

March 8, 1989

LB 89A, 569A, 574A, 587

well be, time will come when the ethanol will, in fact, be the by-product and some other product from this process will be the major financial component. I would like to point out also that we have, as I have pointed out, seen the accent upon developing the ETBE industry, which is a further derivative of the ethanol distillation. I have to explain and apologize that many years ago I didn't know how far we were going to go on this but we have come quite a ways.

SENATOR HABERMAN: All right, Senator Schmit and members of the body, for the record, as I understood Senator Schmit that the amendments and the bill pertain to the use of grain. That is what Senator Schmit said. That, I will buy. I will support the issue...

SPEAKER BARRETT: One minute.

SENATOR HABERMAN: ...due to the fact that it says, "and the intent is the use of grain". I'm not saying Nebraska grain. I'm not putting any strings on this thing but that is what the bill does. That's what it's to be used for and that I will buy. Thank you, Senator Schmit.

SPEAKER BARRETT: Anything further on the bill? Any closing comment, Senator Schmit?

SENATOR SCHMIT: No closing, Mr. President.

SPEAKER BARRETT: Thank you. The question before the body is the advancement of LB 587 to E & R Initial. Those in favor vote aye, opposed nay. On the advancement of the bill, have you all voted? Please record.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 587.

SPEAKER BARRETT: LB 587 is advanced. Senator Roger Wehrbein is announcing the presence of a very special guest from Plattsmouth, Jan Stuckey. Jan, would you please stand and take a bow. Thank you. Glad you are here. For the record, Mr. Clerk.

CLERK: New bills, LB 89A by Senator Lynch. (Read for the first time by title.) LB 574A by Senator Rogers. (Read for the first time by title.) LB 569A by Senator Rogers. (Read for the first

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LB 569, 569A, 606

allows an opportunity to save lives and to let it go on another year without passage of this legislation would be a shame. I would urge the body's support of this legislation.

SENATOR LABEDZ: There are no further lights on the advancement of LB 569. Senator Morrissey, or Senator Rogers, would you like to close?

SENATOR MORRISSEY: Yes, Madam Chair, members, as I said, a lot of people have worked pretty hard on this, including Senator Remmers, Senator Rogers, Department of Health and Mr. Fankhauser and Mr. Beekman from my district and it's very important. We have a good chance here to do something really vital to the state and I would urge your adoption of this bill.

SENATOR LABEDZ: Senator Morrissey was closing on LB 569. We're voting on the advancement of LB 569. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 30 ayes, 0 nays, Madam President, on the advancement of LB 569.

SENATOR LABEDZ: LB 569 is advanced. Mr. Clerk, LB 569A.

CLERK: 569A, Madam President, introduced by Senator Rogers. (Title read.)

SENATOR LABEDZ: Senator Morrissey or Senator Rogers, would you like to speak on the advancement of LB 569A?

SENATOR MORRISSEY: Yes, Madam Chair and members, I would just urge the support of 569A along with LB 569.

SENATOR LABEDZ: Any discussion on the advancement of LB 569A? Evidently not. We're voting on the advancement of LB 569A. 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 LB 569A.

SENATOR LABEDZ: LB 569A is advanced. Mr. Clerk, LB 606.

CLERK: 607, Madam President, was a bill introduced by Senator Landis. (Title read.) The bill was introduced on January 19,

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 569, 569A, 606, 628

SPEAKER BARRETT: You have heard the motion to advance LB 569. Those in favor say aye. Opposed no. Carried. The bill is advanced.

CLERK: Senator, on LB 569A, I have no amendments to the bill.

SPEAKER BARRETT: Senator Moore.

SENATOR MOORE: I move we advance LB 569A.

SPEAKER BARRETT: Any discussion on the advancement of the A bill? Senator Wesely, your light is on. Senator Schellpeper. Thank you. Shall the A bill, 569A, be advanced? Those in favor say aye. Opposed no. Carried. The bill is advanced. LB 606.

CLERK: LB 606, Senator, I have Enrollment and Review amendments pending.

SPEAKER BARRETT: Senator Moore, excuse me, Senator Lindsay.

SENATOR LINDSAY: Thank you, Mr. President. I move the adoption of the E & R amendments to LB 606.

SPEAKER BARRETT: Shall the E & R amendments to 606 be adopted? All in favor say aye. Opposed no. Carried. They are adopted.

CLERK: I have nothing further on that bill, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 606 as amended be advanced to E & R for Engrossment.

SPEAKER BARRETT: You have heard the motion to advance 606. Those in favor say aye. Opposed no. Carried. The bill is advanced. LB 628.

CLERK: LB 628, Senator, I have E & R, first of all.

SPEAKER BARRETT: Senator Lindsay.

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

April 24, 1989

LB 429, 569, 569A, 606, 681, 683, 769
812

but if 18 and 6 makes 24, it probably won't work with a call of the house. So I will just sit down and unfortunately accept defeat.

SPEAKER BARRETT: Record, Mr. Clerk. A record vote has been requested.

CLERK: (Read record vote. See pages 1885-86 of the Legislative Journal.) 18 ayes, 21 nays, Mr. President, on adoption of the amendment.

SPEAKER BARRETT: Motion fails. Messages on the President's desk.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 569 and find the same correctly engrossed, LB 569A, LB 606, and LB 681, all correctly engrossed and all signed by Senator Lindsay as Enrollment and Review Chair. (See pages 1886-88 of the Legislative Journal.)

Mr. President, I have received a communication from the University of Nebraska regarding a proposed bond issue. That will be referred to Reference Committee for referral to the appropriate Standing Committee.

Amendments to be printed by Senator Lindsay to LB 429; Senator Withem to LB 812; Senators Withem and Hall to LB 812, and Senator Warner to LB 683. (See pages 1890-92 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you, sir. Senator Labedz, for what purpose do you rise?

SENATOR LABEDZ: Thank you, Mr. President. I move that we adjourn until April 25th, nine o'clock in the morning.

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

Proofed by:

LaVera Benischek
LaVera Benischek

May 22, 1989

LB 569, 569A, 574A, 574

and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 569E passes. LB 569AE.

ASSISTANT CLERK: (Read LB 569AE on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 569A, with the emergency clause attached, become law? All in favor vote aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK: (Record vote read. See pages 2636-37 of the Legislative Journal.) The vote is 45 ayes, 0 nays, 3 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT NICHOL PRESIDING

PRESIDENT: LB 569A passes with the emergency clause attached. LB 574 with the emergency clause attached.

ASSISTANT CLERK: (Read LB 574 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 574 pass with the emergency clause attached? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Record vote read. See pages 2637-38 of the Legislative Journal.) The vote is 45 ayes, 1 nay, 2 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 574 passes with the emergency clause attached. LB 574A with the emergency clause attached.

ASSISTANT CLERK: (Read LB 574A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 574A 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. See page 2638 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 5 present and not voting, 1 excused and not voting, Mr. President.

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.