

April 5, 1990

LB 1059, 1141, 1241  
LR 239, 424, 425, 426

PRESIDENT: Do you have anything for the record, Mr. Clerk?

CLERK: I do, Mr. President. Senator Conway has amendments to LB 1141 and LR 239 to be printed. (See pages 1961-62 of the Legislative Journal.)

I have statements from the Appropriations Committee regarding overrides. New resolutions, LR 424 by Senator Lindsay and Morrissey. (Read brief explanation.) LR 425 by Senator Hall and Landis and Warner. (Read brief explanation.) LR 426 by the Appropriations Committee. (Read brief explanation.) A confirmation report from the Transportation Committee and an Attorney General's Opinion to Senator Schmit. (Re: LB 1059.) That is all that I have, Mr. President. (See pages 1962-68 of the Legislative Journal.)

PRESIDENT: Speaker Barrett, for what purpose do you rise? Do you want to tell us something.

SPEAKER BARRETT: Yes, Mr. President, thank you. Before we vote on the motion, I just want...

PRESIDENT: Excuse me, Senator Barrett. (Gavel.) Please, let's hold it down so we can hear the Speaker's words.

SPEAKER BARRETT: Just a reminder that there is some additional Final Reading on the agenda, and any of these bills that are not read today, as I announced the other day, we don't have time to get them to the Governor and have her return them for vetoes. If they are not read today and passed over to her office, she cannot and will not guarantee a veto message. There may be some bills in there that are quite important in that regard, I don't know. Just a reminder. Anything that is not over there tonight will not be returned with a veto message or a signature.

PRESIDENT: Thank you. You heard the motion. All in favor of adjourning say aye. Opposed nay. A machine vote has been requested. Okay. Please return to your desk, please. Please return to your desk. It is difficult for the Clerk to hear your response, so please return and hold it down. Mr. Clerk, the motion is to adjourn. Okay, a machine vote, excuse me. All those in favor of adjourning vote aye, opposed nay. Have you all voted? Record, Mr. Clerk, please.

April 9, 1990

LR 423, 424, 425

SPEAKER BARRETT: Thank you, sir. Any discussion? If not, those in favor of the adoption of the resolution vote aye, opposed nay. Please record.

CLERK: 40 ayes, 0 nays, Mr. President, on adoption of LR 423.

SPEAKER BARRETT: LR 423 is adopted. LR 424.

CLERK: LR 424, Mr. President, is found on page 1962 of the Journal, offered by Senator Lindsay and Senator Morrissey. (Read brief description LR 424.)

SPEAKER BARRETT: The Chair recognizes the E & R Chairman Lindsay.

SENATOR LINDSAY: Thank you, Mr. Chairman. Brevity being important, I would yield my time to Senator Morrissey.

SPEAKER BARRETT: Senator Morrissey, please.

SENATOR MORRISSEY: Thank you, Mr. Chairman, and Mr. Speaker and members, April 22nd is Earth Day and the resolution says since we all are very concerned about the quality of life on the planet that the Legislature recognizes the efforts of individuals and groups in strengthening society's awareness of the importance of natural resources in the environment and making choices. We all have many, many tough choices to make in the near future. It's going to be quite a balancing act as we address this issue and I think we really need to think about it and make the citizens aware of it. And Earth Day, again, the theme this year was "Think Globally, Act Locally". We acted locally here this year and, hopefully, will continue to. I urge you to adopt the resolution. Thank you.

SPEAKER BARRETT: Thank you. Any discussion? The call is raised, incidentally. Those in favor of the adoption of LR 424 vote aye, opposed nay. Record.

CLERK: 35 ayes, 0 nays, Mr. President, on adoption of LR 424.

SPEAKER BARRETT: LR 424 is adopted. LR 425.

CLERK: Mr. President, LR 425 was a resolution offered by Senators Hall, Warner and Landis. It's found on page 1963 of the Journal.

April 9, 1990

LB 272A  
LR 425

**SPEAKER BARRETT:** Senator Hall, will you handle the resolution, please.

**SENATOR HALL:** Thank you, Mr. President, members the resolution was offered on behalf of the issue that was in LB 272A, the Commonwealth distribution and the Commonwealth, American Savings and State Securities. After the bill was passed, there was questions raised by the Banking Director, Cynthia Milligan, with regard to what the legislative intent, through the language that was in the bill, with regard to the distribution. It was always my intent, and I think member's of the body's intent when I went back and looked through the transcript that this money be distributed equally in terms of one-half of what was due to each of those...owed to each of those depositors, that it be distributed in that manner since we appropriated one-half of the money. I think that is a fair interpretation of the language of LB 272A. The Director of Banking felt that there was possibly another interpretation of that language. The reason for the introduction of the resolution is to just help clarify and guide the director with regard to disbursement of those monies to the depositors. That's my reason for introducing the resolution. I think that there were at least 10 Omaha area senators who supported the resolution. I think many of them supported it because of the fact that it dealt with Commonwealth, because it dealt with State Securities, but also because it dealt with American Savings. And I would not want to go away from the 60-day session without clearly spelling out that that was part of, at least, my intent, although I would have supported the issue and have in the past prior to the bringing in of State Securities and American Savings. The way I understood the proposal that we passed the 16 odd million dollars was that it included all three institutions and that they would all benefit their depositors to one-half of their loss that was due and owed at present. That was my understanding. That's my reason for being a part of bringing in this resolution. With that, I would yield the balance of my time to Senator Landis.

**SPEAKER BARRETT:** Senator Landis, about two and a half minutes.

**SENATOR LANDIS:** Mr. Speaker and members of the Legislature, LB 272A allows for the Banking Director to distribute the money in a fair and equitable manner and I think the language of this resolution, consistent with what Senator Hall just said, represents such an equitable form of distribution and I would

encourage you to vote for the resolution.

SPEAKER BARRETT: Thank you. Any discussion? Seeing none, those in favor of the adoption of LR 425, please vote aye, opposed nay. Record.

CLERK: 33 ayes, 0 nays, Mr. President, on adoption of LR 425.

SPEAKER BARRETT: LR 425 is adopted. The last resolution, LR 426.

CLERK: Mr. President, 426 is offered by the Appropriations Committee and signed by its members. It's found on page 1964 of the Journal.

SPEAKER BARRETT: The Chair recognizes Senator Warner.

SENATOR WARNER: Mr. President and members of the Legislature, a few days ago, you will recall, there was a letter from the university indicating or requesting that the Legislature consider a change or adjustment in the approval that this body has given to what we call the Rec Center, Recreational Center at UNL. At the time that the original approval was given, it was provided that there would be three phases. The first two phases have been completed and the third phase, which has been approved, is in the process of being completed. However, they found, as they were considering the completion of phase three, which included some renovation in the old coliseum, that there was some problems of what they originally had proposed to do that the architects, at least, felt was not desirable. So what this amendment to those...that approval does is it adds one structure, Mabel Lee Hall, has part of the overall proposal that was approved by the Legislature previously by including the vet hall in the original approval that the Legislature did. They will enable them to use a part of that space as a part of the overall revisions or renovation that is being done. It was estimated at the hearing that actually it takes no additional money, as a matter of fact, it was estimated that it could run maybe, as I recall, as much as \$400,000 less than what was originally proposed. There was a question of whether we really needed to make a resolution to the effect that this structure, Mabel Lee Hall, was not mentioned in the original resolution to be exactly sure that it was okay to have that use...a portion of that facility as a part of the entire renovation. It seemed appropriate that we bring it to the Legislature's attention. So