

January 17, 1989

LB 303A, 309A, 356, 438, 473-495  
LR 7

CLERK: 30 ayes, 0 nays, Mr. President, on the motion to suspend that particular rule and refer 303A and 309A to Appropriations Committee.

PRESIDENT: The motion is carried, the rules are suspended, and the bills are referred to the Appropriations Committee. What would you like to do now, Mr. Clerk?

CLERK: Mr. President, Reference Committee will meet in Room 2102 now for referring of bills; Reference Committee in Room 2102 now for referring of bills.

PRESIDENT: The Reference Committee or the Executive Board will adjourn, leave us for a while. We'll stand at ease for a little while until they come back. So, relax.

EASE

CLERK: Mr. President, new bills. (Read LB 473-492 by title for the first time. See pages 245-50 of the Legislative Journal.)

Mr. President, I have a new resolution, LR 7, by Senator Hall. (Read. See pages 250-52 of the Journal.)

Mr. President, Senator Morrissey would like to add his name to LBs 356 and 438. Finally, Mr. President, I have a Reference Report referring LBs 410 through 462. That is all that I have, Mr. President.

PRESIDENT: If I could direct your attention, please, over under the north balcony we have a special guest. Senator Stephanie Johannis, it looks like you. Would you step out so we can see you. Please welcome former Senator Johannis back to the Legislature. Do you have any words of wisdom for us now that you are out? Senator Lynch, you haven't done much today. Would you like to...just a moment. Don't go to work yet. Just a minute. Mr. Clerk.

CLERK: Mr. President, a couple of bills coming in. In addition, I have hearing notices for the Education Committee and one from the Judiciary Committee signed by Senators Withem and Chizek as Chairs.

Mr. President, new bill. (Read LB 493-495 by title for the first time. See pages 254-55 of the Legislative Journal.)

March 22, 1989

LB 77, 139, 164, 253, 291, 325, 409  
448, 493, 500, 508, 663, 691, 714  
722

with amendments. That's signed by Senator Coordsen. Government Committee reports LB 409 to General File; LB 508, General File; LB 722, General File; LB 139, General File with amendments; LB 164, General File with amendments; LB 663, General File with amendments; LB 253, indefinitely postponed, as is LB 291, LB 448, LB 493, LB 500, and LB 691. (See pages 1286-91 of the Legislative Journal.)

SPEAKER BARRETT: The call is raised.

CLERK: Mr. President, Senator Pirsch would like to add her name to LB 325 as co-introducer. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Senator Kristensen, please. Would you care to recess us.

SENATOR KRISTENSEN: Thank you, Mr. Speaker. I would move to adjourn (sic) us until this afternoon at one-thirty...recess.

SPEAKER BARRETT: I believe the motion is to recess. Thank you, Senator Kristensen.

SENATOR KRISTENSEN: No, I think I said adjourn.

SPEAKER BARRETT: Those in favor say aye. Opposed nay. Ayes have it, we are recessed until one-thirty.

RECESS

PRESIDENT NICHOL PRESIDING

PRESIDENT: Roll call, please. Record, Mr. Clerk, please.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: Thank you. What should we do first, Mr. Clerk? Any reports or announcements?

CLERK: Yes, Mr. President, I do. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 77 and recommend that same be placed on Select File; LB 714 on Select File, both of those having been signed by

May 4, 1989

LB 285, 493, 761, 813  
LR 109

your seats. All present and accounted for. Members, return to your seats for a vote on the Peterson amendment to LB 813. Those in favor of the adoption of the amendment vote aye, opposed nay. Have you all voted? Have you all voted? Senator Goodrich.

SENATOR GOODRICH: I would like a roll call, please.

SPEAKER BARRETT: Roll call has been requested. Roll call has been requested in reverse order. Mr. Clerk, proceed.

CLERK: (Roll call vote read. See pages 2076-77 of the Legislative Journal.) 23 ayes, 13 nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: The motion fails. The call is raised. For the record, Mr. Clerk.

CLERK: Mr. President, thank you. I have a resolution offered by Senator Warner. (Read brief description of LR 109. See pages 2077-78 of the Legislative Journal.) That will be laid over.

Senator Wesely has amendments to LB 761; Senator Lamb to LB 285. (See pages 2078-79 of the Legislative Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The next motion, please.

CLERK: Mr. President, Senators Hall and Withem would move to amend. Both Senator Hall and Withem are excused, Mr. President.

SPEAKER BARRETT: We will move over that one. To the next one, please.

CLERK: Mr. President, Senator Nelson would move to amend the bill. (The Nelson amendment appears on page 2079 of the Legislative Journal.)

SPEAKER BARRETT: Senator Nelson.

SENATOR NELSON: Mr. Speaker and members of the body, this amendment is not printed in the Journal. It has to do with a bill that I introduced earlier, LB 493, with the juvenile detention facilities in the State of Nebraska. Nebraska has

supervisors, and so on, we investigated any potential facility that we could find. It's a problem that is bigger than counties can handle. To dole the money out to counties, as the Crime Commission in some areas are suggesting, individually; if it is a group of counties, that's fine, but a lot of the counties...I'll take Greeley County, they may have someone that needs to be locked up in a security detention facility once in three months. And then there could be a big drug party of something one evening and they need three kids locked up. The rules and regulations state that juveniles that are placed in confined jails or lockups cannot be placed within sight and sound of adults. In the Omaha area, I believe there is a new jail half built that will not be in compliance and what is happening and what will happen is we had a 14-year-old boy from central Nebraska sentenced to the Penitentiary. The judges are saying the Legislature and the state created these problems, it's not my problem. And we will probably see more and more of that until we become...until we try to do something about it. I introduced LB 493 this year that would have used one wing at the Kearney Youth Development Center that is not being used now. It has been renovated some to an extent about \$110,000 for wiring and so on by the Building and Maintenance Committee and that would have served central Nebraska. There is not that big a problem with girls that they could be handled at Geneva. We...back to the bill we just discussed, I did vote a no vote. I probably should have been a nonvote...nonvoting. But we did find that the Hastings Regional Center had one floor that was available. DPI offered it to us as a reasonable amount but to come in and renovate that, set up new standards and so on, it didn't seem feasible and the cheapest thing was to go to Kearney, the Youth Development Center there. The bill was presented to the General Affairs Committee and the members on that committee, I knew, did the best that they possibly could, not having served on Judiciary Committee or having the opportunity to become knowledgeable on the situation that we are facing. In the hearing, the public hearing that we had in Grand Island earlier this year the question of the Crime Commission, what happens if Nebraska does not come in compliance or accept these funds. I'm sorry to tell you the comment and I have those...those proceedings right here, or those words was that we will give those fund to another advocacy group that can use for lawsuits or anything else to file against the states or other states or this state. That, we very much hated to hear. Also, originally, and it's caused a lot of confusion, I know most of you have seen it, a proposal for eastern Nebraska, southeastern