

March 23, 1989

LB 54A, 340, 403, 404, 437, 487A, 488A
566, 599, 787

decision that the tribe could make, if they chose to do so, with or without it. The key is whether or not you're going to provide any additional time and what level of funding you're going to provide and whether or not an appropriate site can be acquired, and all of those things could be addressed in a different fashion. And this portion of the amendment is not necessary, or for that matter adds anything to the bill.

SPEAKER BARRETT: Thank you. The Chair recognizes Senator Baack.

SENATOR BAACK: Yes, Mr. Speaker and members, in an effort to be accommodating I'll just simply withdraw this and we'll deal with the issue of the return date, straight up front with Senator Warner's amendment. We'll just do that. I'll just withdraw this portion of the amendment.

SPEAKER BARRETT: Thank you, sir. It is withdrawn. To the next motion, Mr. Clerk.

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

SPEAKER BARRETT: Proceed.

CLERK: Senator Weiing has some amendments to LB 54A to be printed. Revenue Committee reports LB 566 to General File; LB 403, indefinitely postponed; LB 404, LB 599, LB 787, indefinitely postponed. New A bills. (Read LB 487A, and LB 488A by title for the first time.) Senator McFarland would like to print amendments to LB 437, Mr. President. (See pages 1324-25 of the Legislative Journal.)

The next amendment I have, Mr. President, to LB 340 is by Senator Baack. Senator, I have AM837 in front of me.

SENATOR BAACK: Yes, that's correct.

SPEAKER BARRETT: Senator Baack, please.

SENATOR BAACK: This is simply a clarifying amendment at the request of the Department of Roads, which sets out a definite procedure for the Department of Roads in case they're in the middle of a construction project and come across some unmarked remains. And it just sets forth a procedure that they will follow so that they can get it done as quickly as possible and

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LB 487A, 487

300,000 but there obviously is no reduction next year because from this point forward those two months are tied on the other end. Right?

SENATOR WITHEM: Right, right.

SENATOR LANDIS: Thank you, Senator Warner. Senator Schellpeper, our last light.

SENATOR SCHELLPEPER: Thank you. I also have a question for Senator Withem. Would it help if the schools would all start after Labor Day? Wouldn't that make it a lot more simpler here for this bill?

SENATOR WITHEM: I think that's a very convenient nontechnical Select File amendment that could be offered to this bill.

SENATOR SCHELLPEPER: Thank you.

SENATOR LANDIS: Senator Schellpeper's time has been used so we'll move to Senator Withem, since there are no lights on, to close. Senator Withem. I think that's a waiving off of the closing. We'll proceed to a vote to advance LB 487. Those in favor vote aye, those opposed vote no. The Clerk will record.

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

SENATOR LANDIS: Thank you, Mr. Clerk, and now the A bill, Mr. Clerk.

ASSISTANT CLERK: Mr. President, LB 487A was introduced by Senator Withem. (Title read.)

SENATOR LANDIS: Senator Withem.

SENATOR WITHEM: This bill appropriates the \$300,000 figure that I alluded to in the explanation of the bill. That is the only change that it makes. I think Senator Schellpeper is going to be offering a \$40 million amendment for state aid to education on this, but we'll deal with that when he brings it up.

SENATOR LANDIS: Thank you. The question is the advancement of LB 487A. Those in favor vote aye, those opposed vote no. The Clerk will record.

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LB 487A, 488

ASSISTANT CLERK: 25 ayes, 0 nays on the advancement of the bill.

SENATOR LANDIS: The bill is advanced. We'll move on to LB 488, introduced by the Education Committee. Mr. Clerk.

ASSISTANT CLERK: LB 488 was introduced by the Education Committee. (Title read.) The bill was read for the first time on January 17. It was referred to the Education Committee. The Education Committee did report the bill to General File, Mr. President.

SENATOR LANDIS: Thank you. Mr. Chairman Withem, on LB 488.

SENATOR WITHEM: Yes, Senator Landis, members, LB 488 is a bill that amends the Private Vocational Education Authorization Act. Currently, private vocational schools, they've been sometimes referred to as proprietary schools, schools like Lincoln School of Business I guess is an example, some of the various private vocational schools, Universal Technical Institute up in Omaha comes to mind, are currently regulated by the State Department of Education. Last year they put together a task force consisting of the regulators and those schools that are regulated to suggest some changes in the Vocational Education Authorization Act and, again, these are primarily technical types of changes that are being made to bring the act up to date, using the term, they prefer the term the state of art, term of art right now I guess is postsecondary career schools as opposed to private vocational schools. This bill clarifies that private colleges and universities offering baccalaureate level degrees are exempt from the act. That wasn't necessarily clear before. This eliminates the restriction on establishing rules more stringent than those specified in the act. The department can make more stringent rules if it so desires. Senator Baack may help himself to one of my French fries if he desires. Specifies that the accreditation by a number of listed accrediting agencies which will be accepted as meeting the minimum standards. Changes the provisions governing branch facilities, renames what branch facilities are and it goes on, eliminates grandfather clause, an obsolete grandfather clause. Basically it's a good bill. The relationship between these private vocational schools and the department and our public schools sometimes gets a little bit strained, but this bill is one that I think will improve that relationship. It's a bill

April 6, 1989

LB 77, 99, 135, 143, 206, 213, 228
228A, 247, 323, 324, 371, 381, 423
486, 487, 487A, 488, 488A, 508, 509
566, 592, 605, 627, 643, 669, 714
722, 756, 781, 793
LR 70

PRESIDENT NICHOL PRESIDING

PRESIDENT: Ladies and gentlemen, welcome to the George W. Norris Legislative Chamber. We have with us this morning as our Chaplain of the day Dr. Paul Lundell of the Dundee Presbyterian Church in Omaha. Would you please rise.

DR. LUNDELL: (Prayer offered.)

PRESIDENT: Thank you, Dr. Lundell. We appreciate your message this morning. Roll call, please. Record, please.

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

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

CLERK: No corrections, Mr. President.

PRESIDENT: Good. Any messages, reports or announcements?

CLERK: Mr. President, Enrollment and Review reports LB 77, LB 371, LB 592, LB 643, LB 714, and LB 781 as correctly Engrossed. Enrollment and Review also reports LB 99, LB 323, LB 143, LB 213, LB 381, LB 423, LB 509, LB 793, LB 605, LB 135, LB 324, LB 756, LB 206, LB 669, LB 486, LB 487, LB 487A, LB 488, LB 488A, LB 228, LB 228A, LB 627, LB 508, LB 722, and LB 566 to Select File, some of those having Enrollment and Review amendments attached. (See pages 1533-40 of the Legislative Journal.)

Mr. President, Senator Warner would like to print amendments to LB 247 in the Legislative Journal. That's all that I have, Mr. President. (See page 1540 of the Journal.)

PRESIDENT: Okay. We'll move on to LR 70.

CLERK: Mr. President, LR 70 has been offered by Senators Ashford and Moore. It's found on page 1476. (Read brief summary of resolution.)

PRESIDENT: Senator Ashford, please.

SENATOR ASHFORD: Thank you, Mr. President and members. Last year we passed legislation which authorized the profession of

April 7, 1989

LB 228A, 228, 487, 487A

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move the adoption of the E & R amendments to LB 487.

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

CLERK: Nothing further, Senator.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that LB 487, as amended, be advanced to E & R Final.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 487A.

CLERK: LB 487A, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move that LB 487A be advanced to E & R Final.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 228.

CLERK: LB 228, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move that LB 228 be advanced to E & R Final.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 228A.

CLERK: LB 228A, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move that LB 228A be advanced to E & R for Engrossment.

April 12, 1989

LB 99, 135, 206, 228, 228A, 323-325, 381
423, 487, 487A, 508, 509, 605, 627
669, 722, 793

chemicals. There are other bills coming up this session that deal with solid waste disposal that I hope that we'll get to yet this session. So I think that there are people in this body who are committed to doing something in respect to the environment and I take some exception to the statements made by Senator Chambers on the fact that this body is not interested. I think we are interested and I think the message is beginning to come across to us that we need to begin to look at the environment, whether we come from the country or the city, it's just as important to all of us. So I support the bill and other bills. Hopefully, it will be forthcoming this session.

SPEAKER BARRETT: Thank you. There are no other lights. The question is the advancement of LB 325 to E & R Initial. Those in favor of that motion vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 37 ayes, 0 nays, Mr. President, on the advancement of LB 325.

SPEAKER BARRETT: LB 325 is advanced. Messages on the President's desk, Mr. Clerk.

CLERK: Mr. President, Enrollment and Review reports they have carefully examined and engrossed LB 99 and find the same correctly engrossed, LB 135, LB 206, LB 228, LB 228A, LB 323, LB 324, LB 381, LB 423, LB 487, LB 487A, LB 508, LB 509, LB 605, LB 627, LB 669, LB 722 and LB 793, all reported correctly engrossed. (See pages 1671-72 of the Legislative Journal.)

Senator Abboud would like to add his name to LB 325 as co-introducer, Mr. President. That's all that I have.

SPEAKER BARRETT: Thank you. Senator Schellpeper, would you care to adjourn us?

SENATOR SCHELLPEPER: I sure would. I would move we adjourn until April 13th at 9:00 a.m.

May 23, 1989

LB 147, 487, 487A

CLERK: (Record vote read as found on pages 2681-82 of the Legislative Journal.) 46 ayes, 1 nay, 1 present not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 147 passes. LB 487 with the emergency clause attached.

CLERK: (Read LB 487E on Final Reading.)

PRESIDENT: All provisions of law according to...procedure having been complied with, the question is, shall LB 487 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 as found on page 2683 of the Legislative Journal.) 48 ayes, 0 nays, 1 excused and not voting, Mr. President.

PRESIDENT: LB 487 passes with the emergency clause attached. LB 487A.

CLERK: (Read LB 487A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 487A pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read as found on pages 2683-84 of the Legislative Journal.) 46 ayes, 1 nay, 2 present not voting, Mr. President.

PRESIDENT: The Chair recognizes Speaker Barrett, please.

SENATOR BARRETT: Thank you, Mr. President and members. I again rise asking your support on a motion to suspend Rule 6, Section 7, subsection (b) I believe it is, to suspend the rules in order that we might read the bills on the agenda today on Final Reading. I ask for the support of the body.

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

CLERK: 41 ayes, 0 nays, Mr. President, on the motion to suspend

May 23, 1989

LB 75, 89, 89A, 147, 177, 177A, 272
279, 289A, 289, 487, 487A

ASSISTANT CLERK: (Read LB 272 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 272 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Record vote read as found on page 2691 of the Legislative Journal.) Vote is 47 ayes, 0 nays, 2 present not voting, Mr. President.

PRESIDENT: LB 272 passes with the emergency clause attached. I understand we're going to skip LB 272A for the moment and continue on with LB 279 with the emergency clause attached.

ASSISTANT CLERK: (Read LB 279 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 279 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Record vote read as found on page 2692 of the Legislative Journal.) Vote is 44 ayes, 0 nays, 5 present and not voting, Mr. President.

PRESIDENT: LB 279 passes with the emergency clause attached. While the Legislature's in session and capable of transacting business, I propose to sign and do sign LB 147, LB 487, LB 487A, LB 75, LB 89, LB 89A, LB 177, and LB 177A. Continue on with LB 289 with the emergency clause attached.

ASSISTANT CLERK: (Read LB 289 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 289 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 as found on page 2693 of the Legislative Journal.) 44 ayes, 0 nays, 2 present not voting, 3 excused not voting, Mr. President.

PRESIDENT: LB 289 passes with the emergency clause attached. LB 289A with the emergency clause attached.

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LB 75, 89, 89A, 147, 177, 177A, 272A
311, 362A, 377, 487, 487A
LR 224, 225, 226

SPEAKER BARRETT: LB 362A passes. LB 377.

ASSISTANT CLERK: (Read LB 377 on Final reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 377 become law? Those in favor vote aye, opposed nay. Have you all voted? Please record.

ASSISTANT CLERK: (Record vote read. See pages 2702-03 of the Legislative Journal.) The vote is: 48 ayes, 0 nays, 1 present and not voting, Mr. President.

SPEAKER BARRETT: LB 377 passes. Matters for the record, Mr. Clerk.

CLERK: Mr. President, your Enrolling Clerk has presented to the Governor bills read...some of the bills read on Final Reading this morning. (See page 2703 regarding LB 147, LB 487, LB 487A, LB 75, LB 89, LB 89A, LB 177 and LB 177A.)

Mr. President, LB 311 is reported correctly enrolled.

Mr. President, new resolutions. LB 224 by Senator Conway. (Read brief description of LR 224 as found on pages 2703-04 of the Legislative Journal.) LR 225 by Senator...by the Appropriations Committee. (Read brief description of LR 225 as found on pages 2704-06 of the Legislative Journal.) That will be laid over, Mr. President. LR 226 offered by Senators Pirsch, Beck, Hannibal, Ashford, Chizek, Hall, Labedz, Lynch, Abboud and Chambers. (Read brief description of LR 226 as found on pages 2706-07 of the Legislative Journal.) That, as well, will be laid over. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Directing your attention now to the agenda to LB 272AE which we moved over earlier in the day. Mr. Clerk.

CLERK: Mr. President, I have a motion to bracket LB 272A until May 24. That is offered by Senator Landis.

SPEAKER BARRETT: Senator Landis, please.

SENATOR LANDIS: Thank you, Mr. Speaker, members of the Legislature, this is the American Savings, State Securities,