

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 15, 1989 LB 39, 48, 187A. 238, 344, 556, 763
LR 31

PRESIDENT: Thank you. The question is the advancement of the bill. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the advancement of LB 187A.

PRESIDENT: LB 187A advances. May I please introduce the doctor of the day. We have Dr. Richard Hanisch of St. Paul, Nebraska. I believe this is in Senator Rogers district. Dr. Hanisch, would you stand up so we may see you, please. He must be out taking care of somebody. Thank you. Mr. Clerk, something for the record, please.

CLERK: Mr. President, your Committee on Agriculture, whose Chair is Senator Rod Johnson, reports LB 39 to General File with committee amendments attached. (See page 750 of the Legislative Journal.)

Mr. President, Enrollment and Review reports LB 238 correctly engrossed, and LB 344 correctly engrossed.

A new resolution, LR 31 by Senator Schimek and other members. (Read brief explanation. See pages 751-52 of the Legislative Journal.) That will be laid over.

An Attorney General Opinion to Senator Wesely regarding LB 48, and an Opinion to Senator Morrissey with respect to the Low-level Radioactive Waste Compact Commission, LB 763. That is all that I have, Mr. President.

PRESIDENT: Thank you. We will move on to LB 556.

CLERK: Mr. President, LB 556 was a bill that was introduced by Senator Abboud. (Read title.) It was introduced on January 18, referred to the Judiciary Committee, advanced to General File. I do have Judiciary Committee amendments pending, Mr. President. (See page 562 of the Legislative Journal.)

PRESIDENT: Senator Chizek, please.

SENATOR CHIZEK: Well, Mr. President and colleagues, the committee amendment is on page 562 of the Journal. The committee amended it to ensure that the language that governs

March 14, 1989

LB 52, 289, 314, 621, 622, 761, 763
795
LR 28

SENATOR CHAMBERS: (Laugh.) All right.

PRESIDENT: Saved by the bell. Senator Warner, would you like to close on your resolution?

SENATOR WARNER: Well, Mr. President, members of the Legislature, Senator Scofield just handed me an article where the New York Times is in support of a 50 cent per gallon gas tax. So it could get pretty high. Again, the purpose of the resolution solely is one of expressing concern of placing this responsibility on one....Give you an idea of the impact on Nebraskans as opposed to other sources of revenue that might be available to reduce the federal deficit, according to the American Automobile Association, one of the charts that they put out indicated that an increase at the federal level of 9 cents, with a two house...a household with two wage earners and two...family of four could expect, on the average, in New York to cost \$293.28, on the average, per family, whereas in Nebraska it would be over...about 55 percent more per family, or \$460.54. That merely reflects the fact that in a sparsely populated state and with the heavy utilization of transportation and other fuel related expenses that...for much of our economy in this state that it can be a very major impact. And it seems unfair that that deficit be placed on such a smaller number of people, it ought to be shared on a broader basis. So I'd urge the resolution be adopted.

PRESIDENT: Thank you. The question is the adoption of the resolution. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

CLERK: 35 ayes, 0 nays, Mr. President, on adoption of LR 28.

PRESIDENT: The resolution is adopted. Mr. Clerk, anything for the record at this time?

CLERK: Mr. President, your Committee on Natural Resources, whose Chair is Senator Schmit, reports LB 289 to General File with amendments; LB 761, General File with amendments; LB 52, indefinitely postponed; LB 314, indefinitely postponed; LB 621, indefinitely postponed; LB 622, indefinitely postponed; LB 763, indefinitely postponed; and LB 795, indefinitely postponed. Those all signed by Senator Schmit as Chair. That's all that I have, Mr. President. (See pages 1120-26 of the Legislative

very ably chaired by Senator Schmit can address this in an intelligent and rational manner. We have had the contacts with all the people who have been interested in this particular aspect of the bill and how they are going to be compensated. We have talked to the public in many, many meetings and have personal expertise that has been derived from all of that information that all of our hearings have provided us. And I would urge you to defeat this particular amendment and leave it with the committee who has had the experience with the issue. Thank you.

SPEAKER BARRETT: Thank you. Senator Schmit.

SENATOR SCHMIT: Mr. President and members, this is a little sensitive because I do not want to appear to be critical of my fellow committee member, Senator Morrissey. He has every right to propose such an amendment, but I must just touch briefly upon some of the concerns that I have. There was a suggestion prior to the introduction of LB 763 that the bill would not receive a fair public hearing, obviously because someone felt that the chairman of the committee might not be fair in handling of the issue. After the committee hearing was held, one person after another came forward and expressed their total satisfaction with the conduct of the hearing. They didn't necessarily agree with the conclusions but they were most emphatic in the fact that the hearing had been conducted fairly, impartially, with courtesy extended to all individuals who wished to testify. I think that if there is any reason why the integrity of the committee ought to be challenged, that should have been dispelled long ago. It is justifiably the responsibility of the Revenue Committee, pardon me, of the Natural Resources Committee. It ought to be handled that way and it ought not to be disseminated just because of a personal situation. I hope that is not why the issue was addressed in this manner. I have every...I have high respect for Senator Morrissey but I think the best way to address issues sometimes is to do it out in the open, and I am doing it that way. I want to point out also that no individual has a lock on the chairmanship of a committee, and time has required and has sometimes caused the turnover of committee chairmen and, therefore, all the more reason why the responsibility should rest with the committee, not with the individuals. All too often we have a tendency on this floor, and I am guilty of it myself from time to time, to associate an individual with a committee and confuse the two responsibilities. I should not do that and we should not do