

May 19, 1989

LB 89
LR 221

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Welcome to the George Norris Legislative Chamber and the eighty-seventh day in this First Session of the Ninety-first Legislature. The opening prayer this morning by our chaplain of the day, Pastor Larry Meyer of the Lutheran Campus Center here in Lincoln. Pastor Meyer, please. (Gavel.)

PASTOR MEYER: (Prayer offered.)

SPEAKER BARRETT: Thank you very much, Pastor Meyer. We're glad to have you with us. Roll call. Roll call.

CLERK: There is a quorum present, Mr. President.

PRESIDENT NICHOL PRESIDING

PRESIDENT: Record, Mr. Clerk, please.

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

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

CLERK: Mr. President, I have no corrections this morning. (Journal page 2552 shows a correction for the Eighty-Sixth Day as follows. Page 2548, line 6, on LB 228, strike "engrossed" and insert "re-engrossed".)

PRESIDENT: Do you have any messages, reports or announcements?

CLERK: Mr. President, the Committee on Enrollment and Review reports LB 89 as correctly engrossed.

Mr. President, new resolution, LR 221 by Senators Wesely, Smith, Baack, Nelson and Schmit. (Read brief description of LR 221 as found on pages 2552-54 of the Legislative Journal.) That will be laid over, Mr. President. That's all that I have at this time, Mr. President.

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Thank you. Mr. Clerk, if you will proceed to Final Reading, I believe we have a motion.

CLERK: Mr. President, Senator Warner would move to suspend

economics, agriculture and, of course, other relevant things. This whole center stemmed from a USDA program that was created a few years ago that provided for some selective funding, not that large, but obviously the University of Nebraska, given it's present status as a leader in a variety of things in the agriculture area, is competing for these funds and quite simply, what this resolution does, if you want to read it carefully on the...on what it...on the resolves, it just simply commends it, urge officials to cooperate with it and a letter is sent to these folks and so when they are applying for federal money they at least just simply have the commendation of the Legislature, and, with that, I urge its adoption.

PRESIDENT: Thank you. The question is the adoption of the resolution. All in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of LR 220.

PRESIDENT: The resolution is adopted. LR 221, please.

CLERK: Mr. President, LR 221 was introduced by Senators Wesely, Baack, Nelson and Schmit. It asks the Legislature to continue to support the protection of public health and support the clean-up of contamination which has occurred at the ammunition facilities in Nebraska.

PRESIDENT: Senator Wesely, please.

SENATOR WESELY: Thank you. Mr. President and members, this resolution is introduced by myself, Senator Smith from Hastings, Senator Baack from the Sidney area, Senator Arlene Nelson from Grand Island, and Senator Schmit whose district includes Mead. Those are the sites of the problem areas in this state where U.S. Department of Defense plants were located, primarily in World War II. These ammunition plants and depots have been found, in cases, to have had different leakages of gun powder and other materials that they had utilized in their operations. They have seeped down, in some cases into the groundwater, and are threatening our water quality, are threatening also other environmental concerns that we have. Clearly our interest from the City of Lincoln is our water supply, which is five miles away from the Mead site, a very close situation, and there's concern in the City of Lincoln about the quality of our water supply. We think everything's okay at this point, but we want

May 23, 1989

LB 147A
LR 218, 221, 222, 223

to make sure that we take care of the problem. This resolution commends our congressional delegation for having worked hard on this issue and the federal government for finally responding to the issue. Our whole key under this resolution is to make sure the federal government assumes the responsibilities they should, having had these plants and having had the contamination we found, and that they accept that responsibility and carry out that responsibility to clean up the problem that they created. We plan to work with them. The Department of Environmental Control, the Department of Health is the lead agencies of the state to work with the federal government. We plan to work with our congressional delegation. But we just want to send a strong message to the federal government and our congressional delegation that we want to continue to see action on this problem, that we want to continue to see what we can to clean up and prevent any pollution problems from these sites and, with the co-sponsors, I'd urge adoption of this resolution.

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

CLERK: 28 ayes, 0 nays, Mr. President, on adoption of LR 221.

PRESIDENT: The resolution is adopted. Something for the record, Mr. Clerk?

CLERK: Mr. President, I have an explanation of vote by Senator Byars and a study resolution pursuant to rules offered by the Appropriations Committee. (See Senator Byars' explanation of vote regarding LR 218 as found on page 2678 of the Legislative Journal. The Appropriations Committee's LR 222 appears on pages 2678-80 of the Legislative Journal. The Appropriations Committee's LR 223 appears on pages 2680-81 of the Legislative Journal.) That's all that I had, Mr. President.

PRESIDENT: Moving on to number 6, LB 147A.

CLERK: Mr. President, with respect to Legislative Bill 147A, the first motion I have is a motion to unbracket the bill, unanimous consent request to unbracket the bill.

PRESIDENT: Any objections? So ordered.

CLERK: Mr. President, Senator Schmit, would now move to

May 24, 1989

LB 44, 44A, 49, 49A, 162, 162A, 247
247A, 250, 250A, 277, 277A, 301, 308
813, 814
LR 115, 213, 214, 215, 217, 218, 220
221, 223

Mr. President, a series of veto messages. (Read. Re: LB 44, LB 44A, LB 162, LB 162A, LB 49, LB 49A, LB 277, LB 277A, LB 250, LB 250A, LB 247, LB 247A.) The last message, Mr. President. (Read. Re: LB 301, LB 308, LB 813, LB 814. See pages 2723-29 of the Legislative Journal.)

Mr. President, that completes the items that I have.

PRESIDENT: While the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 115, LR 213, LR 214, LR 215, LR 217, LR 218, LR 220, LR 221. We will move on to number five, resolutions, Mr. Clerk, LR 223, please.

CLERK: LR 223 was introduced by the Appropriations Committee. It is found on page 2680 of the Journal. It asks the Legislature that pursuant to the provisions of Section 85-404 and LR 69 adopted by the Ninetieth Legislature to call for the issuance of bond anticipation notes and/or revenue bonds in the amount not to exceed \$4,925,000.

PRESIDENT: Senator Moore, please.

SENATOR MOORE: Yes, Mr. President, and members, I know we are all busy, a beehive of activity this morning, but this first thing out of the shoot is of some significance. You may or may not want to listen. What this is is the approval for the bond financing of Phase III of the rec center construction. Those of you that were around in 1987 will remember at that point in time when we approved the indoor practice facility, that was the first of three phases of activity in the total hyperfitness area, whatever it was called, I forget. And Phase I and Phase II have already been...Phase I and Phase II have already been either built or in the process of being built and paid for, and the university is coming down...coming back with LR 223, and if you remember back, LR 69 two years ago, it basically said...we basically said we approve Phase I and Phase II and Phase III; if on the chance that when you go to Phase III, and Phase III is rebuilding of the coliseum, which I would like to explain a little bit, if we get to Phase III, it is the university's choice to use bond financing, and they must come back to the Legislature for our approval. That is, indeed, what has occurred. That is what LR 223 is talking about. It grants the authority for the university to bond up to \$4.9 million for the UN-L recreation/athletic facility. Now as you remember, the indoor practice facility, you all remember, Phase II of that