

March 21, 1989

LB 49A, 77, 231A, 262, 285A, 575A, 592  
714

individually liable and that is not placing the responsibility where it ought to be placed. I would urge that the body advance the bill, and if some of these other concerns that actually go beyond the provisions of 77 are to be addressed, that perhaps can be done or at least considered but, by all means, let's at least give some basic fairness to those employees who are perhaps subject to cost that is beyond any reasonable basis to assess against them.

SPEAKER BARRETT: Thank you. The question is the advancement of LB 77 to Enrollment and Review. All in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 29 ayes, 1 nay, Mr. President, on the advancement of LB 77.

SPEAKER BARRETT: LB 77 advances. For the record, Mr. Clerk.

CLERK: Mr. President, Enrollment and Review reports LB 592 to Select File; LB 49A, LB 231A; and LB 285A, all to Select File. (See page 1257 of the Legislative Journal.)

I have a motion to reconsider an amendment offered to LB 262 yesterday. That's offered by Senator Bernard-Stevens.

New A bill, LB 575A, by Senator Barrett. (Read by title for the first time as found on page 1258 of the Legislative Journal.)

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

SPEAKER BARRETT: Thank you. To the next priority bill, LB 714. Mr. Clerk.

CLERK: Mr. President, LB 714 was a bill that was introduced by Senator Lamb, Senator Bernard-Stevens, Hefner, Robak, Smith and Conway. (Read title.) The bill was introduced on January 19, referred to the Revenue Committee. The bill was advanced to General File. I have committee amendments pending by the Revenue Committee, Mr. President.

SPEAKER BARRETT: Chairman Hall, on the committee amendments.

SENATOR HALL: Thank you, Mr. President, members, Mr. Clerk, the amendment that I have is an amendment to the committee amendments?

April 12, 1989

LB 575, 575A

those prosecutors in the Department of Education follow up a complaint or whether they don't will be where the rubber hits the road, as it is in most prosecutor or prosecuting sort of relationships that the prosecutor determines whether to file a trespass charge on my five-year-old kid running across the neighbor's lawn or whether they reserve those trespass charges for when there is real criminal intent. I think it's a good bill and I think Senator Barrett has done a good job of explaining the bill and I would urge you to advance the bill to Select File.

SENATOR LAMB: The motion is the advancement of LB 575. Those in support vote aye, those opposed vote no. The Chair would welcome 13 seniors from Silver Creek. They are members of the American Government class and their sponsor. Please welcome these seniors and would you stand to be recognized, please. They are guests of Senator Rod Johnson. Have you all voted? Record, Mr. Clerk.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of LB 575.

SENATOR LAMB: LB 575 has been advanced to E & R Initial. Mr. Clerk.

CLERK: Mr. President, LB 575A offered by Senator Barrett. (Read title.)

SENATOR LAMB: Senator Barrett.

SPEAKER BARRETT: Thank you, Mr. President, and members, as you can see, the A bill calls for an appropriation of \$102,000 plus for July 1, '89 to June 30, '90, and \$104,442...or 422 for the following year. I would move the advancement of 575A.

SENATOR LAMB: Any discussion? Seeing none, all those in support of advancing LB 575A vote aye, those opposed no. Have you all voted? Record, Mr. Clerk.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of 575A.

SENATOR LAMB: LB 575A has advanced to E & R Initial. Mr. Clerk.

April 17, 1989

LB 330, 575, 575A, 586  
LR 75

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, Reverend Frederick Felger of the Central Park Congregational - United Church of Christ. Would you please rise for the invocation this morning.

REVEREND FELGER: (Prayer offered.)

PRESIDENT: Thank you, Reverend Felger, please return to give us our invocation again. Reverend Felger is in Senator Lynch's district in Omaha. Roll call, please. Mr. Clerk, please.

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

PRESIDENT: Thank you. Any corrections to the Journal today?

CLERK: No corrections, Mr. President.

PRESIDENT: Any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 575 and recommend that same be placed on Select File, LB 575A, LB 330 and LB 586 all on Select File. (See pages 1709-11 of the Legislative Journal.)

The last item, Mr. President, I have a report from the Department of Roads Operation Cash Fund for the period of March, 1989. That is all that I have, Mr. President.

PRESIDENT: Fine, thank you. Before we start Final Reading, a few days ago you had introduced LR 75 which has to do with heart disease and cholesterol situation coming up, and since today is the day that we start the blood pressure and cholesterol testing, it was felt appropriate that we take up this LR 75 today rather than wait. Is there any objection? If not, Mr. Clerk.

CLERK: Mr. President, LR 75 is found on page 1692 of the Journal. It was introduced by Senator Wesely. (Read brief description.) Again, Mr. President, on page 1692 of the Journal.

April 24, 1989

LB 330, 575, 575A, 739A

LB 739A.

PRESIDENT: You've heard the motion. All in favor say aye. Machine vote has been requested. All those in favor vote aye, opposed nay. Have you all voted that care to? Record, Mr. Clerk, please.

CLERK: 28 ayes, 5 nays, Mr. President, on the advancement of 739A.

PRESIDENT: LB 739A advances. LB 575.

CLERK: 575, Senator, I have E & R amendments pending.

PRESIDENT: Senator Lindsay, please.

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

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

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

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I'd move that LB 575, as amended, be advanced to E & R for Engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. The bill is advanced. LB 575A.

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

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move that LB 575A be advanced to E & R for Engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 330.

CLERK: Senator, first item on LB 330 are Enrollment and Review amendments.

April 25, 1989

LB 84, 247, 247A, 575, 575A, 611, 739  
739A, 812  
LR 87

of LB 812 to E & R Engrossing. Those in favor vote aye, opposed nay. Have you all voted? Record vote has been requested. Record, Mr. Clerk.

CLERK: Voting aye Senators Beck, Beyer, Byars, Coordsen, Crosby, Dierks, Elmer, Goodrich, Haberman, Hannibal, Hefner, Lowell Johnson, Kristensen, Labedz, Landis, Langford, Lindsay, Moore, Peterson, Rogers, Schimek, Scofield, Warner, Wehrbein and Weihing. Voting no Senators Abboud, Bernard-Stevens, Chambers, Chizek, Conway, Hall, Korshoj, Lamb, Morrissey, Robak, Schmit and Withem. Senator Smith voting yes. Senator Barrett voting yes. 27 ayes, 12 nays, Mr. President, on the advancement of LB 812. (Record vote not printed in the Legislative Journal.)

SPEAKER BARRETT: LB 812 advances. Anything for the record, Mr. Clerk?

CLERK: Mr. President, study resolution signed by the Business and Labor Committee. (Read brief description of LR 87. See pages 1907-08 of the Legislative Journal.) Referred to Reference Committee.

LB 247, LB 247A, LB 575, LB 575A, LB 611, LB 739 and LB 739A are all reported correctly engrossed, Mr. President. (See pages 1908-09 of the Legislative Journal.) That's all that I have.

SPEAKER BARRETT: Thank you. Proceeding then to Select File, senator priority bills. LB 84.

CLERK: Mr. President, LB 84 is on Select File. The bill was last considered on Select File on April 20, Mr. President. At that time there was an amendment to the bill by Senator Lamb that was adopted. Senator Chizek then made a motion, Mr. President, to indefinitely postpone. Senator Lamb agreed to lay the bill over. That motion is now pending.

SPEAKER BARRETT: Senator Chizek.

SENATOR CHIZEK: I want to withdraw my motion.

SPEAKER BARRETT: The IPP motion is withdrawn.

CLERK: Mr. President, I then have amendments by Senator Conway to the bill. Senator, these are your amendments on page 1622 of

May 22, 1989

LB 574A, 575, 575A, 586

PRESIDENT: LB 574A passes with the emergency clause attached. LB 575, please.

ASSISTANT CLERK: (Read LB 575 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 575 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Record vote read. See page 2639 of the Legislative Journal.) The vote is 40 ayes, 1 nay, 7 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 575 passes. LB 575A.

ASSISTANT CLERK: (Read LB 575A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 575A pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Record vote read. See page 2640 of the Legislative Journal.) 41 ayes, 0 nays, 7 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 575A passes. May I introduce a very special guest of Senator Pirsch. Under the north balcony, we have the Honorable P.J. Morgan, Mayor-elect of Omaha. Mayor, would you step out so we can see you? Thank you, Mayor, we are honored to have you in our presence this morning. And congratulations to you from all of us. LB 586.

CLERK: Mr. President, I have a motion on the desk. Senator Haberman will move to return the bill for purposes of striking the enacting clause.

PRESIDENT: Senator Haberman, please.

SENATOR HABERMAN: Mr. President and members of the body, I would like to bring to your attention some of the facts and features in 586.

PRESIDENT: Senator Haberman.

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.