

February 27, 1990      LB 594, 1153A  
                             LR 261

**SPEAKER BARRETT PRESIDING**

**SPEAKER BARRETT:** Welcome to the George W. Norris Legislative Chamber. Our opening prayer this morning by our own Harland Johnson. Mr. Johnson.

**HARLAND JOHNSON:** (Prayer offered.)

**SPEAKER BARRETT:** Thank you, Harland, very much. Roll call.

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

**SPEAKER BARRETT:** Thank you. Any corrections to the Journal?

**ASSISTANT CLERK:** No corrections, Mr. President.

**SPEAKER BARRETT:** Messages, reports or announcements?

**ASSISTANT CLERK:** Two items, Mr. President. New A bill, LB 1153A by Senator Barrett. (Read by title for the first time. See pages 992-93 of the Legislative Journal.)

New resolution, LR 261 by Senator Barrett. (Read brief description of LR 261. See page 993 of the Legislative Journal.)

**SPEAKER BARRETT:** Thank you. Senator Dierks would like to recognize Dr. Jeff Gotschall of Lincoln who is serving as doctor of the day today on behalf of the Nebraska Academy of Family Physicians. Please welcome Dr. Gotschall. Thank you, sir. We're happy to have you. General File, 1990 senator priority bills, Mr. Clerk, LB 571. Correction, LB 594.

**ASSISTANT CLERK:** LB 594 was introduced by Senators Lowell Johnson, Pirsch, Ashford and Abboud. (Read title.) The bill was read for the first time on January 18th of last year, was referred to Judiciary Committee and Judiciary Committee reports the bill to General File with committee amendments, Mr. President.

**SPEAKER BARRETT:** Senator McFarland, would you handle the committee amendments, please.

**SENATOR MCFARLAND:** Thank you. Good morning, Mr. Speaker, fellow senators, the committee amendments to this bill basically

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Lindsay as Chair of E & R. Mr. President, Business and Labor Committee reports LB 1244 to General File with committee amendments attached, and LB 1245 as indefinitely postponed, those signed by Senator Coordsen as Chair of the committee. (See pages 1032-34 of the Legislative Journal.)

I have an Attorney General's Opinion addressed to Senator...excuse me, addressed to Mr. Jerry Sellentin, Director of the State Department of Personnel to be inserted in the Journal. (See pages 1034-36 of the Legislative Journal.)

And amendments to be printed to LB 896, Mr. President, by Senators Lynch and Withem. (See pages 1036-40 of the Legislative Journal.) And that is all that I have, Mr. President.

SENATOR WEIHING: We will move to legislative resolution. Senator Barrett.

CLERK: Mr. President, LR 261 offered by the Speaker found on page 993 of the Journal asks the Legislature to extend its congratulations to Dr. Woody Varner in his receipt of the prestigious NEBRASKAland Foundation...Distinguished NEBRASKAlander award.

SENATOR WEIHING: Senator Barrett.

SPEAKER BARRETT: Thank you, Mr. President, and members. I am pleased to bring to the Unicameral today LR 261 found on page 993 honoring Dr. D.B. Woody Varner, who is a friend of this Legislature, a friend, I think probably, of every member of this Legislature. Woody has had a very long and outstanding career and record of public service, both as Chancellor and President of the University of Nebraska. He has distinguished himself in so many, so many ways over the years. He was an especially good friend of this Legislature in 1988 when he assisted us in the introduction of the Amendment 1 which dealt with a subject near and dear to our hearts. Other recipients of this prestigious award, of course, have included President Gerald Ford, and Bob Gray, Dr. Clayton Yeutter, and the NEBRASKAland Foundation is honoring Dr. Varner with their Distinguished NEBRASKAlander award on March 10. So I would hope that this Legislature would, through this resolution, extend its congratulations to Dr. Varner upon receipt of this very prestigious award. Mr. President, I would urge the body to adopt LR 261. Thank

you.

SENATOR WEIHING: Are there any of those of you who wish to speak to this resolution? If not...Senator Crosby.

SENATOR CROSBY: Thank you, Mr. President, and members. It is such a privilege to join in honoring D.B. Woody Varner in this way, and I am pleased that Senator Bill Barrett thought of it. I wish I had, I didn't think in the context of a legislative resolution. The first time I met Woody Varner he came into Washington, D.C., when I was on the reception desk as a staff member for Senator Roman Hruska, and I visited with him at that time, and the next time I saw him was when I was living in Omaha before I married Bob Crosby. My name was not Crosby. And I met him at a social function, in fact it was the Press Club Ball, and Woody Varner remembered my name, and that impressed me so much because a person like that who remembers a staff member, that says something about them. So it is just he has done so much for the State of Nebraska and for the university and for the whole educational system, for the arts. I think the Lied Center, it is wonderful to call it the Lied Center. It almost should be called Lied Varner. So I am very grateful that Senator Barrett introduced this resolution and I am happy to support it. Thank you.

SENATOR WEIHING: Thank you, Senator Crosby. Senator Dierks.

SENATOR DIERKS: Yes, Mr. President, I just want to add my voice to this resolution. Dr. Varner has certainly been a bright and shining star on our horizon in Nebraska since he came here, has been extremely helpful, and has done a lot of extremely fine things for our state. I am just very glad, too, that Senator Barrett brought this resolution. Thank you.

SENATOR WEIHING: Thank you, Senator Dierks. Senator Elmer.

SENATOR ELMER: Thank you, Mr. President. I join the others in endorsing this resolution and suggest, Senator Dierks, that rather the star being on the horizon, it is the zenith in the state. Thank you.

SENATOR WEIHING: Thank you, Senator Elmer. Are there any others that wish to speak to the resolution? I see no further lights. We are now ready to vote upon this resolution. Correction, Speaker Barrett, do you wish to close on it? Do you

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wish to close with regards to the resolution?

SPEAKER BARRETT: Thank you, Mr. President. Only to suggest again that I would hope the body passes the resolution and that a copy of the resolution be presented to Dr. Varner. Thank you.

SENATOR WEIHING: We are now ready to vote upon the resolution. Those of you who wish to vote for the resolution, aye, and those against it, nay. Have you all voted? Have you all voted, those of you who wish to vote? Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of LR 261.

SENATOR WEIHING: We will now move to item 6, Select File.

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: Mr. Clerk, Select File, consent calendar bills, LB 579.

CLERK: LB 579, Senator Lindsay, I have E & R amendments pending.

SPEAKER BARRETT: The Chair recognizes Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move adoption of the E & R amendments to LB 579.

SPEAKER BARRETT: Any discussion? If not, those in favor of their adoption please say aye. Opposed no. Carried. They are adopted.

CLERK: I have nothing further on that bill, Senator.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 579 as amended be advanced to E & R for engrossing.

SPEAKER BARRETT: The question is, shall 579 be advanced? All in favor say aye. Opposed no. Carried. The bill is advanced. LB 994.

CLERK: LB 994, Senator, I have Enrollment and Review amendments pending.

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PRESIDENT NICHOL PRESIDING

PRESIDENT: (Recorder not activated immediately) ...Zornes of the Lincoln Church of God. Would you please rise for the invocation.

PASTOR JESSE ZORNES: (Prayer offered.)

PRESIDENT: Thank you, Pastor Zornes.

(Recorder malfunctioned.)

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

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

CLERK: No corrections, Mr. President.

PRESIDENT: Any messages, reports, or announcements?

CLERK: Mr. President, an Attorney General's Opinion addressed to Senator Schmit regarding the Wheat Board, and a new resolution, LR 263 by Senator Conway. (Gave brief explanation.) That will be laid over, Mr. President. (See pages 1062-65 of the Legislative Journal.)

Mr. President, LR 261 is ready for your signature, and that is all that I have.

PRESIDENT: While the Legislature is in session and capable of transacting business, I propose to sign and do sign LR 261. You will observe that the Statehood Day ceremony is at eleven o'clock. However, it is my understanding we will not recess for that ceremony. Move onto Select File.

CLERK: Mr. President, the first bill for discussion by the Legislature this morning is LB 163. The bill has been discussed on Select File. Enrollment and Review amendments have been adopted, as have amendments offered by Senator Rod Johnson, Senator Morrissey, and Senator Hefner. When the Legislature last discussed the bill, Mr. President, Senator Hefner had an amendment pending to the bill. Senator, I believe this is your disposable diaper amendment found on page 599 of the Journal.

PRESIDENT: (Gavel.) Could we please have it a little quieter