

January 10, 1989

LB 1, 280-288

LR 3

CLERK: Mr. President, LR 3 is offered by Senator Baack and a number of the members. It is found on page 108. (Read.)

PRESIDENT: Senator Baack, please.

SENATOR BAACK: Mr. President and members, I bring this resolution in memory of my predecessor, Senator Clark from Sidney, and for his family who remains. I did allow an opportunity for all of the members who are still in the body that served with Senator Clark and most of them signed the resolution. I would also say that our Lieutenant Governor did an excellent job at the memorial service for Senator Clark in commemorating his service to the state and to his community. So, with that, I would urge your adoption of the resolution. Thank you.

PRESIDENT: Thank you. You've heard the motion. All those in favor vote aye, opposed nay. Have you all voted on the resolution? Record, Mr. Clerk.

CLERK: 31 ayes, 0 nays, Mr. President, on adoption of LR 3.

PRESIDENT: The resolution passes. We'll move on to bill introduction. Mr. Clerk.

CLERK: Mr. President, new bills. (Read LBs 280-288 by title for the first time. See pages 133-36 of the Legislative Journal.) That's all that I have at this time, Mr. President.

PRESIDENT: We'll move on to the revisor's bills then, under number eight.

CLERK: Mr. President, revisor bills, series of revisor bills this morning. The first is LB 1. It's a bill offered by Senator Labedz, as Chairperson of the Executive Board. (Read title.) The bill was introduced on January 5, Mr. President, referred directly to General File.

PRESIDENT: Senator Labedz, please.

SENATOR LABEDZ: Thank you, Mr. President. Before I start on the 17 bills, the revisor bills, I want to remind the senators to avoid the temptation to amend these bills, which are bills designed to correct errors made in prior years, and bills which

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LB 13, 18, 19-32, 58, 62, 70, 115  
128, 134, 142, 156, 255, 279, 283  
284, 296, 298, 312, 321, 322

SPEAKER BARRETT: Thank you. You have heard the closing on the advancement of 134. Those in favor of the motion to advance the bill please vote aye, opposed nay. Have you all voted on the advancement of LB 134? Record, please.

CLERK: 32 ayes, 0 nays, Mr. President, on the advancement of 134.

SPEAKER BARRETT: LB 134 is advanced to E & R. Anything for the record, Mr. Clerk?

CLERK: Mr. President, I do. Thank you. Your Committee on Transportation, whose Chair is Senator Lamb, to whom was referred LB 115, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 283, General File; LB 284, General File; LB 58, General File with amendments; LB 142, General File with amendments; LB 156, General File with amendments; and LB 128 indefinitely postponed. Those are signed by Senator Lamb. (See pages 439-41 of the Legislative Journal.)

General Affairs Committee, whose Chair is Senator Smith, reports LB 298 to General File, LB 70 to General File with amendments, and LB 62 indefinitely postponed. Those signed by Senator Smith as Chair. (See page 441 of the Legislative Journal.)

Your Committee on Education, whose Chair is Senator Withem, reports LB 312 to General File with amendments. That is signed by Senator Withem. Banking, Commerce and Insurance reports LB 279 to General File; LB 296, General File; LB 321, General File; LB 322, General File; those signed by Senator Landis as Chair. (See page 442 of the Legislative Journal.)

Mr. President, I have hearing notices from the Natural Resources Committee, signed by Senator Schmit; Health and Human Services, signed by Senator Wesely. That's 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 LB 13, LB 18, LB 19, LB 20, LB 21, LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, and LB 28, and LB 29, LB 30, LB 31, and LB 32. The next bill, Mr. Clerk, LB 255.

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LB 115, 283

ASSISTANT CLERK: 30 ayes, 0 nays on the motion to advance the bill.

SPEAKER BARRETT: LB 115 is advanced. LB 283.

ASSISTANT CLERK: LB 283 was introduced by the Transportation Committee. (Read title.) The bill was read for the first time on January 10. It was referred to the Transportation Committee. They report the bill to General File, Mr. President.

SPEAKER BARRETT: Thank you. The Chairman of the Transportation Committee, Senator Lamb.

SENATOR LAMB: Thank you, Speaker Barrett. LB 283 is the Motor Vehicles Department, commonly called, clean-up bill. It has about four parts that are of some interest. The first part of the bill just eliminates a conflict in our present statute. We have one statute which says that the auxiliary driving lamp should be 15 inches above the ground, and another section says it be 12 inches above the ground. So this bill just makes it 12 inches, and so it eliminates the 15 inch, the ambiguity there. Number two, new definition of a commercial vehicle, a commercial trailer, and the local commercial truck and local trucks are merged into a single definition since LB 224 enacted previously changed the radius of operation of a local commercial vehicle to coincide with that of a local vehicle. So there is no necessity to have two definitions in the statutes that is now both definitions are the same. The third part of the bill has to do with nonresident owners gainfully employed or present in Nebraska. They operate a passenger car. They must title and register such car in the manner of a Nebraska resident, and this kind of language is supplemented with new language which provides that any person who operates in this state a passenger car owned by a nonresident for thirty continuous days or more shall title and register such car as a Nebraska resident. And the fourth part of the bill, current law provides that all payments received by the Department of Motor Vehicles to cover the costs of audits of apportioned registered vehicles shall be paid to the State Treasurer for deposit to the General Fund. The bill would have such funds deposited by the treasurer to the Interstate Registration Operations Cash Fund. This matches reimbursements with expenditures. It is the departments belief that when these activities, these prorated activities were changed from funding by the General Fund to the Interstate

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LB 283, 284

Registration Operations Cash Fund, this particular portion of the statute did not get changed. And that, basically, is the bill, Mr. Chairman.

SPEAKER BARRETT: Thank you. Any discussion on 283? Anything further, Senator Lamb? Thank you. Those in favor of the advancement of LB 283 please vote aye, opposed nay. Record, please.

CLERK: 32 ayes, 0 nays, Mr. President, on the advancement of LB 283.

SPEAKER BARRETT: LB 283 is advanced. LB 284.

CLERK: Mr. President, LB 284 is a bill introduced by the Transportation Committee and signed by its members. (Read title.) The bill was introduced on January 10, referred to the Transportation Committee for public hearing, advanced to General File. I have no amendments to the bill, Mr. President.

SPEAKER BARRETT: Chairman Lamb, please.

SENATOR LAMB: Thank you, Mr. President. LB 284 deals with identification cards. You will recall a few years ago we established a system of identification cards primarily for those people who do not have drivers' licenses in this state. The drivers' licenses have sort of become an identification card, and those people who do not have drivers' licenses do not have the benefits of that card for identification purposes. So the identification card which has been in existence will undergo some changes in this bill. Currently, the card never expires, and that is changed. It is changed, all the conditions concerning the card are now or would be under this bill some very similar to those with the driver's license. The cards will be issued by the county treasurer following application to the driver's license examiner, and that tightens it up somewhat because previously those cards were issued by the county treasurer only upon showing one form of identification. The cards will bear a color photo of the holder, a different color background shall be utilized for minors. In order to get the card, you have to have two forms of identification rather than one. Cards shall expire upon the birthday in the first year after issuance in which the holder's age is divisible by four which is similar to drivers' licenses, and the fee will be \$10. Those valid for less than four years are at a lesser rate; three

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LB 58, 115, 138, 142, 159, 175, 225  
256, 261, 283, 284  
LR 20

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the George W. Norris Legislative Chamber on Friday, January 27th. Chaplain of the day, Pastor Jerry McInnis of Trinity United Methodist Church in Lincoln. Reverend McInnis, please.

REVEREND McINNIS: (Prayer offered.)

SPEAKER BARRETT: Thank you, Reverend McInnis. We hope you will be able to come back again. Roll call, please.

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

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

CLERK: (Read correction as found on page 458 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Any reports, messages, or announcements.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 256 and recommend that same be placed on Select File; LB 175, LB 261, LB 115, LB 283, LB 284, LB 58, and LB 142, all reported to Select File, some having E & R amendments attached. (See pages 458-60 of the Legislative Journal.)

Mr. President, your Committee on Judiciary, whose Chair is Senator Chizek, reports LB 159 to General File, and LB 138 to General File with amendments, both signed by Senator Chizek. (See page 460 of the Legislative Journal.)

Judiciary offers notice of hearing, Mr. President; and LR 20 is now ready for your signature, Mr. President. That is all that I have.

SPEAKER BARRETT: Thank you. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 20. \*tem 5, Mr. Clerk.

CLERK: Mr. President, I have a motion from Senator McFarland to rerefer LB 225 from the Urban Affairs Committee to the Education Committee. Senator McFarland filed his motion yesterday. It is found on page 451 of the Journal.

that this body cannot solve through legislation, though Senator Wesely would try. We have an amendment that I am proposing that can say we are concerned with our young. We do want to stop sampling to our young and we hope that we can get the message across to our young, please, do not smoke cigarettes, tobacco products and use smokeless tobacco.

SPEAKER BARRETT: Your time has expired.

SENATOR BERNARD-STEVENS: If we can get it across as a nation, as a society, if people in here can also put themselves to the same test, we might get somewhere. The bill will not get us any closer. My amendment will take us a small step and I will regrettably say, it is an unfortunate small step but a small step is better than none.

SPEAKER BARRETT: Time has expired.

SENATOR BERNARD-STEVENS: Thank you, Mr. President.

SPEAKER BARRETT: Thank you. The question before the body is the adoption of the Bernard-Stevens amendment to LB 48. Those in favor please vote aye, opposed nay. Have you all voted? Please record.

CLERK: 17 ayes, 23 nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: The amendment is not adopted. Messages on the President's desk.

CLERK: Mr. President, unanimous consent request from Bernard-Stevens to add his name to LB 521; Senator Pirsch to LB 441.

Your Committee on Education, whose Chair is Senator Withem, reports LB 357 to General File with amendment. Notice of hearing from Natural Resources, signed by Senator Schmit. Senator Hefner has amendments to LB 127 to be printed; Senator Barrett to LB 283; Senator Chambers to LB 165; and Senator Hall to LB 48. (See pages 523-25 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Senator Goodrich, would you care to adjourn us.

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LB 115, 261, 283

PRESIDENT: Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. President, I'd move the advancement of LB 261.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 115.

CLERK: LB 115, Senator, I have no amendments to the bill.

PRESIDENT: Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. President, I'd move the advancement of 115.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 283.

CLERK: Mr. President, I do have amendments to 283. The first item are Enrollment and Review amendments, Senator.

PRESIDENT: Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. President, I'd move the E & R amendments.

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

CLERK: Mr. President, the first amendment I have to the bill is by Speaker Barrett. The amendment is found on page 524 of the Journal.

PRESIDENT: Senator Barrett, please.

SPEAKER BARRETT: Thank you, Mr. President, and members. My little amendment to LB 283 is an effort to increase the penalty for vandalism of road signs. And the amendment is to...speaks to this general clean-up bill from the Motor Vehicles Department. I've discussed it with Transportation Chairman Lamb and I consider this, and I believe he does too, a very friendly amendment. The amendment comes to me because of a suggestion by several constituents. In my particular area, vandalism of road signs has become a very serious problem, costing some of those counties out there from 15 to 18 hundred dollars per month. And

this simply makes intentionally vandalizing a road sign a Class II misdemeanor and it would require restitution. That essentially is it, Mr. President. I would move that the amendment be adopted.

PRESIDENT: Senator Lamb, please.

SENATOR LAMB: Mr. President and members, I concur that this is a friendly amendment and would support the amendment.

PRESIDENT: Senator Barrett, would you like to close on your motion?

SPEAKER BARRETT: I, again, would urge the body to adopt the amendment. Thanks.

PRESIDENT: Excuse me, your light came on, Senator Wesely.

SENATOR WESELY: Yes, Mr. President, I'd just like to ask Speaker Barrett, what is the current penalty? Is there no penalty now for vandalizing a road sign? And, if there is a penalty, what is it?

SPEAKER BARRETT: It's, Senator Wesely, as I understand it, it's now an infraction.

SENATOR WESELY: Oh, an infraction.

SPEAKER BARRETT: Only an infraction, and I believe the penalty is \$100 or less, if that. It's not a misdemeanor, it's simply an infraction, and some of the signs are costing more than \$100 to replace.

SENATOR WESELY: So, now we'd go from an infraction at \$100 or less, to a Class II misdemeanor with restitution. What kind of penalties are possible under a Class II misdemeanor?

SPEAKER BARRETT: Class II misdemeanor, I believe, is \$500 and six months, or both.

SENATOR WESELY: That would be a maximum. Is there a minimum?

SPEAKER BARRETT: Maximum, maximum, yes.

SENATOR WESELY: Is there a minimum on the....Is there a minimum



on a Class II misdemeanor?

SPEAKER BARRETT: I don't think there is a minimum. No minimum, I'm told no minimum.

SENATOR WESELY: No minimum. So what would happen is somebody takes a shotgun to a stop sign or something and really...I'm just trying to wonder, depending on the maliciousness, the judge would determine what the penalty would be, is that part of it?

SPEAKER BARRETT: Well, we're talking about only vandalism, shooting a stop sign is now a Class III misdemeanor.

SENATOR WESELY: Oh.

SPEAKER BARRETT: Yes.

SENATOR WESELY: What are we talking about in terms of vandalism then? Spray painting, or...

SPEAKER BARRETT: We're talking...we're making vandalism the same as stealing a sign, which is a Class II misdemeanor. We're making them concurrent.

SENATOR WESELY: What exactly would be vandalism? Would that be like spray painting the sign or...

SPEAKER BARRETT: Yes, yes.

SENATOR WESELY: ...something like that.

SPEAKER BARRETT: Um-huh.

SENATOR WESELY: Okay, thank you.

PRESIDENT: Okay, the question is the adoption of the Barrett motion. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 31 ayes, 0 nays, Mr. President, on adoption of Senator Barrett's amendment.

PRESIDENT: The Barrett amendment is adopted.

CLERK: Mr. President, Senator Coordsen would move to amend the

bill. (Coordsen amendment is on page 532 of the Legislative Journal.)

PRESIDENT: Thank you. Senator Coordsen, please.

SENATOR COORDSEN: Thank you, Mr. President, members of the body. My amendment is a simple little deletion of words. On page 7 of 283, it addresses a problem that I've known that existed for several years that I, quite frankly, had put out of my mind until yesterday when I had a phone call from a constituent and they asked the question, when are you people going to do something about the words "NOT FOR HIRE" on farm truck license plates? This is basically unnecessary language because in the section of statute that deals with farm plates, farm plates...farm trucks, or trucks licensed as farm trucks can most specifically not be used commercially. There are a number of women in the country who drive farm trucks, and this is where I have gotten the complaints from. They object strenuously, in some cases, to driving a vehicle, the license plates of which contain the words "NOT FOR HIRE". I think when they bring the loads of grain, or whatever, to the elevator, they are subjected to a certain amount of teasing from some of the men, whether that is right or wrong, apparently that is what happens. I know this is a fairly recent addition to the farm truck license plates. There may be someone on the floor that can address the reason for placing that on the plates. But, in fact, it doesn't change the meaning of the farm plate. And, as I indicate, it is offensive to some of the people in the State of Nebraska who do, through the course of their lives, drive a farm truck on the public road. I would urge the adoption of this amendment.

PRESIDENT: Thank you. Senator Lamb, please.

SENATOR LAMB: Mr. President, members, Senator Coordsen, do we have your amendment on our desks, or could you tell me what your...

SENATOR COORDSEN: I will tell you exactly what the amendment does. On the 25th line, one page 7 of 283, it deletes "and the words NOT FOR HIRE".

SENATOR LAMB: Mr. President, members, I rise to oppose the amendment. This is Pat Morehead's bill from last year. We killed that one in committee. It was the decision of the committee that that was not a good idea last year. She...her

bill was slightly different, it did substitute the word "private" for "NOT FOR HIRE". And my wife sat through the hearing there and she was somewhat offended because in all the years that she's driven a farm truck she has never been accosted by anybody, though, that took those words "NOT FOR HIRE" literally. So, that did offend her somewhat. So we killed that bill. But, seriously, I don't think we should do that. This issue has not had a public hearing. It did have a public hearing last year. And basically the reason those words are in there is because the trucking industry objects to taking them out. As a farmer and a rancher, I have no opposition to leaving those on there. And, if the truckers would rather have those on there, that specifically reminds people that those trucks are not for hire, I think we should leave them in there. This is not the proper forum to be considered to take those words out of there. So I would certainly strongly oppose the amendment by Senator Coordsen.

PRESIDENT: Thank you. Senator Beyer.

SENATOR BEYER: Well, Mr. Speaker and colleagues, I would just voice my support of Senator Lamb. We heard this bill, this bill has not been heard this year. It's an amendment that is being tacked on on the floor without a public hearing. We've had this over the years. Part of the trouble has been is that there is still a lot of farmers out there that do use their trucks beyond what they are supposed to. And when we put this part in the bill, years ago, it was hoped that psychologically this would help and it would also help some of the elevators in the fact that if the farmer come in and had somebody else's grain on they could bring it to their attention that they were not to be hired. So this is basically what it was in there for. I would also oppose the amendment.

PRESIDENT: Thank you. Senator Coordsen and Senator Haberman.

SENATOR COORDSEN: Thank you, Mr. President. I would apologize to the members of the Transportation Committee for the lack of introducing this as a formal bill this year, but quite frankly, as I indicated in my opening testimony, this was brought to me Monday of this week, this particular concern. I don't disagree with the opposition as to the intent, but how much do we need to put on license plates? The law specifically states that you cannot use a farm truck, or a truck licensed as a farm truck for commercial purposes. How many other warnings do we need to put

out? I don't think even aside from the complaints that I have received, and I think some of the other members of the body may well have, that this is necessary language. It was put on to please some group of people at some time in the past as a favor to them. Maybe it's time to take it off as a favor to simplicity in government. Thank you, sir.

PRESIDENT: Thank you. Senator Haberman, then Senator Scofield.

SENATOR HABERMAN: Mr. President, members of the body, Senator Beyer, your argument is a little weak as we adopt thousands of amendments to bills that do not have public hearings. Senator Lamb, since we have brought our spouses into this debate, I would like to tell you that my spouse has told me that she does not like the words "NOT FOR HIRE" on our license plates, as I understand somebody might have said something to her about it. I really don't understand the rationale of putting on a license plate "NOT FOR HIRE". Now I can remember when somebody got up on this floor and said, we don't want the names of the counties on the license plates, and they proceeded to tell us why, because of some of the names of the counties. And I'm not going to say what they are, because you all know what they are. So I would rise to support Senator Coordsen's amendment as I really can't find any rationale, as I say, to have it on there, and it is offensive. Maybe we ought to have the Governor and Senator Chambers keep track of these remarks that are being made to the ladies and then have them investigated, that we're doing on other racial remarks. So I would support your amendment, Senator Coordsen, and thank you.

PRESIDENT: Thank you. Senator Scofield, then Senator Hefner.

SENATOR SCOFIELD: Mr. President and members, I just thought I should stand up and defend my friend, poor lonesome George back here. (Laughter.) My Mother does not very often drive a farm truck. We do have a couple of pickups that have farm plates. Since I have caught a certain amount of abuse at home from time to time, and a request for this language, and I know we went through this last year, I thought it was only right that I stand up and commend Senator Coordsen for his sensitivity, realizing that there are other groups out there that are not at all excited about this change. Nevertheless, I think it is offensive to many women in the state, and I've certainly had it called to my attention by others, in addition to my Mom. So I thought I should, in deference to Mom and in defense of Senator

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LB 58, 283, 284

Coordsen, I should stand up and put in my two cents worth, and that's it.

PRESIDENT: Thank you. Senator Hefner, please.

SENATOR HEFNER: Question.

PRESIDENT: Thank you. You are the last one, so it won't be necessary, but thank you anyway. Senator Coordsen, would you like to close on your amendment?

SENATOR COORDSEN: Thank you, Mr. President. Only to say that this does not remove the words "Farm" which is plainly printed on every license plate which is enough indication that this is not a commercial vehicle. So this does not remove that. It simply removes the superfluous language "NOT FOR HIRE". With that, I would move the amendment.

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

CLERK: 12 ayes, 16 nays, Mr. President, on adoption of the amendment.

PRESIDENT: The amendment fails.

CLERK: Nothing further on this bill, Mr. President.

PRESIDENT: Senator Moore, on the advancement of the bill.

SENATOR MOORE: I move we advance LB 283.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 284.

CLERK: LB 284, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 284 be advanced.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 58, please, and we have a request for a machine vote on this.

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LB 58, 70, 115, 119, 142, 156, 175  
256, 261, 283, 284, 286, 298, 502  
LR 23

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We're privileged to have a minister from Senator Bernard-Stevens' area and with us as our chaplain of the day, Reverend Patrick Skinner of the Wesleyan Church in North Platte. Would you please rise for the invocation.

REVEREND SKINNER: (Prayer offered.)

PRESIDENT: Thank you, Reverend Skinner. Please come back and see us again. Roll call, please.

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

PRESIDENT: Thank you. Do we have any corrections to be made in the Journal?

CLERK: No corrections this morning, Mr. President.

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

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 298 and recommend that same be placed on Select File. That is signed by Senator Lindsay as Chair. Enrollment and Review reports LB 58, LB 70, LB 115, LB 142, LB 156, LB 175, LB 256, LB 261, LB 283, LB 284 all correctly Engrossed. Those also signed by Senator Lindsay as Chair. (See page 553 of the Legislative Journal.)

Mr. President, your Committee on Natural Resources, whose Chair is Senator Schmit, to whom was referred LB 502, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File, and LB 119 as indefinitely postponed, both those signed by Senator Schmit, and LB 286 as indefinitely postponed, that signed by Senator Schmit as well. (See page 554 of the Legislative Journal.)

Mr. President, new resolution by Senator Beyer and Senator Hefner. (Read brief description of LR 23. See page 555 of the Legislative Journal.) That will be laid over, Mr. President.

Mr. President, confirmation report from the Education Committee. That is offered by Senator Withem as Chair.

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LB 277A, 280, 283, 303

ASSISTANT CLERK: (Read record vote as it appears on pages 2510-2511 of the Legislative Journal.) The vote is 45 ayes, 0 nays, 3 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 277A passes. LB 280.

ASSISTANT CLERK: (Read LB 280 on Final Reading.)

PRESIDENT: Having complied with all the provisions of law relative to procedure, the question is, shall LB 280 pass? All those in favor vote aye, opposed vote nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote as it appears on page 2511 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 1 excused and not voting, Mr. President.

PRESIDENT: LB 280 passes. Senator Wehrbein has some guests in the north balcony. We have 12 students in the fifth grade from Weeping Water, Nebraska, with their teacher. Would you folks please stand and be recognized. Thank you for visiting us today. LB 283 please.

ASSISTANT CLERK: (Read LB 283 on Final Reading.)

PRESIDENT: Having complied with all provisions of law relative to procedure, the question is, shall LB 283 pass? 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 2512 of the Legislative Journal.) 47 ayes, 0 nays, 1 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 283 passes. LB 303 with the emergency clause attached.

CLERK: (Read LB 303 on Final Reading.)

PRESIDENT: Having complied with all the provisions of law relative to procedure, the question is, shall LB 303 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

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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.

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.)