

April 26, 1989

LB 429, 525, 683, 813, 816A

Senator, I have AM1547, but if I may, Senator, before you proceed.

SPEAKER BARRETT: For the record, Mr. Clerk.

CLERK: Mr. President, items for the record. New A bill, LB 816A. (Read by title for the first time.) It's offered by Senator Warner. Appropriations Committee reports LB 525 to General File with committee amendments attached. Amendments to be printed to LB 813 by Senators Baack and Rod Johnson. Attorney General's Opinion addressed to Senator Withem (re. LB 429), and one to Senator Beyer (re. LB 683.) (See pages 1951-57 of the Legislative Journal.)

Senator, I now have your amendment number 1547 pending. (Wesely amendment appears on page 1916 of the Legislative Journal.)

SPEAKER BARRETT: Senator Wesely. (Gavel.)

SENATOR WESELY: Thank you, Mr. Speaker, members. This amendment is the real key amendment, I think, to address my basic concerns about this bill. And I have many concerns about the bill and I feel very uncomfortable about it. But at least an attempt to compromise, this is what I consider the least best offer. And what it does is, one, it reduces the threshold for new services from 900,000 to 750,000. It reduces the new equipment threshold from 1 million to 900,000, and those two things I've worked with Senator Baack on and, hopefully, he will be in agreement with those. And I would ask for a division of the question that pulls out those two items, the two threshold amendments. Then the other part of the amendment that would be taken up after that deals with the question of a list. And the list that I have on this amendment is...deals with neonatal care, open heart surgery, but it delays that open heart surgery so that Bergan Mercy can proceed with their desire to provide that service, chronic renal dialysis and then transplants. And I'll get into that after we're through with the thresholds. But anyway, Mr. Speaker, to save time and focus the debate, I ask that we divide the question and...let me see...

CLERK: Senator, may I inquire as to where that division would occur, just so...

SENATOR WESELY: You would, you would do numbers two and four, that are listed on 1547, you'd do those two, and then you'd take

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LB 525, 816, 816A

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of 816.

PRESIDENT: The bill is advanced. LB 816A, please.

CLERK: Mr. President, 816A, by Senator Warner. (Read title.)

PRESIDENT: Senator Warner.

SENATOR WARNER: Mr. President and members of the Legislature, this is the A bill. I think I neglected to indicate earlier that the fee change occurs January 1st of next year and so the first year's appropriation is only for the first...or, excuse me, for the last six months of the current fiscal year that...which we are appropriating and then the second year is for the...for the full year. But I indicated those amounts earlier discussing the bill so I would move the A bill be advanced.

PRESIDENT: Senator Moore, please. No. All right, the question is, shall the bill be advanced? All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on the motion to advance 816A.

PRESIDENT: LB 816A is advanced. Next bill, Mr. Clerk.

CLERK: Mr. President, LB 525 was a bill originally introduced by Senators Scofield, Baack and Weihing. (Read title.) The bill was reported to Appropriations Committee for public hearing, advanced to General File, Mr. President. I do have committee amendments pending by the Appropriations Committee.

PRESIDENT: Okay, Senator Scofield, are you...

SENATOR SCOFIELD: Thank you, Mr. President. This bill has been gutted and essentially the committee amendments become the bill, which I will let the Chairman discuss. This is simply a new bill, so you can disregard the title. The only thing that's relevant to the original bill is some intent language in the final section, I believe it's Section 6 of the bill, that addresses specifically accreditation standards for Morrill Hall. Other than that, there are a variety of proposals within this

May 15, 1989

LB 303, 303A, 525, 812, 816, 816A
LR 160, 211

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: (Mike not activated immediately.) ...Chamber and to this Monday morning in the last full week of the First Session of the 91st Legislature. Our opening prayer this morning by our own Harland Johnson.

HARLAND JOHNSON: (Prayer offered.)

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

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

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Messages, reports or announcements?

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 816 and recommend that same be placed on Select File, LB 816A and LB 525 all on Select File. Enrollment and Review also reports LB 303 and LB 303A as correctly Engrossed, Mr. President, all of those signed by Senator Lindsay as Enrollment and Review Chairperson. (See pages 2319-22 of the Legislative Journal.)

A communication from the Governor to the Clerk. (Read communication regarding LB 812.)

Mr. President, a report from the Department of Roads regarding the statement of deposits to the Highway Cash Fund.

And, Mr. President, LR 160 is ready for your signature, and that is all that I have. (See page 2323 of the Legislative Journal.)

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 160. Mr. Clerk, to the legislative resolution.

CLERK: Mr. President, LR 211 was introduced by Senator Schmit. It is found on page 2249. (Read brief description.)

SPEAKER BARRETT: Senator Schmit, please. (Gavel.)

SENATOR SCHMIT: Mr. President and members, I've introduced

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LB 310, 469, 525, 727, 761, 814, 816
816A

SENATOR WARNER: Mr. President. I move LB 816 be advanced.

SPEAKER BARRETT: Any discussion? If not, shall LB 816 be advanced. Those in favor say aye. Opposed no. Carried. The bill is advanced.

CLERK: Mr. President, LB 816A is the next bill. I have no amendments to that bill.

SPEAKER BARRETT: Senator Lindsay. Excuse me, Senator Warner, did you...? Thank you. Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 816A be advanced to E & R.

SPEAKER BARRETT: The question is the advancement of LB 816A. Those in favor say aye. Opposed nay. Carried. The bill is advanced.

CLERK: Mr. President, if I may, some items for the record.

SPEAKER BARRETT: Proceed.

CLERK: Your Committee on Enrollment and Review reports LB 310 as correctly engrossed; LB 469, LB 727, and LB 761, all reported correctly engrossed. (See pages 2444-45 of the Legislative Journal.)

Senator Chambers has amendments to LB 814 to be printed, Mr. President. (See page 2444 of the Legislative Journal.) That's all that I have.

SPEAKER BARRETT: Proceeding then to LB 525.

CLERK: Mr. President, 525 is on Select File. I do have E & R amendments pending, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 525.

SPEAKER BARRETT: Shall the E & R amendments to LB 525 be adopted? All in favor say aye. Opposed no. Carried. They are

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LB 44, 44A, 49, 49A, 134, 137A, 158
158A, 162, 162A, 175, 175A, 182, 182A
198, 228, 228A, 305, 815, 816, 816A

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 228 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 2473-74 of the Legislative Journal.) The vote is 47 ayes, 0 nays, 1 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 228 passes. LB 228A.

ASSISTANT CLERK: (Read LB 228A on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 228A 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 2474 of the Legislative Journal.) The vote is 45 ayes, 1 nay, 2 present and not voting, 1 excused and not voting, Mr. President.

PRESIDENT: LB 228A passes. While the Legislature is in session and capable of transacting business, I propose to sign and do sign LB 44, LB 44A, LB 49, LB 49A, LB 134 with the emergency clause attached, LB 158, LB 158A, LB 162, LB 162A, LB 175, LB 175A, LB 182, LB 182A, LB 198, LB 228, and LB 228A. Anything for the record, Mr. Clerk?

CLERK: Mr. President, yes, thank you. Your Committee on Enrollment and Review reports LB 305, LB 815, LB 816, and LB 816A as correctly engrossed, all signed by Senator Lindsay as Chair of Enrollment and Review. (See pages 2475-76 of the Journal.)

I have a confirmation hearing report from Health and Human Services Committee signed by Senator Wesely as Chair. That's all that I have, Mr. President.

PRESIDENT: We'll move on to LB 137A.

CLERK: Mr. President, 137A is a bill introduced by Senator Warner. (Read title.)

May 19, 1989

LB 258, 279, 301, 302, 305, 308, 309
309A, 310, 355, 355A, 469, 588, 727
813, 814, 816, 816A

and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 816 passes. LB 816A.

ASSISTANT CLERK: (Read LB 816A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 816A become law? All in favor vote aye, opposed nay. Have you all voted? Please record.

ASSISTANT CLERK: (Record vote read. See pages 2566-67 of the Legislative Journal.) The vote is 46 ayes, 0 nays, 2 present and not voting, 1 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 816A passes. Pursuant to the agenda that you have in front of you, we will proceed to Select File and then return to item 6, Select File, LB 525, which was bracketed at one-thirty. The call is raised. And while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 813E, LB 814E, LB 301, LB 302, LB 308E, LB 309E, LB 309AE, LB 469E, LB 727, LB 305, LB 310E, LB 816 and LB 816A. Mr. Clerk, proceed to LB 279.

CLERK: Mr. President, I have some items for the record. May I read?

SPEAKER BARRETT: Certainly.

CLERK: Mr. President, explanation of vote by Senator Beck. (See page 2567 of the Legislative Journal.)

I have a report of Registered Lobbyists for this week. (See page 2568 of the Legislative Journal.)

Mr. President, Enrollment and Review reports LB 258, LB 355, LB 355A and LB 588 as correctly engrossed. (See pages 2567-68 of the Legislative Journal.) Those are offered by Senator Lindsay as Chair of Enrollment and Review.

Mr. President, LB 279 is on Select File. I have no E & R amendments to the bill. I do have other amendments, however. The first is by Senators Landis, Wesely and Hartnett. Senator, I have AM1192 in front of me. That was printed earlier this year. It's on page 1464.

May 24, 1989 LB 95, 132, 134, 158, 158A, 175, 175A, 182, 182A
183, 183A, 198, 228A, 228, 261, 261A, 280, 283
285, 285A, 302, 303, 303A, 305, 309, 309A, 310
312, 312A, 335, 335A, 340, 340A, 469, 525, 566
588, 651, 651A, 695, 706, 727, 781, 816, 816A

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We have with us on our closing day as our Chaplain, Reverend Harland Johnson. Would you please rise for the invocation.

REVEREND HARLAND JOHNSON: (Prayer offered.)

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

PRESIDENT: Do we have any corrections this morning?

CLERK: Mr. President, one small correction. (Read correction found on page 2719 of the Legislative Journal.)

PRESIDENT: Okay, do you have any messages, reports, or announcements today?

CLERK: Mr. President, I do. I have a series of communications from the Governor. First of all, Mr. President, the last few bills read on Final Reading yesterday afternoon have been presented to the Governor as of 2:48 p.m., yesterday. (Re: LB 525, LB 566, LB 588, LB 651, LB 651A, LB 695, LB 706, LB 781. See page 2720 of the Legislative Journal.)

Mr. President, a series of communications from the Governor. (Read. Re: LB 228A.) A second communication to the Clerk. (Read. Re: LB 134, LB 158, LB 158A, LB 175, LB 175A, LB 182, LB 182A, LB 198.) A third communication. (Read. Re: LB 95, LB 261, LB 261A, LB 280, LB 283, LB 303, LB 303A, LB 312, LB 312A.) A fourth communication, Mr. President, to Mr. President, and Senators. (Read. Re: LB 183, LB 183A.) A fourth, Mr. President, to the Clerk. (Read. Re: LB 132, LB 285, LB 285A, LB 302, LB 305, LB 309, LB 309A, LB 310, LB 335, LB 335A, LB 340, LB 340A, LB 469, LB 727, LB 816, LB 816A.) The last letter I have received, Mr. President, with respect to signing of bills. (Read. Re: LB 228. See pages 2720-22 of the Legislative Journal.)