

January 18, 1989

LB 35, 36, 38, 79, 158, 496-536

while you bring in your bills. If you have some, please bring them up. Do you have an announcement for us?

CLERK: Mr. President, Reference Committee will meet in five minutes in Room 2102; Reference Committee in Room 2102 in five minutes.

PRESIDENT: Reference Committee, please heed the announcement just made.

EASE

PRESIDENT: If you don't have anything to do, there is some dry edible beans up in front here, if you would like to help yourself you may. John WeiHING knows all about them, so you can ask him if you want to know how to cook them or anything. (Gavel.) Senator WeiHING.

SENATOR WEIHING: Mr. President and members of the Legislature, this year Nebraska is number one in the production of dry edible beans. I thought that you should realize that we have a very high standing with the production in the nation.

PRESIDENT: Mr. Clerk, you have something to do.

CLERK: Mr. President, your Committee on Agriculture, whose Chair is Senator Rod Johnson, to whom was referred LB 35, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 36 and LB 38 to General File, all signed by Senator Johnson as Chair.

Mr. President, new bills. (LBs 496-536. Read for the first time by title. See pages 258-66 of the Legislative Journal.)

Mr. President, in addition to those items, I have the hearing notice from the Health and Human Service Committee. Mr. President, a Reference Report referring LBs 463 through 495.

Mr. President, Transportation Committee, whose Chair is Senator Lamb, to whom was referred LB 79, instructs me to report the same back to the Legislature with the recommendation that it be advanced to General File with committee amendments attached, and LB 158 to General File, both of those signed by Senator Lamb (See pages 268 of the Legislative Journal.)

SENATOR LABEDZ: Senator Lynch.

SENATOR LYNCH: Madam President and members, I intend to withdraw this amendment but I just thought I should take a minute, a real minute, to explain what the purpose of this amendment was. Actually, the purpose of this amendment was to incorporate LB 529 which did have a hearing before the Banking and Insurance Committee on March 9th of this year. I know the amendment's been published in the Journal. I don't...can't remember the number of it. It's up there on the...no, it's not. But, in any case, since I'm withdrawing it, it's not that important, except to mention that the reason this amendment which would accomplish the same thing in purpose and in principle as the amendment you just adopted is not being considered is because of the, I think, respect for and the integrity of the system we have. Since this bill was not put out to the floor for consideration, because it waited in committee for amendments, we thought that it would be best interest of all of us to wait until next year, put it out of the committee with some priority early in the session for your consideration. But I did want you to know and I did want the record to reflect that this amendment would have accomplished, with LB 529, the same thing that we discussed on the other two and that was to offer flexibility...more flexibility for those people involved with the...with the investment of public funds so that we can take every advantage of those opportunities investment...investmentwise to and with and for the best interests of those public funds. With that, I will respectfully withdraw the amendment.

SENATOR LABEDZ: The amendment is withdrawn. Do you have anything else, Mr. Clerk?

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

SENATOR LABEDZ: Senator Lindsay.

SENATOR LINDSAY: Madam President, I move that LB 377 as amended be advanced to E & R for Engrossment.

SENATOR LABEDZ: The motion is to advance LB 377 to E & R. All those in favor say aye. Opposed. LB 377 is advanced. LB 258, Mr. Clerk.

CLERK: Madam President, the first item on 258 are Enrollment

February 12, 1990

LB 93, 100, 346, 369, 454, 461, 517
529, 560, 578, 593, 647, 771, 1008
1010A, 1019, 1022, 1027, 1045, 1048, 1064A
1078, 1081, 1085A, 1110, 1123, 1186, 1199
1243
LR 13

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

CLERK: Yes, Mr. President, I have a series of items. Mr. President, I have a Reference Report referring LB 1243 to the Judiciary Committee. That is signed by Senator Labedz as Chair of Reference. A hearing notice from Banking, Commerce, and Insurance, Mr. President, for February 20, signed by Senator Landis.

Amendments to be printed to LB 1022 by Senator Smith; Senators Warner and Beyer to LB 369. (See pages 744-46 of the Legislative Journal.)

Mr. President, your Committee on Transportation whose Chair is Senator Lamb reports LB 1186 to General File with committee amendments attached, signed by Senator Lamb. Banking Committee reports LB 93 as indefinitely postponed, LB 100, LB 454, LB 461, LB 529, LB 560, LB 578, LB 593, LB 647, LB 771, LB 1008, LB 1027, LB 1045, LB 1078, LB 1110, and LB 1123, all reported indefinitely postponed, those signed by Senator Landis as Chair of the committee. Government Committee, Mr. President, whose Chair is Senator Baack, reports LB 1019 to General File, LB 517 indefinitely postponed, LB 1048, LB 1081, and LR 13CA as indefinitely postponed, those signed by Senator Baack as Chair. (See pages 746-47 of the Legislative Journal.)

New A bills, Mr. President, LB 1010A by Senators Ashford, McFarland, and Chambers; LB 1085A by Senator Wesely; LB 1064A by Senator Wesely. (All read for the first time by title. See page 748 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Mr. Clerk, moving on to the next bill on General File, LB 1199.

CLERK: LB 1199, Mr. President, was a bill introduced by Senator Landis. (Read title.) The bill was introduced on January 18 of this year, referred to the Banking, Commerce, and Insurance Committee for public hearing. I have no amendments to the bill, Mr. President.

SPEAKER BARRETT: Thank you. (Gavel.) The Chair recognizes Senator Landis.

that would provide and force these institutions, good, bad, big or little, but apparently terrible, because they don't pay enough attention to the local community, they should be satisfied with this legislation, if an amendment like that is adopted. It's like a moral issue. You know, either you're living in sin, or you're not, I guess, if you don't do certain things my way or your way. The whole thing is...I guess sort of loses me. I don't know...You know we've all...we've been...how long have some of us been in politics? You don't have to be behind the glass to do business, you can do business on the 20th floor of the bank building, you can do business in your own office, you can do business in the corner bar, on the way back and forth to Lincoln. So let's not talk about people behind the glass. That gets a little old and boring after a while, because, to be completely frank, it reflects on the integrity of all of us. And don't pick on this one piece of legislation to make it look like this is the only time and the first time anybody has ever talked to any of us about a piece of legislation. I took this bill, which is Senator Schmit's priority bill, because it made sense to me that we should provide, in Nebraska, every opportunity, not only for the smallest or the medium-sized, but the biggest institutions as well to be able to get involved with the purchase, with or without the savings and loan problem, the purchase of institutions by Nebraskans in Nebraska. All kinds of interesting dialogue and suspicion and threat and concern developed after that. I know we all have our own point of view. But, in my opinion, I don't want to make it any more complicated than it is. That's all I took it as, and that's one reason I took...There were a lot of bills I could have taken as a priority, but I took this one because I thought that was important. To be completely frank, I offered the amendment, which was LB 529, because I thought that made some sense as well. I'm certainly not going to attempt to change the...

SPEAKER BARRETT: One minute.

SENATOR LYNCH: ...opinion of the body, or in fact infer that we should override the decision of the Chair on the germaneness of that amendment. But I think that's also very good, it clears up a lot of things. Because so much has to and should be done in this body, LB 529 is probably going to fall through the cracks, but it will be back again next year. But let's not complicate or confuse this one. We can argue about how much is enough, whether 2 percent is enough over two years, or 3 percent is too

a change and clarification with respect to how these kinds of provisions should be dealt with and I would just simply rise to say that I intend to vote for the Lynch amendment.

PRESIDENT: Thank you. Senator Pirsch, please.

SENATOR PIRSCH: Thank you. A question of Senator Lynch, please.

PRESIDENT: Senator Lynch, would you respond, please.

SENATOR LYNCH: All right.

SENATOR PIRSCH: Senator Lynch, I don't have anything written but this is another bill? Is that correct?

SENATOR LYNCH: Yes, Senator Pirsch, it was LB 529.

SENATOR PIRSCH: And just the one question that I have. You said this will allow Douglas County to react differently than the rest of the counties or it will give them the same flexibility?

SENATOR LYNCH: Just the opposite. It would allow other counties to be able to have the opportunity to react like Douglas County has now.

SENATOR PIRSCH: Okay. That's what I wanted to clarify. Thank you, Senator Lynch.

PRESIDENT: Thank you. Senator Lynch, would you like to close on your amendment, please.

SENATOR LYNCH: Waive closing.

PRESIDENT: The question is the adoption of the Lynch amendment. All those in favor vote aye, opposed nay. Senator Lynch, what do you think?

SENATOR LYNCH: Oh, Mr. Speaker, we're about nine away. I hate to do it, but I would accept call in votes and ask for a call of the house.

PRESIDENT: The question is, shall the house go under call? All those in favor vote aye, opposed nay. Record, Mr. Clerk,