

March 1, 1989

LB 143, 144, 155, 157, 265, 360, 360A
397, 595, 616, 619, 623, 680
LR 38

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. As our Chaplain of the day, today we have Reverend Tom Stebbins of the Christ Community Church in Omaha, which is in Senator Pirsch's District. Would you please rise for the invocation.

REVEREND TOM STEBBINS: (Prayer offered.)

PRESIDENT: Thank you, Reverend Stebbins, for your thoughtful prayer this morning, appreciate it. Roll call, please. Record, Mr. Clerk, please.

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

PRESIDENT: Any corrections to the Journal today?

CLERK: Mr. President, I do. Oh, no corrections, no, sir. I am sorry. I have no corrections this morning, Mr. President.

PRESIDENT: Well, very good. Do you have any messages, reports, or announcements?

CLERK: Yes, sir, I do. Mr. President, your Committee on Enrollment and Review reports they have carefully examined and reviewed LB 157 and recommend that same be placed on Select File with E & R amendments; LB 360, LB 360A, LB 265, LB 397, LB 619, LB 623, LB 155, all of those on Select File, some have E & R amendments attached. Mr. President, Education Committee, whose Chair is Senator Withem, reports LB 143 to General File, LB 144 indefinitely postponed, LB 680 indefinitely postponed, those signed by Senator Withem. Mr. President, Natural Resources Committee, whose Chair is Senator Schmit, reports LB 616 to General File with committee amendments attached. (See pages 916-18 of the Legislative Journal.)

Mr. President, a new resolution, LR 38 by Senator Lindsay and Senator Hartnett. (Read brief explanation. See pages 918-19 of the Legislative Journal.) That will be laid over.

Mr. President, an Attorney General's Opinion addressed to Senator Lynch regarding LB 595. (See pages 919-21 of the Legislative Journal.) An announcement, Mr. President, Senator Hall has selected LB 262 as his priority bill for this

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LB 336, 744
LR 38

PRESIDENT NICHOL PRESIDING

PRESIDENT: Good morning, ladies and gentlemen. Welcome to the George W. Norris Legislative Chamber. We have with us this morning, as our chaplain of the day, Pastor Richard Carlson who is chaplain at Union College here in Lincoln. Would you please rise for the invocation.

PASTOR CARLSON: (Prayer offered.)

PRESIDENT: Thank you, Pastor Carlson, we appreciate it. 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: Very good. Any messages, reports or announcements?

CLERK: Mr. President, Enrollment and Review reports LB 744 to Select File with E & R amendments attached; and LB 336 to Select File with E & R amendments attached. And I believe that is all that I have. (See pages 937-38 of the Legislative Journal.)

PRESIDENT: Very good. We'll move on to resolutions, LR 38.

CLERK: Mr. President, the first item on LR 38 is a request from Senators Ashford and Abboud to add their names as co-introducers. Mr. President, LR 38 is found on page 918 of the Journal. It congratulates the Creighton Blue Jay basketball team for having won the Missouri Valley regular season basketball championship. Mr. President, the resolution was offered on March 1. I do have an amendment to the resolution by Senator Ashford. (Ashford amendment appears on page 938 of the Legislative Journal.)

PRESIDENT: Senator Hartnett, are you aware of the Ashford amendment?

SENATOR HARTNETT: No.

PRESIDENT: Are you ready to handle it, or is anybody else willing to handle it?

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SENATOR HARTNETT: Yes. I am...I was going to take care of that, but just on the record is all.

PRESIDENT: Senator Ashford, on your amendment to the resolution.

SENATOR ASHFORD: Thank you, Mr. President. This resolution was offered by Senator Lindsay, and we have an amendment, it's concerning the congratulatory message to the Creighton basketball team. The Missouri Valley Conference doesn't have 80 teams, even though...just eight. So the amendment is amending the 80-team league to the eight-team league. So that would be my amendment. Thank you, Mr. President.

PRESIDENT: Well, that's close. Okay, Senator Hartnett, I assume you don't want to talk about the amendment.

SENATOR HARTNETT: No.

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

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of Senator Ashford's amendment.

PRESIDENT: The amendment is adopted. (Gavel.) We're ready to go on to the resolution. Senator Hartnett.

SENATOR HARTNETT: Mr. President, members of the body, I simply rise to support this amendment. I signed on with Senator Lindsay. This amendment simply honors Creighton University's basketball team that won the Missouri Valley. They were selected at the beginning of the season to end up in about seventh place in the conference. It was a young, very young team. They did an excellent job. I had the opportunity to provide tickets for Senator Scott Moore, I think, at the miracle game and it was the game that turned the season around, because with 45 seconds left to go in the game they were behind six points and they turned the game around and won. So, with that, I would simply ask the body to support this amendment. Thank you.

PRESIDENT: Senator Moore, please.

SENATOR MOORE: Just briefly, Mr. Speaker. As Senator Hartnett said, I had a chance, myself, to attend a couple Creighton games. They are a "gutty" ball team. I was glad that Senator Lindsay and Senator Hartnett brought this resolution for us and wish the Blue Jays good luck down in Wichita.

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

CLERK: 26 ayes, 0 nays, Mr. President, on the adoption of LR 38.

PRESIDENT: LR 38 is adopted. LR 39.

CLERK: Mr. President, LR 39 was offered by Senator Withem. It asks the Legislature to designate 1989 as the Year of the Young Reader in that it encourages the Governor to issue a proclamation encouraging parents, educators, libraries and all the citizens of the state to observe the Year of the Young Reader. The resolution is found on page 924 of the Journal, Mr. President.

PRESIDENT: Senator Coordsen, please.

SENATOR COORDSEN: Mr. President, members of the body,...

PRESIDENT: Excuse me, is this Senator Withem's resolution?

SENATOR COORDSEN: Well, I was under the impression that I did have just a slight bit more time to prepare, but I was ready to go at your beck and call, Mr. President. But I will respectfully decline to speak at this time. (Laughter.)

PRESIDENT: Senator Withem, please.

SENATOR WITHEM: I think Senator Coordsen has explained this resolution fairly well. So I would just urge your support of the...no. LR 39 is a resolution that would declare this year the Year of the Young Reader. This is a national movement to encourage young people to do more reading, get young people together with books. It's brought on behalf of the Nebraska PTA and the Metropolitan Reading Council; encourages the Governor to issue a proclamation encouraging parents, educators, libraries

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LB 74, 91, 116, 208, 238, 263, 267
273, 344, 471, 628
LR 38-41

SPEAKER BARRETT PRESIDING

SPEAKER BARRETT: (Recorder not activated) ...hearty souls who are with us this morning as we convene this last day of the working week. Our opening prayer this morning by Chaplain Clarence Zwetzig of Bryan Memorial Hospital, here in Lincoln. Chaplain Zwetzig.

CHAPLAIN ZWETZIG: (Prayer offered.)

SPEAKER BARRETT: Thank you, Chaplain Zwetzig. We hope you can come back again. Roll call.

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

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

CLERK: No corrections, Mr. President.

SPEAKER BARRETT: Any messages, reports, or announcements?

CLERK: Mr. President, a communication from the Governor to the Clerk. (Read. Re: LB 74, LB 116, LB 208, LB 238, LB 263, LB 267, LB 273, LB 344. See page 960 of the Legislative Journal.)

Mr. President, resolutions LR 38 and LR 39 adopted yesterday are ready for your signature.

Mr. President, your Committee on Government, Military and Veterans Affairs, whose Chair is Senator Baack, to whom was referred LB 471 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File, LB 628 General File with amendments, LB 91 indefinitely postponed, those signed by Senator Baack as Chair. (See pages 960-61 of the Legislative Journal.)

Mr. President, I have two study resolutions, both introduced by Senator Rod Johnson. (Read brief explanation of LR 40.) That will be referred to Reference. (Read brief explanation of LR 41.) That, too, will be referred to the Exec Board. (See pages 961-62 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. While the Legislature is in

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LB 92, 92A
LR 38, 39

session and capable of transacting business, I propose to sign and I do sign LR 38 and LR 39. Thank you very much, ladies and gentlemen, for your attention to duty as we proceed to item 5 on the agenda, Final Reading, LB 92. Mr. Brown and Mr. O'Donnell, the floor is yours.

CLERK: (Read LB 92 on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 92 become law? Those in favor vote aye, opposed nay. Please record, Mr. Clerk.

CLERK: (Read record vote. See page 966 of the Legislative Journal.) 38 ayes, 0 nays, 11 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 92 passes. LB 92A.

CLERK: (Read LB 92A on Final Reading.)

SPEAKER BARRETT: All provisions of law relative to procedure having been complied with, the question is, shall LB 92 (sic) pass? Those in favor vote aye, opposed nay. Voting on the passage of the A bill, have you all voted? Have you all voted? Record, please.

CLERK: (Read record vote. See pages 966-67 of the Legislative Journal.) 36 ayes, 0 nays, 2 present and not voting, 11 excused and not voting, Mr. President.

SPEAKER BARRETT: LB 92A passes. Before the call is raised, two announcements of general interest to the body. (Gavel.) The first announcement concerns the Governor's Conference, the Ag Conference, which is scheduled in Kearney tomorrow. I know a number of the members of this body are planning to attend. That Ag Conference has been cancelled. The Second Annual Governor's Ag Conference scheduled in Kearney tomorrow has been cancelled. The other announcement of interest to this body, our illustrious Clerk has just reached another milestone in his life. This is his birth day for Patrick J. O'Donnell. The doughnuts being passed out now are, of course, Patrick's gift to the Legislature. Senator Smith, are you prepared to lead us in the song? Happy Birthday to Patrick J. O'Donnell. (Applause.) Mr. Clerk, if you have now recovered from that blow, let's proceed to Select