is 40 ayes, 0 nays, 2 present and not voting, 7 excused and not voting.

PRESIDENT: LB 240 passes with the emergency clause attached. LB 240A.

ASSISTANT CLERK: (Read LB 240A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 240A pass? All in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote. See page 811 of the Legislative Journal.) The vote is 40 ayes, 0 nays, 2 present and not voting, 7 excused and not voting, Mr. President.

PRESIDENT: LB 240A passes. LB 465.

ASSISTANT CLERK: (Read LB 465 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 465 pass? All those in favor vote aye, opposed nay. Have you all voted?

February 15, 1990 LB 50, 143, 240, 240A, 350, 350A, 465
663A, 692, 742, 1244, 1245
LR 8

takes 30 votes to do this at this time, and then we can go ahead and schedule the hearing and the hearing will be February 26, which is a week from Monday, should these bills be allowed to be introduced. Thank you.

PRESIDENT: Any further discussion? If not, the motion is to allow the introduction of the two bills. All those in favor vote aye, opposed nay. Requires 30 votes. Record, Mr. Clerk, please.

CLERK: 32 ayes, 0 nays, Mr. President, on the introduction of the new bills.

PRESIDENT: The new bills are introduced.

CLERK: Mr. President, new bills. (Read LB 1244 and LB 1245 by title for the first time. See page 820 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: While the Legislature is in session and capable of transacting business I propose to sign and do sign LB 50, LB 143, LB 240, LB 240A, LB 465, LB 350, LB 350A, LB 692, LB 742, LR 8CA. (See page 820 of the Legislative Journal.) We'll move on to General File, A bills, LB 663A.

CLERK: Mr. President, 663A offered by Senator Scofield. (Read title.)

PRESIDENT: Senator Scofield, please.

SENATOR SCOFIELD: Thank you, Mr. President and members. You will recall this is the bill that creates the Juvenile Services Act. The vast majority of the \$581,000 figure in this bill for fiscal year '90-91 and the \$565,928 figure for '90-92, the vast majority of those two fiscal notes are grants that would go out to communities to help them set up alternatives for juvenile incarceration, diversionary processes, if necessary, facilities to incarcerate juveniles. There is...the other piece of this that you need to know about is simply the administrative costs and the primary expenditure here is the \$28,000 figure for a juvenile coordinator with some secretarial support and some start up costs for the office. You will recall we made the decision to put this under Probation so that that could work more closely with the judges to help us solve that problem. It would be my intent that that juvenile coordinator position would

February 15, 1990 LB 42, 50, 143, 159, 240, 240A, 259A
350, 350A, 465, 692, 742, 844, 866
905, 919, 1080A, 1082, 1141, 1183
LR 8, 239, 256

CLERK: (Roll call vote taken. See page 830 of the Legislative Journal.) 2 ayes, 28 nays, Mr. President.

PRESIDENT: The motion fails. Anything for the good of the cause, Mr. Clerk?

CLERK: Yes, Mr. President, I do. Mr. President, Senator Kristensen has amendments to be printed to LB 159; Senator Withem to LB 259A. (See pages 830-32 of the Legislative Journal.)

A new resolution, LR 256 by Senators Wesely, Withem, Bernard-Stevens. (Read brief explanation. See pages 832-33 of the Legislative Journal.) That will be laid over.

An announcement from the Speaker regarding afternoon sessions next Tuesday, Mr. President; a reminder of the membership. Confirmation report from the Nebraska Retirement Systems Committee. That is offered by Senator Haberman.

Bills have been presented to the Governor, Mr. President, as of 10:43 a.m., those read on Final Reading this morning. (Re: LB 50, LB 143, LB 240, LB 240A, LB 465, LB 350, LB 350A, LB 692, LB 742.) LR 8 presented directly to the Secretary of State.

A new A bill, LB 1080A by Senator Schellpeper. (Read for the first time by title. See page 834 of the Legislative Journal.)

Mr. President, Revenue Committee reports LB 844 to General File, LB 919 to General File, LB 1183 General File, and LB 1082 as indefinitely postponed. Those all signed by Senator Hall.

Mr. President, priority bill designations, Senator Byars has chosen LB 905; and Senator Lamb LB 866.

Mr. President, Education Committee, whose Chair is Senator Withem, reports LB 1141 to General File with committee amendments attached, signed by Senator Withem; and Education Committee reports LR 239CA to General File with committee amendments attached. (See pages 834-36 of the Legislative Journal.)

Finally, Mr. President, Senator Rogers would like to add his name to LB 866; and Senators Weihsing, Goodrich, and Coordsen to

February 21, 1990 LB 50, 143, 240, 240A, 350, 350A, 465
642, 692, 742, 1148, 1200

PRESIDENT NICHOL PRESIDING

PRESIDENT: (Microphone not activated) ...George W. Norris
Legislative Chamber. We have with us this morning for our
invocation our own Senator Carol Pirsch. Would you please rise.

SENATOR PIRSCH: (Prayer offered.)

PRESIDENT: (Gavel.) Thank you, Senator Pirsch. We appreciate
that very much. Roll call, please. Mr. Clerk, please.

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

PRESIDENT: Any corrections to the Journal today?

CLERK: No corrections, Mr. President.

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

CLERK: Mr. President, your Committee on Government, Military
and Veterans Affairs, whose Chair is Senator Baack, reports
LB 1200 to General File; LB 1148 as indefinitely postponed.
Those are signed by Senator Baack.

Mr. President, a communication from the Governor to the Clerk.
(Read communication regarding signing of LB 50, LB 143, LB 240,
LB 240A, LB 465, LB 350, LB 350A, LB 692 and LB 742. See
page 882 of the Legislative Journal.)

Mr. President, a series of appointments letters from the
Governor: Those will be referred to Reference.

I have an Attorney General's Opinion addressed to Senator
Schmit, Mr. President. And that's all that I have.

PRESIDENT: We will move on then, ladies and gentlemen, to our
General File and LB 642.

CLERK: Mr. President, LB 642 was a bill that was introduced by
Senators Ashford, Weihsing, Chambers and Crosby. (Read title.)
The bill was introduced on January 19 last year. At that time,
it was referred to Judiciary. The bill was advanced to General
File. I do have committee amendments pending by the Judiciary
Committee, Mr. President.