

January 13, 1989

LB 30-34, 361, 410-460

CLERK: Mr. President, I do, thank you. I have a reference report referring LBs 374-409, signed by Senator Labedz as Chair of the Reference Committee.

In addition to that, Mr. President, I have received a communication from the Chair of the Reference Committee referring the communication received from the University Board of Regents regarding the University Health Care project. That has been referred to Appropriations Committee for public hearing.

Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 30 and recommend that same be placed on Select File; LB 31, LB 32, LB 33 and LB 34, all on Select File, Mr. President, all with E & R amendments attached. (See pages 223-26 of the Legislative Journal.)

Mr. President, new bills. (Read LBs 410-449 by title for the first time as found on pages 226-49 of the Legislative Journal.)

Mr. President, in addition to those items I have notice of hearings from the Agriculture Committee offered by Senator Rod Johnson as Chair; from the Business and Labor Committee offered by Senator Coordsen as Chair; from the General Affairs Committee. That is offered by Senator Smith as Chair. And, Mr. President, a notice of hearing from Senator Warner as Chair of the Appropriations Committee.

SENATOR HANNIBAL: Mr. Clerk.

CLERK: Mr. President, new bills. (Read LBs 450-459 by title for the first time. See pages 236-38 of the Legislative Journal.)

Mr. President, finally, I have an announcement the Urban Affairs Committee has selected Senator Korshoj as Vice-Chair of the committee.

Senator Rod Johnson would like to add his name to LB 361 as co-introducer. (See page 238 of the Legislative Journal.)

(Read LB 460 by title for the first time. See page 238 of the Legislative Journal.)

March 17, 1989

LB 54A, 422, 429, 665

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: (Microphone not activated) ...everyone. Good morning. For the opening prayer this morning we have a real live Irishman from Philip Neri parish in Florence, Omaha, Dan Lynch, Senator Dan Lynch's parish. We're glad to welcome today from Ireland, ancestors in Tipperary, Father Fitzgerald from St. Philip Neri in Omaha. Please rise for the invocation. (Gavel.)

FATHER FITZGERALD: (Prayer offered.)

SPEAKER BARRETT: (Gavel.) Thank you, Father Fitzgerald. We're happy to have you with us. Roll call.

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

SPEAKER BARRETT: Thank you, sir. Any corrections to the Journal, Mr. Clerk?

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any reports, announcements or messages?

CLERK: Mr. President, Health and Human Services reports LB 422 to General File; LB 429, General File with amendments; LB 665, indefinitely postponed. Those are signed by Senator Wesely. (See page 1196 of the Legislative Journal.)

Mr. President, I have a new A bill, LB 54A by Senator Weihing. (Read LB 54A by title for the first time. See page 1197 of the Legislative Journal.)

Notice of confirmation hearing from the Transportation Committee offered by Senator Lamb. (See page 1198 of the Legislative Journal.)

Mr. President, received a report from the Department of Personnel pursuant to statute. That will be on file in my office. That's all that I have Mr. President.

SPEAKER BARRETT: Thank you. Before proceeding into the first item on the agenda, the confirmation report to be offered by Senator Withem, just a reminder that we will momentarily be proceeding into the Mother of the Year presentation which has

appropriation and by resolution create the program or urge the regents to create the program, I frankly feel more comfortable having this in statute as a program that the Legislature established and basically leaving it in the hands of the Boards of Regents to continue or not continue on their own so I think it's probably a good idea to also pass the legislation. As I say, the Education Committee was quite impressed with the presentation we heard and we think it's an excellent program and would urge the members to support it.

SPEAKER BARRETT: Thank you. Other discussion? Senator Chambers, would you like to close on the advancement of the bill? Thank you. The question before the body is the advancement of LB 543 to E & R Initial. All in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of LB 543.

SPEAKER BARRETT: LB 543 is advanced. Anything to read into the record, Mr. Clerk?

CLERK: Mr. President, I do have a few items. One new bill, LB 1123 offered by Senator Moore. (Read by title for the first time. See page 303 of the Legislative Journal.)

Mr. President, I have a motion from Senator Landis that will be laid over regarding LB 272A.

Mr. President, notice of hearings from the General Affairs Committee. That is offered by Senator Smith as Chair of the committee. And a notice of hearing from Judiciary, signed by Senator Chizek as Chair.

Mr. President, I have amendments to be printed to LB 163, signed by Senator Johnson. That's all that I have, Mr. President. (See page 304 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. The next bill, 503 will be temporarily passed over. Senator Goodrich has been excused until he arrives. He will be here. We can come back to the bill. The next bill, Mr. Clerk, LB 422.

CLERK: Mr. President, 422 was a bill introduced by Senator Abboud, Goodrich, Dierks, Crosby, Beck, Lynch, Schellpeper,

Ashford and Byars. (Read title.) The bill was introduced on January 13 last year. At that time it was referred to the Health and Human Services Committee. The bill was advanced to General File. I have no amendments at this time, Mr. President.

SPEAKER BARRETT: Senator Abboud.

SENATOR ABOUD: Yes.

SPEAKER BARRETT: Open on 422.

SENATOR ABOUD: Mr. President, this bill was brought in behalf of the county officials in the State of Nebraska. It's designed to establish a community service program to encourage employable recipients to enroll in vocational, rehabilitation, or job training programs or to require employable recipients to perform community service in exchange for the general assistance in lieu of their not choosing to attend rehabilitation, vocational ed or job training programs. The bill is pretty straightforward. There has been a number of discussions that we had in the off session in dealing with this particular issue the last couple of years. Senator Ashford spent a great deal of time on this issue and he was instrumental in getting the bill drafted in the manner that it is in the current form. I urge the approval of LB 422 on to Select File. Thank you.

SPEAKER BARRETT: Thank you. Discussion, Senator Wesely, please.

SENATOR WESELY: Thank you, Mr. President, members of the body, I rise in opposition to LB 422. I appreciate Senator Abboud's intent here and understand the concerns of Douglas County, but if you recall this very same concept was presented to this Legislature just a couple of years ago and was defeated, killed by this body at that time. The bill was very similar to the one that we have before us. It was an attempt to, in the estimation of a majority of this body, make work for individuals under the counties' jurisdiction. The problem with that concept isn't so much that we don't appreciate the desire of counties with some financial obligation to our poor, suggesting that those poor take an active role in improving themselves and hopefully not continuing to be on the welfare rolls, but there is two different approaches here. So we can agree with the fact that if somebody is on welfare, we ought to try and have a system that doesn't have that continue into perpetuity, but the two

approaches that we can take are very different. The first approach is the one that the state has taken to those individuals on our ADC rolls and other types of public assistance and that is a very positive job support training role that we have set up through a system to help individuals gain self-confidence, to gain skills that will make them able to function in the marketplace, able to function in different jobs that may be available to them and we've taken a concept that I think has now been seen nationally as one of the best in the country of not trying to punish individuals for being on welfare, but trying to help those individuals to stop the need for welfare, to find work and be able to take care of their own needs, and so the state has taken this direction. The direction under this bill, however, is a different one. The direction under this bill is one that I think emphasizes the old-fashioned "make work" approach to welfare, that we find these individuals under county responsibility and find them doing different volunteer work, I believe is what the function is here, I'm not quite sure how they worded this, but the concept is slightly different from the other bill in that instead of having them dusting cabinets and blinds in county offices, they'll be doing them in volunteer organizations in Douglas County. It doesn't accomplish anything other than taking up these individuals' time and perhaps again, trying to be punitive to the fact that they need assistance. It seems to me that the better way to go would be to amend the bill and we do have amendments drafted that we could offer. I'm not sure we will be offering them at this stage or not, but the better approach would be to amend this bill and instead of taking an approach envisioned by Senator Abboud, taking the approach the state has taken which would give these people a linkup into the job support program we have in place, linkup into the training programs that we have in place at the state level and allow the counties to utilize those services and help these individuals help themselves, a much more positive approach. Now why does the county not want to do that? I mean, this has been offered to the counties to give them this opportunity and from what I understand essentially they just don't want any expense involved. There is some cost to job training. There isn't to this sort of a punitive approach to a welfare recipient, "make work" efforts, and so instead of spending some money on these individuals to help them not have to be on welfare, instead of doing that they want to instead have this sort of a forced labor placed on these individuals. I mean, in my estimation if there were some positive good that came out of it, if some skills were developed, if these people

gained the ability to move off of welfare...

SENATOR LABEDZ PRESIDING

SENATOR LABEDZ: One minute, Senator Wesely.

SENATOR WESELY: Thank you, and into the work force, I could see where this would be something worth doing, but I don't see that at all. I don't see that attitude being expressed here and instead I see the old-fashioned approach that we found in old county government days, old welfare days, that for somebody who has need of assistance we just make it as tough on them as we can, as difficult as we can and I just don't think we're at that stage anymore. We've moved past that stage. We stopped doing that ten years or more ago and moved into this different direction and it's time I think county government caught up with the rest of the state and with the rest of the world in trying to understand that individuals that are on welfare aren't there because they like it or enjoy it, they're there for any number of reasons and if we can find those reasons and take care of those problems, those people I think want to work by and large and that's what we want to try and accomplish. Get these people the skills they need and ability that they need to move back into the work force. So that's the main point, that there is no disagreement that we need to deal with these individuals and do something about their being in the system, but the two approaches differ in how they accomplish the goal of moving them off of welfare and the more effective goal is the one the state has.

SENATOR LABEDZ: Senator Wesely, time is up.

SENATOR WESELY: This is a very ineffective goal and I would ask your opposition to the bill.

SENATOR LABEDZ: Senator Abboud, on the advancement of LB 422.

SENATOR ABOUD: Yeah, Mr. President or Madam President, colleagues, you know the one thing that I learned down here from day one is that each one of these bureaucracies has their own turf battle and I think the counties would be happy to have the state run their program if they'd pay for it and it's the same old approach of the state coming in and saying this is the way it should be and you should run it this way and the counties saying, well, that's fine, you want to take this over, you want

to run everything, we'd just as soon not have to pay anything dealing with these programs, but the state has put in these incredible burdens on the counties and the counties are just trying to deal with that particular program. What they are saying is that we want to try to help these people and one way we can help them is to make sure that they get some sort of job training, some sort of vocational education, whatever that might be. And the rules and regulations aren't in this particular bill because they don't even have the opportunity to establish it. Even if the state came in and said we'd like to run your programs, they couldn't do it because we don't have any enabling legislation. And I hope that next year or after this bill is enacted which allows them to be a part of these job training programs, that the state will come in, and I'll be happy to sponsor that piece of legislation where the state will come in and take over this particular program. But until they have that enabling legislation, they can't do it. They just can't do it and they sure would like to help these people. And that's what the bill is. It is just enabling legislation and I don't want to get into some big debate about the welfare system, Senator Wesely. There's problems in it, sure, but far be it from me to tell county or state officials how to run the best program, but when they came to me with this approach, they said we want to encourage them into some job service or some community service to help these able-bodied male individuals that are receiving this assistance to be able to do that. And that is all, really, this bill does. It is just enabling legislation and let's hope that next year the state comes in with a good program that will provide the funding for what Senator Wesely and myself want to accomplish. Thank you.

SENATOR LABEDZ: Senator Chambers, on the advancement of LB 422.

SENATOR CHAMBERS: Madam Chair and members of the Legislature, I'd like to ask Senator Abboud a question.

SENATOR LABEDZ: Senator Abboud.

SENATOR ABOUD: I'll respond to the question, Madam President.

SENATOR CHAMBERS: What education or job training opportunities are spelled out in the bill?

SENATOR ABOUD: Well in a number of instances, Senator Chambers, on page 2 we talk about the intent behind the

particular bill. On page 3, from lines 1 through 9, talk about the specific vocational, rehabilitation or job training programs.

SENATOR CHAMBERS: No, I mean where are those provided for in the bill, where the bill itself provides for such programs?

SENATOR ABBOD: Well, Senator Chambers, it's enabling legislation.

SENATOR CHAMBERS: No, I'm not arguing. I'm asking are there such provisions in the bill, that's what my question is.

SENATOR ABBOD: Lines 1 through 9 on page 3.

SENATOR CHAMBERS: On page 3, lines 1 through 9.

SENATOR ABBOD: That's what I said.

SENATOR CHAMBERS: I don't see where it sets up any program for training or assist anybody in finding their way there. It says...

SENATOR ABBOD: Would you like me to read it?

SENATOR CHAMBERS: Yes, if you would because maybe I'm not looking at it.

SENATOR ABBOD: Okay, on line 2 it starts, satisfactory participation in approved program of vocational, rehabilitation or job training.

SENATOR CHAMBERS: But this bill doesn't set that up. It says that if anybody is engaged in one of those programs, they don't have to be sent out on these "make work" jobs. What I'm asking, and not to argue the point, but just to see if I understand the bill correctly, this bill does not establish any programs of that kind, rehabilitation, vocational or any other kind, does it, the bill itself?

SENATOR ABBOD: Senator Chambers, as I said from the beginning, it's enabling legislation. Hopefully the state will come in and pick up this program, but allow up to this time, the state can't even provide this type of program to these people that really need it.

SENATOR CHAMBERS: Is your answer to my question, no, that the bill does not set up such programs? That's all I'm asking.

SENATOR ABBOD: Senator Chambers, the bill is enabling legislation to allow the counties and the state to help these people to get them into job training programs. That's all the bill does.

SENATOR CHAMBERS: I'll see if one of the other co-sponsors can help me. Is Senator Goodrich here? Senator Dierks, is Senator...Senator Dierks, well maybe...oh, Senator Lynch, I don't see him. Senator Dierks, does this bill set up any educational or job-training programs itself?

SENATOR DIERKS: Senator Chambers, not that I'm aware of.

SENATOR CHAMBERS: Okay, thank you. I didn't think so, but I wanted to be sure I wasn't misreading the bill. Members of the Legislature, this bill does take an approach that tends to be punitive and in Douglas County, of which Omaha is a city, an ordinance was recently passed dealing with graffiti, talking about gang graffiti on walls, and they're wondering how they are going to get it taken off. And the ordinance places the onus on the property owner. They've been talking about finding voluntary organizations and other individuals who can be used for this work. Anybody who has a child six-years-old or older, can be forced into this kind of a program. So you could have women, conceivably, being ordered to go out here into an area that people who, in order to try to exploit a situation say, is dangerous because gangs are putting this graffiti out there to mark their territory, sending her to take this graffiti off in an area where grown men may not feel too comfortable openly doing such a thing. This bill sets no guidelines whatsoever as to the type of work or even whether it has to have any dignity about it. And I know there is some people who have the attitude that if a person is so distressed economically that he or she...

SENATOR LABEDZ: One minute, Senator Chambers.

SENATOR CHAMBERS: ...will seek assistance from the government, then that person is entitled to no dignity, no respect and the presumption must be made that they choose to be poor and choose not to work. As these problems develop more and more throughout the state, there has been a lessening of this attitude because

some of the senators who had not seen it to the extent they see it now, felt it was an urban problem and one restricted to certain racial minority and ethnic groups. Now people are starting to see that Nebraska has a problem of poverty that cuts across racial and ethnic lines and there is a greater degree of concern for those people. One was evidenced by changing the name of the Department of Welfare to the Department of Social Services so the people in the rural areas wouldn't be embarrassed when they had to seek assistance. So a program like this which is not doing anything to enhance the education, provide job skills or assist people in any way to become self-supportive is not, I think...

SENATOR LABEDZ: Time is up, Senator Chambers.

SENATOR CHAMBERS: ...a decent public policy so I hope the bill would not advance.

SENATOR LABEDZ: Senator Pirsch, Senator Pirsch.

SENATOR PIRSCH: Thank you, Madam Chairman and members of the body, I think this has gotten off on the wrong track and I think Senator Wesely has raised a sector that isn't there. If you'd look in Section 3, the employable recipient shall mean any individual who is eighteen years of age or older, who is receiving county general assistance who is not engaged in full-time employment or satisfactorily participating in an approved program of vocational, rehabilitation, or job training, and who is not rendered unable to work by illness or significant and substantial mental or physical incapacitation. In other words, these are the people that have turned down job opportunities, who are not participating in vocational rehabilitation or job training and who are able to work. And, quite frankly, I think you can find dignity in all jobs and perhaps covering graffiti is one of the jobs that has the most dignity. Now there are people doing it and they have volunteered and I think Senator Chambers' reference to that is misleading. Senator Byars, could I give you the rest of my time?

SENATOR BYARS: Thank you, Senator Pirsch. In the testimony that we received in the Health and Human Services Committee hearing on this matter, I honestly felt that this was enabling legislation. This was something to start a program to allow the State of Nebraska to be able to try to get some dignified

programs to help people, and one thing that I hear constantly within my district is, can we find a way to help people learn how to work? Is there a means at our disposal that we can use to do this? And I feel this enabling legislation is exactly that and I would support that.

SENATOR LABEDZ: Thank you, Senator Byars. Senator Chambers.

SENATOR CHAMBERS: Madam Chair and members of the Legislature, if there were a lady in my district who needed a job and could have the telephone company create a position and give it to her, she'd probably be one of those who would say, there is dignity found in any kind of job because she doesn't have to do it. Now when it's been made clear that these gangs, when they mark their territory will threaten people who take the graffiti off, how is there dignity in sending a woman out to do that and grown men don't want to do it? That is as crazy as anything as I've heard, the insensitivity of it all. And these are the kinds of things that would happen in the City of Omaha and you all can do it if you want to and ignore the reality, but just this morning the World-Herald published a part of a report given by a firm from Reston, Virginia, commissioned to do the report, that talked about the racism that exists in Omaha and unless they correct their racial problems, they are never going to be an appealing place for businesses to come. 70 percent of the 11 to 12,000 people unemployed in Omaha are racial and ethnic minorities whom the system has failed in the words of the one who did the report and delivered it. And you have people sitting down here pontificating about dignity in any kind of work, work which they themselves don't have to do which they wouldn't want for their children. And Senator Pirsch did not tell you all of the factors that go into determining whether somebody is going to be forced into this. If you look at page 4, any person who is a single parent and has legal custody of any child under six shall not be required to perform community service which means any woman or man who has a child six-years-old or older can be taken out of the home for as much as 40 hours a week, 8 hours a day to do this kind of work which Senator Pirsch says has so much dignity and for which she will not be compensated. Let me ask Senator Abboud a question because maybe I'm getting the cart before the horse. Senator Abboud, what is the minimum per hour that these people can be paid for this work that they will be required to do?

SENATOR ABOUD: Senator Chambers, I think you have a

misconception about this bill.

SENATOR CHAMBERS: Well, don't deal with my misconception, if you'll just answer the question because my time will run out. What is the minimum they will be paid for the work they'll be compelled to do?

SENATOR ABOUD: Senator Chambers, this is community service, it isn't work. I don't know where you're talk this graffiti stuff, I haven't no idea what you're talking about.

SENATOR CHAMBERS: Oh, it's not work? It's not work?

SENATOR ABOUD: No.

SENATOR CHAMBERS: They won't be working then?

SENATOR ABOUD: They'll be involved in community service.

SENATOR CHAMBERS: So they won't be paid?

SENATOR ABOUD: Like the United Way.

SENATOR CHAMBERS: That's the only kind of thing that, okay, so give me an idea of what they'll be doing.

SENATOR ABOUD: They...as I said from the beginning, it's enabling legislation. It allows for these people to go either through vocational, job rehabilitation or job training or rehabilitation programs. If they choose not to do that, then they would go through, they could be involved in a community service program.

SENATOR CHAMBERS: Senator Abboud, on page 4 at the bottom of the page it says, these people should not be deemed employees of the county for any purpose. Does that mean if they're injured while working...well let me ask you, that if they're injured on one of these jobs, who will pay for the injury?

SENATOR ABOUD: Well, they're involved in a community service. I suppose the United Way, that's who they would be involved with.

SENATOR CHAMBERS: Would you be willing to put into this bill that whatever agency or group these people are working for will

be responsible to provide insurance should they be injured? Are you willing to put that in?

SENATOR ABBoud: That's fine with me.

SENATOR CHAMBERS: Okay. Now, do you feel that there is certain types of tasks that these people should not be required to do?

SENATOR ABBoud: You mean like taking graffiti off of walls?

SENATOR CHAMBERS: Yes.

SENATOR ABBoud: I have no idea what the United Way does. I worked with United Way on some other things and the Red Cross, and I think that those types of programs are good. I don't know exactly what community service, I suppose it would involve something with clerical help, office help...

SENATOR CHAMBERS: So then those are the only types of things...

SENATOR ABBoud: I don't...you know...

SENATOR CHAMBERS: ...you say the Red Cross and the United Way, those are the types of things...

SENATOR ABBoud: Those are examples of community service.

SENATOR CHAMBERS: ...but you don't mean going around and sweeping up streets and shoveling out gutters and things like that?

SENATOR ABBoud: No.

SENATOR CHAMBERS: Are you willing then to draw some...why don't we just name the organizations that they'd work for then? Why don't we just do that?

SENATOR ABBoud: I'd be happy to put that in in Select File, Senator Pirsch. Senator Pirsch said Select File, that would be fine with me.

SENATOR CHAMBERS: Members of the Legislature, thank you, Senator Abboud, that's all that I have to ask you for right now. Madam Chair, how much time do I have?

SENATOR LABEDZ: About one minute.

SENATOR CHAMBERS: Well since the point that I want to make I can't make in one minute, I will not start on it and have to split it.

SENATOR LABEDZ: Thank you, Senator Chambers. Senator Wesely.

SENATOR WESELY: Thank you, Madam President, just a... Senator Pirsch, I don't think I have misdirected us on the issue. The issue is very simple. We have people that are on welfare, whatever broad term you want to utilize it. Under the state system, those people get job support, training, education, they get the skills to move into the workforce. Under this proposal you're placing them into volunteer organizations, doing "make work" type activity, completely different approaches. There is a way to resolve the matter and I think the way to resolve it is an amendment that I've had drafted that we looked at briefly in committee and didn't have really time to pursue. It would link up the county general assistance program to authorize them to work with these other programs the state is now involved with with job support and training. There you have a linkage. There you have some sense. There you have what program we have in place, a system in place, utilizing the counties to piggyback on that system, helping these individuals to help themselves and in a way, in a positive way dealing with the problem. And that amendment is something I've talked to Senator Abboud about and I guess I'd ask Senator Abboud his feelings about that approach and his reaction to amending the bill to accomplish that goal of moving toward that sort of an approach versus the one in the bill. And, Senator Abboud, I'd...

SENATOR ABOUD: Senator Wesely, I, as we've discussed this earlier, I think that the state program is excellent in providing these people with the type of job training and that's what I would envision with the counties also wanting to be a part of this, so I think the amendment and the approach is excellent.

SENATOR WESELY: Okay. So if we advance the bill, we, Senator Chambers and I and others interested can work with you and we will have an amendment for Select File, is that correct?

SENATOR ABOUD: That's a great idea.

SENATOR WESELY: Okay, well then, in that case I feel comfortable, because I have talked to Senator Abboud, I know he understands the concerns, I know that he feels as I do that these programs are worthwhile and so with that, I'd have no problem with advancing the bill with the understanding that we would have an amendment on Select File.

SENATOR LABEDZ: Thank you, Senator Wesely. Senator Lindsay. Thank you, Senator Lindsay. Senator Abboud. Senator Beck.

SENATOR BECK: Madam Chairman, I just wanted to support Senator Abboud. I'm one of the co-sponsors of the bill with him and several others, and that was the point that I just wanted to make, was that we really ought to work with the Health and Human Services Committee and I think that that would allay Senator Chambers' fears or anyone else's fears as to what would happen with this because that was not at all the intent. The intent is for it to be a reasonable, strong and positive beneficial program. So I think looking to that, I'm perfectly happy that this has been brought up on the floor and that we can look into other programs that we can amend into this bill and then everyone will be pleased because the intent is a positive intent and so I just wanted to mention that and hope that we can now pass the bill on to Select File and makes those differences in those arrangements between the Health and Human Services Committee and the sponsors of the bill. Thank you.

SENATOR LABEDZ: Senator Withem, on the advancement of LB 422.

SENATOR WITHEM: Yes, Madam President and members of the body. I always feel reluctant to stand in the way of a freight train and I kind of feel a freight train coming along here, but I'd like to at least express some of my thoughts on the bill. And what I see developing on the floor may, in fact, be a satisfactory solution to our concerns. What I hear is a bill described as a bill that will help poor people acquire job skills, acquire dignity, be able to perform valuable work for the community in exchange for the program...for the assistance that they receive. What I see written in 422 is giving the power to local county officials to basically discourage anybody from applying for this program, those people that genuinely need it, from applying for that program. Just as an example, Senator Pirsch indicated that in other words these are individuals that turn down job opportunities. That's not what it says in the bill. It says if a person isn't fully employed or in a training

program, the training program, the type of training program that's acceptable isn't defined in here, they could be put to work on county work gangs is basically what the bill says. There is no guarantee in here for the fact that they have to be people that have been looking for work and have turned it down, and these could be people that are looking for work and don't have it. Another thing I'm concerned with by this approach is this is a bill that was summarily disposed of a couple of years ago and those individuals that were bringing the bill forward, not inside the Legislature, but outside the Legislature are smarting a little bit over the fact that the Legislature didn't support that and are very insistent that their bill get through. My concern is that we've heard lots of nice remarks on the floor of the Legislature here from Senators Abboud, Senator Beck and others talking about the value of amending this bill, I guess, I'm hopeful that when the lobbyists that are interested in LB 422 hear about this approach that they're going to be equally as enthusiastic about the change, that we don't have them saying, oh my gosh, this is not acceptable to us, this type of amendment procedure we're talking about and slow the process down. I think what I hear Senator Wesely, Senator Abboud, Senator Beck, others talking about is, is probably a commendable approach. I'm just hopeful that when it gets to Select File we don't forget that we've agreed to make these sort of amendments and I trust Senator Abboud and Senator Beck to be honorable individuals, but I'm concerned about those people who I haven't heard to be as enthusiastic about it so maybe, hopefully, Senator Abboud and Senator Beck and others will attempt to convince the lobbyists that are supporting this bill that amending it is, in fact, a good approach. There's probably some things can be done to make this a good bill. I don't think it is at this point, but I'm hopeful that those changes will take place. With that, I will probably go along with what Senator Wesely and some of the other opponents of the bill think needs to be done with it at this point.

SENATOR LABEDZ: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you, Madam Chairman. Just a couple points on the bill that I'd like to obviously state and a couple of questions I'd like to ask I believe of Senator Abboud. First of all, I'm getting a little concerned about the policy, about the flow of the Legislature at this particular point. We have a lot of members for various reasons, I'm sure all justified, are not here so we're laying things over. We're

having some days where we adjourn a little bit early because some members aren't ready and then we spend a lot of time on very tremendously valuable topics such as styrofoam cups in the body and now we have another form beginning to arise which is making me a little not only concerned, but I guess just fascinated with the body and that is we have a bill that obviously needs some amendments and we'll be willing to work and do some amendments but let's wait until the next stage, and that's fine. I've used that system a lot myself at times because anything to get the bill moving, anything to get the bill moving and I understand that approach, but I want the body to also understand what's going to happen here. If you take the amount that we were having some fun the other day at lunch, taking the amount of time we thought we would take on calls of the house and how many hours or days that might be, how many days we may have to take on overrides, how many days we're going to take on or half a day or so on New Horizons and how many days we're going to take on this, this and that and we really only, if you think about it, when you take all the things that we have to do, days we have to take on appropriation bills and so on, we're very, very limited to the time that we'll actually have to spend on bills. If people think that by moving things to Select File and we're all going to work on it at Select File, there are a couple of things I think we need to keep in mind. Number one, we're not going to have that time available on Select File, we're not. And so we're going to be very hurriedly rushed into supporting things that we probably haven't seen and we're going to get into severe difficulty at that point. And, number two, I always like to ask the question, we've had this thing sitting for quite a while, I believe it's an entire summer, and yet we're willing to work at that point, why weren't we ready to go now? The amendments are ready now, why aren't we willing to take them up now, so I know whether or not we have a bill that I want to support on Select File. And I think that to use that strategy all the time is we'll work on it and we'll move it to Select and then we'll look at it at that point, all you're doing, members of the body, is giving you one less chance to look at the bill. You can amend the bill now, move it to Select File and then study on Select File and have a chance to say I don't like the way this bill is going to take place. But if we don't do that now, if we just move it along and we'll work it on Select and we make amendments on Select, you don't have another chance until we get to Final Reading and it's very difficult to bring it back. The train has already started and left the station and run over a few people on the way. So I really am

disappointed in Senator Abboud I guess and Senator Pirsch in not taking the time to discuss the amendments now that are prepared. And, Senator Abboud, I'd like to ask a couple of questions if I can. Why does the bill, and I believe it still does, correct me if I'm wrong, it exempts single parents with children under six, is that correct?

SENATOR ABBODD: Yes.

SENATOR BERNARD-STEVENS: Why not married parents, or married couples with children under six, just out of curiosity?

SENATOR ABBODD: Why not married parents? I suppose one of the parents could stay home with the child.

SENATOR BERNARD-STEVENS: And that's the only reason? What if both are working, and I assume we're in a welfare situation here that may not be quite the situation.

SENATOR ABBODD: Is that a question?

SENATOR BERNARD-STEVENS: Yeah.

SENATOR ABBODD: What is the question?

SENATOR BERNARD-STEVENS: Well, I'm going to go ahead and I think there is a...I always wonder why we just pick single parents because I know of a lot of people that are married...

SENATOR LABEDZ: One minute, Senator Stevens.

SENATOR BERNARD-STEVENS: ...that are not necessarily there present at the home that might need to be exempt as well. I guess the other thing that Senator Chambers alluded to that strikes me a little bit, you know, a long time ago we had the Star of David we had to put on a lot of people to make sure and mark them for what they were, or at least what they were supposed to be portended to be. At Armageddon or later on there will be 666 apparently marked on a lot of foreheads or a lot of heads, to mark people from where they are going to be or what they are, and it seems to me one of the things that will be happening on this bill, though subtle and philosophical I would agree is that if you're on welfare, if you don't have a job or if you're not doing certain things we're going to single you out to go do certain things, we're going to single you out to do

that when any of us and all of us on the community should be ourselves going out and doing those things. And I really...I like the intent of the bill, I don't like what it does to people and I don't like what it does to the personal dignity of that person...

SENATOR LABEDZ: Time is up, Senator Stevens.

SENATOR BERNARD-STEVENS: ...and there are better and other ways to do the bill and I personally would hope that we do not move the bill until we have actually dealt with the amendments so I know what it is I'm moving along. Thank you.

SENATOR LABEDZ: Senator Moore, followed by Senator Abboud.

SENATOR MOORE: Pass.

SENATOR LABEDZ: Senator Abboud.

SENATOR ABBOD: Well, Mr. President, colleagues, I just got a copy of this amendment here and I'd like to see what the impact is on the amendment. I think it is what Senator Wesely told me it did, I thought was a very noble and proper approach, but, Senator Bernard-Stevens, you've been involved on the floor of the Legislature on a number of issues and educational issues and sometimes when you have a technical amendment and general assistance is a very technical, difficult area to understand, you want to be absolutely sure that this is the right way to go. Now from what Senator Wesely has told me, this is the right way to go on this particular approach and you just want to be absolutely sure and that's why I feel that, you know, this particular approach is probably the best. Now I understand that you might have some concerns and...but I can assure you that, number one, Senator Chambers is very able at stringing and discussing particular issues. I think Senator Chambers is probably more able than anyone to be able to do that on the floor of the Legislature and I can assure you that nothing is going to get by Senator Chambers or Senator Wesely on this particular issue and I'm pleased at this particular time that we're discussing this issue in an area that we're both trying to achieve and that is that we're trying to give back dignity to these people. I don't think anybody that's unemployed enjoys it. I don't think any of them like it and we just want to be able to help these people out and get that training. It's not some county program or county work program, it's a far, far

different bill than what has been discussed. And just on...just as when you debate very technical issues like educational issues, you don't always have everything the way you'd like it and when a particular proposal is discussed, when you can get two people together or two groups together, then that's the best approach to have on it. So I'd urge the advancement of the bill.

SENATOR LABEDZ: Thank you, Senator Abboud. Mr. Clerk, do you have a motion?

CLERK: Mr. President, I do. Senator Withem would ask unanimous consent to bracket LB 422 until Tuesday, January 16. (See page 304 of the Legislative Journal.)

SENATOR LABEDZ: Is there any objections? Senator Abboud.

SENATOR ABOUD: I think we're taking up abortion that day.

SENATOR LABEDZ: Senator Withem.

SENATOR WITHEM: I take it that was an objection so I will interpret it as such. This is not an unfriendly bracket motion, but it is one that I just, particularly after I heard Senator Abboud indicate, well, we don't know what's in the amendment, it's going to take some time to really determine what is in that amendment and how it would work, it's highly technical, hearing Senator Bernard-Stevens' reaction to being uncomfortable, just passing this bill on over to Select, I'm honestly not trying to hold it up forever, we're early enough in the session, this is the top bill on General File, we will get back to it, it's not an attempt to kill it, but if we are going to fix this bill up into one that genuinely helps poor people, I'd like to see it fixed up at this point. I don't want to just pass it on over to Select File and then have honest differences of opinion, say, no, I didn't really know that's what we were going to do, we want to pass the bill in its original sense and I just don't want to give it that extra stage of consideration, give it that one...get that much closer to passage in what I see is a very punitive shape that it's in at this point. I think, as Senator Bernard-Stevens said, we've had several months, we...there's some very definite problems in this bill. There is no definition of what is a satisfactory participation, what's an approved program, what is vocational and rehabilitation, who is going to approve them, what are the standards going to be? In

this particular shape it is a tool for counties to tell people you will not participate in...and should I just keep talking, Don? Will you guys get this whole thing sorted out or maybe I should ask Senator...see if Senator Wesely would respond to a question. What are we going to do, Don, seem to be working something out here, can you tell me?

SENATOR WESELY: Senator Withem, Senator Abboud and I have co-sponsored the amendment and would offer it if we had a chance on General File.

SENATOR WITHEM: On General File?

SENATOR WESELY: At this moment, yeah.

SENATOR WITHEM: Oh, okay, fine, let's withdraw the bracket motion then and move on in with the amendment then, that'll be fine. I'll withdraw that.

SENATOR LABEDZ: The motion is withdrawn.

CLERK: Madam President, Senators Wesely and Abboud would move to amend the bill. (Amendment appears on pages 304-05 of the Legislative Journal.)

SENATOR LABEDZ: Senator Wesely or Senator Abboud.

SENATOR WESELY: Madam President, members, Senator Abboud and I worked on this amendment last year actually, and actually Senator Abboud and I have been working on this for a couple of years and I want to express at this point, I know his intentions are positive and they're good and I've enjoyed the chance to cooperate with him on this. What had happened is, where he and I had seen eye to eye on this, there was some difference of opinion last year, particularly from the viewpoint of the county, and so we weren't able to see that this amendment was adopted in committee, but frankly, I think you can tell from the floor discussion here that it's important that we understand the interrelationship between the state and the county on this matter and let me try and explain because I know Senator Pirsch and Senator Smith have come to me, I hope I have clarified. We have in place a state system for job support and training. That system works well. It's for the people that fall under our programs on the state level. The county has what is called a general assistance program, that's for people that fall through

the cracks and have needs and there the county is supposed to pick up the need, but they don't have the authority to do the sort of job training, job support things that they would like to do. Now their attitude was the community service option. They really liked that way to go, but that's not what the state does and it doesn't work as well as what the state has, so this amendment would allow the county to work with the state programs, the state system that's there, to take their people and put them through that system, give them the training and the skills and move them off of the general assistance program and we found 90 percent success in this state program that we have in place, so why throw out a successful program and not utilize it by the counties when the state has found so much value in it? It helps I think the county problem. It deals with it in a positive fashion. I think it's the way to go. I hope you will support the amendment and I appreciate again Senator Abboud's willingness to cooperate on this matter and I'd give the rest of my time to Senator Abboud.

SENATOR LABEDZ: Senator Abboud.

SENATOR ABBODD: Madam President, members, I also support this particular amendment. I think if we do have any problems with it, let's get the amendment attached and any technical differences that we have at that time on Select File can be addressed at that particular time. As I stated previously, I felt...I supported this particular approach and I think that the state system has been working very well and the counties would like to mirror it and I think they'd love to get involved with it, but we have to pass this enabling legislation for them to do it. Senator Wesely's amendment offers some safeguards that I feel are good and, as I said, if there is some technical problems down the road, we can address them at that time, but I think it, hopefully, it will address some of Senator Bernard-Stevens and Senator Withem's concerns in regards to it, so I would move the advancement of the amendment and the bill. Thank you.

SENATOR LABEDZ: Thank you, Senator Abboud. Senator Wesely, there are no further lights on, would you like to close on the amendment?

SENATOR WESELY: All I would add is I'd also agree with Senator Abboud, if there is any technical problems we'd be willing to work together on that, but I think it's appropriate now to amend

the bill.

SENATOR LABEDZ: Thank you, Senator Wesely. We're voting now on the amendment to LB 422 as submitted by Senator Abboud and Senator Wesely. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Madam President, on adoption of Senator Abboud and Wesely's amendment.

SENATOR LABEDZ: The amendment has been adopted.

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

SENATOR LABEDZ: Senator Abboud, on the advancement of LB 422 to E & R Initial.

SENATOR ABOUD: I move the advancement of the bill.

SENATOR LABEDZ: There are no further lights...Senator Withem, his light just came on.

SENATOR WITHEM: Yeah, just a question to Senator Abboud. Do we still, with the Wesely-Abboud amendment, have we done anything about defining what is satisfactory participation, what are approved vocational programs and those kind of things or is that something...I would view that as a technical sort of change that we may continue to work on, if it's not in there, but do we still...?

SENATOR ABOUD: I agree with your analysis that's something we can work out.

SENATOR WITHEM: Okay, I hope we can continue to work on some of the definitions in the bill as it progresses along, but with that, I'll be voting to advance the bill on to Select File.

SENATOR LABEDZ: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Again, just briefly, I want to thank Senator Abboud for allowing the amendment to be a part of the bill now. There are still some areas that I still have some reservations on. I, too, will be moving to, or voting to advance the bill, but I also wanted to...couldn't help but put a little dig and say, see, that wasn't so bad. We just took about

January 12, 1990

LB 422, 520, 1012, 1050, 1124, 1125

five minutes and we've cleaned it up a little bit and we moved it on. We didn't have to go to Select File and wait, and we can do these things. It's possible to be done and I appreciate the members. Thank you.

SENATOR LABEDZ: Senator Abboud, there are no further lights on, would you like to close on the advancement of LB 422?

SENATOR ABOUD: I think we've had a good discussion and I would just move the bill.

SENATOR LABEDZ: Thank you. We're voting on the advancement of LB 422 as amended. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 27 ayes, 0 nays, Madam President, on the advancement of 422.

SENATOR LABEDZ: LB 422 is advanced to E & R Initial. Do you have anything to read in, Mr. Clerk?

CLERK: Madam President, I do. New bills. (Read LB 1124 and LB 1125 by title for the first time. (See pages 305-06 of the Legislative Journal.)

Madam President, I have amendments to be printed to LB 520. That is offered by Senators Dierks and Schellpeper. (See pages 306-09 of the Legislative Journal.)

Madam President, a motion from Senator Wesely to withdraw LB 1012. That will be laid over pursuant to Legislature's rules. (See page 309 of the Legislative Journal.)

I have a report of registered lobbyists for the week of January 9 through January 11.

And, Mr. President, hearing notice from the Government, Military and Veterans Affairs Committee. It is signed by Senator Baack as Chair of the committee.

And finally, Senator Bernard-Stevens would like to add his name to LB 1050 as co-introducer.

SENATOR LANDIS PRESIDING

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 29, 1990

LB 37, 422, 543

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 37.

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

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 37 as amended be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 543.

CLERK: Senator, on LB 543 I have E & R amendments pending.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move the E & R amendments to LB 543.

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

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 543 as amended be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 422.

CLERK: I have Enrollment and Review amendments, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the E & R amendments to LB 422 be adopted.

January 29, 1990

LB 240A, 409, 422, 465

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

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 422 as amended
be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 409.

CLERK: Senator, I have no E & R to that bill.

PRESIDENT: All right, thank you. Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 409 be advanced
to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 465.

CLERK: Senator, on 465, I have Enrollment and Review
amendments.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that the E & R
amendments to LB 465 be adopted.

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

CLERK: Nothing further on that bill, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 465 as amended
be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye.
Opposed nay. It is advanced. LB 240A.

CLERK: LB 240A, Senator, I have no amendments to the bill.

February 1, 1990

LB 37, 81, 240A, 409, 422, 465, 543
678, 678A, 863, 953, 1004, 1124

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber on this the 20th day of the Second Session of the Ninety-First Legislature. Our Chaplain this morning, Dr. John Wagner, President of Union College. Mr. Wagner.

DR. WAGNER: (Prayer offered.)

SPEAKER BARRETT: Thank you, so much, Mr. Wagner. We hope you can come back again. Roll call.

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

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

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any announcements, reports or messages?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they've carefully examined engrossed LB 37 and find the same correctly engrossed; LB 240A, correctly engrossed; LB 409, LB 422, LB 465, LB 543, LB 678, LB 678A, all of those reported correctly engrossed, all signed by Senator Lindsay as Chair of the E & R Committee. (See pages 612-16 of the Legislative Journal.)

Mr. President, Senator Smith has designated LB 1124 as her personal priority bill this session. Senator Haberman has selected LB 953 as one of the Retirement Systems Committee's priority bills. Senator Smith has designated LB 863 as one of the General Affairs Committee priority bills. And Senator Carson Rogers selected LB 1004 as his personal priority bill. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The Chair has a very special announcement at this point. Today, February 1st, is the birthday of Senator Carson Rogers. Senator Rogers has provided the treats on each of the desks this morning. Happy birthday, Senator Rogers. Mr. Clerk, to Item 5, on General File, 1990 priority bill.

CLERK: Mr. President, LB 81 was a bill introduced originally

SPEAKER BARRETT: LB 409 passes. LB 422.

ASSISTANT CLERK: (Read LB 422 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 422 pass? Those in favor vote aye, opposed nay. Please record.

ASSISTANT CLERK: (Read record vote. See pages 693-94 of the Legislative Journal.) The vote is 39 ayes, 0 nays, 10 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 422 passes. LB 543. Motion on the desk, Mr. Clerk.

ASSISTANT CLERK: Yes, Mr. President, Senator Haberman would move to return LB 543 to Select File for a specific amendment, that being strike the enacting clause.

SPEAKER BARRETT: The Chair recognizes Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the body, the purpose for my motion is to bring to the attention of this body that when this bill started out it had an \$800,000 General Fund appropriations in it plus \$200,000 would be raised by private funds for a total of \$1 million. My research shows that the \$200,000 by the private investors has been removed from the bill and as it stands now there will be a General Fund appropriation of \$800,000 to finance this program. I am bringing this to your attention that it is an \$800,000 appropriation and that you should know this before we vote on the bill. I don't know whether this is continuing on year after year or just for the one year. Thank you, Mr. President. I withdraw my motion.

SPEAKER BARRETT: Thank you. It is withdrawn. Mr. Clerk, back to the bill.

CLERK: (Began Final Reading of LB 543.)

SPEAKER BARRETT: Proceed.

CLERK: Senator Withem would move to return the bill for specific amendment.

SPEAKER BARRETT: The Chair recognizes Senator Withem.

was done by resolution last session.

SPEAKER BARRETT: Senator Withem, would you care to close or withdraw the motion or...?

SENATOR WITHEM: Yeah, I would love to withdraw the motion. Thank you.

SPEAKER BARRETT: Thank you. It is withdrawn. Mr. Clerk, proceed.

CLERK: (Continued reading LB 543 on Final Reading.)

SPEAKER BARRETT: All provisions of law having been complied with, the question is, shall LB 543 pass? Those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: (Read record vote. See pages 694-95 of the Legislative Journal.) 41 ayes, 0 nays, 1 present and not voting, 7 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 543 passes. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 37, LB 409, LB 422 and LB 543. Also an announcement perhaps of general interest, Senator Nelson apparently was caught yesterday using the expression "outstate". She is now paying her penalty by donating rolls to her favorite society, specifically the Nebraska Unicameral. Her birthday is in July, but she is using this as an opportunity to treat her colleagues. Anything for the record, Mr. Clerk? The Chair recognizes Senator Chambers.

SENATOR CHAMBERS: Point of order, if I am not mistaken in what I heard, the Chair used that word too. I thought I'd call it to the Chair's attention.

SPEAKER BARRETT: The Chair has just ruled you out of order, Senator Chambers. (laughter) Mr. Clerk, please.

CLERK: Mr. President, amendments to be printed to be LB 81 by Senators Withem, Korshoj and Hartnett. (See pages 695-98 of the Legislative Journal.)

Hearing notice from the Natural Resources Committee, signed by Senator Schmit.

February 7, 1990

LB 34, 240A, 369, 374, 409, 422, 530
543, 896A, 907, 1108, 1109, 1165, 1217
1228
LR 251, 252

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 907.

PRESIDENT: LB 907 is advanced. LB 984, please.

CLERK: Mr. President, may I read some items for the record? Mr. President, your Committee on Health and Human Services whose Chair is Senator Wesely reports LB 374 as indefinitely postponed, LB 530 as indefinitely postponed, those signed by Senator Wesely. Education Committee reports LB 1109 to General File and LB 1108 to General File with committee amendments attached, those signed by Senator Withem. (See pages 705-06 of the Legislative Journal.)

Banking Committee reports LB 1165 to General File; LB 1217, General File; LB 1228, General File, those signed by Senator Landis. In addition to those items, Mr. President, I have a new A bill, LB 896A by Senator Withem. (Read by title for the first time. See page 707 of the Legislative Journal.)

Mr. President, bills read on Final Reading this morning have been presented to the Governor. (Re: LB 34, LB 409, LB 422, and LB 543.)

Mr. President, amendments to be printed, Senator Hall has amendments to LB 240A, Senator Lamb to LB 369. (See pages 707-09 of the Legislative Journal.)

Mr. President, a new resolution, LR 252 offered by Senators Conway, Korshoj, Warner, Nelson and Beyer, asking the Legislature to acknowledge the service, knowledge and expertise that Phil Kruse has contributed to the State of Nebraska. That will be laid over, Mr. President. (See page 710 of the Legislative Journal.)

Mr. President, I have a referencing report referring LR 251 to the Judiciary Committee for public hearing, as well, Mr. President, as a request for the sale of revenue bonds by Kearney State College. As part of that process, Mr. President, I have a letter from Senator Labedz to the Clerk advising the Legislature as to the reference of that proposed bond sale.

Mr. President, finally, a request from Senators Hall and Chizek as Chairs of the Revenue Committee and Judiciary Committee to

February 14, 1990 LB 37, 409, 422, 543

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We have with us today as our Chaplain of the day, Pastor R. M. Meyer, who is Chaplain at the Florence Nursing Home. Will you please rise for the invocation.

PASTOR R. M. MEYER: (Prayer offered.)

PRESIDENT: Reverend Meyer, thank you for coming this morning and thank you for your thoughtful prayer. We appreciate it. Roll call, please.

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

PRESIDENT: Thank you. Did you make any mistakes in the Journal?

CLERK: No, sir, I did not make any mistakes, Mr. President.

PRESIDENT: Thank you, that is good. Any messages, reports, or announcements today?

CLERK: Mr. President, a communication from the Governor to the Clerk. (Re: LB 37, LB 409, LB 422, LB 543. See page 785 of the Legislative Journal.)

Mr. President, a report from the Department of Roads filed pursuant to Section 66-476 of the Nebraska Statutes. That is all that I have, Mr. President.

PRESIDENT: Thank you. Shall we move on to the confirmation report, please?

CLERK: Mr. President, the Education Committee reports on the appointments of certain individuals to the Safety Center Advisory Council. The report is on page 781 of the Journal.

PRESIDENT: Senator Dierks, are you present? Did you wish to take this confirmation report, please?

CLERK: Senator, these are the Safety Center Advisory Council appointments. There were about a half a dozen people.

SENATOR DIERKS: Yes, I will, Mr. President, and members of the