

March 22, 1990

LB 551, 1246  
LR 395

develop be delivered to the grand jury,...

SENATOR LABEDZ: One minute, Senator.

SENATOR SCHMIT: ...if we do not ask for and demand full investigation by everyone who's involved, then we are guilty just as are those individuals who committed the crime, because we will allow, by our inaction, those crimes to continue to be perpetrated. Victims have told us that if they did not testify then these acts would be allowed to continue, and therefore even at risk to themselves they are testifying to the committee and they're willing to cooperate with law enforcement officers. It would be a tragedy, ladies and gentlemen, and it may well be beyond our ability to control, but it would be a tragedy if, after all the evidence that has been developed,...

SENATOR LABEDZ: Time is up, Senator.

SENATOR SCHMIT: ...nothing would happen. I hope the passage of the bill will indicate that this Legislature is serious that we shall not stop. Thank you very much.

SENATOR LABEDZ: Thank you, Senator Schmit. We're voting on the advancement to E & R initial LB 1246. All those in favor vote aye, opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 39 ayes, 1 nay, Mr. President, on the motion to advance LB 1246.

SENATOR LABEDZ: LB 1246 is advanced. Mr. Clerk, do you have something to read in?

CLERK: I do, Madam President. Thank you. Amendments to be printed by Senator Wesely (LB 1246). New resolution by Senator Langford, LR 395, congratulating Mrs. Merle Rusmisell for her 100th birthday; and report of registered lobbyist, Mr. President, required by statute. That's all that I have, Madam President. (See pages 1578-79 of the Legislative Journal.)

SENATOR LABEDZ: Thank you, Mr. Clerk. We'll now go to Select File, LB 551.

CLERK: Madam President, the first item are Enrollment and Review amendments.

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correctly engrossed, all signed by Senator Lindsay as Chair of E & R. (See pages 1597-1602 of the Legislative Journal.)

Mr. President, I have a new resolution by Senator Wesely asking April be proclaimed as child abuse prevention month. That resolution will be laid over. (See pages 1602-03 of the Legislative Journal.)

Mr. President, I have received a series of Attorney General's Opinions over the weekend. One to Senator Wesely (Re: LB 870); one to Senator Lamb (Re: LB 897); a request to Senator Haberman (Re: LB 1241); Senator Smith (Re: LB 688); and Senator Chambers (Re: LB 571) and Senator Nelson (Re: LB 854) All of those will be inserted in the Journal. (See pages 1603-22 of the Legislative Journal.)

And, Mr. President, I have received one appointment letter from the Governor. That will be referred to Reference for referral to the appropriate Standing Committee. That's all that I have, Mr. President.

PRESIDENT: Thank you. We'll move on to LR 395, please.

CLERK: Mr. President, LR 395 was introduced by Senator Langford. It is found on page 1578 of the Journal. (Read brief description of resolution.)

PRESIDENT: Senator Langford, please.

SENATOR LANGFORD: Mrs. Merle Resmisell was born in Broken Bow, Nebraska, 100 years ago today. She has lived all of her life in Nebraska until the last few years she has moved to California to live with a daughter. Other of her family still lives in Nebraska including her son who is from my district. So I would appreciate it if you would help me congratulate Mrs. Rusmisell on her 100th birthday. Thank you.

PRESIDENT: Any further discussion? If not, the question is the adoption of the resolution. All those in favor...how are we going to do this, call the roll or...we'll do this by a show of hands. Indicate by raising your right hand, please.

CLERK: Bear with me and leave them up for a moment, too, if you would, please.

PRESIDENT: Senator Baack, your right hand. Oh, I see, you're drinking with your right hand, I see. Just wanted that in the record. (laughter)

CLERK: Mr. President, maybe the easier way to do this, would just indicate that all members present voted aye on the resolution.

PRESIDENT: Okay.

CLERK: Be agreeable with you?

PRESIDENT: That's agreeable with me. Is there any...are there any negative votes? If so, indicate. It is unanimous, Mr. Clerk.

(The Legislative Journal indicates 34 ayes, 0 nays on the resolution as found on page 1623 of the Journal.)

PRESIDENT: We'll move on to LR 11CA.

CLERK: Mr. President, LR 11 was a resolution originally introduced by Senators Scofield, Smith, Schellpeper and Peterson. (Read brief description of resolution.) The resolution was introduced on January 18 of last year, Mr. President. At that time it was referred to the Urban Affairs Committee for public hearing. The resolution was advanced to General File, was briefly discussed on March 16. At that time I had an amendment from Senator Hall to the resolution. I have a note, Mr. President, that Senator Hall wishes that amendment to be withdrawn.

PRESIDENT: It is withdrawn.

CLERK: Mr. President, in that event Senator Wesely would move to indefinitely postpone LR 11. Senator Scofield would have the option to lay the resolution over, Mr. President.

PRESIDENT: Senator Scofield, what do you say?

SENATOR SCOFIELD: We need a good discussion to get us started this morning, let's go.

PRESIDENT: Senator Wesely, did you wish to speak about your motion?

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you bet on a horse race, the only way you know what you're going to get is after all of the money has gone into the pot, the track has taken its, the taxes have been taken out and then you divide what's left among the people. But, in addition to that, the track is going to skim some more off. So I think this amendment is imminently fair. That's all that it does is try to bring a measure of fairness to this activity. So I hope that you will adopt this amendment.

SPEAKER BARRETT: Thank you. The question is the adoption of the Chambers amendment to the amendment which is the divided question, Section (a), which is Sections 1, 2 and 9, which deal with racing. Those in favor of the adoption of that amendment to the amendment please vote aye, opposed nay. Have you all voted? Senator Chambers.

SENATOR CHAMBERS: I would like a record vote.

SPEAKER BARRETT: A record vote has been requested. Record, please.

CLERK: (Record vote read. See pages 1643 of the Legislative Journal.) 1 ayes, 17 nays, Mr. President, on adoption of the amendment to the amendment.

SPEAKER BARRETT: The motion fails. Mr. Clerk, have you items for the record?

CLERK: I do, Mr. President. Mr. President, Reference Report on a gubernatorial appointment. (See page 1643 of the Legislative Journal regarding appointment of Laurie Camp, Commissioner of Industrial Relations.)

Mr. President, a new A bill, LB 866A, by Senator Lamb. (Read by title for the first time. See page 1644 of the Legislative Journal.)

That's all that I have, Mr. President.

SPEAKER BARRETT: Thank you. While the Legislature is in session and capable of transacting business, I propose to sign and I do sign LR 395. Mr. Clerk.

CLERK: Mr. President, Senator Chambers would move to amend the committee amendments. Would you like me to read, Senator?