

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 22, 1989

LB 64, 339, 357, 361, 371, 416, 444
482, 502, 559, 730, 782
LR 34, 35

LB 416, LB 502, all correctly engrossed, all signed by Senator Lindsay as Chair. (See page 829 of the Legislative Journal.)

Senator Landis has amendments to LB 361; Senator Nelson to LB 357. (See pages 830-31 of the Legislative Journal.)

Mr. President, Senator Warner would like to announce the room changes for hearings scheduled for March 1 and March 3.

Mr. President, the Natural Resources Committee reports LB 339 to General File with amendments, LB 730 to General File with amendments; Urban Affairs Committee reports LB 444 to General File with amendments; Banking reports LB 482 to General File, LB 64 indefinitely postponed, LB 559 indefinitely postponed, LB 782 indefinitely postponed; and General Affairs reports LB 371 to General File with amendments; all signed by their respective Chairs. (See pages 831-34 of the Legislative Journal.)

Mr. President, new resolutions, LR 34 offered by Senator Weihing. (Read brief explanation.) LR 35 by Senator Rogers. (Read brief explanation. See pages 835-36 of the Legislative Journal) Both of those will be laid over, Mr. President.

Mr. President, Senator Schellpeper has amendments to LB 357 to be printed. (See pages 836-39 of the Legislative Journal.) That is all that I have, Mr. President.

PRESIDENT: Senator Robak, would you like to adjourn us until tomorrow at nine o'clock which is February 23rd.

SENATOR ROBAK: I move that we adjourn until tomorrow, February 23rd, at nine o'clock.

PRESIDENT: You have heard the motion. All in favor say aye. Opposed nay. You are adjourned until tomorrow at nine o'clock.

Proofed by:

Sandy Ryan
Sandy Ryan

January 9, 1990

LB 601, 730

advanced to E & R Initial. All in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: 33 ayes, 0 nays on the vote to advance, Mr. President.

SPEAKER BARRETT: Motion prevails. The bill is advanced. Proceeding to LB 730, Mr. Clerk.

ASSISTANT CLERK: LB 730 was introduced by Senator Warner. (Read title.) The bill was read for the first time on January 19 of last year. It was referred to the Natural Resources Committee. That committee reports the bill back to General File with committee amendments, Mr. President. (See page 832 of the Legislative Journal, First Session.)

SPEAKER BARRETT: To the committee amendments, is anyone prepared to handle the committee amendments to LB 730? Senator Lamb, in Senator Schmit's absence, is it possible for you to handle those amendments?

SENATOR LAMB: Mr. President, and members, this is a bill which provides for an increase in salaries for public power district directors. The original bill would increase the compensation for the large power districts, \$40 million or more, from 6,900 to 9,600, and president from 7,200 to 10,800. The committee amendment would permit an increase in compensation from 500 to 800 dollars per month for board members and from six to nine hundred dollars per month for the chairperson of a metropolitan water or utilities district, and would permit an increase in compensation from 3,600 to 4,800 dollars per year for board members, and from 4,200 to 4,500 dollars per year for the president of boards of directors of districts with gross revenues of less than \$40 million. So the committee amendment also grants increases for smaller power districts. I move the adoption of the committee amendment.

SPEAKER BARRETT: Thank you, Senator Lamb. Any discussion on the committee amendments? Senator Warner. Senator Schellpeper, on the amendments? Senator Hall.

SENATOR HALL: Mr. President, just a question, if Senator Lamb would respond, please.

SPEAKER BARRETT: Senator Lamb, would you respond.

SENATOR LAMB: Yes.

SENATOR HALL: Senator Lamb, the amendments deal with the Metropolitan Utilities District, is that correct?

SENATOR LAMB: Yes.

SENATOR HALL: In what way? I apologize, I was only (interruption).

SENATOR LAMB: Okay, increase from 500 to 800 dollars for board members of the MUD, and from 600 to, the new figure would be 900 for the Chairperson of MUD, and then goes on to also increase the salaries for the smaller power districts, as well.

SENATOR HALL: Okay, and that was brought to the committee by MUD at the hearing?

SENATOR LAMB: I believe so.

SENATOR HALL: Okay, thank you.

SPEAKER BARRETT: Any other discussion on the committee amendments? If not, those in favor of the adoption of the committee amendments to LB 730 vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 30 ayes, 0 nays, Mr. President, on adoption of the committee amendments.

SPEAKER BARRETT: The amendments are adopted. To the bill, Senator Warner.

SENATOR WARNER: Mr. President, members of the Legislature, I would move that LB 730 be advanced to General File. As indicated by the committee amendments, this makes some adjustments in the...the committee amendment made some adjustments in some power and public utility boards. This bill, as it was drafted, did change the maximum salary permitted by statute for two public power districts, Omaha Public Power District, Nebraska Public Power District. The current salary is 6,000, for members would be increased to 9,600; for chairman, 7,200 is the current and it would be increased to 10,800. It does not take effect until the beginning of a new term following

his election which would be 1991. The last salary adjustment in the case of the bill as it was introduced was in 1978 and, obviously, this is a cap. They could do less than that, although I would imagine that the salaries would be adjusted to the maximum level permitted. I would move the bill be advanced as amended.

SPEAKER BARRETT: Thank you. For purposes of discussion, Senator Schellpeper, followed by Senator Wesely.

SENATOR SCHELLPEPER: Thank you, Mr. Speaker, and members. I rise to also support this bill. I served a little over 20 years as a director of a local public power district in Stanton, and I can tell you there were many times that I had to go to some meetings when you didn't get compensated your per diem because it just isn't high enough. And in order to be a good director and attend some of the conferences, you have to go to these meetings. Otherwise, if you don't, you just kind of lose out. So I think this is a step in the right direction. We are not giving a salary that is really going to make anybody rich, but it is a salary that will compensate the board members that serve on these boards. Thank you.

SPEAKER BARRETT: Senator Wesely, please.

SENATOR WESELY: Thank you, Mr. Speaker, members. When Senator Warner closes, I was just talking to him about the time spent on the job here, and it is the only question I would raise, and I plan to support this. Although the question I'd have is how much time these individuals put into the job. Just relatively speaking, the amount of time and effort we put into this Legislature, and get paid \$12,000 a year, so if you use that as a benchmark, you would have people being paid much less than they even are now, I think, in terms of the hours and time they put in, not only for these types of boards, but you look around at county boards that get paid in the \$20,000 range, and the sort of meetings that they have to go to, and I just simply think it is an opportunity, once again, to point out the amount of time and effort we put into this job in the Legislature and the pay we get, even at \$12,000. Thanks to the Speaker and others who have helped us raise the salary, it is still woefully inadequate, and probably for any public office in the state is the least paid for the most work of any of them. So all I would say is that relative to the work and reimbursement of the Legislature, you would not want to increase, under this bill,

the reimbursement for these individuals, but in terms of fairness, it is probably not a bad way to do, and I hope Senator Warner can talk a bit about the time commitments that these people have in that regard.

SPEAKER BARRETT: Senator Hall. Any other discussion on the advancement of the bill? Senator Warner, any closing.

SENATOR WARNER: Well, Mr. President, members of the Legislature, Senator Wesely inquired as to the time and I did have a document that I was visiting with him which there was some estimates and it's a page and a half of description of the kinds of meetings in addition to the regular board meetings, but the other meetings that they, from time to time, are expected to attend. There was an estimate at the end of this document that they would anticipate, would conservatively say a board member for Nebraska Public Power District spends a minimum of the equivalent of five working days per month which would not include travel time. Of course, in their case, that is a statewide board and I suspect some of them, at least every time there is a board meeting, as a practical matter, that could be as much as a day lost each way, depending on the method of travel and time in which the meeting was held. But I do think that an adjustment which was last made in 1978, some, what, 12 years, 12 or 13 years ago, when this goes into effect, is not an unreasonable adjustment. It may seem large because it is...and it is a percentage at the moment, but when you view the time frame that has elapsed since it was last adjusted, why then I would not consider that as a significantly high percentage. I'd move the bill be advanced.

SPEAKER BARRETT: Thank you. The question is the advancement of 730 to E & R. All in favor vote aye, opposed nay. Record, please.

CLERK: 38 ayes, 0 nays, Mr. President, on the advancement of LB 730.

SPEAKER BARRETT: LB 730 is advanced. LB 141.

CLERK: LB 141, Mr. President, introduced by Senator Abboud and Senator Beck. (Read title.) The bill was introduced on January 5, Mr. President, referred to the Transportation Committee. The bill was advanced to General File. I have committee amendments pending by the Transportation Committee.

January 16, 1990

LB 163, 240A, 259, 259A, 397, 534, 601
730, 818-820, 834, 853, 1043, 1044, 1057
1076, 1098, 1148-1157

guess it is the third Beck amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk.

CLERK: 12 ayes, 14 nays, Mr. President, on the adoption of the amendment.

PRESIDENT: The third Beck amendment fails. Mr. Clerk, do you have anything for the record?

CLERK: I do, Mr. President. Mr. President, reminder, Reference Committee will meet in Room 2102 upon adjournment; Reference Committee, Room 2102.

Mr. President, new bills. (Read for the first time by title: LB 1148-1157.) Mr. President, a new A bill, LB 240A by Senator Hall. (Read for the first time by title. See pages 340-43 of the Legislative Journal.)

Retirement Systems Committee, whose Chair is Senator Haberman, reports LB 834 to General File. Appropriations Committee offers notice of hearing, as does Urban Affairs, (Re: LB 853, LB 1043, LB 1044, LB 1057, LB 1076, LB 1098) signed by Senators Warner and Hartnett as Chairs, respectively. (See pages 343-44 of the Legislative Journal.)

Mr. President, Committee on Enrollment and Review reports LB 259 to Select File with E & R amendments, LB 259A Select File with E & R, LB 534 Select File with E & R, LB 601 Select File with E & R, LB 730 Select File with E & R, LB 818 Select File, LB 819 Select File, LB 820 Select File. (See pages 345-46 of the Legislative Journal.)

And, finally, Mr. President, I have amendments to be printed by Senator Hefner to LB 163. (See pages 346-47 of the Legislative Journal.) And, Mr. President, a request from Senator Weihing to add his name to LB 397; and Senator Schimek to LB 163. That is all that I have, Mr. President.

PRESIDENT: Senator Wehrbein, would you like to say something this morning about adjourning until nine o'clock tomorrow. Wait a minute, we will turn you on. Now.

SENATOR WEHRBEIN: Yes, Mr. Speaker, I would do that. I move we adjourn until nine o'clock tomorrow morning, January 17.

January 19, 1990

LB 534, 601, 730

PRESIDENT: Thank you, Mr. Speaker. We'll move on to LB 534, please.

CLERK: Mr. President, I have Enrollment and Review amendments pending to LB 534.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 534 be adopted.

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

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

PRESIDENT: Any discussion on the advancement of LB 534? If not, the question is, shall the bill be advanced? All those in favor say aye. Opposed nay. It is advanced. LB 601.

CLERK: I have E & R amendments, Senator.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 601 be adopted.

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

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

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 601, as amended, be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. It is advanced. LB 730.

CLERK: LB 730, Senator, I have Enrollment and Review amendments pending.

PRESIDENT: Senator Lindsay, please.

January 19, 1990

LB 730, 818, 819, 820

SENATOR LINDSAY: Mr. President, I move that the E & R amendments to LB 730 be adopted.

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

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

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: I'd move the adoption of LB 730, as amended.

PRESIDENT: You've heard the motion, all in favor say aye. Opposed nay. It is advanced. LB 818.

CLERK: LB 818, Senator, I have no amendments to the bill.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move that LB 818 be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All in favor say aye. It is advanced. LB 819.

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

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 819 be advanced to E & R for engrossment.

PRESIDENT: You've heard the motion. All those in favor say aye. Opposed nay. It is advanced. LB 820.

CLERK: LB 820, Senator, I have E & R amendments pending.

PRESIDENT: Senator Lindsay, please.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 820.

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

January 23, 1990

LB 159, 259, 259A, 534, 601, 730, 769
818-820, 1088

PRESIDENT: Yes, Senator Bernard-Stevens, we're back to your amendment.

SENATOR BERNARD-STEVENS: I guess I'd like to have a clarification in my mind and, Senator Chambers, I guess I'll ask you a question if I may.

PRESIDENT: Senator Chambers, please.

SENATOR BERNARD-STEVENS: Senator Chambers, I guess mentally I need to toughen up a little bit. The vote that we just took, was that the reconsideration on your motion to override the Chair in regards to ceasing debate, or was that the vote as I think it was in order to allow senators to divide the question?

SENATOR CHAMBERS: Yes, what you said the second time. That vote was on the original.

SENATOR BERNARD-STEVENS: That's what I thought. Okay, at least I'm still with it. Mr. President, at this point I'd like to do what Senator Lindsay basically has asked to do in a different manner. I move we adjourn.

PRESIDENT: Before we take that motion, Mr. Clerk, do you have some things for the record so that we can continue with that?

CLERK: Mr. President, I do. I have...Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 159 and recommend that same be placed on Select File. (See page 470 of the Legislative Journal.)

Mr. President, I have notice of hearing from the Retirement Systems Committee. That is signed by Senator Haberman.

Enrollment and Review reports LB 259, LB 259A, LB 534, LB 601, LB 730, LB 818, LB 819, LB 820 as correctly engrossed. (See page 470 of the Legislative Journal.)

Mr. President, in addition to those items, your Committee on Banking, Commerce and Insurance to whom is referred LB 1088 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File. (See page 471 of the Legislative Journal.)

January 26, 1990

LB 534, 601, 730, 818, 819

the Legislative Journal.) The vote is 47 ayes, 0 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 534 passes. LB 601, please.

ASSISTANT CLERK: (Read LB 601 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 601 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 527 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 1 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 601 passes. LB 730, please.

ASSISTANT CLERK: (Read LB 730 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 730 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 528 of the Legislative Journal.) The vote is 45 ayes, 0 nays, 2 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 730 passes. LB 818.

ASSISTANT CLERK: (Read LB 818 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 818 pass? All those in favor vote aye, opposed nay. Have you all voted? Have you all voted? Record, Mr. Clerk, please.

ASSISTANT CLERK: (Read record vote as found on page 529 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 4 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 818 passes. LB 819.

ASSISTANT CLERK: (Read LB 819 on Final Reading.)

January 26, 1990

LB 87, 257, 397, 486, 534, 601, 730
756, 818-820, 1009A

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 819 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 530 of the Legislative Journal.) The vote is 45 ayes, 0 nays, 2 present and not voting, 2 excused and not voting, Mr. President.

PRESIDENT: LB 819 passes. LB 820.

ASSISTANT CLERK: (Read LB 820 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 820 pass? All those in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on page 531 of the Legislative Journal.) 47 ayes, 0 nays, 2 excused and not voting, Mr. President.

PRESIDENT: LB 820 passes. (Gavel.) If I could have your attention a minute, Speaker Barrett has an important announcement for you.

SPEAKER BARRETT: Thank you, Mr. President. Very briefly, to all members, the video taping will take place now. We'll complete it in Room 2102. At the conclusion of Final Reading, those of you who have not taken advantage of the taping, which is now in progress, please go over to 2102 at your leisure. This will be the last time that they are here in the building. Thank you, Mr. President.

PRESIDENT: Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 87, LB 257, LB 397, LB 486, LB 756, LB 534, LB 601, LB 730, LB 818, LB 819, and LB 820. Mr. Clerk, anything for the record?

CLERK: Mr. President, I do, thank you. I have notice or report of registered lobbyists for the period January 19th through January 25. New A bill by Senator Moore, LB 1009A. (Read by title for the first time. See page 532 of the Legislative Journal.)

January 26, 1990

LB 87, 240, 257, 397, 486, 534, 567A
567, 601, 730, 756, 818-820, 960A
LR 248

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of 567.

PRESIDENT: LB 567 is advanced. Do you have anything for the record, Mr. Clerk?

CLERK: Mr. President, I do. New A bill, LB 960A offered by Senator Withem. (Read by title for the first time. See page 536 of the Legislative Journal.)

Bills have been presented to the Governor that were read on Final Reading this morning, Mr. President, as of 10:50 a.m. (Re: LB 87, LB 257, LB 397, LB 486, LB 756, LB 534, LB 601, LB 730, LB 818, LB 819, and LB 820. See page 536 of the Legislative Journal.)

New resolution, LR 248, offered by Senators Rogers and Lamb. (Read brief description of resolution. See pages 636-37 of the Legislative Journal.) That will be laid over, Mr. President.

Senator Baack has amendments to be printed to LB 240 in the Journal. (See pages 537-41 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: Thank you. We'll go on to LB 567A.

CLERK: Mr. President, 567A, (title read.) Senator, I have two amendments filed. I assume the latter in time is the one you prefer?

PRESIDENT: Senator Withem, please.

SENATOR WITHEM: Yeah, this reduces the appropriation bill by \$6,000, I believe, reflecting the amendment we made, taking the commission out and it also changes the years, would urge the support of the amendment.

PRESIDENT: Any further discussion on the Withem amendment? If not, the question is the adoption of the Withem amendment. All those in favor vote aye, opposed nay. We're voting on the adoption of the Withem amendment. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of the amendment.

February 1, 1990

LB 87, 163, 257, 397, 486, 534, 601
610, 688, 692, 730, 756, 818-820, 923
956, 980, 1021, 1067, 1069, 1230

9:00 a.m.

SPEAKER BARRETT: Have you anything for the record?

CLERK: I do, Mr. President. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 956 and recommend that same be placed on Select File; Transportation Committee reports LB 980 to General File with committee amendments, and LB 1021 as indefinitely postponed, those signed by Senator Lamb; Health and Human Service Committee, I am sorry, Banking Committee reports LB 1069 to General File with amendments, and LB 1230 indefinitely postponed, those signed by Senator Landis; and Health and Human Services Committee reports LB 1067 to General File, LB 688 General File with amendments, and LB 923 General File with amendments, those signed by Senator Wesely. (See pages 619-25 of the Legislative Journal.)

A communication from the Governor to the Clerk. (Read. Re: LB 87, LB 257, LB 397, LB 486, LB 756, LB 534, LB 601, LB 730, LB 818, LB 819, LB 820. See pages 625-26 of the Legislative Journal.)

Mr. President, Senator Moore has amendments to LB 163 to be printed; Senator Wesely amendments to LB 610 to be printed. (See pages 626-28 of the Legislative Journal.)

And, Mr. President, a hearing notice from Retirement Systems Committee. That was given to me by Senator Haberman; and, finally, Mr. President, I have a request from Senator Abboud to add his name to LB 692 as co-introducer. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. The motion before the body is to adjourn until tomorrow morning at nine o'clock. All in favor say aye. Opposed no. The ayes have it. Motion carried. We are adjourned. (Gavel.)

Proofed by:

Marilyn Zank
Marilyn Zank