

April 3, 1989

LB 84, 259A, 505A, 592  
LR 68

SPEAKER BARRETT: Time.

SENATOR SCHMIT: ...to the police officers, to the sheriffs and ask them what their recommendations are, and then by that time we can take a look at this bill again and see if we cannot possibly back it up with some other enforcement material and some other enforcement equipment.

SPEAKER BARRETT: Senator Landis.

SENATOR LANDIS: I move we recess until one-thirty this afternoon, Mr. Speaker.

SPEAKER BARRETT: Anything to read in, Mr. Clerk, before we take a vote?

CLERK: Yes, Mr. President, I do. New A bills. (Read by title for the first time LB 505A, and LB 259A. See pages 1428-29 of the Legislative Journal.)

New resolution, study resolution by Senators Lindsay and other members, asking that the Judiciary Committee authorize a study of gangs and drug trafficking in Omaha, Nebraska. That will be referred to Reference Committee. (Re: LR 68. See page 1429 of the Legislative Journal.)

Senators Hall, Chizek and Moore would like to add their name to LB 84 as co-introducers. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Those in favor of the motion by Senator Landis to recess until one-thirty vote aye. Opposed no. Carried, we are recessed until one-thirty.

RECESS

SPEAKER BARRETT PRESIDING

CLERK: There is a quorum present, Mr. President.

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

January 4, 1990

LB 259, 259A, 505, 678A, 720A, 969-996  
LR 231

SENATOR CHAMBERS: I don't mind.

PRESIDENT: Thank you for being so cooperative. We'll take it up after lunch. Mr. Speaker.

SPEAKER BARRETT: Mr. President, I move that we recess until one-thirty.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. We are recessed until one-thirty. Senator Chambers, we'll take yours up...Senator Chambers, we'll take yours up right after...at one-thirty. Okay.

RECESS

PRESIDENT NICHOL PRESIDING

PRESIDENT: Members of the Legislature who are hiding out in their offices, appreciate it if you would come to the sanctuary so we can start the service. We already have three members here but we need a few more.

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

PRESIDENT: Senator Chambers will be here in a moment, and then we can begin on the...Mr. Clerk, do you want to read in new bills while we are waiting, please?

CLERK: Mr. President, yes, I do. Thank you, new bills. (Read for the first time by title: LB 969-996. See pages 150-57 of the Legislative Journal.)

Mr. President, I have a series of amendments to be printed, Senator Hefner to LR 231, Senator Wesely to LB 720A, LB 678A, Senator Withem to LB 259, LB 259A, and Senator Weihing to LB 505.

Mr. President, I will announce now that there will be a Reference Committee meeting at three o'clock in Room 2101, Reference Committee at three o'clock. 2102. That is all that I have, Mr. President.

PRESIDENT: Ladies and gentlemen, as you will recall, we are on

January 9, 1990

LB 259A, 259

PRESIDENT: LB 259 is advanced. We'll move on to the A bill, Mr. Clerk.

CLERK: Mr. President, LB 259A was a bill that was introduced by Senator Withem. (Read title.) It was introduced on April 3 of last year. Mr. President, I have amendments pending from Senator Withem to the bill. The amendments are on page 164 of the Journal.

PRESIDENT: Senator Withem, please.

SENATOR WITHEM: The amendment, I believe, just very simply removes the \$38 million that we removed from the bill previously, so you can now say you've saved \$76 million, I guess, if you vote for this twice. The amendment is to take that state aid appropriation out of the bill.

PRESIDENT: Were you finished, Senator Withem?

SENATOR WITHEM: Yes.

PRESIDENT: Okay. The question is the advancement of the bill...of the Withem amendment, excuse me. There being no further discussion, the question is the adoption of the Withem amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

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

PRESIDENT: The Withem amendment is adopted.

CLERK: Nothing further, Mr. President.

PRESIDENT: Now on the advancement of the bill, Senator Withem.

SENATOR WITHEM: I would suggest the A bill be advanced. It looks at this point like it will be, after that last amendment, approximately \$100,000 for technical support to local school districts that will be making decisions as to where to affiliate their property and the other types of processes that will go on. We'll have the fiscal office take a look at the amendment, committee amendment, as it was adopted to see how it will change the impact and probably be back on Select File with some

changes, but we do need some appropriation to go along with it, so I'd urge you to advance the A bill.

PRESIDENT: Thank you. The question is the advancement of the bill to E & R initial. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of 259A.

PRESIDENT: The bill is advanced. We'll move on to LB 747 on General File.

CLERK: Mr. President, one quick announcement. Reference Committee will meet in Room 2102 right now for referencing. Reference Committee in Room 2102 for referencing.

Mr. President, LB 747 was a bill that was introduced originally by Senators Chizek, Withem, Hartnett, Ashford, Abboud and Robak. (Read title.) The bill was introduced on January 19 of last year. At that time, it was referred to the Revenue Committee. The bill was advanced to General File. I do have committee amendments pending by the Revenue Committee, Mr. President.

PRESIDENT: Senator Hall, are you going to take those amendments?

SENATOR HALL: Thank you, Mr. President and members, as the Clerk has spelled out for you, LB 747 was introduced by Senator Chizek and others that dealt with putting in place a homestead exemption provision. If you remember back to last year, it was one of a trilogy of bills that was advanced out of the Revenue Committee that offered different options to deal with the issue of property tax relief that was one hotly debated last year and is still on the top of the issues list for this year. The proposal, as it was introduced, would allow for a homestead exemption for an owner-occupied home...owner-occupied is important to remember, of \$3,000. In other words, valuation would be made, the first \$3,000 would be stripped off or that value taken away. The cost would be picked up by the state, similar to the homestead provision that was included in LB 84 that was ultimately passed last year. The committee amendments do this. They double that amount, that's all they do. If you will look at the bill itself, it's very easy to read because the bill is basically on page 2 of the green copy. If you look at

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.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of Senator Baack's amendment.

PRESIDENT: The Baack-Withem amendment is adopted.

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

PRESIDENT: Okay, we're back on the advancement of the bill. Senator Withem.

SENATOR WITHEM: Move the advancement of the bill.

PRESIDENT: Thank you. Senator McFarland, please. Okay. Any further discussion? Any further discussion? If not, the question is the advancement of the bill. Machine vote has been requested. Would you please return to your desks so we can catch a machine vote. All those in favor vote aye, opposed nay on the advancement of the bill. This is also a record vote, you should know that. Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 396 of the Journal.) 30 ayes, 11 nays, Mr. President, on the advancement of LB 259.

PRESIDENT: Let's catch the A bill while we're at it. Mr. Clerk.

CLERK: Mr. President, on the A bill (LB 259A) I have E & R amendments first of all.

PRESIDENT: Senator Lindsay, please, E & R.

SENATOR LINDSAY: Were there amendments to the bill?

CLERK: E & R, Senator.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 259A.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. Anything further on it, Mr. Clerk?

CLERK: Nothing further, Mr. President.

PRESIDENT: Any discussion on the advancement of the A bill? If

January 18, 1990

LB 37, 50, 159, 259A, 409, 422, 465  
503, 503A, 543, 662, 742, 953, 1220-1242  
LR 8, 244, 245

not, the question is the advancement of the A bill. All those in favor vote aye...say aye. Opposed nay. It is advanced. Mr. Clerk, do you have anything for the good of the cause?

CLERK: Mr. President, I do. Mr. President, your Committee on Retirement Systems, whose Chairperson is Senator Haberman, to whom was referred LB 953, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File. That is signed by Senator Haberman. (See page 397 of the Journal.)

Mr. President, I have a series of hearing notices from Judiciary Committee, Appropriations Committee, Health and Human Services and Revenue, all signed by the respective chairs.

Mr. President, Senator Kristensen has amendments to LB 159 to be printed. Enrollment and Review respectfully reports they have carefully examined and reviewed LB 37 and recommend that same be placed on Select File; LB 742, LB 662, LR 8CA, LB 50, LB 543, LB 422, LB 409, LB 503, LB 503A, and LB 465 all to Select File, some of which have Enrollment and Review amendments attached. (See pages 398-408 of the Legislative Journal.)

Mr. President, new bills. First of all, Mr. President, two constitutional amendments, LR 244, offered by Senator Schmit. And LR 245 offered by Senator Hefner. (Read brief summary of resolutions. See pages 408-11 of the Journal.)

Mr. President, new bills. (Read LBs 1220-1242 by title for the first time. See pages 411-17 of the Legislative Journal.)

Mr. President, reminder, Reference Committee will meet at three-thirty today in Room 2102, Reference Committee at three-thirty in 2102. A final reminder, Mr. President. Chairmen's meeting tomorrow morning at nine...I'm sorry, at eight-fifteen in Room 2102, Chairmen's meeting, eight-fifteen, in 2102. That's called by the Speaker. That is all that I have, Mr. President.

PRESIDENT: I understand that we have 434 new bills introduced this year. This is the last day, of course. So you might be interested in that. Senator Baack, you're close to your microphone, would you like to adjourn us until nine o'clock tomorrow morning, please.

January 23, 1990

LB 159, 259, 259A, 534, 601, 730, 769  
818-820, 1088

PRESIDENT: Yes, Senator Bernard-Stevens, we're back to your amendment.

SENATOR BERNARD-STEVENS: I guess I'd like to have a clarification in my mind and, Senator Chambers, I guess I'll ask you a question if I may.

PRESIDENT: Senator Chambers, please.

SENATOR BERNARD-STEVENS: Senator Chambers, I guess mentally I need to toughen up a little bit. The vote that we just took, was that the reconsideration on your motion to override the Chair in regards to ceasing debate, or was that the vote as I think it was in order to allow senators to divide the question?

SENATOR CHAMBERS: Yes, what you said the second time. That vote was on the original.

SENATOR BERNARD-STEVENS: That's what I thought. Okay, at least I'm still with it. Mr. President, at this point I'd like to do what Senator Lindsay basically has asked to do in a different manner. I move we adjourn.

PRESIDENT: Before we take that motion, Mr. Clerk, do you have some things for the record so that we can continue with that?

CLERK: Mr. President, I do. I have...Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 159 and recommend that same be placed on Select File. (See page 470 of the Legislative Journal.)

Mr. President, I have notice of hearing from the Retirement Systems Committee. That is signed by Senator Haberman.

Enrollment and Review reports LB 259, LB 259A, LB 534, LB 601, LB 730, LB 818, LB 819, LB 820 as correctly engrossed. (See page 470 of the Legislative Journal.)

Mr. President, in addition to those items, your Committee on Banking, Commerce and Insurance to whom is referred LB 1088 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File. (See page 471 of the Legislative Journal.)



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

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LB 259A, 259  
LR 268

secondary and...in our secondary education field, but it is so wonderful to see the academic awards to these schools and especially in the areas of theater, music, drama, art and creative writing. That says a lot about the teacher-student relationship in that school, how well they work together. These young people learn, for instance, in a play the backstage work, having to be there on time, the coordination and feeling of togetherness. They learn a lot aside from how to be on stage. And music and art, these things stay with them all their lives. I think that it's so fortunate in our schools in the State of Nebraska that we have such a wonderful arts and education program in effect through the State Arts Council. So it's just a real pleasure and a privilege to second and support Senator Beyer's resolutions this morning. Thank you.

SPEAKER BARRETT: Thank you. Further discussion on the adoption of the resolution. Seeing none, anything further, Senator Beyer? Thank you. Those in favor of the adoption of LR 268, please vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 23 ayes, 0 nays, Mr. President, on adoption of LR 268.

SPEAKER BARRETT: LR 268 is adopted. Members, please return to your desks for Final Reading. Mr. Clerk, to Final Reading, LB 259A.

CLERK: Mr. President, I have a motion on the desk. Senator Withem would move to return LB 259A to Select File for a specific amendment. The amendment, Mr. President, is on page 832 of the Journal.

SPEAKER BARRETT: The Chair recognizes Senator Withem.

SENATOR WITHEM: Yes. After having inquired of the Speaker and the Clerk whether I could just pull this amendment and go ahead and have the A bill voted on on Final Reading before the regular bills passes, and getting rather scornful looks from them with that request, will go ahead and ask that LB 259A be returned to Select File for an amendment. LB 259 is the affiliation bill that is sitting there on Final Reading waiting for final enactment for the...for its final vote. It waits, as all bills that appropriate money do, in the short session until the 45th day and we're not on the 45th day. The amendment to 259A is needed because when the bill was originally drafted there was only a one-year appropriation in it. This adds a second-year

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LB 259A, 259

appropriation for the purpose of continuing the dollars that will be needed by the Department of Education to administer LB 259 when it comes up. So that's really all that it does. I know some people who are concerned about 259, probably had some concerns about this appearing on the agenda, but all this does is make the A bill proper. So, with that, I would urge you to support the motion to return the bill to Select File.

SPEAKER BARRETT: Thank you, sir. Any discussion? If not, the question is the return of 259A to Select File for the purpose of an amendment. All in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, on the motion to return the bill.

SPEAKER BARRETT: The motion prevails and the bill is returned. Senator Withem.

SENATOR WITHEM: This amendment adds the second year funding appropriation for the implementation of LB 259. I would appreciate your support for the amendment.

SPEAKER BARRETT: Thank you. Senator Coordsen, for purposes of discussion.

SENATOR COORDSEN: A question of Senator Withem, please.

SPEAKER BARRETT: Senator Withem, would you respond?

SENATOR WITHEM: Yes.

SENATOR COORDSEN: Senator Withem, 259A in itself, not the amendment, mentions Program 025. Is that the program to be developed to implement this? Or what is Program 25?

SENATOR WITHEM: It is an existing line-item in our budget for the administration fund for the Department of Education.

SENATOR COORDSEN: Okay, thank you.

SPEAKER BARRETT: Any other discussion? Seeing none, the question is the adoption of the Withem amendment to 259A. Those in favor vote aye, opposed nay. Please record.

March 7, 1990

LB 259A, 678

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: The Withem amendment is adopted. Senator Withem.

SENATOR WITHEM: I would move that the bill be readvanced.

SPEAKER BARRETT: Thank you. Any discussion? If not, shall the bill be readvanced? Those in favor say aye. Opposed no. Carried. The bill is readvanced. Mr. Clerk.

CLERK: Mr. President, LB 678 is the next bill scheduled. I have a motion to return the bill from Senators Lamb and Wesely for a specific amendment. The amendment is on page 1195 of the Journal.

SPEAKER BARRETT: Thank you. Senator Wesely, will you handle the amendment?

SENATOR WESELY: I guess for now.

SPEAKER BARRETT: The motion.

SENATOR WESELY: Yes. Mr. Speaker, members of the Legislature, 678, as you recall, is a bill dealing with child care and, on Select File, Senator Lamb was able to amend the bill to, as we thought, exempt counties with 15,000 or fewer inhabitants from having to have licensure unless they had more than five children in the day-care setting. That was what the debate was over and the transcript will indicate that. But, unfortunately, after the amendment was attached and then advanced to Final Reading, it was discovered that the amendment did not actually accomplish that goal and, in fact, would have made that change for the whole state. This was not the intent of the amendment and this is an attempt to clarify that. And I appreciate it very much. I want to say Senator Lamb has been very honorable on this. His intent was clear on the amendment and it was simply a bill drafting error that caused this problem and I am very pleased that he was willing to co-sponsor this to clarify that issue. So I would very much appreciate the chance to return the bill, amend it with this clarification and readvance the bill.

SPEAKER BARRETT: Thank you. Is there discussion? If not, shall the bill be returned to Select File? All in favor vote

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

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LB 259, 259A, 260

SPEAKER BARRETT: LB 259 passes. LB 259A.

ASSISTANT CLERK: (Read LB 259A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 259A pass? All in favor vote aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK: (Read record vote. See page 1699 of the Legislative Journal.) The vote is 37 ayes, 7 nays, 4 present and not voting, 1 present and not voting, Mr. President.

SPEAKER BARRETT: LB 259A passes. Members will return to your seats, please. LB 260, Mr. Clerk.

ASSISTANT CLERK: Mr. President, I have a motion on the desk. Senator Chambers would move to return the bill to Select File for a specific amendment, that being to strike the enacting clause.

SPEAKER BARRETT: The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman, there are a lot of undercurrents and issues going on this morning and I'm not going to get what I would consider a fair vote on this bill, so I'm just going to put it up there, take the vote, then be excused for the rest of the morning.

SPEAKER BARRETT: Anything further? Any discussion? If not, the question is, shall the bill be returned to Select File? Those in favor vote aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK: 6 ayes, 21 nays on the motion to return the bill, Mr. President.

SPEAKER BARRETT: Motion fails. Mr. Clerk, read the bill, please.

ASSISTANT CLERK: (Read LB 260 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 260 pass?

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LB 187, 187A, 259, 259A, 260, 260A, 272A  
313A, 313

Journal.) 29 ayes, 19 nays, 1 excused and not voting,  
Mr. President.

SPEAKER BARRETT: LB 272A passes. Senator Landis, for what  
purpose do you rise?

SENATOR LANDIS: Could I rise for a point of personal privilege  
for just a moment, Mr. Speaker?

SPEAKER BARRETT: Proceed.

SENATOR LANDIS: On behalf of a great many people, I would like  
to thank this body for its statesmanship and its compassion. I  
recognize it's done with political cost but with a sense of  
responsibility. And on behalf of many people, I want to say  
thank you.

SPEAKER BARRETT: Thank you. While the Legislature is in  
session and capable of transacting business, I propose to sign  
and I do sign, LB 187, LB 187A, LB 259, LB 259A, LB 260, and  
LB 260A. Have you anything for the record, Mr. Clerk?

CLERK: Not at this time, Mr. President.

SPEAKER BARRETT: Thank you. Proceed to LB 313.

CLERK: (Read LB 313 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure  
having been complied with, the question is, shall LB 313 become  
law? All in favor vote aye, opposed nay. Have you all voted?  
Record, Mr. Clerk.

CLERK: (Read record vote. See pages 1704-05 of the Legislative  
Journal.) 46 ayes, 1 nay, 1 present and not voting, 1 excused  
and not voting, Mr. President.

SPEAKER BARRETT: LB 313 passes. The A bill.

CLERK: (Read LB 313A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure  
having been complied with, the question is, shall LB 313A become  
law? Those in favor vote aye, opposed nay. Have you all voted?  
Please record.

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LB 163, 163A, 164, 164A, 187, 187A, 259  
259A, 260, 260A, 272A, 313, 313A, 338  
488, 488A, 503, 503A, 520, 520A, 536  
567, 567A, 662, 898, 899, 1031, 1125  
1126, 1170, 1220

morning visiting in the south balcony. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 520, LB 520A, LB 567, and LB 567A. Senator Lynch, please check in. Senator Byars. Senator Schimek, please. Senator Labedz. Members will return to your seats for a roll call vote. Mr. Clerk.

CLERK: (Roll call vote taken. See pages 1713-14 of the Legislative Journal.) 14 ayes, 33 nays, Mr. President, on the motion to return the bill.

SPEAKER BARRETT: Motion fails. Mr. Clerk, have you a priority motion?

CLERK: I do, Mr. President. May I read some items?

SPEAKER BARRETT: Proceed.

CLERK: Mr. President, amendments to be printed to LB 338 by the Health and Human Services Committee. (See pages 1714-17 of the Legislative Journal.)

Messages that bills read on Final Reading this morning have been presented to the Governor. (Re: LB 1031, LB 1125, LB 1170, LB 536, LB 1220, LB 1126, LB 898, LB 899, LB 163, LB 163A, LB 164, LB 164A, LB 187, LB 187A, LB 259, LB 259A, LB 260, LB 260A, LB 272A, LB 313, LB 313A, LB 488, LB 488A, LB 503, LB 503A. See page 1714 of the Legislative Journal.)

And LB 272A has been reported correctly enrolled, Mr. President. That is all that I have.

SPEAKER BARRETT: To the motion.

CLERK: Mr. President, the first motion, Senator Hall would move to recess until one-thirty, Mr. President.

SPEAKER BARRETT: You have heard the motion to recess until one-thirty. All in favor say aye. Opposed no. Carried. We are recessed.

RECESS



Journal.)

And, Mr. President, finally a message to: Dear Mr. President and Senators, today I signed and delivered to the Secretary of State LB 259 and LB 259A, the School Affiliation bill. Because of the sincere fears expressed by a number of dedicated Nebraskans who have built strong Class I school districts, I reflected long and hard on this legislation. My decision was not an easy one to reach and I listened closely at various stages in the legislative process to leaders on both sides of the issue. In the end, however, it was my "bottom line" concern for assisting rural Nebraska and/or preserving the chance of county schools to keep offering a vital option to their families which led me to sign. Without this bill, we would face a crisis with the July 1, 1991 sunset on nonresident tuition. Furthermore, LB 259 creates an innovative affiliation mechanism that is not now available to Class I school patrons who are looking for tools for the future. On balance, my view is that LB 259 works... offers a workable solution to the divisive issue of school organization. It was developed over several years through the painstaking efforts of members of each type of school district. With four legislative sessions ahead of us before the implementation of Phase III, there will be numerous opportunities to modify this law, especially if any portion should prove damaging to quality learning opportunities. Barring such surprise, Nebraska voters can be expected to take the Legislature at its word and the declaration of LB 259 closes the book on a session of conflict over school district organization. It is my intention to continue to push rural revitalization aggressively. The three and a half years spent working on these complex issues have convinced me that we must do more to develop flexible approaches to the delivery of education in the majority of our beautiful state that is sparsely populated. Sincerely, Kay Orr, Governor. (See pages 1904-05 of the Legislative Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The question is adjournment until nine o'clock tomorrow morning. Those in favor vote aye, opposed nay. Voting on the motion to adjourn. Have you all voted? Senator Schimek.

SENATOR SCHIMEK: Yes, I'd like to ask for a call of the house and roll call vote.