

February 24, 1989

LB 155, 218, 250A, 329, 330, 335, 346
437, 449A, 478, 504, 809

bill, Mr. President.

SPEAKER BARRETT: LB 155 is advanced. Messages on the President's desk, Mr. Clerk?

ASSISTANT CLERK: First of all, Mr. President, a reminder that the Urban Affairs Committee is having a short Exec Session at one o'clock in the Senator's Lounge. That's from Senator Hartnett. Revenue Committee, whose Chairperson is Senator Hall, refers LB 346 to General File; LB 437 to General File; LB 329 to General File with committee amendments; and LB 504, indefinitely postponed. (See pages 877-78 of the Legislative Journal.)

New A bills. (LB 449A and LB 250A read by title for the first time. See page 878 of the Legislative Journal.)

A series of name additions. Senator Bernard-Stevens to LB 218 and LB 330; Senator Lindsay to LB 478; Senator Hartnett to LB 335; Senators Peterson, Rogers and Beyer to LB 809. That's all that I have, Mr. President.

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

SENATOR SCHIMEK: Mr. Speaker, I move we adjourn until Monday, February 27th, at nine o'clock.

SPEAKER BARRETT: Thank you. You've heard the motion. Those in favor say aye. Opposed no. Ayes have it, motion carried, we are adjourned.

Proofed by:

Marilyn Zank
Marilyn Zank

SENATOR ELMER: Thank you, Mr. President. Just a small response to Senator Chambers. If this bill is going to do as many good things for the education and to relieve some of the discriminatory things that happen here across the state and across the country, I am certainly a hundred percent for it. There are instances, of course, in a deck of cards, when some of those cards assume a different value or a different name, they are called the joker or a wild card, but that is only temporary, just like putting on a mask and going to a masquerade ball. When you are done, the mask comes off and it becomes a deuce or a trey or a joker again, and I will support this bill, and I will be looking forward to the things that are going to be done to it at Select File to make it a better bill. Thank you.

PRESIDENT: Thank you. Senator Withem, would you like to close on the advancement of the bill?

SENATOR WITHEM: Yes, I would be happy to, Mr. President, members of the body. First of all, in regard to the dialogue between Senator Chambers and Senator Bernard-Stevens, Senator Hall asked me to handle this bill for him so I am sure he would be delighted to hear me say that he will pledge all of the time that he has necessary to work with the two of you. I am sure he would be happy to sit down and visit with you folks about ways of improving the bill, if it does need to be improved. I guess with that, it has been discussed. There is some things I wanted to say in regard to the Chambers-Elmer dialogue. I think it was instructive but I guess I will just let it rest and I know people want to get on to visit about the next bill, so I just urge that you advance this piece of legislation.

PRESIDENT: The question is the advancement of LB 250. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the motion to advance LB 250.

PRESIDENT: The bill is advanced. LB 250A, please.

CLERK: LB 250A, Mr. President, was a bill introduced by Senator Hall. (Read title.)

PRESIDENT: Senator Withem, please, on the A bill.

March 1, 1989

LB 213, 250A, 340, 701
LR 39

SENATOR WITHEM: I believe the A bill, as I looked at it this morning, is something like a \$5,000 A bill needed by the department to implement this bill. I move that it be advanced.

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

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 250A.

PRESIDENT: LB 250A is advanced. Mr. Clerk, anything for the record, please?

CLERK: Mr. President, I do, thank you. Government Committee reports LB 213 to General File and LB 701 indefinitely postponed, those signed by Senator Baack as Chair. A new resolution, Mr. President, by Senator Withem. (Read brief explanation of LR 39. See page 924 of the Legislative Journal.) And that will be laid over, Mr. President. That is all that I have.

PRESIDENT: We will move on to LB 340, please. Mr. Clerk.

CLERK: Mr. President, LB 340 was a bill introduced by Senator Chambers. (Read title.) The bill was introduced on January 11 of this year. At that time, it was referred to the Government, Military and Veterans Affairs Committee for public hearing. The bill was advanced to General File. I do have committee amendments pending by the Government Committee, Mr. President. (See page 595 of the Legislative Journal.)

PRESIDENT: Senator Baack, do you want to take the committee amendments for starters?

SENATOR BAACK: Mr. President and members, this is an issue that has generated a lot of public debate and a lot of public discussion, and what I am going to do right now is I am simply going to explain the committee amendments, and what the committee amendments do to the bill, because they make some very dramatic changes. And then what I would like to do, I think the best thing that could happen is that the body would simply adopt these amendments, and then we will deal with the rest of the issues. I know that Senator Warner has an amendment and so does

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 23, 1989

LB 157, 250, 250A, 340, 410

you.

SENATOR LABEDZ: Senator Hall, there are no further lights. Would you like to advance LB 250 to E & R?

SENATOR HALL: Madam President, I would just move to advance LB 250 to E & R for engrossing.

SENATOR LABEDZ: You heard the motion. All those in favor of advancing LB 250 to E & R vote aye. Opposed nay. The bill is advanced. Mr. Clerk.

CLERK: Madam President, on LB 250A, I have no amendments to the bill.

SENATOR LABEDZ: Senator Hall.

SENATOR HALL: Madam President, I would move that LB 250A be advanced to E & R for engrossing.

SENATOR LABEDZ: You have heard the motion. All those in favor say aye. Opposed. LB 250A is advanced. Mr. Clerk, LB 340.

CLERK: Madam President, may I read some items for the record?

SENATOR LABEDZ: Yes, sir.

CLERK: Senator Hall would like to print amendments to LB 410; and I have an Attorney General's Opinion addressed to Senator Wesely regarding LB 157. (See pages 1318-20 of the Legislative Journal.)

Madam President, Senators Bernard-Stevens and Chambers would like to add their name to LB 250 as co-introducers. That is all that I have.

SENATOR LABEDZ: Thank you. Mr. Clerk.

CLERK: Madam President, the next bill on Select File for consideration is LB 340. The first item are Enrollment and Review amendments.

SENATOR LABEDZ: Senator Chambers, Senator Lindsay is off the floor, would you like to move for the adoption of the amendments?

March 28, 1989

LB 46, 49, 49A, 132, 145, 231A, 237
250, 250A, 281, 378A 379, 388, 408A
412A, 418, 449, 449A, 506

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the 54th day in the life of the First Session of the Ninety-first Legislature. Our opening prayer this morning by our chaplain, Pastor Allen Vomhaf of St. Johns Lutheran Church in Omaha, Senator Lynch's district. Pastor Vomhaf, please.

PASTOR VOMHAF: (Prayer offered.)

SPEAKER BARRETT: Thank you, Pastor Vomhaf. 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: Reports, announcements or messages.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 46 and find the same correctly engrossed, LB 49, LB 49A, LB 132, LB 145, LB 231A, LB 237, LB 250, LB 250A, LB 281, LB 378A, LB 379, LB 388, LB 408A, LB 412A, LB 418, LB 449, LB 449A and LB 506, all reported correctly engrossed. (See page 1364 of the Legislative Journal.)

Mr. President, the last item I have is a report from the Job Training Director for the City of Omaha. That will be on file in my office. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you, sir. Before proceeding into General File, senator priority bills, an announcement of general interest to the body (gavel) for your advanced planning. On Thursday of this week, day after tomorrow, we will be on consent calendar, consent calendar beginning Thursday morning, running through the noon hour, working through the noon hour and hopefully adjourning again at the midafternoon point. It's my hope that we can dispose in one way or another of all of the bills that will be listed on consent calendar on Thursday. Those bills that will be a part of consent calendar will be available to you this afternoon at the same time the agendas for tomorrow are available. So you will be able to have a little

May 18, 1989

LB 247A, 250, 250A, 261

nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 2505 of the Legislative Journal.) 41 ayes, 7 nays, 1 excused and not voting, Mr. President.

PRESIDENT: LB 247A passes with the emergency clause attached. LB 250 please.

CLEPK: (Read LB 250 on Final Reading.)

PRESIDENT: Having complied with all provisions of law relative to procedure, the question is, shall LB 250 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 2506 of the Legislative Journal.) 38 ayes, 9 nays, 1 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 250 passes. LB 250A.

CLERK: (Read LB 250A on Final Reading.)

PRESIDENT: ...relative to procedure, the question is, shall LB 250A pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 2507 of the Legislative Journal.) 39 ayes, 5 nays, 4 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 250A passes. LB 261 with the emergency clause attached.

CLERK: (Read LB 261E on Final Reading.)

PRESIDENT: Having complied with all the provisions of law relative to procedure, the question is, shall LB 261 will pass with the emergency clause attached? That is 261A with the emergency clause attached. Excuse me, right, 261 with the emergency clause attached. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as it appears on pages 2507-2508 in

May 18, 1989

LB 84, 95, 247, 247A, 250, 250A, 261
261A, 272A, 277, 277A, 290, 283, 303
303A, 312A, 312, 356

emergency clause attached.

CLERK: (Read LB 312A on Final Reading.)

PRESIDENT: Having complied with all provisions of law relative to procedure, the question is, shall LB 312A pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as it appears on page 2516 of the Legislative Journal.) 43 ayes, 0 nays, 4 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 312A passes with the emergency clause attached. May I introduce some guests in the north balcony, Senator Schmit has 30 third and fourth grade students from Dwight and their teachers. They are from the East Butler Elementary School. Will you folks please stand and be recognized. Thank you for visiting us today. Anything for the record, Mr. Clerk?

CLERK: Mr. President, I do. I have an Attorney General's Opinion. (Re: LB 356, found on pages 2516-2520 of the Legislative Journal.)

I also have an explanation of vote, Mr. President, by Senator Warner. (Re: LB 84, found on page 2520 of the Legislative Journal.) That is 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 95, LB 247, LB 247A, LB 250, LB 250A, LB 261, LB 261A, LB 277, LB 277A, LB 280, LB 283, LB 303, LB 303A, LB 312 and LB 312A. Are you ready to go on?

CLERK: Yes, I am, Mr. President.

PRESIDENT: We will go on to the General File, LB 272A.

CLERK: Mr. President, 272A is a bill introduced by Senator Landis, it's a bill for an act to appropriate funds to implement the provisions of LB 272.

PRESIDENT: Senator Landis, please.

SENATOR LANDIS: Thank you, Mr. Speaker. LB 272 is the Mortgage

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LB 95, 247, 247A, 250, 250A, 261, 261A
272A, 277, 277A, 280, 283, 303, 303A
312, 312A
LR 216, 219

SENATOR LANGFORD: Mr. President and colleagues, I move we recess for lunch until one-thirty.

SPEAKER BARRETT: Anything to read in, Mr. Clerk?

CLERK: Mr. President, Enrollment and Review reports LB 272A to Select File. Bills read on Final Reading have been presented to the Governor, Mr. President. That's all that I have. (Re: LB 95, LB 247, LB 247A, LB 250, LB 250A, LB 261, LB 261A, LB 277, LB 277A, LB 280, LB 283, LB 303, LB 303A, LB 312 and LB 312A. See page 2522 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. You've heard the motion to recess until one-thirty. All in favor say aye. Opposed no. Ayes have it, carried, we are recessed.

RECESS

PRESIDENT NICHOL PRESIDING

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

PRESIDENT: Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 216. I would like to introduce some guests in the north balcony if I might. We have Carl and Iona Taylor of Lincoln, and Mrs. Taylor is a cousin of my wife. Would you folks please stand so we can welcome you. Treat them kindly and don't tell us about them and don't tell them about us. Thank you for visiting us today, Mr. and Mrs. Taylor. Mr. Clerk, before lunch, we were where?

CLERK: Well, Mr. President, we were, well, let me...may I read one item for the record, Mr. President, before I...

PRESIDENT: Yes, please.

CLERK: Senator, I have a new resolution, Mr. President, LR 219 offered by Senator Abboud. (Read brief explanation. See pages 2523-24 of the Legislative Journal.) That will be laid over.

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LB 44, 44A, 49, 49A, 162, 162A, 247
247A, 250, 250A, 277, 277A, 301, 308
813, 814
LR 115, 213, 214, 215, 217, 218, 220
221, 223

Mr. President, a series of veto messages. (Read. Re: LB 44, LB 44A, LB 162, LB 162A, LB 49, LB 49A, LB 277, LB 277A, LB 250, LB 250A, LB 247, LB 247A.) The last message, Mr. President. (Read. Re: LB 301, LB 308, LB 813, LB 814. See pages 2723-29 of the Legislative Journal.)

Mr. President, that completes the items that I have.

PRESIDENT: While the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 115, LR 213, LR 214, LR 215, LR 217, LR 218, LR 220, LR 221. We will move on to number five, resolutions, Mr. Clerk, LR 223, please.

CLERK: LR 223 was introduced by the Appropriations Committee. It is found on page 2680 of the Journal. It asks the Legislature that pursuant to the provisions of Section 85-404 and LR 69 adopted by the Ninetieth Legislature to call for the issuance of bond anticipation notes and/or revenue bonds in the amount not to exceed \$4,925,000.

PRESIDENT: Senator Moore, please.

SENATOR MOORE: Yes, Mr. President, and members, I know we are all busy, a beehive of activity this morning, but this first thing out of the shoot is of some significance. You may or may not want to listen. What this is is the approval for the bond financing of Phase III of the rec center construction. Those of you that were around in 1987 will remember at that point in time when we approved the indoor practice facility, that was the first of three phases of activity in the total hyperfitness area, whatever it was called, I forget. And Phase I and Phase II have already been...Phase I and Phase II have already been either built or in the process of being built and paid for, and the university is coming down...coming back with LR 223, and if you remember back, LR 69 two years ago, it basically said...we basically said we approve Phase I and Phase II and Phase III; if on the chance that when you go to Phase III, and Phase III is rebuilding of the coliseum, which I would like to explain a little bit, if we get to Phase III, it is the university's choice to use bond financing, and they must come back to the Legislature for our approval. That is, indeed, what has occurred. That is what LR 223 is talking about. It grants the authority for the university to bond up to \$4.9 million for the UN-L recreation/athletic facility. Now as you remember, the indoor practice facility, you all remember, Phase II of that