

will meet for a brief Executive Session, in Room 1003, upon recess to select a Vice-Chair. Appropriations Committee upon recess in Room 1003 by the Appropriations Committee.

Mr. President, I also have the Committee on Committees report as offered by Senator Lowell Johnson and the Committee on Committees. Also an acknowledgment, Mr. President, that Senator Beyer has been selected...Senator Emil Beyer has been selected as Vice-Chair of the Committee on Committees.

PRESIDENT: The Chair recognizes Senator Lowell Johnson. Could we have your attention for just a moment, please. (Gavel.) Could we have your attention just a moment, ladies and gentlemen. If we could have your attention just a moment, we won't request your attention too long today, but Senator Lowell Johnson has an announcement.

SENATOR L. JOHNSON: Mr. President and members of the Legislature, your Committee on Committees met yesterday, and after careful deliberations completed the committee roster, which you find on your desks, which has been placed there by the Clerk. The report was unanimously adopted by the Committee on Committees, and I, therefore, move at this time that it be accepted and approved by the Legislature.

PRESIDENT: Is there any discussion? If not, the question is the adoption of the report. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of the Committee on Committees report.

PRESIDENT: The report is adopted. Back to you, Mr. Clerk. We're ready for the introduction of new bills. Mr. Clerk.

CLERK: Mr. President, new bills. (Read LB 1-80 by title for the first time. See pages 44-61 of the Legislative Journal.)

PRESIDENT: If I could have your attention just a moment, please, we'll introduce a couple of guests. Over under the north balcony, our first doctor of the day for this year is Dr. Dale Michaels of Lincoln, Nebraska. He's from Senator Warner's district. He's here to take care of us on behalf of the Nebraska Academy of Family Physicians. So would you welcome Dr. Michaels. Would you please stand, Doctor. Thank you for

January 10, 1989

LB 7, 8, 9

those in favor of indefinitely postponing it vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the motion to indefinitely postpone LB 7.

PRESIDENT: LB 7 is indefinitely postponed. LB 8, please.

CLERK: Mr. President, LB 8, offered by Senator Labeledz as Chair of the Board. (Read title.)

PRESIDENT: Senator Labeledz, please.

SENATOR LABEDZ: Thank you, Mr. President. This bill repeals two sections which provided for the substitution of certain terms in the statutes. The substitution has been completed so the sections are no longer needed. I ask that you advance LB 8 to E & R Initial.

PRESIDENT: Thank you. The question is the advancement of LB 8. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 28 ayes, 0 nays, Mr. President, on the advancement of LB 8.

PRESIDENT: LB 8 advances. LB 9, please.

CLERK: Mr. President, LB 9, offered by Senator Labeledz as Chair of the Board. (Read title.)

PRESIDENT: Senator Labeledz, please.

SENATOR LABEDZ: Thank you, Mr. President. LB 9, relating to the Public Service Commission, transfers a section, presently assigned to Chapter 3, to Chapter 75, since Chapter 75 is a more appropriate placement. I ask that you advance LB 9 to E & R Initial.

PRESIDENT: Thank you. The question is the advancement of LB 9. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 29 ayes, 0 nays, Mr. President, on the advancement of LB 9.

January 10, 1989 LB 9, 10, 11

PRESIDENT: LB 9 advances. LB 10, please.

CLERK: Mr. President, LB 10, offered by Senator Labeledz as Chair of the Board. (Read title.) Introduced on January 5, referred directly to General File.

PRESIDENT: Senator Labeledz, please.

SENATOR LABEDZ: Thank you, Mr. President. This bill would transfer two sections which create a Nebraska Agricultural Products Research Fund from Chapter 2, Agriculture, to Chapter 81, Article XII, dealing with the Department of Economic Development. It also eliminates language that has been transferred to another section. I urge you to advance LB 10 to E & R Initial.

PRESIDENT: Senator Lamb, please.

SENATOR LAMB: Mr. President and members, Senator Labeledz, could I ask a question, please. There was a report in the paper that this did something substantial. I have talked to Joanne Pepperl, she has convinced me that it does not do anything other than transfer language from one section to another, and it does not do anything that should not be in a revisor's bill. Is that correct?

SENATOR LABEDZ: That's correct, Senator Lamb.

SENATOR LAMB: Thank you.

SENATOR LABEDZ: Thank you.

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

CLERK: 26 ayes, 0 nays, Mr. President, on the advancement of LB 10.

PRESIDENT: LB 10 advances. LB 11.

CLERK: Mr. President, LB 11, offered by Senator Labeledz as Chair of the Board. (Read title.)

January 11, 1989

LB 1-6, 8-17, 33, 34, 330-340

PRESIDENT: LB 33 advances. LB 34, please.

CLERK: LB 34, Mr. President, offered by Senator Labedz as Chair of the Board. (Read title.) Introduced on January 5, referred directly to General File.

PRESIDENT: Senator Peterson, please.

SENATOR PETERSON: Mr. President, LB 34, the final revisor's bill, makes numerous internal changes relating to the Game and Parks Commission. I ask that this bill be advanced to E & R Initial.

PRESIDENT: You've heard the explanation. The question is the advancement of the bill. All those in favor please vote aye, opposed nay. Ladies and gentlemen, I need a little help, please. Thank you. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 34.

PRESIDENT: LB 34 is advanced to E & R Initial. Mr. Clerk, do you want to read in a few more bills?

CLERK: Mr. President, yes, thank you. Mr. President, before I proceed to do that, two announcements, the Education Committee has selected Senator Dierks as Vice-Chair and General Affairs Committee has selected Senator Hartnett as Vice-Chair. Signed by Senator Withem and Smith respectively.

(Read by title for the first time LBs 330-340. See pages 179-81 of the Legislative Journal.

Mr. President, other items for the record. Your Committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 1 and recommend that same be placed on Select File; LB 2, Select File; LB 3, Select File; LB 4, Select File; LB 5, Select File; LB 6, Select File; LB 8, Select File; LB 9, Select File; LB 10, Select File with E & R amendments attached; LB 11, Select File; LB 12, Select File; LB 13, Select File; LB 14, Select File; LB 15, Select File with E & R amendments attached; LB 16, Select File; and LB 17, Select File. (See pages 181-83 of the Legislative Journal.) That's all that I have at this time, Mr. President.

January 13, 1989 LB 6, 8, 9, 10

CLERK: Mr. President, on LB 6, the first item I have, Senator, are E & R amendments.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move for the adoption of the E & R amendments to LB 6.

SPEAKER BARRETT: The motion is the adoption of the E & R amendments to LB 6. Those in favor say aye. Opposed no. Carried, adopted. Senator Lindsay.

SENATOR LINDSAY: I move the advancement of LB 6.

SPEAKER BARRETT: Thank you. The motion is to advance LB 6 as amended. Those in favor say aye. Opposed no. Carried, the bill is advanced.

CLERK: Mr. President, on LB 8, I have no E & R.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: I move that LB 8 be advanced to E & R final.

SPEAKER BARRETT: The question is the advancement of LB 8 to E & R final. All in favor say aye. Opposed no. Carried, the bill is advanced.

CLERK: Mr. President, on LB 9 I have no E & R, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 9 be advanced to E & R final.

SPEAKER BARRETT: The question is the advancement of LB 9 to E & R final. All in favor say aye. Opposed no. Carried, it is advanced.

CLERK: Senator, on LB 10, I do have E & R amendments pending.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move for the adoption of the E & R amendments to LB 10.

January 17, 1989

LB 1-6, 8-18, 187

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the eighth day, first session of the Ninety-First Legislature. Our chaplain this morning, Pastor Bob Rudel of the Immanuel Church. Pastor.

PASTOR RUDEL: (Prayer offered.)

SPEAKER BARRETT: Thank you, sir. Please come back and see us again. Roll call.

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

PRESIDENT NICHOL PRESIDING

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

CLERK: I have no corrections, Mr. President.

PRESIDENT: Very good. How about messages, reports or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined engrossed LB 1 and find the same correctly Engrossed; LB 2, 3, 4, 5, 6, 8, 9, 10, 11 and 12 all reported... 13, 14, 15, 16, and 17 all reported correctly Engrossed, Mr. President. (See page 240 of the Legislative Journal.)

Mr. President, Senator Labeledz would like to add her name to LB 187 as co-introducer. Mr. President, a report from the Investment Council, filed pursuant to statute. That will be on file in my office. That is all that I have at this time, Mr. President.

PRESIDENT: We'll move on to Select File. Thank you, Mr. Clerk. Senator Lindsay, are you ready to work? All right, just a moment, please. LB 18.

CLERK: Senator, on LB 18 there are amendments pending.

PRESIDENT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 18 be advanced to E & R Final.

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 8 become law? Those in favor vote aye, opposed nay. Have you all voted? Please record.

ASSISTANT CLERK: (Read record vote as found on pages 379-80 of the Journal.) The vote is 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 8 passes. LB 9, please.

ASSISTANT CLERK: (Read LB 9 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 9 become law? Those in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: (Read record vote as found on page 380 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 9 passes. LB 10.

ASSISTANT CLERK: (Read LB 10 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 10 pass? Those in favor vote aye, opposed nay. Record, please.

ASSISTANT CLERK: (Read record vote as found on page 381 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 10 passes. LB 11.

ASSISTANT CLERK: (Read LB 11 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 11 pass? Those in favor vote aye, opposed nay. Have you all voted? Record.

CLERK: (Read record vote as found on page 382 of the Legislative Journal.) 42 ayes, 0 nays, 2 present and not voting, 5 excused and not voting, Mr. President.

January 20, 1989

LB 1-6, 8-12, 14-17, 158A, 690, 760, 781

law? All in favor vote aye, opposed nay. Record, please.

CLERK: (Read record vote as found on pages 385-86 of the Legislative Journal.) 45 ayes, 0 nays, 1 present and not voting, 3 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 16 passes. LB 17.

ASSISTANT CLERK: (Read LB 17 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 17 pass? All in favor vote aye, opposed nay. Have you all voted? Record.

ASSISTANT CLERK: (Read record vote as found on page 386 of the Legislative Journal.) The vote is 43 ayes, 0 nays, 3 present and not voting, 3 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 17 passes. That completes Final Reading. The call is raised. The Chair thanks you for your cooperation during Final Reading. Announcements and messages, Mr. Clerk?

CLERK: Mr. President, your Committee on Appropriations whose Chair is Senator Warner, offers a hearing notice for Friday, March 3. Mr. President, I have a new A bill. (Read LB 158A by title for the first time. See page 387 of the Journal.)

Mr. President, Senator Hefner would like to add his name to LB 781 as co-introducer; and Senator Conway to LB 760 as co-introducer. Senator Crosby would like to ask unanimous consent to withdraw her name from LB 690 as co-introducer.

SPEAKER BARRETT: If there are no objections, so ordered.

CLERK: That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LB 1, LB 2, LB 3, LB 4, LB 5, LB 6, LB 8, LB 9, LB 10, LB 11, LB 12, LB 14, LB 15, LB 16, and LB 17. Senator Korshoj, would you care to adjourn the body.

SENATOR KORSHOJ: Mr. Speaker, I move we adjourn until Monday morning at nine o'clock.

January 23, 1989

LB 1-6, 8-12, 14-17, 251, 714

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the 12th day, the beginning of a new week, in this the First Session of the Ninety-first Legislature. Our chaplain of the day this morning for the opening prayer, Captain Joseph Wheeler of the Salvation Army. Captain Wheeler, please.

CAPTAIN WHEELER: (Prayer offered.)

SPEAKER BARRETT: Thank you, Captain Wheeler. Please come back and be with us again. Roll call.

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

SPEAKER BARRETT: Thank you. With a quorum present, any corrections to the Journal?

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Messages, reports, announcements.

CLERK: Mr. President, your committee on Natural Resources whose Chair is Senator Schmit to whom was referred LB 251 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File with committee amendments attached, and that is signed by Senator Schmit. (See page 389 of the Legislative Journal.)

Mr. President, I have a notice of hearing from Senator Chizek, who is Chair of Judiciary. Your Enrolling Clerk did present to the Governor as of 12:15 p.m., Friday, bills read on Final Reading Friday. (Re: LB 1, LB 2, LB 3, LB 4, LB 5, LB 6, LB 8, LB 9, LB 10, LB 11, LB 12, LB 14, LB 15, LB 16, LB 17.

One last item, Mr. President, Senator Smith would like to add her name to LB 714 as co-introducer. That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you, sir. To item 5 on the agenda, confirmation report.

CLERK: Mr. President, Senator Schmit, as Chair of Natural Resources, would report on the appointment of Mr. Lawrence Myers to the Nebraska Power Review Board.

January 24, 1989

LB 1-6, 8-12, 14-17, 35, 36, 38, 53
57, 67, 71, 79, 103, 123, 133
158, 180, 181, 190, 223, 236, 255
257, 277, 295, 297

LB 255 to General File, LB 257 to General File with amendments, LB 223 as indefinitely postponed. Banking, Commerce and Insurance Committee, whose Chair is Senator Landis, reports LB 295 to General File and LB 297 as indefinitely postponed. Your Committee on Revenue, whose Chair is Senator Hall, reports LB 133 to General File, LB 277 General File, LB 236 General File with amendments, LB 67 indefinitely postponed, LB 71, LB 103 and LB 181 all indefinitely postponed, all signed by respective Chairs. (See pages 413-14 of the Legislative Journal.)

Mr. President, I have notice of hearing from the Urban Affairs Committee, that is signed by Senator Hartnett; from the Education Committee signed by Senator Withem and from the Retirement Systems Committee signed by Senator Haberman.

Your Committee on Enrollment and Review respectfully reports they have carefully examined and engrossed LB 35 and find the same correctly Engrossed, LB 36, LB 38, LB 53, LB 57, LB 79, LB 123, LB 158 and LB 190 all correctly Engrossed. (See pages 415-16 of the Legislative Journal.)

Mr. President, a communication from the Governor addressed to the Clerk. (Read communication re: LBs 1-6, LBs 8-12, LBs 14-17. See page 416 of the Legislative Journal.) Mr. President, that is all that I have at this time.

SPEAKER BARRETT: Thank you. Proceeding then to General File discussion, LB 180.

CLERK: Mr. President, 180 is a bill introduced by Senator McFarland. (Title read.) The bill was introduced on January 5, referred to Education. The bill was considered on the floor, Mr. President, on January 19. I now have pending an amendment from Senator McFarland. Senator, I understand the amendment you had printed on page 402 you want to withdraw that amendment.

SENATOR MCFARLAND: I'd like to withdraw that, Mr. Clerk.

CLERK: Mr. President, Senator McFarland would move to amend the bill and, if I may, Senator, I'll read the language.

SENATOR MCFARLAND: Please.

CLERK: (Read McFarland amendment. See page 417 of the Legislative Journal.)