

JANUARY 11, 2005

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

January 11, 2005

SENATOR CUDABACK PRESIDING

SENATOR CUDABACK: Good morning. Welcome to the George W. Norris Legislative Chamber. Our acting chaplain this morning is Senator Ed Schrock from District 38. Senator Schrock.

SENATOR SCHROCK: (Prayer offered.)

SENATOR CUDABACK: Thank you, Senator Schrock, for acting as our chaplain of the day. I call the fifth day of the Ninety-Ninth Legislature, First Session, to order. Senators, please check in. Record please, Mr. Clerk.

ASSISTANT CLERK: There's a quorum present, Mr. President.

SENATOR CUDABACK: Are there any corrections for the Journal?

ASSISTANT CLERK: I have no corrections this morning.

SENATOR CUDABACK: Thank you. Next agenda item is adoption of temporary rules. Senator Hudkins, for a motion.

SENATOR HUDKINS: Thank you, Mr. President. I move that the rules, as now in our possession, be adopted for today only, Tuesday, January 11, 2005.

SENATOR CUDABACK: Thank you, Senator Hudkins. You've heard the motion, adopt temporary rules for today only. All in favor say aye. Opposed, nay. The temporary rules are adopted. Mr. Clerk, messages, reports, or announcements?

ASSISTANT CLERK: Mr. President, the Rules Committee will meet in Room 2022 immediately; that's the Rules Committee in 2022 now. In addition to that, the General Affairs Committee will have an Executive Session at 11:10 under the north balcony; that's General Affairs at 11:10.

In addition, Mr. President, I have a Reference Committee report for LB 135 through LB 232; and various gubernatorial appointments. I have a notice of committee hearing from Banking, from Transportation; notification that Senator Smith

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has been elected Vice Chair of Transportation Committee, Senator Kruse is Vice Chair of the Appropriations Committee, Senator Byars is Vice Chair of Health and Human Services Committee. An announcement that the Retirement Systems Committee will meet today at 11:30 under the north balcony; that's Retirement at 11:30. And that's all I have at this time, Mr. President. (Legislative Journal pages 173-180.)

SENATOR CUDABACK: Thank you, Mr. Clerk. Mr. Clerk, any new bills read into the record?

ASSISTANT CLERK: Mr. President. (Read LB 301-308 by title for the first time.) And that's all I have at this time, Mr. President. (Legislative Journal pages 180-182.)

SENATOR CUDABACK: Thank you, Mr. Clerk. We now stand at ease while further bills are brought forward. (Visitors introduced.) Mr. Clerk, new bills.

ASSISTANT CLERK: (Read LB 309-320 by title for the first time, Legislative Journal pages 182-184.)

SENATOR CUDABACK: Thank you, Mr. Clerk. Stand at ease. Mr. Clerk, for further bills to be read into the record.

ASSISTANT CLERK: (Read LB 321-334 by title for the first time, Legislative Journal pages 184-186.)

SENATOR CUDABACK: Thank you, Mr. Clerk. We'll stand at ease, further bill introduction. Have bills you wish to introduce, please bring them forward at your leisure. Mr. Clerk, further bills to be read into the record.

ASSISTANT CLERK: Thank you, Mr. President. (Read LB 335-351 by title for the first time, Legislative Journal pages 186-189.)

SENATOR CUDABACK: (Recorder malfunction)...be read into the record.

ASSISTANT CLERK: (Read LB 352-361 by title for the first time, Legislative Journal pages 189-190.)

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 189, 231, 273, 362-378
 LR 11-16

SENATOR CUDABACK: Mr. Clerk, further bills to read in the record.

CLERK: Mr. President, new bills. (Read LB 362-378 by title for the first time.) Mr. President, new resolutions: LR 11CA by Senator Engel, by the Executive Board, proposes an amendment to Article IV, Section 1, of the state constitution; LR 12CA by Senator Schimek proposes an amendment to Article III, Section 7; LR 13CA by Senator Schimek proposes an amendment to Article III, Sections 7 and 19; Senator Schimek offers LR 14, propose an amendment to Article III, Section 12; new resolution, LR 15, by Senator Smith, petitioning Congress to...requests the Nebraska delegation to support the repeal of the federal excise tax on telecommunications; and LR 16 by Senator Schrock, a constitutional amendment to Article III, Section 12.

Mr. President, a proposed rules change, offered by Senator Schimek, to be printed. I have hearing notices from Urban Affairs, from Education, from the Agriculture Committee. And I have Vice Chair designations: Senator Connealy is Vice Chair of Revenue; Senator Fischer is Vice Chair of General Affairs; Senator Synowiecki is Vice Chair of Retirement.

A series of adds: Senator Cunningham to add his name to LB 67, LB 69, LB 70; Senator Baker to LB 231; Senator Heidemann, LB 273; Senator Cunningham, LB 173; Senator Price, LB 43; Senator Johnson, LB 28; Senator Cunningham, LB 43; Senator Cunningham, LB 34; Senator Stuthman, LB 101; Senator Cunningham, LB 159, LB 189; Senator Dwite Pedersen, LB 62; Senator Preister, LB 28. That's all that I had, Mr. President. (Legislative Journal pages 190-199.)

SENATOR CUDABACK: That's all the messages, Mr. Clerk? Anything further?

CLERK: No, sir.

SENATOR CUDABACK: Senator Redfield, would you like to adjourn us till tomorrow morning at 11:00?

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SENATOR REDFIELD: (Microphone malfunction)...moved.

SENATOR CUDABACK: It's been moved by Senator Redfield to adjourn till tomorrow morning, 11:00 a.m., January 12. All in favor say aye. Opposed, nay. We are adjourned.

Proofed by: J. Hurlbut