

January 19, 1989

LB 94, 247, 570, 576, 683-808

as yet, please contact Joanne immediately. If you don't have the bill that you are expecting, please contact the Bill Drafters Office immediately. Mr. Clerk.

CLERK: Mr. President, for the record, I have received a reference report referring LBs 496-599 including resolutions 8-12, all of which are constitutional amendments.

Mr. President, your Committee on Banking, Commerce and Insurance to whom we referred LB 94 instructs me to report the same back to the Legislature with the recommendation that it be advanced to General File with amendments attached. (See pages 320-21 of the Legislative Journal.)

Mr. President, I have hearing notices from the Judiciary Committee signed by Senator Chizek as Chair, and a second hearing notice from Judiciary as well as a third hearing notice from Judiciary, all signed by Senator Chizek.

Mr. President, new bills. (Read LBs 683-726 by title for the first time. See pages 321-30 of the Legislative Journal.)

Mr. President, a request to add names, Senator Korshoj to LB 570, Senator Smith to LB 576, Senator Baack to 570 and Senator Barrett to LB 247.

SPEAKER BARRETT: Stand at ease.

EASE

SPEAKER BARRETT: More bills, Mr. Clerk.

ASSISTANT CLERK: Thank you, Mr. President. (Read LBs 727-776 by title for the first time. See pages 331-42 of the Legislative Journal.)

EASE

SPEAKER BARRETT: More bill introductions.

ASSISTANT CLERK: Thank you, Mr. President. (Read LBs 777-808 by title for the first time. See pages 343-50 of the Legislative Journal.)

CLERK: Mr. President, I have reports. Your Committee on

February 21, 1989      LB 154, 227, 298, 318, 408, 440, 713

Select File with E & R amendments, LB 318 Select File with E & R amendments, LB 440 Select File with E & R and LB 154 Select File with E & R. (See pages 794-97 of the Legislative Journal.)

Mr. President, Speaker Barrett has amendments to be printed to LB 408. (See page 797 of the Legislative Journal.)

Mr. President, your Committee on Transportation whose Chair is Senator Lamb to whom was referred LB 227 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with committee amendments attached and LB 713 General File with committee amendments attached. (See page 797 of the Legislative Journal.) That is all that I have, Mr. President.

PRESIDENT: Thank you. We'll move on to Select File, LB 298.

CLERK: Mr. President, LB 298 is on Select File. I have no E & R. I do have an amendment to the bill, Mr. President, from Speaker Barrett. The amendment is found on page 721 of the Journal.

PRESIDENT: Thank you. Speaker Barrett, please. Just a moment, Speaker. (Gavel.) Could we please have it a little quieter so we can hear the speakers. Speaker Barrett.

SPEAKER BARRETT: Thank you, Mr. President and members. The amendment being offered on LB 298 I think addresses a couple of concerns that came up on General File when the bill was discussed for the first time. LB 298, as you recall, is the bill that raises the rates to be paid for publication of legal notices. A couple of major concerns I believe were voiced on the floor when we did debate the bill the first time. One of the questions was whether or not a political subdivision finds that it can't find a newspaper which will publish any notice at the legal rate, and I believe the other concern which was raised involved the question of a public official finding that to publish the type of notice that he or she needs, they would have to pay more than the legal rate. So the amendment which I'm offering offers two new short sections listing three specific situations where the public official could negotiate with a legal newspaper to publish the notice at a rate higher than the legal rate. However, the higher rate does have a cap or a limit. A negotiated rate could never be higher than the newspaper's lowest scheduled rate for classified ads of the type

bill as amended, Senator Lamb.

SENATOR LAMB: Mr. President and members, now you have on your desk an explanation of the amendment that I am offering. I am offering an amendment, if anyone is listening, which folds three other bills into this bill; three similar bills, all of them are on General file. And this amendment is in your bill book but the explanation is right here on your desk. And one of the bills is LB 713 and that has to do with livestock forage vehicles used to carry unbaled livestock forage upon a highway. Now, currently, the mileage or the speed limit for these forage vehicles is 30 miles an hour and we are putting that up to 50 miles an hour. If you're going down the highway with a stack of hay, currently, to be legal, you have to go 30 miles an hour or less. We think it's reasonable to put that up to 50 miles an hour and that's part of LB 713 which is in the amendment. Now another part of LB 713 lets those people with that vehicle that hauls unbaled forage go home empty, go home empty. Currently, the cops are picking them up when they're going home empty because the statutes do not allow them to go home empty with this wide vehicle. You can go down the highway loaded with this load of hay on this vehicle but then when you come back down the highway, empty, to go home, you're in violation of the law. So that's part of 713 which is being amended into this bill in the amendment which is in your bill book, it's AM2221. Now another part of that LB 713...and there is nothing in this bill which has not been advanced by the committee, it's all on General File either in the original bill or in the committee amendment. It's kind of like that ad you've seen on TV about spaghetti sauce, all these...all these spices they talk about, they're in there, they're in there, they're in there. So this was brought to the committee, this part of 713 was brought to the committee by Senator Coordsen. And, currently, this section provides that for determining axle weights, the distance between axles shall be measured to the nearest foot. When a fraction in exactly one-half foot, the next larger whole foot is to be used to determine maximum axle weight. This was brought to us by Senator Coordsen because of a trailer manufacturer in his district that had trouble with that partial foot. Really, very insignificant but it does make them legal where they're not legal. Now another bill, or another section, or another bill in there is LB 887, Senator Scofield's bill, which was advanced by the committee this year, and this allows farm plated trucks to pull boats or cabin trailers. And Senator Scofield brought this to the committee. It seemed logical, no opposition to that;