

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

March 8, 1989

LB 216, 225, 244, 290A, 449A, 466, 756

SPEAKER BARRETT: Thank you. Discussion? If not, those in favor of the advancement of the bill vote aye, opposed nay. On the advancement of the A bill. Record.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of the motion to advance LB 449A.

SPEAKER BARRETT: The bill is advanced. Messages on the President's desk.

CLERK: Mr. President, your Committee on Banking, whose Chair is Senator Landis, reports LB 466 to General File with amendments, that is signed by Senator Landis. Urban Affairs Committee, whose Chair is Senator Hartnett, reports LB 756 to General File, LB 244 to General File with amendments, LB 216 indefinitely postponed, and LB 225 indefinitely postponed, those signed by Senator Hartnett as Chair. (See pages 1031-32 of the Legislative Journal.)

A new A bill, Mr. President, LB 290A by Senator Smith. (Read for the first time by title. See page 1032 of the Legislative Journal.)

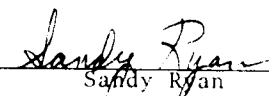
I have an announcement, Mr. President, that the Natural Resources Committee will have an Executive Session in Room 1517 at one thirty today; Natural Resources at one-thirty in Room 1517 today. And a meeting notice, Mr. President, of the joint meeting of the Appropriations and Education Committees for Monday, March 20 to review the report of the Nebraska Coordinating Commission for Postsecondary Education. That is all that I have.

SPEAKER BARRETT: Senator Weihing, would you do the honors, please.

SENATOR WEIHING: Mr. Chairman, I move that we adjourn until nine o'clock, Thursday, March 9.

SPEAKER BARRETT: Thank you. You have heard the motion to adjourn until tomorrow morning at nine. Those in favor say aye. Opposed no. Ayes have it. Motion carried. We are adjourned.

Proofed by:


Sandy Ryan

in conjunction with sales taxes. They are allowed to collect 50 cents each on those. They would like to move those to \$2.00 to cover the cost of the form as well as the mailing and other, any sundries research that's needed to compile the form and the other one is they are allowed to receive 15 cents under current law for receipts issued in conjunction with the redemption of land sold on a tax sale. They would also like to move that to \$2.00, so it is these three areas they would like to move to \$2.00 which would not make them any money under the fiscal note but it would at least cover the cost of the forms and the processing. So it is just simply those items.

SENATOR LANDIS: There are no lights on, Senator Conway. You are recognized for the purposes of closing. Senator Conway waives closing. We'll proceed to voting on LB 324. Those in favor vote aye, those opposed vote no. Senator Conway, we've been here over a minute now awaiting the results of the body. Touche, Senator Conway. The Clerk will record.

ASSISTANT CLERK: 25 ayes, 0 nays on the advancement of the bill.

SENATOR LANDIS: The motion carries, the bill is advanced. We'll move to LB 756, Senator Weihsing the principal introducer, Mr. Clerk.

ASSISTANT CLERK: LB 756 was introduced by Senator Weihsing. (Title read.) The bill was read for the first time on January 19. It was referred to the Urban Affairs Committee. They report the bill placed on General File.

SENATOR LANDIS: Senator Weihsing, to open.

SENATOR WEIHSING: Mr. Speaker and members of the Legislature, LB 756 was brought to me by the League of Municipalities. It relates to the first and second class cities. This is strictly a clarification bill. Within the statutes offices can be merged. That's clearly pointed out, but the duties within offices were not mentioned. The cities have oftentimes wondered whether or not they were legal in merging duties. This is a clarification to make it certain that the cities themselves can go ahead and merge their offices. The local governing body of the city may, at its discretion, and this is the way it's written within the statutes, by ordinance combine and merge any elective or appointive office or employment. Now added to that,

or any combination of duties of any such offices or employments. It simply clarifies and makes it distinct that it's perfectly all right to bring these offices together and the duties and arrange them in the best manner for their city, and that is what the content of this bill is all about.

SENATOR LANDIS: Thank you, Senator Weihing. There are no lights on. You're recognized to close if you wish.

SENATOR WEIHING: I waive the closing and move that the bill be passed.

SENATOR LANDIS: The question is the advancement of LB 756. Those in favor vote aye, those opposed vote no. We're approaching two minutes on the vote on this measure. The Clerk will record.

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

SENATOR LANDIS: Thank you, Mr. Clerk. Let's move on, because that bill passes, to LB 206 introduced by Lowell Johnson. Mr. Clerk.

ASSISTANT CLERK: LB 206 was introduced by Senator Lowell Johnson. (Title read.) The bill was read for the first time on January 9. It was referred to the Government Committee and was reported to General File.

SENATOR LANDIS: Senator Johnson.

SENATOR L. JOHNSON: Mr. President and members of the Legislature, LB 206 addresses fees involving collection agencies in the State of Nebraska. The 105 collection agencies in this state are licensed by a board which is administered by our Secretary of State. There are fees for initial licenses, renewal of licenses, investigations, licensing of solicitors and others. Those fees in existence now were set in 1976 and have not been changed since that time. LB 206 would allow that fees be set at rates which will cover the cost of operating the collection agency. The yearly expenditures of the collection agency has been just under \$14,000 per year while the revenues received has been under \$10,000. The collection agency operates only on its cash funds and it is necessary then to adjust the fees to support the expenditures. LB 206 would allow the

April 6, 1989

LB 77, 99, 135, 143, 206, 213, 228
228A, 247, 323, 324, 371, 381, 423
486, 487, 487A, 488, 488A, 508, 509
566, 592, 605, 627, 643, 669, 714
722, 756, 781, 793
LR 70

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 Dr. Paul Lundell of the Dundee Presbyterian Church in Omaha. Would you please rise.

DR. LUNDELL: (Prayer offered.)

PRESIDENT: Thank you, Dr. Lundell. We appreciate your message this morning. Roll call, please. Record, please.

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

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

CLERK: No corrections, Mr. President.

PRESIDENT: Good. Any messages, reports or announcements?

CLERK: Mr. President, Enrollment and Review reports LB 77, LB 371, LB 592, LB 643, LB 714, and LB 781 as correctly Engrossed. Enrollment and Review also reports LB 99, LB 323, LB 143, LB 213, LB 381, LB 423, LB 509, LB 793, LB 605, LB 135, LB 324, LB 756, LB 206, LB 669, LB 486, LB 487, LB 487A, LB 488, LB 488A, LB 228, LB 228A, LB 627, LB 508, LB 722, and LB 566 to Select File, some of those having Enrollment and Review amendments attached. (See pages 1533-40 of the Legislative Journal.)

Mr. President, Senator Warner would like to print amendments to LB 247 in the Legislative Journal. That's all that I have, Mr. President. (See page 1540 of the Journal.)

PRESIDENT: Okay. We'll move on to LR 70.

CLERK: Mr. President, LR 70 has been offered by Senators Ashford and Moore. It's found on page 1476. (Read brief summary of resolution.)

PRESIDENT: Senator Ashford, please.

SENATOR ASHFORD: Thank you, Mr. President and members. Last year we passed legislation which authorized the profession of

April 7, 1989

LB 84, 247, 756
LR 68

Kearney State transfer at this point. We'll have an opportunity to debate it further on Select File and I would urge you to vote yes on the advancement.

PRESIDENT: Thank you. The question is, shall LB 247 advance to E & R Initial? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: 27 ayes, 8 nays, Mr. President, on the advancement of LB 247.

PRESIDENT: LB 247 advances. Anything for the record, Mr. Clerk?

CLERK: Mr. President, one item and that is that...Mr. President, Senator Hannibal would like to ask unanimous consent to add his name to LR 68 as co-introducer. (See page 1592 of the Legislative Journal.)

Mr. President, Senator Lamb has amendments to be printed to LB 84 and Senator Weihing has amendments to LB 756. That is all that I have, Mr. President. (See pages 1592-94 of the Legislative Journal.)

PRESIDENT: Speaker Barrett, do you have some words of wisdom for us? Would you please listen to your Speaker.

SPEAKER BARRETT: Thank you, Mr. President and members, I move we adjourn until nine o'clock Monday morning, and thank you for some good work today.

PRESIDENT: Okay, you have heard the motion. All in favor say aye. All in favor say aye. Thank you. Any opposed? We are adjourned, thank you.

Proofed by: Arleen McCrory
Arleen McCrory

Senator Morrissey to LB 163. (See pages 325-26 of the Legislative Journal.)

I have two new bills, LB 1134 by Senator Morrissey and LB 1135 by Senator Goodrich. (Read by title for the first time. See page 326 of the Legislative Journal.) That's all that I have at this time, Mr. President.

SPEAKER BARRETT: Thank you. Proceeding to the next bill, Mr. Clerk, LB 756.

CLERK: Mr. President, 756 is on Select File. First order of business is an amendment to the bill by Senator Weihing. Senator, this is the amendment you gave me last year that...

SENATOR WEIHING: Yes, yes.

SPEAKER BARRETT: Senator Weihing, you're recognized.

SENATOR WEIHING: Mr. President and members of the Legislature, I'll speak first as to what the bill is so that you know what the amendment is about. LB 756 would clarify the present law amending Section 16-305 relating to cities of the first class and Section 17-108.02 relating to cities of the second class to allow city managers and city planners to be able to combine various offices. The language in the statutes have become archaic and that essentially what it is and this language is clarifying it. As time goes on, as we all know, cities grow and they become, also they may become smaller and there is the necessity at times to combine offices and this is what it is all about. As for the amendment that is up there right now, it's simply a technical amendment. That amendment has been passed out to you. It says amendment LB 756. As you can see, it is just simply a technical amendment and I'd ask that it be moved on, acted upon.

SPEAKER BARRETT: Thank you. Any discussion? If not, those in favor of the adoption of the Weihing amendment please vote aye, opposed nay. Voting on the Weihing amendment. Please vote if you'd care to vote. Please record.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Weihing's amendment to the bill.

SPEAKER BARRETT: The amendment is adopted.

CLERK: I have nothing further pending, Mr. President.

SPEAKER BARRETT: Senator Weihing, on the bill as amended.

SENATOR WEIHING: I move that the bill be moved to E & R engrossment.

SPEAKER BARRETT: Is there discussion on the motion to advance the bill? If not, those in favor of that motion please signify by voting aye, opposed nay. Opposed nay. Ayes have it, motion is carried, the bill is advanced. Senator Wesely, have you anything for the good of the order?

SENATOR WESELY: Yes, Mr. Speaker, I move we adjourn until Tuesday morning 9:00 a.m., nine, 9:00 a.m.

SPEAKER BARRETT: Thank you. Mr. Clerk, anything?

CLERK: I have nothing further, Mr. President.

SPEAKER BARRETT: Those in favor of the Wesely motion to adjourn until Tuesday at nine signify by saying aye. Opposed no. The ayes have it, we are adjourned. Thank you.

Proofed by:

Marilyn Zank
Marilyn Zank

January 19, 1990

LB 87, 159, 163, 163A, 220, 240, 257
313, 315, 397, 399, 486, 488, 488A
756, 856, 911, 963, 1002, 1026, 1033
1037, 1050, 1051, 1090, 1108, 1109, 1141
1168, 1181, 1190
LR 239, 240

PRESIDENT: Okay. Thank you. Senator Ashford, you are next, but may I introduce some guests under the south balcony, please. We have from District 22, which is Senator Robak's district, Dianne Foltz of Platte Center and Betty Grant of Columbus, Nebraska. With them are three AFS students, Jean/David Miquel of Paris, France, and Patty Cervantes from Bolivia, and Shane Walker from Australia. Would you folks please stand and be recognized. Mr. Clerk, you have something for the record?

CLERK: I do, Mr. President, very quickly. Enrollment and Review reports LB 163 to Select File, LB 163A to Select File, those signed by Senator Lindsay as Chair. Agriculture Committee, whose Chair is Senator Rod Johnson, reports LB 856 to General File. (See page 429 of the Legislative Journal.)

Mr. President, Senator Coordsen, as Chair of the Business and Labor Committee, has selected LB 313 and LB 315 as the committee priority bills for the year. And Enrollment and Review reports LB 87, LB 220, LB 240, LB 257, LB 397, LB 399, LB 486, LB 488, LB 488A, LB 756 all correctly engrossed. Those signed by Senator Lindsay as Chair. (See pages 430-33 of the Legislative Journal.)

Mr. President, notice of hearings from the Education Committee and from the Natural Resources Committee, signed by the respective chairs. (Re: LB 1190, LB 1181, LB 1168, LB 911, LB 1050, LB 1090, LB 1033, LB 1037, LB 963, LB 1026, LB 1108, LB 1109, LB 1141, LB 1002, LB 1051, LR 239 and LR 240.) And Senator Haberman has amendments to be printed to LB 163. That's all that I have, Mr. President. (See pages 433-34 of the Legislative Journal.)

PRESIDENT: Senator Ashford, did you wish to speak on the first set of Kristensen amendments?

SENATOR ASHFORD: I call the question.

PRESIDENT: Oh, you call the question. The question is, shall debate cease? All those in favor...Do I see five hands, first? I do. The question is, shall debate cease? All those in favor vote aye, opposed nay. What do you think, Senator Ashford? Record, Mr. Clerk.

CLERK: 16 ayes, 0 nays to cease debate, Mr. President.

January 26, 1990

LB 397, 486, 534, 756

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 397 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on page 524 of the Legislative Journal.) 29 ayes, 7 nays, 10 present and not voting, 3 excused and not voting, Mr. President.

PRESIDENT: LB 397 passes. LB 486.

CLERK: (Read LB 486 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 486 pass? All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: (Read record vote as found on pages 524-25 of the Legislative Journal.) 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

PRESIDENT: LB 486 passes. LB 756.

CLERK: (Read LB 756 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 756 pass? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: (Read record vote as found on pages 525-26 of the Legislative Journal.) 46 ayes, 0 nays, 3 excused and not voting, Mr. President.

PRESIDENT: LB 756 passes. LB 534, please.

ASSISTANT CLERK: (Read LB 534 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 534 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 pages 526-27 of

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