

Commission for Postsecondary Education, again, filed pursuant to statute; a report from the Nebraska Games and Parks Commission filed pursuant to statute; the annual report of the Division of Telecommunications; a communication from a series of Natural Resources Districts, Mr. President, with respect to payment of attorneys fees incurred during this past year. (See pages 88-89 of the Legislative Journal.)

Mr. President, I have a series of appointment letters from the Governor, appointments to the Board of Health, to the Rural Health Manpower Commission, the Foster Care Review Board, the Job Training Council, the Oil and Gas Conservation Commission. Those will all be referred to Reference for referral to the appropriate Standing Committee, Mr. President. (See pages 89-97 of the Legislative Journal.)

Finally, I have received a communication with respect to the siting for the low-level radio active waste disposal facility. That communication was received from US Ecology, Mr. President. (See page 88 of the Legislative Journal.) All of those reports will be on file in my office subject to review by members upon their request. That is all that I have, Mr. President.

PRESIDENT: Thank you. (Gavel.) Ladies and gentlemen, we're ready to begin the introduction of bills and some of you I understand would like to hear what the bills are about, so while I don't wish to spoil your fun and visitation with each other, kindly hold it down so that those that wish to listen to the introduction of the bills may do so. We anticipate that this will probably go on until about noon and, of course, free to do whatever you would like to do. Thank you. Mr. Clerk, the introduction of bills.

CLERK: Mr. President, new bills: (Read by title for the first time, LBs 818-878. See pages 97-109 of the Legislative Journal.)

I have amendments to be printed from Senator Rod Johnson to LB 163, LB 39, LB 37. (See pages 110-14 of the Legislative Journal.)

Mr. President, new bills. (Read by title for the first time, LBs 879-922. See pages 114-23 of the Legislative Journal.)

Mr. President, I have new resolutions: (Read brief description

January 4, 1990

LB 818-880
LR 230

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen, welcome to the George W. Norris Legislative Chambers. We have with us this morning as our Chaplain of the day, Pastor Robert Nowak of the Faith Evangelical Lutheran Church in Lincoln, Nebraska. Would you please rise for the invocation.

PASTOR NOWAK: (Prayer offered.)

PRESIDENT: Thank you, Pastor Nowak, we appreciate your being here this morning and announcing the invocation. Please come back and visit us again. Roll call, please.

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

PRESIDENT: Thank you. Do you have any messages, reports or announcements? Mr. Clerk, do you have any messages, reports or announcements?

CLERK: Mr. President, I do. I have a reference report referring LBs 818-880, signed by Senator Labeledz as Chair of the Reference Committee. I have also a reference report regarding certain gubernatorial appointments made since the last special session. That's all that I have, Mr. President. (See pages 135-37 of the Legislative Journal.)

PRESIDENT: We'll move on to number four, the temporary rules.

CLERK: Mr. President, I have a motion. Senator Lynch as Chair of the Rules Committee would move that the rules be adopted for today only, January 4.

PRESIDENT: Thank you. Senator Lynch.

SENATOR LYNCH: Mr. President, members, I couldn't have said it any better. I move the adoption of the (inaudible)...

PRESIDENT: Thank you. Is there any discussion? You've heard the motion. All in favor say aye. Opposed nay. They are adopted. We'll move on to the legislative resolutions, LR 230. Mr. Clerk.

CLERK: Mr. President, LR 230 was introduced by Senator Withem. It is found on page 124 of the Legislative Journal. (Read brief

January 4, 1990

LB 662, 830, 845, 895, 897, 905, 953
1011-1013

the house is under call. Senator Dennis Byars, the house is under call. The house is under call, unauthorized personnel, please leave the floor. Senator Byars is on his way. We'll proceed with the vote on the adoption of proposal number ten. A roll call has been requested. Proceed with the vote, Mr. Clerk.

ASSISTANT CLERK: (Roll call vote taken. See pages 181-82 of the Legislative Journal.) The vote is 18 ayes, 21 nays on amendment number ten.

SPEAKER BARRETT: Motion fails. The call is raised. Any messages on the President's desk, Mr. Clerk?

ASSISTANT CLERK: Yes, Mr. President, three new bills. (Read LBs 1011-1013 by title for the first time. See pages 182-83 of the Legislative Journal.)

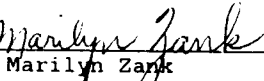
I have proposed amendments to the rules from Senators Lamb, Schmit and Withem. And I have consents to add names to LB 895 from Senator Bernard-Stevens; LB 897 by Bernard-Stevens; LB 953 from Bernard-Stevens; LB 662, Bernard-Stevens; LB 845 from Senator Crosby; LB 830 from Senator Schellpeper; and LB 905 from Bernard-Stevens. That's all I have, Mr. President.

SPEAKER BARRETT: Thank you. Senator Lynch, for what purpose do you rise?

SENATOR LYNCH: Mr. President, members, I move that we adjourn until nine o'clock in the morning on January 8th.

SPEAKER BARRETT: You've heard the motion to adjourn until nine o'clock, Monday morning. All in favor say aye. Opposed no. Ayes have it, motion carried, we are adjourned.

Proofed by:


Marilyn Zank

January 22, 1990

LB 240, 567, 769, 799, 830, 842, 857
874, 893, 918, 930, 933, 940, 941
970

Mr. President, amendments to be printed. I have amendments to LB 240 by Senator Baack; Senator Haberman to LB 567; and Senator Emil Beyer to LB 799. (See pages 453-58 of the Legislative Journal.)

Mr. President, I have a confirmation hearing report from the Natural Resources Committee. That's signed by Senator Schmit. (See page 459 of the Legislative Journal.)

Government Committee reports LB 830 to General File; LB 857, General File; LB 874, General File; LB 893, General File; LB 918, General File; LB 930, General File; LB 933, General File; LB 970, General File. Those are all signed by Senator Baack.

Natural Resources Committee reports LB 842 to General File; LB 940 to General File and LB 941 to General File. Those are signed by Senator Schmit as Chair.

Finally, Mr. President, I have amendments to be printed from Senator Scofield to LB 769. (See pages 459-461 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: The motion is to adjourn and a machine vote has been requested. All those in favor vote aye, opposed nay. Until nine o'clock tomorrow morning. This will take a simple majority. Have you all voted? Record, Mr. Clerk, please.

CLERK: 21 ayes, 7 nays, Mr. President, on the motion to adjourn.

PRESIDENT: We are adjourned until nine o'clock tomorrow. And it's been a very enjoying morning. Thank you.

Proofed by: Arleen McCrory
Arleen McCrory

because we are using the present Rural Health Manpower Commission, so I would just move the A bill. Thank you.

SPEAKER BARRETT: Thank you. Discussion? Seeing none, those in favor of the advancement of the A bill please vote aye, opposed nay. Have you all voted? Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of 994A.

SPEAKER BARRETT: The A bill does advance. To LB 830, Mr. Clerk.

CLERK: 830, Mr. President, introduced by Senators Peterson and Schellpeper. (Read title.) The bill was introduced on January 3 of this year, referred to the Government Committee for public hearing, advanced to General File. I have no amendments to the bill.

SPEAKER BARRETT: The Chair recognizes Senator Peterson.

SENATOR PETERSON: Mr. Speaker and members, this bill is, in essence, gives the state the power to sell land or buildings that are not being used to...so we don't, hopefully, would have to tear down some of these buildings that we can put them in use. There have been times when we've had purchasers in the last few years, couple years, that have showed interest in purchasing some land, parcels of land or buildings and because uncertainty in regards to the property and acquiring it, they...financing everything, they've lost interest. So all this bill does is allow the state to sell these buildings and some land. There is 60 plus buildings, some out of that 60 plus, there is some that cannot be renovated. There are some that could be. To those that have buildings and land in their districts, I've distributed that to you and the cost of tearing these buildings down is astronomical and if we can salvage, 10, 20 of these buildings and get rid of some of this land, I think it would be great that we could do so. I ask for advancement of the bill.

SPEAKER BARRETT: Is there discussion? Any questions? Seeing none, those in favor of the advancement of LB 830 please vote aye, opposed nay. Have you all voted? Please record.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of

LB 830.

SPEAKER BARRETT: LB 830 advances. LB 938.

CLERK: 938, Mr. President, by Senator Conway. (Read title.) The bill was introduced on January 3, referred to Banking, advanced to General File. I have no amendments to the bill.

SPEAKER BARRETT: The Chair recognizes the member from Wayne, Senator Conway.

SENATOR CONWAY: Mr. Speaker and members, thank you. LB 938 as it was introduced is simply an authorization to allow the Director of Banking through the securities activity, through the rules and orders, to allow for the sophisticated investor and those sophisticated investors are typically thought of and as was written into the bill, those who have more than half a million dollars invested and whose net worth exceeds \$1 million, can enter into with a management, securities management placement company an opportunity to have a special type of contract. Under current law an investment advisor shall not be compensated on anything other than a straight commission. What these provisions are designed to do is to allow a very large contract situation the opportunity to put a special contract together which would allow the investment advisor to be in a shared equity position. So they may have an option now rather than having a, say, a 1 percent commission standard, may offer that at a lesser rate conditioned upon the fact then that they share in any capital gains that would be incurred by that investment. It's a situation where what we're changing then is simply allowing the director to enter into and establish a rule in given situations for this kind of activity. And so with that I offer this to the body for approval.

SPEAKER BARRETT: Thank you. Questions? Discussion? Seeing none, those in favor of the advancement of LB 938 to E & R please vote aye, opposed nay. Have you all voted? Please record.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of 938.

SPEAKER BARRETT: LB 938 is advanced. Mr. Clerk, I'd like to revert momentarily to LB 834.

February 22, 1990 LB 313, 579, 688, 830, 831, 834, 888
917, 923, 932, 938, 946, 954, 978
987, 987A, 994, 994A, 1037, 1067, 1077
1080, 1080A, 1094, 1102, 1109, 1165, 1178
1217
LR 259

PRESIDENT NICHOL PRESIDING

PRESIDENT: Welcome to the George W. Norris Legislative Chamber. We have with us this morning for our invocation, Reverend Dr. Norman E. Leach who is the Executive Director of the Lincoln Interfaith Forum. Would you please rise for the invocation?

REVEREND LEACH: (Prayer offered.)

PRESIDENT: Thank you, Dr. Leach, we appreciate your being here this morning. Please come back. Roll call, please. Record, Mr. Clerk, please.

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

PRESIDENT: Thank you. Any corrections to the Journal today?

CLERK: No corrections, Mr. President.

PRESIDENT: Any messages, reports or announcements?

CLERK: Mr. President, Enrollment and Review respectfully reports they have carefully examined and reviewed LB 1080 and recommend that same be placed on Select File, LB 1080A, LB 1094, LB 688, LB 579, LB 994, LB 994A, LB 830, LB 938, LB 834, LB 987, LB 987A, LB 978, LB 888, LB 917, LB 946, LB 954, LB 1077, LB 1037, LB 1067, LB 831, LB 932, LB 1178, LB 1102, LB 1109, LB 1165 and LB 1217, all reported to Select File, some have E & R amendments attached. (See pages 904-08 of the Legislative Journal.)

Mr. President, amendments to be printed, Senator Crosby to LB 923, Senator Coordsen to LB 313. (See page 908 of the Legislative Journal.)

New resolution by Speaker Barrett. (Read brief description of LR 259. See pages 908-09 of the Legislative Journal.) That will be laid over.

A series of appointment letters from the Governor. Those will be referred to the Reference Committee for confirmation hearing.

Finally, Mr. President, a report from the Board of Public Roads Classifications and Standards. That will be on file in my

SPEAKER BARRETT: Senator Lindsay, please, on the E & R amendments.

SENATOR LINDSAY: Mr. President, I move the adoption of the E & R amendments to LB 994.

SPEAKER BARRETT: Thank you. Is there discussion? Seeing none, all in favor of the adoption please say aye. Opposed no. Carried. They are adopted.

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

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move LB 994 as amended be advanced to E & R for engrossment.

SPEAKER BARRETT: The question is the advancement of LB 994. Those in favor say aye. Opposed no. Carried. The bill is advanced. The A bill, Mr. Clerk.

CLERK: LB 994A, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 994A be advanced to E & R for engrossment.

SPEAKER BARRETT: Discussion. The question is, shall LB 994A be advanced? All in favor say aye. Opposed no. The ayes have it. Carried. Mr. Clerk, LB 830.

CLERK: LB 830, Senator, I have no amendments to the bill.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 830 be advanced to E & R for engrossment.

SPEAKER BARRETT: Is there discussion? If not, the question is the advancement of 830. All in favor say aye. Opposed no. The ayes have it. The motion carried. The bill is advanced. LB 938, Mr. Clerk.

March 1, 1990

LB 163A, 579, 642, 830, 831, 834, 888
917, 932, 938, 946, 954, 978, 987
987A, 989, 994, 994A, 1037, 1067, 1077
1102, 1178, 1222

PRESIDENT: Okay, Senator Rod Johnson.

SENATOR R. JOHNSON: Mr. President and members, there was some confusion about whether the A bill or at least Senator Schimek's amendment was necessary. But I think, with the adoption of my earlier amendment this morning, it clarifies a lot of those problems. And, in talking with my legal staff who has talked with the Fiscal Office, they seem to feel there is no need for any amendments to the A bill and the A bill should stay as it's currently written. So I would just move for the bill's advancement.

PRESIDENT: Thank you. Senator Morrissey, please. No. Did you wish a closing, Senator Rod Johnson? The question is the advancement of the A bill. All in favor vote aye...say aye. Opposed nay. It is advanced. Things for the record, Mr. Clerk?

CLERK: Mr. President, Enrollment and Review respectfully reports they have carefully examined and reviewed LB 579 and find the same correctly engrossed; LB 830; LB 831; LB 834; LB 888; LB 917; LB 932 and LB 938, LB 946; LB 954; LB 978, LB 987, LB 987A, LB 994, LB 994A, LB 1037, LB 1067, LB 1077, LB 1102 and LB 1178, those all reported correctly engrossed, Mr. President.

Senator Ashford has amendments to LB 642 to be printed; and Senator Smith to LB 1222. (See pages 1074-78 of the Legislative Journal.)

Government Committee reports LB 989 to General File, Mr. President. That's all that I have.

PRESIDENT: Senator Byars, please.

SENATOR BYARS: I would move we would recess until one thirty this afternoon.

PRESIDENT: You've heard the motion. All in favor say aye. Opposed nay. We are recessed until one-thirty.

RECESS

March 7, 1990

LB 579, 830
LR 267, 268

session and capable of transacting business, I propose to sign and I do sign LR 267 and LR 268. Mr. Clerk, LB 579.

ASSISTANT CLERK: (Read LB 579 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 579 pass? Those in favor vote aye, opposed nay. Have you all voted? Record, please.

ASSISTANT CLERK: (Record vote read. See pages 1207-08 of the Legislative Journal.) The vote is 42 ayes, 0 nays, 1 present and not voting, 6 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 579 passes. LB 830.

CLERK: Mr. President, I have a motion on the desk. Senator Wesely would move to return LB 830 to Select File for a specific amendment, the amendment being to strike the enacting clause.

SPEAKER BARRETT: The Chair recognizes Senator Wesely.

SENATOR WESELY: Thank you, Mr. Speaker, and members, I apologize to Senator Peterson. I haven't had a chance to run back on the Final Reading, having looked at some of these bills as they come up. The question...I have some questions of Senator Peterson. I was just trying to review this bill when it was on consent and it kind of moved before I really had a chance to look at it again off of Select File. And all I would like to know is, in looking at this, it says that from now on if you have excess land, state land, and it's not anticipated to be used for maybe two years or less, that instead of having the Legislature handle a bill to allow that land to be sold or leased, or whatever, it could all be handled now administratively by the Department of Administrative Services. And I guess I'm wondering, Senator Peterson, why we want to change that. Why does the Legislature not need to be involved in that? And is that the way we now handle buildings? I just am curious about the reasoning and I would like to hear from you what (interruption).

SPEAKER BARRETT: Senator Peterson.

SENATOR PETERSON: Senator Wesely, it's my understanding that...I guess you're referring to the fact that when we want to

sell a piece of land we come individually and had a bill separately. There are so many and you received a copy of everything that's available in Lincoln. There are so many buildings and land sitting out there right now and by time...we're losing time because, in essence, we have missed selling some land now so this gives us a chance to go ahead and sell it without coming in with an individual bill. If you've got a piece of...tract of land or building in your district, there's a number of them in Lincoln right now, and there is an interest in some of the land and buildings in Lincoln right now to be purchased because of this bill and the fact that we sent it out, gave it to each one of you senators and also sent copies to the City of Lincoln and to the Chamber. So this gives Administrative Services and 309 and if it happens to be the Department of Public Institutions, those three to decide that it's no longer in use and we can go ahead and sign them...sell them.

SENATOR WESELY: I know we had a bill recently on vacant buildings and is...now in a vacant building, do they have to come to us to get authorization legislatively to act or can they do that now independently of the Legislature?

SENATOR PETERSON: Yes, if we don't change that, they would have to come to us individually, is my understanding, to sell any piece of...a building or a piece of land. I have already done that in several instances up in my area...

SENATOR WESELY: Yeah.

SENATOR PETERSON: ...with a separate bill. But, with this, it gives them a chance to sell it and if you have any problems with the bill, and I have talked to a number of people...it was discussed in the Government Committee, if we need to change it next year. But we need this bill because right here in Lincoln right now you've got some people interested in purchasing some land and buildings. And if you're dissatisfied with it, we can work out changing it next year but we absolutely need this bill in Lincoln and Norfolk and several areas because there is an interest in these buildings.

SENATOR WESELY: I appreciate that, Senator Peterson. I guess I'm very protective of the legislative branch and of this body and the desire to have an accountability to the public on these issues. I have carried, as Senator Peterson has and others,

legislation to allow transfer of buildings, land property, and we have done it when we transferred property that Lancaster Manor then used to build a new nursing home and it takes the Legislature out of the process. And I understand that we're cumbersome and that we slow things down and I can see the argument there. But it also is a fact that this is state property owned by the state and I just...I wish we weren't on Final Reading. I wish we had...I wish we weren't on a consent calendar bill that can't be amended. I just...I mean, I can't put up an amendment now, evidently, or the bill is dead, to deal with this and I'm a little confused about where we're at on it. I understand...let me tell you another concern that I have because even when I have carried some of those bills to open up some land and buildings, I wonder who knows about it, who has a chance to bid on it, who is able to participate in purchasing that? Whether notice is adequately given, that everybody has a fair shot or if you take the Legislature out of it and how much will you have, just people that know on the inside what's going on that get an opportunity to get access to this land buildings. And I assume that there is no problem. You just have to ask some questions, I think, legitimately about this. And, Senator Peterson, I apologize again. I don't want to...I know you feel strongly about the bill. I just thought maybe there ought to be some discussion. And I have got to withdraw this motion or the bill can't come up and so I'm a little uncertain about what to do but if...I guess, what I'm going to plan on doing is just voting no, anticipating the bill will pass, and then, as Senator Peterson offered, perhaps look at some changes if the bill does pass. But legitimately, I just am concerned about this. And anytime you make a change that takes...

SPEAKER BARRETT: One minute.

SENATOR WESELY: ...the Legislature out of the decision-making process, I guess I'm always a little concerned.

SPEAKER BARRETT: Senator Peterson.

SENATOR PETERSON: Well, the only thing I can add is that this will speed up the process and if Senator Wesely has a problem with speeding up the process, I think it will deter people from going ahead and purchasing these buildings because some of them are getting to the place now that if something isn't done in the next year or two, and we've got a lot of buildings, and Senator Korshoj might want to speak in this regard because he did a tour

on the Building Committee a couple years ago and let's get rid of some of these buildings for a little of something and get them on the tax rolls. We can't be letting buildings and that sit and deteriorate and this way we can go ahead and sell them. So I ask for you to vote for this bill so that we can dispose of some of these buildings and land and not have to come through the process every time something comes up, whether it's in Lincoln or Hastings or wherever. So I ask for your vote on this bill and so we can go...just start disposing of this.

SPEAKER BARRETT: Thank you. Senator Nelson, did you care to discuss the matter?

SENATOR NELSON: Yes. I have two questions. One of...well, maybe Senator Peterson can answer this. And I can see maybe why Senator Wesely is concerned. I happen to have in front of me the NCCY Center report and as you know which district that's in, so maybe I see why Senator Wesely's ears perked up a little bit this morning. I see on this report in regards to, for example, one building out there, the Garfield residence is in need of more renovation to meet standards and so on and they're talking of moving from one building to the other. The Garfield home will be sold with the proceeds directed to a project of Governor Orr, as per the legislative bill that authorized this sale. Two things, I see Senator Wesely's concern. You know, we trust the governors and so on, but I'm really not sure then what their project may or may not be. And I also then see Senator Peterson's reason for the bill and I will be supporting the bill but again I see maybe why Senator Wesely is concerned because there are unused and unneeded buildings that the state is simply supporting and keeping. So I will support the bill and I guess maybe that's the reason behind the bill. Is that right, Senator Peterson?

SENATOR PETERSON: Yes, it's to...so that it's a lot easier to get rid of these bills, we don't have to wait a year to get a bill passed on one tract and then another bill later on another piece of land and we can go ahead and dispose of them and get something out of them instead of going through the legislative process, which takes quite a while sometimes.

SPEAKER BARRETT: Senator Korshoj, would you care to discuss the matter?

SENATOR KORSHOJ: Mr. Speaker and members, I, unlike Senator

Wesely, I don't like to take that authority away from the Legislature. But in a tour we took of the state, we have buildings and we have land that we're not using, but especially buildings. If we've got to go through this process and we're not in session, for example, the interested buyer probably won't be there by the time we could pass it, and the building is deteriorating so fast it's just unbelievable the waste we have. And if you look at the statement in here of Chairman Baack, first priority still remains with the political subdivision. So, I mean, it's not going to go to private industry immediately. And I've talked to the Norfolk Chamber and they are so short on housing because the way industry has been going up there and they have some people interested and putting some rent or middle income housing in some of them units that, in my estimation, will never be used. I also hate to see so much authority taken away from us, but the waste we saw out there was just...I have had a couple of trips and it was just terrible. And so I'm going to support the bill. I think it's probably the best option now. And if we have to do something next year, that's fine. But they...in Norfolk they had some people that really were interested in doing some housing and some buildings that have been vacant for some time and they just were ready to go and the process was too slow. Sometimes slowness is way better than expediting it, but I can just see building after building never ever, ever be used again. You know, it's a catch 22, but I do have to support this. Thank you.

SPEAKER BARRETT: Thank you. Senator Nelson. You're waving off, Senator. Thank you. Any other discussion? Senator Wesely, would you care to close?

SENATOR WESELY: Okay. Yeah, I apologize again to Senator Peterson. I just...I always get concerned and I missed it on General and Select File and thought I would just raise the concern. I hear what Senator Korshoj is saying. I know we've got excess land and buildings. I know of your problem in Norfolk on housing. I don't want to make a problem there. I just want to be very careful and it wasn't NCCY that prompted me, in fact, I hadn't even thought about that. I just have carried legislation in the past and want to make sure that we don't...I'm looking at it for prime property that...making sure everybody knows that that's available. I guess I wasn't looking at it so much as property that nobody wants and trying to get rid of it and finding a buyer for it. I was looking at it in a different way but I understand that side of it. So, with that

March 7, 1990

LB 81, 830, 831, 863, 888, 956, 1022
1050

discussion, I guess the Legislature is alerted to this change. It's a significant change and whatever happens, happens, but at least we know what we're doing. Thank you. And I will withdraw that motion.

SPEAKER BARRETT: Thank you. It is withdrawn. If members will return to their seats, the Clerk can read the bill. While we're waiting, while the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 1022, LB 81, LB 956, LB 1050, and LB 863. Mr. Clerk, will you read 830, please.

CLERK: (Read LB 830 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 830 pass? Those in favor vote aye, opposed nay. Have you all voted? Please record.

CLERK: (Record vote read. See page 1209 of the Legislative Journal.) 41 ayes, 1 nay, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 830 passes. LB 831.

CLERK: (Read LB 831 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 831 pass? All in favor vote aye, opposed nay. Please record.

CLERK: (Record vote read. See page 1210 of the Legislative Journal.) 43 ayes, 0 nays, 1 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 831 passes. LB 888.

CLERK: (Read LB 888 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 888 pass? Those in favor vote aye, opposed nay. Have you all voted? Record, please.

CLERK: (Record vote read. See pages 1210-11 of the Legislative

March 7, 1990

LB 315, 579, 830, 831, 888, 917, 922
932, 938, 954, 978, 987, 987A, 1037
1059, 1067, 1077, 1102, 1113, 1178, 1199
LR 270

Legislative Journal.) The vote is 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 1077 passes. LB 1102.

ASSISTANT CLERK: (Read LB 1102 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1102 pass? Those in favor vote aye, opposed nay. Record, Mr. Clerk.

ASSISTANT CLERK: (Record vote read. See pages 1219-20 of the Legislative Journal.) The vote is 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 1102 passes. The final bill on Final Reading, LB 1178.

ASSISTANT CLERK: (Read LB 1178 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 1178 pass? Those in favor vote aye, opposed nay. Have you all voted? Please record, Mr. Clerk.

ASSISTANT CLERK: (Record vote read. See pages 1120-21 of the Legislative Journal.) The vote is 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 1178 passes. The call is raised. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 938, LB 932, LB 917, LB 888, LB 831, LB 830, LB 579, LB 1199, LB 922, LB 954, LB 978, LB 987, LB 987A, LB 1037, LB 1067, LB 1178, LB 1102, LB 1077. Mr. Clerk, have you matters for the record?

CLERK: I do, Mr. President, thank you. Amendments to be printed to LB 1059 by Senator McFarland; Senator Wesely to LB 1113 and LB 315. (See pages 1221-22 of the Legislative Journal.)

Mr. President, a new resolution, LR 270, offered by Senator Peterson. (Read brief description of LR 270. See pages 1222-23 of the Legislative Journal.) That will be laid over. That's all that I have, Mr. President.

March 7, 1990

LB 42A, 81, 220A, 369A, 579, 830, 831
863, 880A, 888, 917, 922, 923A, 932
938, 954, 956, 978, 987, 987A, 1013
1022, 1037, 1050, 1067, 1077, 1090A, 1102
1136, 1178, 1199, 1222

SPEAKER BARRETT: Thank you. You have heard the motion by Senator Wesely to recess until one-thirty. All in favor say aye. Opposed no. Carried. We are recessed. (Gavel.)

RECESS

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Roll call. Record, Mr. Clerk.

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

SPEAKER BARRETT: Thank you. Anything for the record?

CLERK: Mr. President, I do. Bills read on Final Reading, this morning, have been presented to the Governor as of 12:15 p.m. (Re. LB 1022, LB 81, LB 956, LB 1050, LB 863, LB 938, LB 932, LB 917, LB 888, LB 831, LB 830, LB 579, LB 1199, LB 922, LB 954, LB 978, LB 987, LB 987A, LB 1037, LB 1067, LB 1178, LB 1102, and LB 1077.)

Your Committee on Enrollment and Review reports LB 1018, LB 1136, LB 1222, LB 42A, LB 220A, LB 369A, LB 880A, LB 923A, LB 1090A to Select file, some of which have Enrollment and Review amendments attached, Mr. President. (See pages 1233-36 of the Legislative Journal.) That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Perhaps a very brief announcement from the Chair regarding our deliberations tomorrow. It is my hope that we can work through the lunch hour tomorrow, with the thought in mind that we can adjourn a little early tomorrow for the long weekend. It's my intent, at the present time, to work through the noon hour tomorrow, and look toward an early adjournment tomorrow afternoon. Contrary to previous statements made by the Chair, it will not be my intent to schedule appropriations bills tomorrow, budget bills tomorrow. We will be looking at them, probably, Monday or Tuesday of next week. We will continue with the agenda tomorrow with some Final Reading, probably some Select File, and perhaps senator priorities on General File. Any questions? Mr. Clerk, would you bring us up-to-date.

March 12, 1990

LB 81, 579, 830, 831, 863, 888, 905A
917, 922, 932, 938, 954, 956, 978
987, 987A, 1022, 1031, 1037, 1050, 1067
1077, 1102, 1178, 1199
LR 279

communication regarding signing of LB 1022, LB 81, LB 956, LB 1050, LB 863, LB 922, LB 1199, LB 579, LB 830, LB 831, LB 888, LB 917, LB 932, LB 938, LB 954, LB 978, LB 987, LB 987A, LB 1037, LB 1067, LB 1077, LB 1102, and LB 1178. See page 1306 of the Legislative Journal.)

Mr. President, new A bill, LB 905A by Senators Johnson, Dennis Byars and Scofield. (Read by title for the first time. See page 1307 of the Legislative Journal.)

Notice of cancellation of hearing by the Government Committee.

New resolution by Senator Robak. That will be laid over. (LR 279 appears on page 1307 of the Legislative Journal.) That's all that I have, Mr. President.

Mr. President, I now have a series of amendments to both the committee amendments and the bill. The first amendment to the committee amendments that I have is by Senator Smith. Senator Smith's amendment is found on page 1195 of the Journal, Mr. President.

PRESIDENT: Senator Smith, please.

SENATOR SMITH: Thank you, Mr. President, members of the body, you have a very simple amendment before you, AM2659, in the Journal. It's simply asking, and I do want to, I guess, begin by thanking the Appropriations Committee for the recommendation that they have made for a \$212,000 increase to programs, which are being provided under the Community Aging Services Act, commonly known as CASA. This amount though is about a seventh of the amount of money that was originally requested and we can go back in history a little bit, and you have been handed a fact sheet on CASA which is...you will see it appears to be a little thing with a little State of Nebraska and the breakdown of the eight area agencies in the state, which was handed out by the Nebraska Association of Area Agencies on Aging, telling you all about what CASA is, the historic information about CASA, what the problem is, and so on. And you will recall that the Community Aging Services Act was enacted by the Legislature in 1982. It was intended to provide comprehensive aging service programs throughout Nebraska by 1984. At that time, the cost to the state was supposed to be a little over \$2.5 million. Well, we all know that, as many times as I have talked about this, the money was not funded, it was partially funded, and what even