

presence today here today with us reminds us of the awesome responsibilities that we share. They are the reasons that we must choose carefully. They deserve the very best that we can give them--the best education, the best career opportunities, the best environment in which to grow and mature. So as you undertake the responsibilities of this session, may the faces of these young people be your reminder of the job that we all have to do and do reflect on how your actions will affect not only the parents and grandparents of these young people, but the future of all of Nebraska's children. You have my every good wish for a successful session, and my gratitude as well and the gratitude of our fellow Nebraskans who are so grateful for your willingness to serve. Thank you and may the God Almighty bless each and every one of you in your deliberations. Thank you. (applause.)

PRESIDENT: (Gavel.) Governor Orr, thank you for bringing us your State of the State Address and welcome to Bill, Suzanne and most of all, Taylor. We appreciate your coming at this time to give us your address. Will the committee please escort you from the Chamber at this time. (Gavel.) What do you have left, Pat? I understand we have more bills to introduce, Mr. Clerk.

CLERK: Mr. President, new bills. (Read LB 301-312 by title for the first time. See pages 152-55 of the Legislative Journal.)

Mr. President, in addition to those items I have a series of announcements. Senator Lamb announces that Senator Emil Beyer has been selected as Vice Chair of the Transportation Committee.

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

Mr. President, I have a Report of Registered Lobbyists for the...up through January 9, which is required to be filed pursuant to statute.

PRESIDENT: We have a few more bills to introduce. We'll be at ease for just a few moments.

EASE

CLERK: The Executive Board will meet now in Room 2102;

April 21, 1989

LB 301-303, 303A, 305, 308, 309, 309A, 310  
469, 508, 509, 605, 627, 669, 722  
727, 793

May I introduce some guests please in the north balcony. Senator Hannibal has 75 eighth grade students from St. Roberts School in Omaha with their teachers. Would you ladies and gentlemen please stand and be recognized by the Legislature. Thank you for visiting us this morning. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 793, LB 508, LB 509, LB 605, LB 627, LB 669, and LB 722. We will move on to introduction of appropriation bills, Mr. Clerk.

CLERK: Mr. President, before, if I may, read some reports. Your Committee on Appropriations whose Chair is Senator Warner to whom was referred LB 301 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with amendments, as are LB 302, LB 303, LB 303A, LB 305, LB 308, LB 309, LB 309A, LB 310, LB 469, and LB 727, all reported to General File, all having committee amendments, all signed by Senator Warner as Chair. (See pages 1831-39 of the Legislative Journal.)

Mr. President, Senator Warner would move for the introduction of Committee Req. 1249.

PRESIDENT: Senator Warner, please.

SENATOR WARNER: Mr. President and members of the Legislature, Req. 1249 would be the mainline budget bill. It would include everything other than...well, obviously, the bills, the constitutional officers are separate, legislative salaries are separate, salaries are separate, health insurance is separate, but this would include the other recommended appropriations for state agencies and state aid programs. I would move the suspension of the rule to permit its introduction.

PRESIDENT: Any further discussion? If not, the question is the introduction of the appropriation bill as described by Senator Warner. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 32 ayes, 1 nay, Mr. President, on the introduction of Req. 1249.

PRESIDENT: The bill is introduced. Do you have another one, Mr. Clerk?

April 26, 1989

LB 301, 302

SENATOR WARNER: Mr. President, I move LB 301 be advanced.

PRESIDENT: Any further discussion? If not, the question is the advancement of LB 301. All in favor vote aye, opposed nay. We're voting on the advancement of LB 301. Record, Mr. Clerk, please.

CLERK: 25 ayes, 1 nay, Mr. President, on the advancement of LB 301.

PRESIDENT: LB 301 is advanced. LB 302, please.

CLERK: Mr. President, 302 was a bill that was introduced by Speaker Barrett at the request of the Governor. (Title read.) The bill was introduced on January 10, referred to Appropriations, advanced to General File. I have committee amendments pending to the bill, Mr. President.

PRESIDENT: Thank you. Senator Warner, please.

SENATOR WARNER: Mr. President, I move adoption of the amendment. This amendment...this bill is one that deals solely, as required by the Constitution, legislative salaries and the committee amendment adds the same provision for workmen's comp as I explained on the previous bill and as I indicated, will be found in every agency to contribute to the, in effect, the insurance pool for workmen's comp for all agencies.

PRESIDENT: You've heard the motion. All in favor vote aye, opposed nay. Record, Mr. Clerk, please.

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

PRESIDENT: The committee amendments are adopted. Anything further on it, Mr. Clerk?

CLERK: Nothing further, Mr. President.

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

SENATOR WARNER: Mr. President, I move LB 302 be advanced.

PRESIDENT: Any further discussion? If not, the question is the advancement of LB 302. All those in favor vote aye, opposed

may. Record, Mr. Clerk, please.

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of 302.

PRESIDENT: LB 302 is advanced. Senator Wehrbein would like to have a moment to speak to you about his drinking habits. Senator Wehrbein, please. Senator Wehrbein.

SENATOR WEHRBEIN: Yes, Mr. Speaker, I just want to take a point of personal privilege to acknowledge the apple cider from the Nebraska City orchards, three orchards there, presented on behalf of the Arbor Day ceremonies coming up this weekend. If you recall, we changed the Arbor Day celebration last year in this body to be the last Friday of April and that's coming up this weekend and I just wanted to acknowledge that and thank them for furnishing the apple cider.

PRESIDENT: Very good. Thank you very much, appreciate it. LB 303.

CLERK: Mr. President, 303 was a bill introduced by Speaker Barrett at the request of the Governor. (Title read.) The bill was...

PRESIDENT: Senator Warner, please.

SENATOR WARNER: Mr. President, members of the Legislature, there are no amendments to the bill. The bill reflects the appropriation by agency and reflecting the type of coverage that each employee may individually have within agencies for the coverage of health insurance. You will recall that the...both under the bargaining agreements and, in fact, in practice, the employees pay 20 percent of the cost of health insurance and the state pays 80 percent with...may vary where you have higher coverages totally, something less if you have higher coverage, which you individually pay. What I should also indicate though, as you have read in the paper, there has been some questions raised on the insurance coverage and as the committee is still reviewing that, as I believe the administration is, we have under consideration at the moment but have not officially done it yet, but to possibly hire a consultant to review some of these issues to see whether or not any other adjustment which has been suggested should or can appropriately be made but we do not have a recommendation as to that point yet. But the bill as

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We have with us this morning as our chaplain of the day Pastor Rusty Miller of the Capitol City Christian Church in Lincoln, Nebraska. Would you please rise for the invocation.

PASTOR MILLER: (Prayer offered.)

PRESIDENT: Thank you, Pastor Miller, we appreciate that. Come back and see us again some time. Roll call, please. Record, Mr. Clerk, please.

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

PRESIDENT: Thank you. Do you have any corrections to the Journal?

CLERK: No corrections, Mr. President.

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

CLERK: Mr. President, Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 301 and recommend that same be placed on Select File, and LB 302 on Select File. Those signed by Senator Lindsay as Chair.

Mr. President, Senator Scofield would like to print amendments to LB 683. And that is all that I have, Mr. President. (See pages 1964-66 of the Legislative Journal.)

PRESIDENT: Move on to the confirmation report, number five.

CLERK: Mr. President, Natural Resources Committee offers a confirmation report on the appointment of Mr. Floyd Vrtiska, it's on page 1934 of the Journal.

PRESIDENT: Senator Lamb, please.

SENATOR LAMB: Mr. President, members, the Natural Resources Committee had the hearing in regard to the appointment of Mr. Floyd Vrtiska to the Environmental Control Council. He is well qualified. The committee unanimously approved the resolution to recommend adoption of this report, which

May 9, 1989

LB 301-303, 813  
LR 212

LB 301.

SPEAKER BARRETT: Shall LB 301 be advanced? Those in favor say aye. Opposed no. Carried. The bill is advanced. And finally LB 302.

CLERK: LB 302, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the advancement of LB 302.

SPEAKER BARRETT: Shall LB 302 be advanced? All in favor say aye. Opposed no. Carried. The bill is advanced. Any messages on the President's desk?

CLERK: Mr. President, your Committee on Enrollment and Review reports LB 813 to Select File, signed by Senator Lindsay.

Mr. President, a study resolution, LR 212 by Senator Wesely, and, Mr. President, amendments to be printed to LB 303 by Senator Moore. I believe that is all that I have, Mr. President. (See pages 2252-57 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. The question before the body then is the motion to adjourn until tomorrow morning at eight o'clock. Those in favor say aye. Opposed no. The ayes have it. Motion carried.

Proofed by:

LaVera Benischek  
LaVera Benischek

May 11, 1989

LB 137, 182A, 301, 302, 444, 541, 630  
640

goes below a quorum, because right now there is no provision in our statutes for the...for the Secretary of State to hold special elections for those two entities. There are provisions for providing for all other entities but those two don't have any. The specific example happened in Ord recently where they...their hospital board fell below a quorum. They...there was a real process in trying to determine how they were going to get back to a quorum. Because they were under a quorum, they couldn't appoint other members. This provides a procedure for doing that. That's what the amendment does. Thank you.

PRESIDENT: Thank you. Any further discussion? If not, the question is the adoption of the Baack amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of Senator Baack's amendment.

PRESIDENT: The Baack amendment is adopted. Anything further on the bill?

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

PRESIDENT: Senator Moore.

SENATOR MOORE: I move we advance LB 640 to E & R for Engrossing.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 653.

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

PRESIDENT: Yes, you may.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 182A and find the same correctly engrossed; LB 301, correctly engrossed; LB 302, correctly engrossed; LB 541 and LB 630, correctly engrossed. (See page 2317 of the Legislative Journal.)

Mr. President, Senator Hartnett would like to add his name to LB 444 as co-introducer, and Senator Haberman to LB 137.

May 19, 1989

LB 301, 302, 308, 814

and Byars. Senator Rod Johnson, please report to the Chamber. All present and accounted for. A roll call vote has been requested on the passage of the bill. Thirty-three votes necessary. Proceed with the roll call, Mr. Clerk.

CLERK: (Roll call vote read. See pages 2556-57 of the Legislative Journal.) 36 ayes, 12 nays, 1 present and not voting, Mr. President, on the passage of LB 814.

SPEAKER BARRETT: LB 814E passes. LB 301.

CLERK: (Read LB 301 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 301 pass? All in favor vote aye, opposed nay. Record, please.

CLERK: (Record vote read. See page 2557 of the Legislative Journal.) 47 ayes, 0 nays, 2 present and not voting, Mr. President.

SPEAKER BARRETT: LB 301 passes. LB 302.

CLERK: (Read LB 302 on Final Reading.)

SPEAKER BARRETT: All provisions relative to law having been complied with, the question is, shall LB 302 pass? All in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Record vote read. See page 2558 of the Legislative Journal.) 47 ayes, 1 nay, 1 present and not voting, Mr. President.

SPEAKER BARRETT: LB 302 passes. LB 308 with the emergency clause attached.

CLERK: (Read LB 308 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 308 pass with the emergency clause attached? All in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: (Record vote read. See pages 2558-59 of the Legislative Journal.) 47 ayes, 1 nay, 1 present and not voting,



May 19, 1989

LB 258, 279, 301, 302, 305, 308, 309  
309A, 310, 355, 355A, 469, 588, 727  
813, 814, 816, 816A

and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 816 passes. LB 816A.

ASSISTANT CLERK: (Read LB 816A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 816A become law? All in favor vote aye, opposed nay. Have you all voted? Please record.

ASSISTANT CLERK: (Record vote read. See pages 2566-67 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 2 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 816A passes. Pursuant to the agenda that you have in front of you, we will proceed to Select File and then return to item 6, Select File, LB 525, which was bracketed at one-thirty. The call is raised. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 813E, LB 814E, LB 301, LB 302, LB 308E, LB 309E, LB 309AE, LB 469E, LB 727, LB 305, LB 310E, LB 816 and LB 816A. Mr. Clerk, proceed to LB 279.

CLERK: Mr. President, I have some items for the record. May I read?

SPEAKER BARRETT: Certainly.

CLERK: Mr. President, explanation of vote by Senator Beck. (See page 2567 of the Legislative Journal.)

I have a report of Registered Lobbyists for this week. (See page 2568 of the Legislative Journal.)

Mr. President, Enrollment and Review reports LB 258, LB 355, LB 355A and LB 588 as correctly engrossed. (See pages 2567-68 of the Legislative Journal.) Those are offered by Senator Lindsay as Chair of Enrollment and Review.

Mr. President, LB 279 is on Select File. I have no E & R amendments to the bill. I do have other amendments, however. The first is by Senators Landis, Wesely and Hartnett. Senator, I have AM1192 in front of me. That was printed earlier this year. It's on page 1464.

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.)