

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

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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

building was a new building that is built just right to the east of the coliseum which contains a variety of recreational services for the students at UN-L. Now Phase III, if you will look at the little pamphlet I handed out, Phase III will provide for the renovation of the remainder of the coliseum building. Those of you that have been to the coliseum, and those of the senators' basketball team that have recently been in the coliseum, remember how really in disrepair that whole facility is, and what this structure will do, it will provide facilities to accommodate four multipurpose courts, fitness facilities, laboratories and offices for Health, Physical Education, and Recreation, general purpose classrooms, intercollegiate athletic offices, training rooms, practice and competition courts for the women's volleyball team, and those of you that have watched the Lady Husker volleyball team know how good they are. That is one portion of the facility that will be redone to give a better home for that fine team. This resolution, as I stated, LR 223 grants the authority to the university to bond up to \$4.9 million for this facility. The operations of the facility, estimated to be...of the total facility, estimated to be \$600,000 a year, are going to be financed through increased student fees, and so the operations will be paid for on an ongoing basis by increased student fees. A fourth of the new space in the coliseum will be instructional space. This is a 60-year old building. All we will be doing with Phase III is increasing the service area of that building by almost over 30 percent. So we will be having an increase by putting a second floor into the coliseum with new basketball courts. We will be increasing the square footage that can be used by over 30 percent in that building. And in conclusion, I simply want to say if you remember two years ago we approved all three phases of the recreation center. That was...at that point in time, I think that battle was fought. It was won hands down, quite simply. I think basically what is the issue here is that we made it very clear in LR 69 two years ago, if they choose to use bond financing, you must come back to the Legislature and seek our approval. They are coming back to do that. We have already approved of Phase III. We have already said, yes, you can do it. What we are saying with this resolution is, yes, you can use bond financing to do that, and these bonds will be retired not with General Funds but with increased fees from increased tickets, the increased price of tickets for football games. This will all be financed by the Athletic Department's Cash Fund and there will be no General Fund dollars involved. So, in conclusion, I think we have basically already said, yes,

to the issue, to build Phase III. What we are saying in LR 223 is, yes, we do need the authority to bond up to \$4.9 million, and with that, I ask for the adoption of the resolution.

PRESIDENT: Thank you. Senator Abboud, please.

SENATOR ABOUD: Mr. President, would Senator Moore yield to a question?

PRESIDENT: Senator Moore.

SENATOR ABOUD: Senator Moore, with these new facilities that are going to be under renovation, how will this impact upon our basketball team next year?

SENATOR MOORE: Well, it won't impact the basketball...our basketball, the senators' basketball team?

SENATOR ABOUD: Yeah.

SENATOR MOORE: It will allow us to bludgeon the lobbyists even worse next year.

SENATOR ABOUD: Thank you.

PRESIDENT: Senator Moore, any closing?

SENATOR MOORE: No. I simply ask for the adoption of the resolution.

PRESIDENT: You have heard...the question is the adoption of the resolution. All in favor vote aye, opposed nay. Please vote so that we may move on. Record, Mr. Clerk, please.

CLERK: 28 ayes, 2 nays, Mr. President, on adoption of LR 223.

PRESIDENT: LR 223 is adopted. LR 224.

CLERK: Mr. President, LR 224 by Senator Conway offered with respect to the Wayne High School Blue Devils golf team.

PRESIDENT: Senator Conway, on the Blue Devils.

SENATOR CONWAY: Mr. President and members, I rise requesting support of the body to recognize five young men and their coach,

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LR 223-226, 228

Health Center with...for the majority of community based outpatient programs as well. Any efforts which you might take...make toward reversing this decision would be appreciated." How much time do I have?

PRESIDENT: One minute.

SENATOR PETERSON: Okay. I am sure the patients who cannot speak for themselves and who will benefit from treatment with 34 beds addition will thank you very much and I pray that you will not fail them. I ask for adoption and override of this amendment. Thank you.

PRESIDENT: Thank you. Senator Hefner is the next speaker but may I introduce some guests in the north balcony first who are guests of Senator Morrissey. We have 19 fourth graders from Sacred Heart School in Falls City and their teacher. Would you folks please stand and be recognized. Thank you for visiting us today. Senator Hefner, followed by Senator Warner.

SENATOR HEFNER: Mr. President and members of the body, I believe I will keep my remarks brief. I just wanted to talk to you a little bit about this. Senator Peterson explained it fairly well but let me call your attention to seven, eight years ago when the Norfolk Regional Center was scheduled to close or this was what...this was the proposal and, of course, at that time we fought it and we won the battle and ever since we have kept it open it has been full or nearly full and now we have a very critical need for more beds. And so this is why we're proposing to override the Governor's veto. We figured that maybe she would leave it into the budget because the need was great. Senator Labedz was saying what her priorities were a little earlier. Senator Labedz, this is my number one priority and I hope that you and the other senators can support it. But the need is great, not only for northeast Nebraska but way down to the Omaha area and other parts of the state. So, at this time, I would encourage you to vote for the override.

PRESIDENT: Thank you. Senator Warner, you're next, but while the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 223, LR 224, LR 225 and LR 226 and LR 228. Senator Warner, please, followed by Senator Dierks.

SENATOR WARNER: Mr. President and members of the Legislature,