

March 15, 1989

LB 81, 89A, 163, 228, 270, 325, 339  
427, 438A, 521, 543, 580, 603, 764  
LR 2, 54, 55

CLERK: 29 ayes, 5 nays, Mr. President, on the advancement of LB...or LR 2, excuse me.

PRESIDENT: LR 2 is advanced. Do you have something for the record, Mr. Clerk, please.

CLERK: Mr. President, I do, thank you. New resolutions, LR 54, by Senator Bernard-Stevens. (Read brief description of LR 54 as found on pages 1153-54 of the Legislative Journal.) LR 55 by Senator Bernard-Stevens. (Read brief description of LR 55 as found on page 1154 of the Legislative Journal.)

Your Committee on Natural Resources reports LB 81 to General File with amendments; LB 163, General File with amendments; LB 270, General File with amendments; LB 325, General File with amendments; LB 764, General File with amendments. Those are signed by Senator Schmit as Chair. (See pages 1154-56 of the Legislative Journal.)

Education Committee reports LB 228 to General File; LB 543 to General File with amendments; LB 427, indefinitely postponed; LB 521, indefinitely postponed; LB 580, indefinitely postponed. (See pages 1156-57 of the Legislative Journal.)

Mr. President, Senator Coordsen would like to print amendments to LB 339 and Senator Lynch to LB 89A. (See pages 1160-61 of the Legislative Journal.)

Judiciary reports LB 603 to General File with amendments. Signed by Senator Chizek. (See pages 1157-60 of the Legislative Journal.)

New A bill, LB 438A, by Senators Wehrbein and Hall. (Read by title for the first time. See page 1161 of the Legislative Journal.)

Mr. President, an announcement. The Appropriations Committee will meet in Executive Session on Thursday, March 16, and Friday, March 17, at eight o'clock in Room 1003. Appropriations, eight o'clock next Thursday and Friday. That's all that I have, Mr. President.

PRESIDENT: (Gavel.) Senator Dierks, for what purpose do you rise?

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LB 438, 438A, 588

should be an option. The cost factor based on the local school district should not be a factor. And I, therefore, urge the advancement of LB 438.

SPEAKER BARRETT: Thank you. The question is the advancement of LB 438. Those in favor vote aye, opposed nay. Voting on the advancement of the bill. Have you all voted? Record, please.

ASSISTANT CLERK: 27 ayes, 2 nays on the advancement of the bill, Mr. President.

SPEAKER BARRETT: LB 438 is advanced. Mr. Clerk, we have an A bill, I believe.

ASSISTANT CLERK: Yes, Mr. President. LB 438A was introduced by Senators Wehrbein and Hall. (Read title.) The bill was read for the first time on March 15th and is placed on General File.

SPEAKER BARRETT: Senator Wehrbein, will you handle the A bill?

SENATOR WEHRBEIN: Yes, briefly, Mr. Speaker. It's there right in front of...140,000 from the General Fund July 1, 1989 to '90...290 from the fund, 1990 to 1991.

SPEAKER BARRETT: Any discussion? Any questions? If not, shall the A bill, 438A, be advanced? All in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: 28 ayes, 0 nays on the advancement of the A bill, Mr. President.

SPEAKER BARRETT: LB 438A is advanced. Anything to read in, Mr. Clerk? Thank you. Proceeding then to LB 588.

ASSISTANT CLERK: LB 588 was introduced by Senator Chambers. (Read.) The bill was read for the first time on January 18, was referred to the Government Committee. They report the bill back to General File with committee amendments, Mr. President.

SPEAKER BARRETT: On the committee amendments to 588, Senator Baack.

SENATOR BAACK: Yes, Mr. Speaker and members, the committee amendments do basically three things. I think that we're going to have several amendments to the committee amendments coming up

April 3, 1989

LB 44, 44A, 47, 66, 75, 78, 87  
220, 240, 262, 348, 372, 399, 401  
431, 438, 438A, 546, 548, 569, 569A  
582, 582A, 592, 606, 608, 628, 637  
681, 706, 777, 790

the time Senator Abboud can have to finish his closing.

SPEAKER BARRETT: Thank you. The question is the advancement of the bill to E & R Engrossing. All in favor vote aye...thank you. Roll call vote has been requested in reverse order. So be it. Mr. Clerk.

CLERK: (Roll call vote read. See pages 1431-32 of the Legislative Journal.) 27 ayes, 10 nays, Mr. President, on the advancement 592.

SPEAKER BARRETT: LB 592 advances. Anything for the record, Mr. Clerk?

CLERK: I do, Mr. President, thank you. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 262 and recommend that same be placed on Select File; LB 569, LB 569A, LB 606, LB 628, LB 681, LB 78, LB 438, LB 438A, LB 706, LB 47, LB 75, LB 548, LB 582, LB 582A, LB 240, LB 790, LB 777, LB 44, LB 44A, LB 637, LB 66, LB 546, LB 87, LB 220, LB 372, LB 399, LB 401 and LB 608, some of which have E & R amendments attached, Mr. President. (See pages 1432-44 of the Legislative Journal.)

Mr. President, your Committee on Health whose Chair is Senator Wesely reports LB 348 to General file with committee amendments attached. That's signed by Senator Wesely as Chair. (See page 1444 of the Legislative Journal.)

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

SPEAKER BARRETT: Thank you. As announced before recess, we will move back to LB 431 and LB 431A. LB 431, Mr. Clerk.

CLERK: Mr. President, the first item I have on 431 are Enrollment and Review amendments.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 431 be adopted.

SPEAKER BARRETT: The question is the adoption of the E & R amendments to LB 431. Those in favor say aye. Opposed no. Carried. They are adopted.

April 19, 1989

LB 247, 438, 438A, 591, 611

amended. Those in favor say aye. Opposed no. Carried. The bill is advanced. Anything for the record, Mr. Clerk? The A bill, I am sorry, proceed.

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

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 438A be advanced to E & R Final.

SPEAKER BARRETT: You have heard the motion to advance the A bill. Those in favor say aye. Opposed no. The ayes have it. Carried. The bill is advanced. Messages on the President's desk.

CLERK: Mr. President, Enrollment and Review reports LB 591 to Select File with Enrollment and Review amendments attached.

Senator Wehrbein would like to print amendments to LB 247; and Senator Warner to LB 611. (See pages 1795-96 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you, and let the record indicate that Senator Hefner had some guests in the north balcony from East Catholic Middle School in St. Helena, Nebraska, 23 eighth graders with their teacher. Senator Beyer, would you care to adjourn the body?

SENATOR BEYER: Mr. Speaker and members, I move that we adjourn until nine o'clock on April 20th.

SPEAKER BARRETT: Thank you. The motion is to adjourn until tomorrow morning at nine o'clock. Those in favor say aye. Opposed no. Carried. We are adjourned. (Gavel.)

Proofed by: Arleen McCrory  
Arleen McCrory

April 25, 1989

LB 78, 438, 438A, 646, 710, 812

call? Those in favor vote aye, opposed nay. Record.

CLERK: 23 ayes, 1 nay to go under call, Mr. President.

SPEAKER BARRETT: The house is under call. Members, please record your presence. Those outside the Chamber, please return. Senator Bernard-Stevens, please check in. Senator Warner, please record your presence. Senator Schimek, please. Senator Lindsay. Senator Peterson, the house is under call. Roll call in regular order has been requested. Senator Baack, Senator Haberman, Senator Wesely, the house is under call. While we're waiting, Senator Crosby announces the following guests in the north balcony, 20 second graders from Park Elementary here in Lincoln with their teachers. Would you folks please stand up and wave. Thank you. We're glad you could be with us. Senators Baack and Haberman, the house is under call. Senator Withem, may we proceed.

SENATOR WITHEM: Is there any knowledge of where Senator Haberman is?

SPEAKER BARRETT: Not at this point. The scouts are out looking.

SENATOR WITHEM: Maybe Senator Goodrich knows where he's hiding. He seems to be...I think Senator Goodrich. Go ahead and call the roll, please.

SPEAKER BARRETT: Apparently he is now on his way, Senator Withem.

CLERK: (Roll call vote read. See pages 1897-98 of the Legislative Journal.) 20 ayes. 22 nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: The motion fails. Anything for the record, Mr. Clerk?

CLERK: Mr. President, I do. Your Committee on Enrollment and Review...

SPEAKER BARRETT: The call is raised.

CLERK: ...has carefully examined and engrossed LB 78 and find the same correctly engrossed; LB 438; LB 438A; LB 646; LB 710,

May 22, 1989

LB 378, 378A, 388, 408, 408A, 412, 412A  
423, 438, 438A, 444, 449

ASSISTANT CLERK: (Read LB 438 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 438 pass? Those in favor vote aye, opposed nay. Have you all voted? Please record.

ASSISTANT CLERK: (Record vote read. See page 2630 of the Legislative Journal.) The vote is 36 ayes, 10 nays, 2 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 438 passes. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 378, LB 378A, LB 388, LB 408 and LB 408A, LB 412 and LB 412A and LB 423. LB 438A.

ASSISTANT CLERK: (Read LB 438A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 438A pass? Those in favor vote aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK: (Record vote read. See page 2631 of the Legislative Journal.) The vote is 37 ayes, 10 nays, 1 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 438A passes. LB 444.

ASSISTANT CLERK: (Read LB 444 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 444 become law? Those in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: (Record vote read. See page 2632 of the Legislative Journal.) The vote is 48 ayes, 0 nays, 1 excused and not voting.

SPEAKER BARRETT: LB 444 passes. LB 449.

ASSISTANT CLERK: (Read LB 449 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure

May 22, 1989

LB 336, 438, 438A, 444, 449, 449A, 541  
569, 569A, 574, 574A, 575, 575A, 603  
603A, 611

those in favor vote aye, opposed nay. Have you all voted?  
Record, please.

CLERK: (Record vote read. See page 2643 of the Legislative Journal.) 45 ayes, 1 nay, 1 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 603 passes. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 336, LB 438, LB 438A, LB 444, LB 449, LB 449A, LB 541, LB 569, LB 569A, LB 574, LB 574A, LB 575 and LB 575A. LB 603A, please.

CLERK: (Read LB 603A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 603A pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read. See pages 2644-45 of the Legislative Journal.) 42 ayes, 1 nay, 3 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 603A passes. LB 611, please.

CLERK: Mr. President, Senator Abboud would move to bracket LB 611 until January 3, 1990.

PRESIDENT: Senator Abboud, please.

SENATOR ABOUD: Yes, Mr. President, colleagues, LB 611 is a bill that's been moving along through the process with little fanfare or some fanfare but not a lot of debate. The bill itself has been whittled down to...or at least certain portions have been whittled out and other portions have been left in. But there has been left with some confusion as to what this bill will provide for. It's my understanding that there is no immediate local option for income tax for the local school districts. What it provides for is a state identification to be able to implement a program like that in the future. And, most importantly, it takes away all local state aid options dealing with state aid to education which is a considerable amount of money for local school districts to put our feet to the fire. Now when this session started out I thought that Senator Moore

May 22, 1989

LB 209, 319, 323, 336, 354, 354A, 360  
360A, 378, 378A, 388, 408, 408A, 412  
412A, 423, 438, 438A, 444, 449, 449A  
541, 569, 569A, 574, 575A, 575, 630  
640  
LR 219

While the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 219. Mr. Clerk, where did we leave off?

CLERK: Mr. President, before we commence Final once again, I have an explanation of vote from Senator Conway. (Re. LB 209. See page 2648 of the Legislative Journal.)

Acknowledgement from your Enrolling Clerk, that bills read on Final Reading have been presented to the Governor. (Re. LB 209, LB 319, LB 323, LB 354, LB 354A, LB 360, LB 360A, LB 378, LB 378A, LB 388, LB 408, LB 408A, LB 412, LB 412A, LB 423, LB 336, LB 438, LB 438A, LB 444, LB 449, LB 449A, LB 541, LB 569, LB 569A, LB 574, LB 575A, and LB 575.)

Mr. President, the first bill on Final is LB 630, this afternoon.

PRESIDENT: If you'll take your seats, please, we'll begin Final Reading. (Gavel.) If you'll take your seats, please, we'll start Final Reading on LB 630, please. LB 630, Mr. Clerk.

CLERK: (Read LB 630 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 630 pass? All those in favor vote aye, opposed vote nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as it appears on pages 2648-49 in the Legislative Journal.) 41 ayes, 1 nay, 3 present and not voting, 4 excused and not voting, Mr. President.

PRESIDENT: LB 630 passes. LB 640 with the emergency clause attached.

CLERK: (Read LB 640 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 640 pass with the emergency clause attached? All those in favor vote aye, opposed nay, and I am reminded again for the second time today that some of you are not remaining in your seats while Final Reading is being read. Have you all voted? Record, Mr. Clerk, please.