

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 881-957, 997-1010
LR 229

If I may, Mr. President, I have a Reference Report referring LBs 881-957, and LR 229. (See pages 175-77 of the Legislative Journal.) And, Mr. President, new bills. (Read LBs 997-1010 by title for the first time. See pages 177-80 of the Legislative Journal.) Mr. President, that's all that I have at this time.

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Thank you. Proceeding to the next item on...from the Rules Committee. Chairman Lynch.

SENATOR LYNCH: Mr. President, members, the next one is number nine identified on your list. It specifies that a motion to suspend the rules is not divisible. The reason for this, without reading it all but putting it hopefully in laymen's terms so we can understand it, is that when a motion to suspend the rules is attempted it's intended to accomplish only one thing. You don't suspend the rules to accomplish three, four, five or six different things. But, if the amendment that would accomplish one thing would, for example, suspend Rule 1, Section 2, Rule 2, Section 3, Rule 3, Section 4, because it's necessary to do that to identify those sections of the rules that serve that single purpose, you cannot divide the question and take any one of those three rule changes independently. I think, Mr. President and members, that explains the purpose and intent of this rule change and would suggest that we support it.

SPEAKER BARRETT: Thank you, Senator Lynch. Discussion on the proposal...proposed change number nine? Senator Chambers, please.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, let me tell you what the real purpose of this rule change is. There have been attempts at various times to suspend the rules so that there can be no debate or discussion or amendment on bills, and I have indicated that I would divide that question. So the purpose of the rule is to prevent that from happening. So however many things are put into a rule suspension will have to be taken as a package. In some instances you may have a situation where people will think and believe that you should be able to suspend the rules for the purpose of taking a vote without any additional debate, amendment and so forth. And maybe that is all right. Naturally, I'm opposed to it because

January 23, 1990

LB 260, 769, 887, 902, 1113
LR 246

to have these questions come out, we love to answer them. The specific question...

PRESIDENT: Time.

SENATOR LINDSAY: ...is dealing with confidentiality. It does say they are confidential, it does say they are anonymous. I would challenge Senator Landis to obtain copies for me any juvenile court file he wants to see, or any Board of Mental Health commitment he wants to see, or any other child abuse case he wants to see. We have confidential cases right now in current law and we don't hear the objections to those. I think the procedures are there. I think these are the kinds of questions...I'd love to get into the meat of the bill, but unfortunately we're stuck in a quagmire of procedural problems. Those are the kind of things that we'd love to make that legislative history so that the bill can work properly, so that some of the problems that we're running into can be answered in advance. Returning it to a committee, that's another step to cause some more time to be used. I don't think it needs to be referred to committee. We had it there once. The....a lot of the testimony had nothing to do with the bill.

PRESIDENT: Time.

SENATOR LINDSAY: If we wa....Thank you, Mr. President.

PRESIDENT: Thank you. Senator Labedz, you're next, but the Clerk would like to put a couple of things into the record, please.

CLERK: Mr. President, Transportation Committee, to whom was referred LB 887, instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; and LB 902 to General File. Those signed by Senator Lamb. (See page 473 of the Journal.)

New resolution, LR 246, offered by Senator Kristensen and a number of the members asking the Legislature to commemorate the bicentennial of the first meeting of the United States Supreme Court. (See pages 473-74 of the Journal.)

Senator Conway would like to print amendments to LB 260. And, Mr. President, Senator Chambers would like to add his name to LB 1113 as co-introducer. That's all that I have,

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

SENATOR HANNIBAL: It is advanced. LB 902.

ASSISTANT CLERK: LB 902 was introduced by Senator Hall. (Read title.) The bill was read for the first time on January 3rd, referred to Transportation Committee, which reports the bill to General File.

SENATOR HANNIBAL: Senator Hall, please.

SENATOR HALL: Thank you, Mr. President, members. LB 902 was a bill that was brought to me by members of the hearing impaired community. It would allow for a sticker, to be purchased from the Commission for the Hearing Impaired, that an individual who operated a motor vehicle could place in their driver's side window so that if a...they were stopped by a police officer, someone in the...either the safety division, someone who was an officer, State Patrol, whatever, they would be able to then know that that individual who was operating that vehicle was, in fact, hearing impaired. But the sticker itself would be vague enough that the general public would not know what it meant. I introduced this bill knowing that some folks in the hearing impaired community were not in favor of it. There were many individuals, specifically the family members of those who it would apply to, who asked that the bill be introduced. There has been some controversy about it since it was advanced out of committee. I think all of you received a letter from members who are on the Commission for the Hearing Impaired that they feel it could prove to be discriminatory and that it could lead to harassment should this symbol be required to be placed on the vehicle. The requirement is not there. It is clearly a voluntary measure, one that, as I said, was requested. I would only ask at this time that you advance the bill to Select File, because clearly there is some concern. I have carried a number of bills to promote, help, encourage and continue to help educate in the area of the hearing impaired. It is not my intent, nor was it ever through the introduction of 902, to hamper to or to cause any problem for that community that I have supported in the short time I've been here. So I think there is clearly a misunderstanding, at least on my part, as to the effects of the bill. I would like to have it advanced over to Select File. I will sit down in the meantime and talk to those

people. And should they not be in support of the measure I will ask that the bill just lie on Select File, or kill the bill at that time. I guess I was misunderstood. The measure is in place in a couple other states. The letters that you have received show that it has neither helped nor hindered anything, but at this point in time I would at least ask that it be advanced. It is totally a voluntary measure. Thank you.

SENATOR HANNIBAL: Any discussion? Seeing none, Senator Hall, do you care to close? Senator Hall waives closing. The issue before you is the advancement of LB 902. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

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

SENATOR HANNIBAL: It is advanced. LB 974.

ASSISTANT CLERK: LB 974 was introduced by the Business and Labor Committee. (Read title.) The bill was read for the first time January 4th, was referred to the Business and Labor Committee which reports the bill to General File, Mr. President.

SENATOR HANNIBAL: Senator Coordsen, are you going to carry the bill?

SENATOR COORDSEN: Yeah, we're moving right along, aren't we, Mr. Speaker? Members of the body, 974 is a cleanup bill to put Nebraska statutes back into compliance with federal Department of Labor regulations. They have deleted the provision for...that provides for the taking of spousal support out of unemployment. We must, in order to be in compliance, follow along with them. That is 974. I would move its advancement.

SENATOR HANNIBAL: Have no lights on. Do you care to close? Senator Coordsen waives closing. The issue before you is the advancement of LB 974. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

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

SENATOR HANNIBAL: It is advanced. LB 1016.

ASSISTANT CLERK: LB 1016 was introduced by Senators Goodrich

February 12, 1990 LB 350, 350A, 542, 551, 567, 567A, 602
663, 692, 742, 851, 856, 857, 858
874, 875, 891, 893, 896, 902, 906
907, 918, 924, 930, 940, 957, 964-966
969, 970, 974, 983, 984, 997, 1013
1016, 1017, 1043, 1044, 1118

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Ladies and gentlemen, welcome to the George W. Norris Legislative Chamber and a new day in the Second Session of the Ninety-first Legislature. Our Chaplain of the day is Father Mitch Lindeman of St. Matthews Episcopal here in Lincoln. Father Lindeman.

FATHER LINDEMAN: (Prayer offered.)

SPEAKER BARRETT: Thank you, Father Lindeman, pleased to have you with us. Roll call.

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

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

CLERK: Mr. President, I have no corrections to the Journal.

SPEAKER BARRETT: Are there any reports, messages, or announcements?

CLERK: Mr. President, your Committee on Enrollment and Review respectfully reports they have carefully examined engrossed LB 350 and find the same correctly engrossed, LB 350A, LB 567, LB 567A, LB 663, LB 692, and LB 742, all reported correctly engrossed, those signed by Senator Lindsay as Chairperson of the Enrollment and Review Committee. (See pages 726-27 of the Legislative Journal.)

Mr. President, Enrollment and Review reports LB 551 to Select File with E & R attached, LB 542, LB 602, LB 858, LB 875, LB 891, LB 1013, LB 983, LB 906, LB 907, LB 984, LB 856, LB 851, LB 957, LB 964, LB 966, LB 997, LB 857, LB 874, LB 893, LB 918, LB 930, LB 970, LB 940, LB 902, LB 974, LB 1016, LB 1017, LB 969, LB 896, LB 965, LB 924, LB 1118, LB 1043, LB 1044,

March 29, 1990

LB 902, 976, 1019, 1153

Mr. President, Senator Haberman would like to add his name to LB 902, and to LB 1019 as co-introducer. Mr. President, Senator Byars has amendments to be printed to LB 1153. That is all that I have. (See pages 1736-40 of the Legislative Journal.)

SPEAKER BARRETT: Thank you. You have heard the motion to adjourn until eight o'clock in the morning. A machine vote has been requested. All in favor of adjourning until tomorrow morning at eight o'clock vote aye, opposed nay. Voting on a motion to adjourn until tomorrow morning at eight o'clock. Please vote if you'd care to vote. Have you all voted? Have you all voted? Was there a request for a roll call vote? I'm sorry, I did not hear. Request for a call of the house. Shall the house go under call? All in favor vote aye, opposed nay. Record.

CLERK: 22 ayes, 0 nays to go under call, Mr. President.

SPEAKER BARRETT: The house is under call. Members, check in please. Members, record your presence. Those members off the floor, please return. Senators Goodrich, Scofield, Korshoj, the house is under call. Members, return to your seats for roll call vote. (Cavel.) Return to your seats for a roll call vote. The question is adjournment. Mr. Clerk, proceed.

CLERK: (Roll call vote taken. See page 1741 of the Legislative Journal.) 17 ayes, 18 nays, Mr. President, on the motion to adjourn.

SPEAKER BARRETT: Motion fails. Next item, Mr. Clerk.

CLERK: Mr. President...

SPEAKER BARRETT: Call is raised.

CLERK: Mr. President, the next amendment to the Johnson amendment is by Senator Landis.

SPEAKER BARRETT: Senator Landis.

SENATOR LANDIS: Mr. Speaker, members of the Legislature, it strikes me that a number of our colleagues have voted with their feet on this last motion to adjourn, and that both Senator Pirsch, Senator Johnson and myself are suffering from the difficulty of trying to get 25 votes with 38 people on the