

will meet for a brief Executive Session, in Room 1003, upon recess to select a Vice-Chair. Appropriations Committee upon recess in Room 1003 by the Appropriations Committee.

Mr. President, I also have the Committee on Committees report as offered by Senator Lowell Johnson and the Committee on Committees. Also an acknowledgment, Mr. President, that Senator Beyer has been selected...Senator Emil Beyer has been selected as Vice-Chair of the Committee on Committees.

PRESIDENT: The Chair recognizes Senator Lowell Johnson. Could we have your attention for just a moment, please. (Gavel.) Could we have your attention just a moment, ladies and gentlemen. If we could have your attention just a moment, we won't request your attention too long today, but Senator Lowell Johnson has an announcement.

SENATOR L. JOHNSON: Mr. President and members of the Legislature, your Committee on Committees met yesterday, and after careful deliberations completed the committee roster, which you find on your desks, which has been placed there by the Clerk. The report was unanimously adopted by the Committee on Committees, and I, therefore, move at this time that it be accepted and approved by the Legislature.

PRESIDENT: Is there any discussion? If not, the question is the adoption of the report. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the Committee on Committees report.

PRESIDENT: The report is adopted. Back to you, Mr. Clerk. We're ready for the introduction of new bills. Mr. Clerk.

CLERK: Mr. President, new bills. (Read LB 1-80 by title for the first time. See pages 44-61 of the Legislative Journal.)

PRESIDENT: If I could have your attention just a moment, please, we'll introduce a couple of guests. Over under the north balcony, our first doctor of the day for this year is Dr. Dale Michaels of Lincoln, Nebraska. He's from Senator Warner's district. He's here to take care of us on behalf of the Nebraska Academy of Family Physicians. So would you welcome Dr. Michaels. Would you please stand, Doctor. Thank you for

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LB 1, 2, 3

would remove obsolete language in references to laws which are no longer in effect. There are 17 of these bills which will be considered today. I'll make my explanations as brief as possible, but some explanation is absolutely necessary. I would bring to your attention a packet of information provided to me by the Revisor of Statutes, Joanne Pepperl, which explains each bill in detail. There should be one on your desk. If you want, you can follow along with me during the explanation, although I would appreciate your attention in giving me a vote as we go through these bills. We're not unduly dela...so we won't be unduly delayed this morning. LB 1. This bill repeals three sections dealing with the Liquor Control Commission, which are obsolete. I urge you to advance this bill to E & R Initial. That's it, Mr. President.

PRESIDENT: All right. Any further comment? You've heard the motion to advance on LB 1. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of LB 1.

PRESIDENT: LB 1 advances. LB 2.

CLERK: Mr. President, LB 2, offered by Senator Labedz. (Read title.) The bill was introduced on January 5, referred directly to General File, Mr. President.

PRESIDENT: Senator Labedz, please.

SENATOR LABEDZ: Thank you, Mr. President. This is a very simple bill which repeals seven sections dealing with the Probation Systems Committee, which are now obsolete. I ask that you advance LB 2 to E & R Initial.

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

CLERK: 26 ayes, 0 nays on the advancement of LB 2, Mr. President.

PRESIDENT: LB 2 advances. LB 3.

CLERK: LB 3, offered by Senator Labedz, as Chair of the

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LB 3, 4, 5

Executive Board. (Read title.) The bill was introduced on January 5, referred directly to General File, Mr. President.

PRESIDENT: Senator Labedz, three, please.

SENATOR LABEDZ: Thank you, Mr. President. LB 3 eliminates duplicate language and repeals two sections which are now obsolete. I urge you to advance this bill to E & R Initial.

PRESIDENT: You've heard the explanation. The motion is to advance the bill. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of LB 3.

PRESIDENT: LB 3 advances. LB 4.

CLERK: LB 4, offered by Senator Labedz as Chair of the Executive Board. (Read title.) Introduced on January 5, referred directly to General File, Mr. President.

PRESIDENT: Senator Labedz, please.

SENATOR LABEDZ: Thank you. LB 4 is a bill that makes several internal changes. It eliminates references to repealed sections. It eliminates obsolete language, it changes incorrect references and transfers certain sections. And I ask that you advance LB 4.

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

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 4.

PRESIDENT: LB 4 advances. LB 5.

CLERK: LB 5, offered by Senator Labedz as Chair of the Executive Board. (Read title.) Introduced on January 5, referred directly to General File, Mr. President.

PRESIDENT: Senator Labedz, please.

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LB 1-6, 8-17, 33, 34, 330-340

PRESIDENT: LB 33 advances. LB 34, please.

CLERK: LB 34, Mr. President, offered by Senator Labedz as Chair of the Board. (Read title.) Introduced on January 5, referred directly to General File.

PRESIDENT: Senator Peterson, please.

SENATOR PETERSON: Mr. President, LB 34, the final revisor's bill, makes numerous internal changes relating to the Game and Parks Commission. I ask that this bill be advanced to E & R Initial.

PRESIDENT: You've heard the explanation. The question is the advancement of the bill. All those in favor please vote aye, opposed nay. Ladies and gentlemen, I need a little help, please. Thank you. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 34.

PRESIDENT: LB 34 is advanced to E & R Initial. Mr. Clerk, do you want to read in a few more bills?

CLERK: Mr. President, yes, thank you. Mr. President, before I proceed to do that, two announcements, the Education Committee has selected Senator Dierks as Vice-Chair and General Affairs Committee has selected Senator Hartnett as Vice-Chair. Signed by Senator Withem and Smith respectively.

(Read by title for the first time LBs 330-340. See pages 179-81 of the Legislative Journal.

Mr. President, other items for the record. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 1 and recommend that same be placed on Select File; LB 2, Select File; LB 3, Select File; LB 4, Select File; LB 5, Select File; LB 6, Select File; LB 8, Select File; LB 9, Select File; LB 10, Select File with E & R amendments attached; LB 11, Select File; LB 12, Select File; LB 13, Select File; LB 14, Select File; LB 15, Select File with E & R amendments attached; LB 16, Select File; and LB 17, Select File. (See pages 181-83 of the Legislative Journal.) That's all that I have at this time, Mr. President.

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LB 1-3,
LR 4

Legislative Journal.)

SPEAKER BARRETT: Thank you, Mr. Clerk.

CLERK: That's all that I have, Mr. President.

SPEAKER BARRETT: While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 4. (See page 217 of the Legislative Journal.)

A very special announcement, particularly to those committees who hold hearings on Monday. Inasmuch as next Monday, the 16th, is a recess day, it is imperative that hearing announcements be placed on the Clerk's desk at the close...before the close of business today. We do have a recess day next Monday, so if you're planning to have a hearing on the 23rd, the following Monday, please make sure that that notice is placed on the Clerk's desk today. To Select File, Mr. Clerk, item five.

CLERK: Mr. President, I do have a series of bills on Select File, the first is LB 1. Senator Lindsay, I have no E & R amendments, Senator.

SPEAKER BARRETT: The Chair recognizes Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that the bill be advanced to E & R final.

CLERK: You have heard the motion by Senator Lindsay to advance LB 1 to E & R final. Those in favor say aye. Opposed no. Ayes have it, carried, the bill is advanced.

CLERK: Senator, on LB 2, I have no E & R amendments pending.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that the bill be advanced to E & R final.

SPEAKER BARRETT: Thank you. The motion is to advance LB 2 to E & R final. Those in favor say aye. Opposed nay. Ayes have it, motion carried, the bill is advanced. Mr. Clerk.

CLERK: LB 3, Mr. President, I have no E & R pending, Senator.

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LB 3, 4, 5

SPEAKER BARRETT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 3 be advanced to E & R final.

SPEAKER BARRETT: The question is the advancement of LB 3. Those in favor say aye. Opposed no. Ayes have it, carried, the bill is advanced.

CLERK: Senator, on LB 4 I do have E & R amendments.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 4.

SPEAKER BARRETT: You've heard the motion to approve the amendment to LB 4. Those in favor of the adoption of that amendment please vote aye, opposed nay. A machine vote has been requested on the adoption of the amendment to LB 4. Please record.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of the E & R amendments.

SPEAKER BARRETT: The amendments are adopted. Senator Lindsay, to the bill.

SENATOR LINDSAY: Mr. President, I move the advancement of LB 5 (sic) to E & R final, excuse me, LB 4.

SPEAKER BARRETT: Thank you. You've heard the motion to advance LB 4 as amended. Those in favor say aye. Opposed no. Carried, the bill is advanced.

CLERK: Mr. President, LB 5, I have no E & R, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the advancement of LB 5.

SPEAKER BARRETT: The question is the advancement of LB 5. Those in favor say aye. Opposed no. Carried, the bill is advanced.

January 17, 1989

LB 1-6, 8-18, 187

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the eighth day, first session of the Ninety-First Legislature. Our chaplain this morning, Pastor Bob Rudel of the Immanuel Church. Pastor.

PASTOR RUDEL: (Prayer offered.)

SPEAKER BARRETT: Thank you, sir. Please come back and see us again. Roll call.

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

PRESIDENT NICHOL PRESIDING

PRESIDENT: Thank you. Any corrections to the Journal today?

CLERK: I have no corrections, Mr. President.

PRESIDENT: Very good. How about messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined engrossed LB 1 and find the same correctly Engrossed; LB 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 all reported... 13, 14, 15, 16, and 17 all reported correctly Engrossed, Mr. President. (See page 240 of the Legislative Journal.)

Mr. President, Senator Labeledz would like to add her name to LB 187 as co-introducer. Mr. President, a report from the Investment Council, filed pursuant to statute. That will be on file in my office. That is all that I have at this time, Mr. President.

PRESIDENT: We'll move on to Select File. Thank you, Mr. Clerk. Senator Lindsay, are you ready to work? All right, just a moment, please. LB 18.

CLERK: Senator, on LB 18 there are amendments pending.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 18 be advanced to E & R Final.

committee amendments attached. That's all that I have, Mr. President. (See page 373 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. We'll proceed then to Final Reading, item 6 on the agenda. Members are asked to return to their seats for the purpose of Final Reading. Members are to be in their seats during Final Reading. Those members outside the Legislative Chamber are asked to return as we proceed to Final Reading. A gentle reminder to the body as we proceed to Final Reading for the first time this session that all members are to remain in their seats during the Final Reading of a bill and until the vote thereon has been announced. Proceed, Mr. Clerk, LB 1.

CLERK: (Read LB 1 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1 pass? Those in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: (Read record vote as found on page 374 of the Legislative Journal.) 36 ayes, 0 nays, 7 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 1 passes. LB 2.

CLERK: (Read LB 2 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 2 become law? Those in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on page 375 of the Journal.) 37 ayes, 0 nays, 6 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 2 passes. LB 3.

CLERK: (Read LB 3 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 3 pass? Those in favor vote aye, opposed nay. Have you all voted? Record.

CLERK: (Read record vote as found on page 376 of the Journal.) 36 ayes, 0 nays, 7 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 3 passes. LB 4.

CLERK: (Read LB 4 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 4 become law? Those in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on pages 376-77 of the Journal.) 38 ayes, 0 nays, 5 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 4 passes. LB 5.

CLERK: (Read LB 5 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 5 become law? Those in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on pages 377-78 of the Journal.) 40 ayes, 0 nays, 4 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 5 passes. LB 6.

ASSISTANT CLERK: (Read LB 6 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 6 pass? Those in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: (Read record vote as found on pages 378-79 of the Journal.) The vote is 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 6 passes. LB 8.

ASSISTANT CLERK: (Read LB 8 on Final Reading.)

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LB 1-6, 8-12, 14-17, 158A, 690, 760, 781

law? All in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on pages 385-86 of the Legislative Journal.) 45 ayes, 0 nays, 1 present and not voting, 3 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 16 passes. LB 17.

ASSISTANT CLERK: (Read LB 17 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 17 pass? All in favor vote aye, opposed nay. Have you all voted? Record.

ASSISTANT CLERK: (Read record vote as found on page 386 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 3 present and not voting, 3 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 17 passes. That completes Final Reading. The call is raised. The Chair thanks you for your cooperation during Final Reading. Announcements and messages, Mr. Clerk?

CLERK: Mr. President, your Committee on Appropriations whose Chair is Senator Warner, offers a hearing notice for Friday, March 3. Mr. President, I have a new A bill. (Read LB 158A by title for the first time. See page 387 of the Journal.)

Mr. President, Senator Hefner would like to add his name to LB 781 as co-introducer; and Senator Conway to LB 760 as co-introducer. Senator Crosby would like to ask unanimous consent to withdraw her name from LB 690 as co-introducer.

SPEAKER BARRETT: If there are no objections, so ordered.

CLERK: 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 1, LB 2, LB 3, LB 4, LB 5, LB 6, LB 8, LB 9, LB 10, LB 11, LB 12, LB 14, LB 15, LB 16, and LB 17. Senator Korshoj, would you care to adjourn the body.

SENATOR KORSHOJ: Mr. Speaker, I move we adjourn until Monday morning at nine o'clock.

January 23, 1989

LB 1-6, 8-12, 14-17, 251, 714

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the 12th day, the beginning of a new week, in this the First Session of the Ninety-first Legislature. Our chaplain of the day this morning for the opening prayer, Captain Joseph Wheeler of the Salvation Army. Captain Wheeler, please.

CAPTAIN WHEELER: (Prayer offered.)

SPEAKER BARRETT: Thank you, Captain Wheeler. Please come back and be with us again. Roll call.

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

SPEAKER BARRETT: Thank you. With a quorum present, any corrections to the Journal?

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Messages, reports, announcements.

CLERK: Mr. President, your committee on Natural Resources whose Chair is Senator Schmit to whom was referred LB 251 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with committee amendments attached, and that is signed by Senator Schmit. (See page 389 of the Legislative Journal.)

Mr. President, I have a notice of hearing from Senator Chizek, who is Chair of Judiciary. Your Enrolling Clerk did present to the Governor as of 12:15 p.m., Friday, bills read on Final Reading Friday. (Re: LB 1, LB 2, LB 3, LB 4, LB 5, LB 6, LB 8, LB 9, LB 10, LB 11, LB 12, LB 14, LB 15, LB 16, LB 17.

One last item, Mr. President, Senator Smith would like to add her name to LB 714 as co-introducer. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you, sir. To item 5 on the agenda, confirmation report.

CLERK: Mr. President, Senator Schmit, as Chair of Natural Resources, would report on the appointment of Mr. Lawrence Myers to the Nebraska Power Review Board.

January 24, 1989

LB 1-6, 8-12, 14-17, 35, 36, 38, 53
57, 67, 71, 79, 103, 123, 133
158, 180, 181, 190, 223, 236, 255
257, 277, 295, 297

LB 255 to General File, LB 257 to General File with amendments, LB 223 as indefinitely postponed. Banking, Commerce and Insurance Committee, whose Chair is Senator Landis, reports LB 295 to General File and LB 297 as indefinitely postponed. Your Committee on Revenue, whose Chair is Senator Hall, reports LB 133 to General File, LB 277 General File, LB 236 General File with amendments, LB 67 indefinitely postponed, LB 71, LB 103 and LB 181 all indefinitely postponed, all signed by respective Chairs. (See pages 413-14 of the Legislative Journal.)

Mr. President, I have notice of hearing from the Urban Affairs Committee, that is signed by Senator Hartnett; from the Education Committee signed by Senator Withem and from the Retirement Systems Committee signed by Senator Haberman.

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 35 and find the same correctly Engrossed, LB 36, LB 38, LB 53, LB 57, LB 79, LB 123, LB 158 and LB 190 all correctly Engrossed. (See pages 415-16 of the Legislative Journal.)

Mr. President, a communication from the Governor addressed to the Clerk. (Read communication re: LBs 1-6, LBs 8-12, LBs 14-17. See page 416 of the Legislative Journal.) Mr. President, that is all that I have at this time.

SPEAKER BARRETT: Thank you. Proceeding then to General File discussion, LB 180.

CLERK: Mr. President, 180 is a bill introduced by Senator McFarland. (Title read.) The bill was introduced on January 5, referred to Education. The bill was considered on the floor, Mr. President, on January 19. I now have pending an amendment from Senator McFarland. Senator, I understand the amendment you had printed on page 402 you want to withdraw that amendment.

SENATOR MCFARLAND: I'd like to withdraw that, Mr. Clerk.

CLERK: Mr. President, Senator McFarland would move to amend the bill and, if I may, Senator, I'll read the language.

SENATOR MCFARLAND: Please.

CLERK: (Read McFarland amendment. See page 417 of the Legislative Journal.)