

will meet for a brief Executive Session, in Room 1003, upon recess to select a Vice-Chair. Appropriations Committee upon recess in Room 1003 by the Appropriations Committee.

Mr. President, I also have the Committee on Committees report as offered by Senator Lowell Johnson and the Committee on Committees. Also an acknowledgment, Mr. President, that Senator Beyer has been selected...Senator Emil Beyer has been selected as Vice-Chair of the Committee on Committees.

PRESIDENT: The Chair recognizes Senator Lowell Johnson. Could we have your attention for just a moment, please. (Gavel.) Could we have your attention just a moment, ladies and gentlemen. If we could have your attention just a moment, we won't request your attention too long today, but Senator Lowell Johnson has an announcement.

SENATOR L. JOHNSON: Mr. President and members of the Legislature, your Committee on Committees met yesterday, and after careful deliberations completed the committee roster, which you find on your desks, which has been placed there by the Clerk. The report was unanimously adopted by the Committee on Committees, and I, therefore, move at this time that it be accepted and approved by the Legislature.

PRESIDENT: Is there any discussion? If not, the question is the adoption of the report. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the Committee on Committees report.

PRESIDENT: The report is adopted. Back to you, Mr. Clerk. We're ready for the introduction of new bills. Mr. Clerk.

CLERK: Mr. President, new bills. (Read LB 1-80 by title for the first time. See pages 44-61 of the Legislative Journal.)

PRESIDENT: If I could have your attention just a moment, please, we'll introduce a couple of guests. Over under the north balcony, our first doctor of the day for this year is Dr. Dale Michaels of Lincoln, Nebraska. He's from Senator Warner's district. He's here to take care of us on behalf of the Nebraska Academy of Family Physicians. So would you welcome Dr. Michaels. Would you please stand, Doctor. Thank you for

January 9, 1989

LB 52, 58, 121, 187, 188

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen, welcome to the George W. Norris Legislative Chamber. We have with us today as Chaplain of the day, Reverend John Loudon of the Eastridge Presbyterian Church. Would you please rise.

REVEREND LOUDON: (Prayer offered.)

PRESIDENT: Thank you, Reverend Loudon. Please come back and see us again. Roll call, please.

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

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

CLERK: Mr. President, I do have a correction. (Read. See page 91 of the Legislative Journal.) That is the only correction that I have, Mr. President.

PRESIDENT: We will move on to the adoption of the temporary rules, please. Senator Moore, please.

SENATOR MOORE: Mr. President, members of the body, I simply move that we adopt the temporary rules this morning.

PRESIDENT: Thank you. All those in favor say aye. Opposed nay. They are adopted. Mr. Clerk, do you have any messages, reports, or announcements this morning?

CLERK: Yes, Mr. President, I do. Mr. President, the first order of business, we received a Reference Report from the Reference Committee referring LBs 1 through 101.

Mr. President, a series of unanimous consent requests: Senator Dierks to add his name to LB 58 as co-introducer, Senator Lamb to LB 188, Senator Lindsay to LB 187, Senator Scofield to LB 52, Senator Ashford to LB 121.

PRESIDENT: No objections, so ordered.

CLERK: Mr. President, a series of reports from a variety of Natural Resources Districts regarding payment of attorney fees as is required by statute. Those will be on file in my office

January 9, 1989

LB 58, 84, 98, 102, 140, 141, 241-266

CLERK: Mr. President, new bills. (Read titles for the first time to LBs 241-266. See pages 112-18 of the Legislative Journal.)

Mr. President, in addition to those items, the Rules Committee would like to announce that Senator Carson Rogers has been selected as Vice-Chair of the committee.

Mr. President, Revenue Committee will be or are...is conducting a meeting underneath the south balcony.

Mr. President, the Judiciary Committee will conduct an Executive Session upon recess on the south side of the Chamber; Judiciary upon recess. And Transportation will meet in the lounge upon recess...or, Senator...I'm sorry, Senator Lamb, do you want that this afternoon, Senator? I'm sorry, Transportation upon adjournment this afternoon in the Senators' Lounge; Transportation this afternoon.

Mr. President, Government Committee has selected Senator Bernard-Stevens as Vice-Chair.

Mr. President, Senator Conway would like to add his name to LB 140 as co-introducer; Senator Beck to LB 102 and to LB 141; Senators Smith and Hartnett to LB 58; Senator Hartnett to LB 98; Senator Rod Johnson to LB 84.

Mr. President, the last note is a Reference Committee meeting at two-thirty this afternoon in Room 2102; Reference Committee at two-thirty in Room 2102. That's all that I have.

PRESIDENT: Senator Emil Beyer, for what purpose do you rise?

SENATOR BEYER: Mr. Speaker, a point of personal privilege. I hope that the senators have noticed that we have a familiar face back in the Legislature and that's our Page Supervisor, Kitty Kearns. We're glad to have her back and we've missed her and we wish her good health from now on. (Applause.)

PRESIDENT: Thank you. Ladies and gentlemen, would you please listen as your Speaker speaks.

SPEAKER BARRETT: Thank you, Mr. President, and members, just a reminder to committee chairs, committee clerks, if you plan to have a hearing next week, I believe the first day would be the

January 11, 1989

LB 54, 58, 223, 277, 361, 373  
LR 6

(Read explanation of LR 6 as found on pages 191-93 of the Legislative Journal.) That will be referred to the Reference Committee.

In addition to those items, Mr. President, I have notice of hearing from the Health and Human Services Committee for Wednesday, January 18; notice of hearing from Senator Hall as Chair of Revenue for January 19; notice of hearing from Revenue for Wednesday, January 18; from Government for January 18; and from Natural Resources for January 18, all signed by the respective Chairs. (See pages 193-94 of the Legislative Journal.)

Mr. President, I have a motion from Senator Weihsing. Senator Weihsing would move to rerefer LB 54 from the Agriculture Committee to the Health and Human Services Committee. That will be laid over, Mr. President.

Mr. President, Reference Report referring LBs 280-323, as well as certain gubernatorial appointees. (See pages 195-96 of the Legislative Journal.)

Mr. President, a series of unanimous consent requests. Senator Rogers would like to add his name to LB 277; Senator Ashford to LB 58; Senator Coordsen to LB 223; Senator Lynch to LB 277.

Mr. President, Senator Nelson has been selected as Vice-Chairperson of the Building Maintenance Committee. That is offered by Senator Conway as Chair.

Senator Landis and Wehrbein have amendments to be printed to LB 361. (See pages 196-97 of the Legislative Journal.)

Mr. President, the final item I have is a new bill, LB 373, by Senator Withem. (Read by title for the first time. See page 191 of the Legislative Journal.)

Mr. President, a reminder from Senator Rod Johnson that the Food Industry Association will be meeting in Room 1113 today at noon. Food Industry Association at Room 1113 at noon today. That is offered by Senator Johnson. And that's all that I have, Mr. President.

PRESIDENT: Ladies and gentlemen, I would like to introduce a guest we have over under the north balcony. We have with us

January 25, 1989

LB 13, 18, 19-32, 58, 62, 70, 115  
128, 134, 142, 156, 255, 279, 283  
284, 296, 298, 312, 321, 322

SPEAKER BARRETT: Thank you. You have heard the closing on the advancement of 134. Those in favor of the motion to advance the bill please vote aye, opposed nay. Have you all voted on the advancement of LB 134? Record, please.

CLERK: 32 ayes, 0 nays, Mr. President, on the advancement of 134.

SPEAKER BARRETT: LB 134 is advanced to E & R. Anything for the record, Mr. Clerk?

CLERK: Mr. President, I do. Thank you. Your Committee on Transportation, whose Chair is Senator Lamb, to whom was referred LB 115, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 283, General File; LB 284, General File; LB 58, General File with amendments; LB 142, General File with amendments; LB 156, General File with amendments; and LB 128 indefinitely postponed. Those are signed by Senator Lamb. (See pages 439-41 of the Legislative Journal.)

General Affairs Committee, whose Chair is Senator Smith, reports LB 298 to General File, LB 70 to General File with amendments, and LB 62 indefinitely postponed. Those signed by Senator Smith as Chair. (See page 441 of the Legislative Journal.)

Your Committee on Education, whose Chair is Senator Withem, reports LB 312 to General File with amendments. That is signed by Senator Withem. Banking, Commerce and Insurance reports LB 279 to General File; LB 296, General File; LB 321, General File; LB 322, General File; those signed by Senator Landis as Chair. (See page 442 of the Legislative Journal.)

Mr. President, I have hearing notices from the Natural Resources Committee, signed by Senator Schmit; Health and Human Services, signed by Senator Wesely. That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 13, LB 18, LB 19, LB 20, LB 21, LB 22, LB 23, LB 24, LB 25, LB 26, LB 27, and LB 28, and LB 29, LB 30, LB 31, and LB 32. The next bill, Mr. Clerk, LB 255.

SENATOR LAMB: Thank you for that suggestion. We will check it out.

SPEAKER BARRETT: Anything further on the bill? Senator Lamb.

SENATOR LAMB: No.

SPEAKER BARRETT: Thank you. The question before the body, then, is the advancement of LB 284 to E & R. Those in favor vote aye, opposed nay. Record, please.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of 284.

SPEAKER BARRETT: LB 284 is advanced. LB 58.

CLERK: LB 58, Mr. President, offered by Senator Coordsen, Hartnett, Dierks, and Ashford. (Read title.) The bill was introduced on January 5, referred to the Transportation Committee, advanced to General File. I do have committee amendments by the Transportation Committee pending, Mr. President. (See page 439 of the Legislative Journal.)

SPEAKER BARRETT: Senator Lamb, on the committee amendments.

SENATOR LAMB: Mr. President and members, LB 58 is a bill which would reduce the fee for an amateur radio license plate from the current \$10 to \$2. You may remember that last year we increased the fee from \$1 to \$10. There was a lot of discussion about that and a lot of opposition, a lot of unhappiness, and so this is Senator Coordsen's attempt to lower the fee. The committee decided that \$5 was a more appropriate fee and that is the committee amendment.

SPEAKER BARRETT: Discussion on the committee amendments to LB 58. Senator Wesely, followed by Senators Nelson, Coordsen, and Dierks. Senator Wesely.

SENATOR WESELY: Thank you, Mr. Speaker, members. I would like to ask Senator Lamb, the \$5 figure, does that cover the cost of this special plate? Have you got some figures on what it does cost to do this special type of a plate?

SENATOR LAMB: Yes. This more than covers the cost, and I might at this point explain that there are a number of these plates

being suggested at this point. You will notice we have several on the agenda today, and in previous years, we have adopted provisions for, I think, Pearl Harbor plates, for Prisoner of War plates. Now we will have about two or three more, and so the committee has decided that we will support issuance of these plates, but we are going to have the price a little bit higher than it costs. It costs somewhat less than \$3, the additional cost for these plates. So we decided, and as these bills come through here, you will see that we are being consistent on all of these special similar plates that may...could be called somewhat of a prestige plate, just set them all at \$5. That is somewhat of an arbitrary figure. It is well above the cost and we think that is a reasonable solution to this total problem.

SENATOR WESELY: Thank you, Senator Lamb. I would ask Senator Lamb at some point if we could get a list of what plates are now issued and what would be added. I would sure appreciate that, because I am starting to get concerned...yeah, I would be concerned about how many different kind of plates and just how you would administer all of this. I can understand why these different groups want these plates, but are we going to have...where does it end? I mean, where do we stop with different designations of different groups that may want to have a special plate, and then we now have prestige plates at fifty or something bucks. Yeah, Senator Lamb, he needs to answer.

SENATOR LAMB: I would just explain that in the fiscal analyst notes here, you see the \$8.27. Well, that is three...that is for three years. The plates are issued for three years so that takes care of all the costs for three years. So if it was \$3 a year, you would more than cover the cost. We are saying \$5 a year.

SENATOR WESELY: Oh, okay, I would like to give the rest of my time to Senator Smith.

SPEAKER BARRETT: Senator Smith, you have about 2 1/2 minutes.

SENATOR SMITH: Thank you, Mr. Chairman. I would just like to make the point that this was a piece of legislation that I had brought, not knowing that Senator Coordsen was bringing the legislation. My increase would have been for \$1, returning it back to the \$1 fee because my understanding was that the cost was not excessive at that point in time, and you are saying now, Senator Lamb, that over three years period of time the cost is

\$8 and something? So \$2, the cost is almost \$3, then, a year?

SENATOR LAMB: Yes.

SENATOR SMITH: I would like to...I wish that you would have just put the price at the cost because I believe very strongly that this is a public service that these people are doing. You know, Senator Wesely, your concern about all the different license plates, the prestige plates, and so on, that is not the purpose for this plate. This plate indicates to people in disaster a point where they can go for help to send messages and receive messages from, and they serve through all kinds of disasters and public kinds of assistance in the State of Nebraska, and have for many, many years. They operate their own equipment at their own cost. They have no charge, no fee for anything that they do for the public. So this is really a public service that they are doing, and that is the reason I would like to see the license fee charge only be what the cost of the license is. That is my concern and I would like to...I guess I may put up an amendment that would say let's put it back to the \$3, which more than pays for what the cost of the plate is.

SENATOR WESELY: Could I have my time back?

SPEAKER BARRETT: One minute. One minute, Senator Wesely.

SENATOR WESELY: Thank you. I am a generous soul and a good friend of Senator Smith, but that wasn't quite what I had in mind. My point was that I thought \$10 was fine last time and we are being awfully generous in putting it back down to \$5, and I certainly would not want to go any lower than that. So I appreciate the position of the committee and would support the committee amendments.

SPEAKER BARRETT: Thank you. Senator Nelson, on the committee amendments.

SENATOR NELSON: Thank you, Mr. Speaker. Senator Lamb partially answered my question, was how's come we are coming down to \$5 when it costs \$8.27 to issue those, but I, too, am somewhat like Senator Wesely. Where is this going to end now that we start it? If I recall, last year this had not been raised somewhere like 1959, and my goodness sake, we went up a whole \$10, we went up a thousand percent. They are not going to be able to eat the



next three days because of that tremendous increase. All of us heard the same thing. I see...I know they perform a public service. We all do. They also have some special privileges to get into areas to park free, and so on and so forth, that they wouldn't be able to receive, and I think that \$5 is too low. The prestigious plate, what is that, \$75 now. Why should we be...I know their equipment costs money but, again, it is a hobby. My minihome maybe costs a little bit of a money, and I guess I don't absolutely have to use it. I know they perform a public service, but if we start allowing one to come in and another one to come in, to me the \$10 fee didn't hurt at all. I know that they have two and three and four thousand dollars in that equipment, and if they are able to afford that, the license fee shouldn't be too much, particular if it is a ten-year basis, I mean a three-year basis. So I would certainly, as my first question was, why \$5 when it was 8.27, and, frankly, I will probably vote against going down to the \$5. I think the \$10 was far more in line than just having a group come in here and say, oh, my goodness sake, you can't...it is like the senators raise a few years ago, you can't raise your salary a thousand percent, what is the matter with you folks? Well, I guess it depends on how long ago it has been raised, and I think that at least \$5 and \$10 I think is still...doesn't hurt.

SPEAKER BARRETT: Thank you. The Chair is pleased to take a moment to announce that Senator Withem has guests under the north balcony, Jeff Francis and Colleen Totz. Would you folks please stand and be recognized. Thank you. Glad to have you with us. Further discussion on the committee amendments, Senator Coordsen, followed by Senators Dierks, Smith, Beyer, and Chizek.

SENATOR COORDSEN: Thank you, Mr. Speaker, members of the body. A phrase that we never hear on this floor, yes, but. I would direct your attention, since we seem to be hung up on the issue of money, that the \$8.27 that is listed in the fiscal note includes the cost for postage of mailing plates and correspondence. I have been informed by one of the officers of the Ak-Sar-Ben Amateur Radio Club in Omaha that, in fact, the person who asks for their plates by mail does have that mailing cost added on. So, essentially, according to the figures I have in front of me, we are looking at about a \$5.62 originating cost for an amateur radio plate. If you take the bill, unamended, and we are talking about the amendment, you would find that the \$2 that is originally stipulated in the bill would return \$6,

which would cover the extra cost of issuing that particular plate. I would suggest to you this morning that as has been indicated by several previous testifiers that this plate differs rather substantially from what we would commonly accept as prestige plates in the State of Nebraska. Yes, there is an identification of the person in the vehicle by having their call signs on the license plate of a vehicle, but there is a good sound reason to do this. This license plate, in the case of an emergency, is their identification badge to all members of law enforcement officers, the militia, whoever is in charge of the security of an area. I would suggest to you that in not too distant history the tornado that struck Omaha, the only communications that was available for several days was that that was provided by the amateur radio people in the State of Nebraska. Some well over 100 of them assisted in the effort in that particular area. You can go across the state, floods, blizzards, whatever, this amateur radio plate is more of an ID badge than the prestige of the other types of plates that have been discussed this morning. So with that in mind, I would say that with the amount of money that we spend in other areas in assisting local rescue units, fire departments, all of those that do help us in cases of emergency, we offer the amateur radio people nothing in return for their investment of time, equipment, and expertise. I would suggest to you that trying to make money for the state from their service is simply not right, and that in this particular case, that to recover the actual cost of providing this license plate for the members of that organization that want to carry that on their vehicle would be not right, that it should be only the amount of actual cost. So I would urge the defeat of the amendment in this particular case, although I would support the extra fees in other cases where it is strictly personal prestige, and that the bill be adopted as it was originally written. Thank you.

SPEAKER BARRETT: Thank you. Senator Dierks.

SENATOR DIERKS: Mr. Speaker and members of the body, I wonder if Senator Lamb could answer me a question.

SPEAKER BARRETT: Senator Lamb.

SENATOR DIERKS: How many amateur radio plates are issued in Nebraska?

SENATOR LAMB: I don't know if I have that information. Let's

see if it is on the fiscal note. Okay, the decrease in revenue as calculated here is \$6,220. So 1,472, yes, there it is, 1,472 plates during 1988.

SENATOR DIERKS: Fourteen hundred and seventy-two dollars?

SENATOR LAMB: No, plates.

SENATOR DIERKS: Oh, plates, 1,472 plates, okay. Senator Nelson must not have the same response from her amateur radio operators that I have in my district. I have had lots of contact about this and people were noticeably upset. I was very happy to be able to sign on the bill with Senator Coordsen, and I would have to agree totally with what he said. I would not support the committee amendment, and I do think that we need to be aware of what these people do. In my particular case, we have had some extremely fine help from radio amateurs with response to blizzard conditions. When we have become inundated in that country, they have helped with getting ambulances to ranches to get pregnant mothers to town, and they have done an extremely fine job of public service, and I believe this is one of the ways that we can offer them some small amount of recompense for what they do. I would not support the amendment either. I would like to see this thing set right where the bill has it, at \$2, and then I would support the bill. Thank you.

SPEAKER BARRETT: Thank you. Senator Smith, with Senator Beyer on deck.

SENATOR SMITH: Thank you, Mr. Chairman, members of the body. I am not going to repeat the things that were said. I hope you were listening to what Senator Coordsen and Senator Dierks have said to you about the public service that is provided by the Ham radio operators, and I agree with Senator Dierks. Evidently Senator Nelson not only doesn't have operators in her district but, evidently, my operators, which number about 50 in the organization in Adams County, must have gone over to the tornado disaster in Grand Island some years ago and provided that public service in the emergency that they had there after the tornado, because that is exactly who was on line at that point in time, and who provided the communication and the link for those people in that disaster, not only that disaster but the Omaha disaster, and as Senator Dierks has said, many other kinds of things. When lines are down, when communications are out, these kinds of people are there to provide the service. They provide it free,

and I don't think that we should be charging them to provide this service, because if they didn't, we would find that we would be paying a heck of a lot more to make sure that we had that kind of service available. I will not support this amendment. Thank you.

SPEAKER BARRETT: Senator Beyer, Senator Hartnett on deck.

SENATOR BEYER: Mr. Speaker and colleagues, I guess a lot of this started a year ago because it was my amendment that put the \$10 on it. We have researched this. We have had...the committee has had all kinds of request for specialized plates. We have got the POW plates in the past year, the Pearl Harbor survivor plates. This year we had the D.A.V and the Order of the Purple Heart. We looked at the cost of these plates. We discussed it with the groups, and I have no qualms about what the amateur radio people do. As far as I can find out, they all paid the \$10. None of them quit taking the plate just because it was raised to \$10. We have a lot of people that do a lot of services. Our volunteer firemen that get out and do tremendous amount of service at no reimbursement to them of any kind, and they were looking at plates this year. We did talk them out of it. But what we did, we went back and researched the cost. We tried to analyze that the cost could go up over a period of time as everything raises, so we decided that we would set the \$5 fee on all plates. We will have the uniformity clause on the other plates as they come in, on the ones that we passed in the past years, to become effective in January of 1990, which Senator Lamb will address when we get to those bills, and that is, basically, what we allowed. Rather than to try to come in and increase costs every three years or so, we would put the cost up there that would be reimbursable to the state for all plates that are in the special category that are now being asked for, and, hopefully, that explains part of the reason as to why we went to the \$5. I don't think anybody denies what the amateur radio people do. I don't think you can deny what our Pearl Harbor survivors, our disabled vets, and all those, have done over the years. They were more than agreeable to paying their fair share of the cost. We had talked to them about the increase. They have no problem with the increase on the other bills. So I kind of think that all of those people have performed a service. Some of you or us that have never went into the...had to go to war or anything and have to ask for these special plates, I guess we kind of appreciate the fact of what they did for us. So that was the reason behind the

rationale to making it \$5, and it is for all special plates that we will have a hearing on today, or that were issued in the last couple of years. So that is the reason for it. Thank you.

SPEAKER BARRETT: Senator Hartnett, please.

SENATOR HARTNETT: Mr. Speaker, members of the body, I simply want to rise to support Senator Coordsen's bringing it back to \$2 again. I guess maybe the Transportation Committee when they did their research last year and brought it up to ten, maybe they should have done a better research and left it at five where they are bringing it back to this year. So I simply rise...I think Senator Dierks and Senator Smith and Senator Coordsen did an excellent job explaining why the plates should be left at \$2 as the bill was originally proposed. Thank you.

SPEAKER BARRETT: Thank you. Senator Schellpeper.

SENATOR SCHELLPEPER: I call the question.

SPEAKER BARRETT: The question has been called. Do I see five hands? I do. Shall debate now cease? Those in favor vote aye, opposed nay. Please record.

ASSISTANT CLERK: 25 ayes, 1 nay to cease debate, Mr. President.

SPEAKER BARRETT: Debate ceases. Senator Lamb, for closing.

SENATOR LAMB: Mr. President, thank you. I would like to stress that this is a reduction. This is a committee amendment. This will reduce the fee from the \$10, that is currently charged, to \$5. This is a reduction from current law. Now the bill calls for a lesser amount but this is an in-between amount. Now the committee struggled with this decision over quite a period of time because we are getting more and more of these plates, and I certainly recognize the importance of the amateur radio operators in the state, but we also have to realize that there are many, many other groups that do community service and have sacrificed for this state and this country, and so in that list we have the Pearl Harbor veterans, we have the prisoners of war. Certainly, they have sacrificed for the public good. Also we have the disabled American veterans and the Purple Heart recipients, and those bills are coming right up. So the decision of the committee was that we recognize the contributions of all those people, and there probably will be

more groups in the future, and so we wanted to set a just fee for all the people which covers the cost adequately, will not have to be changed immediately to reflect higher costs. I should also point out that the \$8.27 on this bill is for three years, but you can't just divide that by three to come up with the annual cost because some people only get those license plates for one year or two years rather than three years. So there is a net loss on those plates that are issued for less than three years. We have to go through the full three-year cycle to recover our cost. So, you know, I think this \$5 is reasonable. Last year this body raised this fee from \$1 to \$10. This body thought that was reasonable. I think even Senator Coordsen agreed with that, but there has been a lot of discussion about it, and there have been some inconsistencies among these various plates which recognize the service of these people, but, also, also acts somewhat as a prestige plate. So the people that get these plates do gain some personal benefit. Now our regular prestige plates, as you know, are \$75 to be issued, and then \$35 annually after the first year. So this is really a very minor amount in my opinion. It is consistent. It reflects the best judgment of the committee that deliberated long and hard on this issue, and so I would just like to see this \$5 committee amendment stick on this one, and it will be consistent on the next ones, and we will, I think, have solved the problem quite some time in the future. Thank you.

SPEAKER BARRETT: The question is the adoption of the committee amendments to LB 58. All in favor vote aye, opposed nay. On the committee amendments, have you all voted? Have you all voted? Record, please.

CLERK: 25 ayes, 7 nays, Mr. President, on adoption of committee amendments.

SPEAKER BARRETT: The committee amendments are adopted. To the bill as amended, Senator Coordsen.

SENATOR COORDSEN: Thank you, Mr. Speaker, members of the body. I think we have explored this bill in some depth. I would simply urge the advancement of this bill as amended.

SPEAKER BARRETT: Is there discussion? If not, shall LB 58 be advanced to E & R Initial? Those in favor vote aye, opposed nay. Record, please.

January 26, 1989

LB 58, 80, 82, 92, 142, 200, 201  
204, 225

CLERK: 30 ayes, 0 nays, Mr. President, on adoption of the motion to advance the bill.

SPEAKER BARRETT: The bill is advanced. Anything for the record, Mr. Clerk?

CLERK: Mr. President, yes. Mr. President, a motion from Senator McFarland to rerefer LB 225 from Urban Affairs to the Education Committee. That will be laid over. Judiciary reports LB 80 to General File, LB 82 General File, LB 200 General File, LB 201 General File, LB 204 General File, those are signed by Senator Chizek. Banking Committee reports LB 92 to General File with amendments attached, signed by Senator Landis as Chair. (See pages 451-52 of the Legislative Journal.)

Judiciary offers notice of hearing, Mr. President, for Friday, February 3, and February 22. Mr. President, in addition to that notice, a notice from Senator Warner, as Chair of the Credentials Committee regarding a meeting of that committee on Friday at twelve o'clock in Room 2102. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Proceeding then to LB 142.

CLERK: Mr. President, LB 142 was a bill introduced by Senators Baack and Conway. (Read title.) The bill was introduced on January 5, referred to Transportation, advanced to General File. I have Transportation Committee amendments pending, Mr. President. (See page 439 of the Legislative Journal.)

SPEAKER BARRETT: The Chair of the Transportation Committee, Senator Lamb. (Gavel.)

SENATOR LAMB: Thank you, Mr. President. This is another bill similar to the last one, disabled American veterans license plate, \$5 fee. The committee amendments establish the \$5 fee, also provides the logo D.A.V on the bottom of the license plate, and then this bill is also used as a vehicle to change the fees for Pearl Harbor survivors and ex-prisoner of war special plates to be consistent with the \$5 fee, and provides for an effective date of January 1, 1990, so that these new plates will not have to be issued before the new round of plates are issued in 1990. So that would save that expense. The arguments in regard to the \$5 fee have already been made on the previous bill, and this amendment merely brings the disabled American veterans and the

if we run into a bind, but I'm sure there will be some way to get around it. I'm not really concerned about the Omaha area, because there are other areas, other methods whereby legal notices can be taken care of in that area. It might be a problem in some of the outlying counties of the state, and so we might have to take another look at that some time. So far as I know most of the rural area newspapers are willing to print for the amount of money which we have specified here today.

SENATOR L. JOHNSON: Thank you, Senator Schmit. The Chair would like to announce some guests of Senator McFarland in the north balcony of the Legislature, 60 fourth graders from Pyrtle School in Lincoln and their teachers. Thank you for visiting your Unicameral Legislature. The Chair recognizes Senator... Mr. Clerk, I understand a priority motion has been filed.

CLERK: Mr. President, it has, and if I may right before we get to that, items for the record. Unanimous consent request by Senator Ashford and Senator McFarland to add their names to LB 89; Senator Abboud to LB 58; Senator Schimek to LB 776.

Mr. President, Urban Affairs reports LB 106 to General File; LB 194 to General File. Those are signed by Senator Hartnett as Chair. (See pages 455-56 of the Legislative Journal.)

Hearing notices from the Retirement Committee and from the Business and Labor Committee, signed by Senators Haberman and Coordsen, respectively. And new A bill. (Read LB 175A by title for the first time. See page 457 of the Journal.)

Mr. President, the priority motion I have, Senator Haberman would move to adjourn until nine o'clock, Friday morning, January 27.

SENATOR L. JOHNSON: You've heard the motion. All in favor say aye. Opposed no. We are adjourned until nine o'clock tomorrow morning.

Proofed by:

*La Vera Benischek*  
LaVera Benischek



January 27, 1989

LB 58, 115, 138, 142, 159, 175, 225  
256, 261, 283, 284  
LR 20

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the George W. Norris Legislative Chamber on Friday, January 27th. Chaplain of the day, Pastor Jerry McInnis of Trinity United Methodist Church in Lincoln. Reverend McInnis, please.

REVEREND McINNIS: (Prayer offered.)

SPEAKER BARRETT: Thank you, Reverend McInnis. We hope you will be able to come back again. Roll call, please.

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

SPEAKER BARRETT: Thank you. Any corrections to the Journal?

CLERK: (Read correction as found on page 458 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Any reports, messages, or announcements.

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 256 and recommend that same be placed on Select File; LB 175, LB 261, LB 115, LB 283, LB 284, LB 58, and LB 142, all reported to Select File, some having E & R amendments attached. (See pages 458-60 of the Legislative Journal.)

Mr. President, your Committee on Judiciary, whose Chair is Senator Chizek, reports LB 159 to General File, and LB 138 to General File with amendments, both signed by Senator Chizek. (See page 460 of the Legislative Journal.)

Judiciary offers notice of hearing, Mr. President; and LR 20 is now ready for your signature, Mr. President. That is all that I have.

SPEAKER BARRETT: Thank you. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 20. \*tem 5, Mr. Clerk.

CLERK: Mr. President, I have a motion from Senator McFarland to rerefer LB 225 from the Urban Affairs Committee to the Education Committee. Senator McFarland filed his motion yesterday. It is found on page 451 of the Journal.

February 1, 1989

LB 58, 283, 284

Coordsen, I should stand up and put in my two cents worth, and that's it.

PRESIDENT: Thank you. Senator Hefner, please.

SENATOR HEFNER: Question.

PRESIDENT: Thank you. You are the last one, so it won't be necessary, but thank you anyway. Senator Coordsen, would you like to close on your amendment?

SENATOR COORDSEN: Thank you, Mr. President. Only to say that this does not remove the words "Farm" which is plainly printed on every license plate which is enough indication that this is not a commercial vehicle. So this does not remove that. It simply removes the superfluous language "NOT FOR HIRE". With that, I would move the amendment.

PRESIDENT: The question is the adoption of the Coordsen amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 12 ayes, 16 nays, Mr. President, on adoption of the amendment.

PRESIDENT: The amendment fails.

CLERK: Nothing further on this bill, Mr. President.

PRESIDENT: Senator Moore, on the advancement of the bill.

SENATOR MOORE: I move we advance LB 283.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 284.

CLERK: LB 284, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 284 be advanced.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 58, please, and we have a request for a machine vote on this.

CLERK: LB 58, Mr. President, I have no amendments to the bill.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I would move that LB 58 be advanced.

PRESIDENT: Since a machine vote has been requested, all those in favor vote aye. opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 7 nays, Mr. President, on the advancement of LB 58.

PRESIDENT: LB 58 advances. LB 142.

CLERK: The first item, Senator, are E & R amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I would move that the E & R amendments to LB 142 be adopted.

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

CLERK: Mr. President, Senator Chambers would move to indefinitely postpone the bill. Senator Baack, as principal introducer, I believe, would have the option to lay the bill over.

PRESIDENT: Senator Baack, what do you say?

SENATOR BAACK: We'll take it up.

PRESIDENT: We'll take it up. Senator Chambers, please.

SENATOR CHAMBERS: Thank you. Mr. Chairman and members of the Legislature, I had offered a kill motion on one of these bills on General File, and I promised to offer one on both of them on Select. And I still feel, despite everything that was said the other day, that we ought not be adding additional words and information and symbols and slogans to the license plate. It serves a specific purpose and we ought to leave it for that

February 2, 1989

LB 58, 70, 115, 119, 142, 156, 175  
256, 261, 283, 284, 286, 298, 502  
LR 23

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We're privileged to have a minister from Senator Bernard-Stevens' area and with us as our chaplain of the day, Reverend Patrick Skinner of the Wesleyan Church in North Platte. Would you please rise for the invocation.

REVEREND SKINNER: (Prayer offered.)

PRESIDENT: Thank you, Reverend Skinner. Please come back and see us again. Roll call, please.

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

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

CLERK: No corrections this morning, Mr. President.

PRESIDENT: Do you have any messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 298 and recommend that same be placed on Select File. That is signed by Senator Lindsay as Chair. Enrollment and Review reports LB 58, LB 70, LB 115, LB 142, LB 156, LB 175, LB 256, LB 261, LB 283, LB 284 all correctly Engrossed. Those also signed by Senator Lindsay as Chair. (See page 553 of the Legislative Journal.)

Mr. President, your Committee on Natural Resources, whose Chair is Senator Schmit, to whom was referred LB 502, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File, and LB 119 as indefinitely postponed, both those signed by Senator Schmit, and LB 286 as indefinitely postponed, that signed by Senator Schmit as well. (See page 554 of the Legislative Journal.)

Mr. President, new resolution by Senator Beyer and Senator Hefner. (Read brief description of LR 23. See page 555 of the Legislative Journal.) That will be laid over, Mr. President.

Mr. President, confirmation report from the Education Committee. That is offered by Senator Withem as Chair.

February 9, 1989

LB 58, 70, 255, 295

ASSISTANT CLERK: (Read LB 255 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 255 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote as found on pages 665-66 of the Legislative Journal.) The vote is 45 ayes, 0 nays, 1 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 255 passes. LB 295, please.

ASSISTANT CLERK: (Read LB 295 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 295 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote as found on page 666 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

PRESIDENT: LB 295 passes. LB 58, please.

ASSISTANT CLERK: (Read LB 58 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 58 pass? All those in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on page 667 of the Legislative Journal.) 41 ayes, 3 nays, 2 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 58 passes. LB 70.

CLERK: Mr. President, I have a motion on the desk. Senator Hall, the amendment you had printed, Senator, on page 609, I understand you wish to withdraw that. Mr. President, Senator Hall would move to return LB 70 to Select File for a specific amendment. The amendment reads as follows: (Read Hall amendment as found on page 668 of the Journal.)

February 9, 1989

LB 57, 58, 70, 94, 97, 115, 116  
126, 133, 142, 156, 191, 229, 230  
233, 251, 255, 256, 295, 327

CLERK: (Read record vote as found on pages 671-72 of the Legislative Journal.) 33 ayes, 11 nays, 1 present and not voting, 4 excused and not voting, Mr. President.

PRESIDENT: LB 156 passes. LB 256.

CLERK: (Read LB 256 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 256 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: (Read record vote as found on pages 672-73 of the Legislative Journal.) 45 ayes, 0 nays, 4 excused and not voting, Mr. President.

PRESIDENT: LB 256 passes. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 57, LB 94, LB 97, LB 126 with the emergency clause attached, LB 133, LB 229, LB 230, LB 233, LB 251, LB 255, LB 295, LB 58, LB 70, LB 115, LB 142, LB 156, and LB 256. Mr. Clerk, do you have anything for the record?

CLERK: Mr. President, two items. Government Committee reports LB 191 to General File with committee amendments attached. I have amendments to be printed, by Senator Chambers, to LB 116. That's all that I have, Mr. President. (See page 673 of the Legislative Journal.)

PRESIDENT: Thank you. For those that are interested in the General File list that is coming up, we'll be skipping the third one, LB 744, and over on the back page LB 336. So, with that, we'll go to General File and LB 327.

CLERK: Mr. President, LB 327 was a bill introduced by Senator Wehrbein. (Read title.) The bill was introduced on January 11 of this year, referred to the Government Committee, advanced to General File. I have committee amendments pending by the Government Military and Veterans Affairs Committee, Mr. President.

PRESIDENT: Senator Baack, are you going to handle the committee amendments?

February 9, 1989

LB 37, 48, 57, 58, 70, 77, 94  
97, 115, 120, 126, 133, 142, 156  
209, 229, 230, 233, 251, 255, 256  
295, 311, 350, 521, 597, 598, 692  
703, 777, 780

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 209 as amended be advanced.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. It is advanced. May I introduce a guest, please, of Senator Hefner. We have Mr. Art Anderson of Bloomfield, Nebraska. Would you please stand, Mr. Anderson. Thank you. Mr. Clerk, anything for the record?

CLERK: Yes, Mr. President, thank you. Your Committee on Appropriations gives notice of hearing for March 7...I'm sorry, for February 24. That's signed by Senator Warner. A location change for Appropriations hearings on March 1, also offered by Senator Warner.

Mr. President, General Affairs Committee offers LB 703 to General File; LB 777 to General File; LB 780 to General File. Those are signed by Senator Smith as Chair of the Committee.

Agriculture Committee reports LB 37 to General File with amendments; LB 120 to General File with amendments. Those are signed by Senator Johnson as Chair. (See pages 678-79 of the Legislative Journal.)

Mr. President, your Committee on Banking, Commerce and Insurance whose Chair is Senator Landis reports LB 77 to General File with amendments; LB 311, General File with amendments; LB 350, General File with amendments; LB 598, General File with amendments; LB 692, General File with amendments, and LB 597, General File with amendments. Those are signed by Senator Landis as Chair. (See pages 679-82 of the Legislative Journal.)

Your Enrolling Clerk has presented to the Governor bills read on Final Reading this morning as of 11:30 a.m. (Re: LB 57, LB 94, LB 97, LB 126, LB 133, LB 229, LB 230, LB 233, LB 251, LB 255, LB 295, LB 58, LB 70, LB 115, LB 142, LB 156, and LB 256.)

Mr. President, Senator Moore would like to print amendments to LB 48. (See page 682 of the Legislative Journal.)

And, Mr. President, Senator Weihing would like to add his name to LB 521 as co-introducer. That's all that I have, Mr. President.

February 15, 1989      LB 57, 58, 70, 74, 94, 97, 115  
116, 126, 133, 142, 156, 175A, 177A  
208, 229, 230, 233, 251, 255, 256  
261A, 263, 267, 273, 281, 284A, 295  
338, 378, 391, 398, 416, 443, 458  
459, 499, 502

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT:      Welcome to the George W. Norris Legislative Chamber. Please rise for the opening prayer. Our Chaplain for the day is Father Daniel Sieker, of Blessed Sacrament in Lincoln. Father Sieker.

FATHER SIEKER:      (Prayer offered.)

SPEAKER BARRETT:      Thank you, Father Sieker. Please come back again. Roll call.

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

SPEAKER BARRETT:      Thank you. Corrections to the Journal.

CLERK:      I have no corrections, Mr. President.

SPEAKER BARRETT:      Any reports, messages, or announcements?

CLERK:      Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 502 and recommend that same be placed on Select File, LB 281 Select File, LB 416 Select File, LB 443 Select File, those signed by Senator Lindsay as Chair. Mr. President, your Committee on Enrollment and Review reports LB 74 as correctly engrossed; LB 116, LB 175A, LB 177A, LB 208, LB 261A, LB 263, LB 267, LB 273, LB 284A, LB 338, LB 378, LB 391, LB 398, LB 458, LB 459, and LB 499, all reported correctly engrossed, all signed by Senator Lindsay. (See pages 746-47 of the Legislative Journal.)

Mr. President, a communication from the Governor to the Clerk. (Read. Re: LB 57, LB 94, LB 97, LB 126, LB 133, LB 229, LB 230, LB 233, LB 251, LB 255, LB 295, LB 58, LB 70, LB 115, LB 142, LB 156, LB 256. See page 748 of the Legislative Journal.)