

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 9, 1990

LB 187, 514, 742, 851, 856, 908, 957
964, 966, 968, 1004, 1005, 1078, 1079
LR 8

Senator Robak, Moore, Schmit, Chizek, Elmer, Withem, Korshoj, Smith and Ashford and Labedz. (Read title.) The bill was introduced on January 19 of last year, at that time it was referred to the Transportation Committee for public hearing. The bill was advanced to General File. I have Transportation Committee amendments pending, Mr. President.

PRESIDENT: Senator Lamb, are you going to take those?

SENATOR LAMB: Mr. President, members, LB 742, a bill introduced by Senator Robak, and it has to do with changing the eyesight requirements for drivers licenses. The committee amendments are minor. There are two of them. On page 2, line 19, strike "or" and insert "and"; and then on page 3, line 7, strike "the applicant"...the words "the applicant has". These are merely...

PRESIDENT: Senator Lamb.

SENATOR LAMB: ...drafting errors that were...

PRESIDENT: (Gavel.) Senator Lamb, could I interrupt you?

SENATOR LAMB: Yes.

PRESIDENT: I hate to interrupt you in the line of thought, but I've just been notified there is a bomb threat and you're all supposed to evacuate the building. Okay.

SENATOR LAMB: What if we don't?

PRESIDENT: Mr. Speaker, Speaker Barrett. Would you like to read some things into the record while we're waiting for the bomb to go off?

CLERK: Mr. President, very quickly, I have a designation of priority bill by Senator Schimek for LB 514. I have notice of hearing for the Urban Affairs Committee. And notice of hearing from the Agriculture Committee. (Re: LB 851, LB 856, LB 908, LB 957, LB 964, LB 966, LB 968, LB 1004, and LB 1005.)

New bills. (Read LB 1078 and LB 1079 by title for the first time. See page 244 of the Legislative Journal.)

Mr. President, I have in addition to that amendments to printed by Senator Lynch to LB 187, and Senator Lindsay to LR 8CA;

January 25, 1990

LB 143, 769, 890, 908, 924, 962, 994A
1041, 1043, 1044, 1076, 1098, 1118, 1140
LR 247

know where I am in, in that scenario. I guess I am pleading, at some point, at the crowd watching both sides with all good intentions and sincerity, fighting to the end, and I'm asking you, the crowd, when will you finally have mercy at some point and say to the people of Nebraska, we have other things we have to do? Because I know, and so do you, that if you say, isn't this interesting, let's bring them back again, that the gladiators, as the paper this morning, I think, showed to pride, some ego and a lot of personal feelings will come back and perform for you again. And this time it's time for the body to take charge and it's time for you to lead and it's time for us to move. I move we adjourn.

PRESIDENT: Mr. Clerk, do you have something for the record?

CLERK: Mr. President, your Committee on Judiciary gives notice of hearing for February 1. That's signed by Senator Chizek as committee Chair.

New A bill, LB 994A, by Senator Schellpeper. (Read by title for the first time as found on page 508 of the Legislative Journal.)

Senator Baack has amendments to LB 143 to be printed. (See pages 508-12 of the Legislative Journal.)

Mr. President, Senator Hartnett would like to add his name to LB 1140.

Mr. President, Senator Haberman would ask unanimous consent to add the names of all members to LR 247. Mr. President, it was the resolution for Senator Jacobson that was considered this morning.

PRESIDENT: No objection, so ordered.

CLERK: Mr. President, the Appropriations Committee gives notice of hearings.

Government Committee reports LB 890, LB 924, LB 962, LB 1118, to General File.

Urban Affairs reports LB 908, LB 1043, LB 1044, LB 1076 to General File, and LB 1098 to General File.

And Natural Resources reports LB 1041 to General File with

March 12, 1990

LB 908
LR 275

PRESIDENT NICHOL PRESIDING

PRESIDENT: Ladies and gentlemen, welcome to the George W. Norris Legislative Chamber. We have with us this morning as our chaplain of the day, Pastor Elmer Shaw of Alvo-Prairie Home United Methodist Church. Would you please rise for the invocation.

REVEREND SHAW: (Prayer offered.)

PRESIDENT: Thank you, Pastor Shaw. We appreciate that. Please come back and see us again sometime. Roll call, please.

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

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

CLERK: No corrections, Mr. President.

PRESIDENT: Good. Any messages, reports or announcements?

CLERK: Mr. President, just one item, an Attorney General's Opinion to Senator Hartnett regarding LB 908. (See pages 1296-99 of the Legislative Journal.) That's all that I have, Mr. President.

PRESIDENT: We will move on to legislative resolutions. LR 275, please.

CLERK: Mr. President, LR 275 was a resolution introduced by Senator Wehrbein, found on page 1273 of the Journal. (Read brief description of LR 275.)

PRESIDENT: Senator Wehrbein, please.

SENATOR WEHRBEIN: Yes, Mr. President and members, very briefly, I just want to take this opportunity to congratulate the Plattsmouth wrestling team for their Class B title. They have long had a strong wrestling program. This was appropriate, I felt, to bring this to the attention of the body and to the attention of the schools. It's good to highlight something when young people do something well and I just wanted that to be called to your attention and I appreciate support on it.

PRESIDENT: Thank you. The question is the adoption of the

other lights on. So the question is the adoption of the Nelson amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 35 ayes, 0 nays on adoption of Senator Nelson's amendment, Mr. President.

PRESIDENT: Senator Nelson's amendment is adopted. Senator Nelson, would you like to move to advance it?

SENATOR NELSON: I'd just move to advance the bill.

PRESIDENT: The question is the advancement of the bill. All those in favor say aye. Opposed nay. It is advanced.

CLERK: Mr. President, Senator Abboud would move to return the bill to Select File for specific amendment. (Abboud amendment is on pages 1416-17 of the Legislative Journal.)

PRESIDENT: Senator Abboud, please.

SENATOR ABOUD: Mr. President, colleagues, the amendment is in front of you, 3054. Actually, it's a part of...it's a bill that was advanced unanimously out of the Urban Affairs Committee, LB 908. It deals with the elderly in regards to the city of a first class may provide funding for services to meet the needs of the elderly persons. This particular proposal was brought to me on behalf of the first class City of Ralston who provided money for a senior citizen center that was involved in a lunch program, and they found that there was no enabling legislation to allow them to do this, so they came to me with the bill. It was noncontroversial. There were no opponents to it. I would urge the adoption of this amendment to the bill.

PRESIDENT: Thank you. Senator Smith, please.

SENATOR SMITH: Thank you, Mr. President. Members of the body, this bill was heard in Urban Affairs Committee and there was a concern, particularly my own. But there has been an Attorney General's Opinion, and I want this stated for the record that my understanding of the bill is that communities may provide funding for centers, as they determine that they would like to do that. In other words, it's not anything that is mandatory, it's something that they may do. It has nothing to do with aging program services. This is a separate issue, and I just

committee priority bills. This one, LB 1020, changed provisions relating to driving under the influence of alcohol and drugs. We certainly don't want to end the session without at least being able to pass LB 1020, which I totally and strongly support, and then we have LB 1229, which is Senator Scofield's local option municipal economic development act, that also is very important to Senator Scofield, Senator Peterson and Senator Schellpeper. I think most of the bills on the committee priority bills are bills that are vitally important. And, if we don't get to them today, which I'm sure we will not, I strongly urge the members of the Legislature to allow 30 votes to be shown on the board so that we can not only discuss these nine bills on Select File, we're not making the motion to send them to Final Reading, we are saying they should go, they are senator priority bills. They haven't been heard. And I understand, Senator Chambers, you mentioned LB 908 as your priority bill, well I want to also mention the fact that LB 769 is my priority bill and it is not listed in those nine. In both cases, those two bills failed to advance and LB 9...of course LB 769, I got to mention this, never came to a vote for advancement. LB 908, Senator Chambers' bill, did have a vote and it failed to advance, and that's the reason it's not on the General File, 1990 senator priority bills. I often have told the Speaker, and as I show you here, there are 20,000 signatures in this list...

PRESIDENT: Excuse me, Senator. (Cavel.) Let's hold it down, please, so we can hear the speakers. Thank you.

SENATOR LABEDZ: ...of people in the State of Nebraska that are anxiously waiting for at least one abortion bill to be discussed, and that is LB 854. It's never had a chance or a vote to advance, and I think it's a very important bill and you do, too, and so do these 20,000 people. I am willing to vote to suspend the rules on Final Reading so we can read the bills without further debate or amendment. As you know,

PRESIDENT: One minute.

SENATOR LABEDZ: I have several amendments on LB 1059 and a few others, and I will be most happy to withdraw...not withdraw my amendments, but to vote with Senator Barrett and suspend the rules to permit Final Reading of bills without further amendments, motion or debate. We are just asking these nine bills to be advanced to Select File, because they are senator priority bills and they haven't had a chance. Thank you.