

February 21, 1973

(Start Belt #1)

CHAPLAIN: Prayer read.

SPEAKER: Roll call. Have you all recorded your presence? The Clerk will record.

CLERK: We have a quorum present Mr. President. Mr. President I have a communication from the Governor (read).

SPEAKER: The Clerk has two opinions from the Attorney General which he will proceed to read, and then they will be placed in the Journal.

CLERK: Opinions (read).

SPEAKER: The Chair will recognize Senator Proud.

SENATOR PROUD: Mr. President, just a comment on the Attorney General's opinion that has just been read, it is quite clear from that opinion that the opinion of the Attorney General, that the action that we took last year on Senator Orme's resolution 86, which was to ratify the Equal Rights Amendment, was unconstitutional, and against the constitution of the State of Nebraska. Now the Attorney General concludes however, that since this was sent to the Congress, and certified by the Clerk of the Secretary of the State, that there is probably not anything we can legally do about the resolution that was passed last year as far as having it set aside through the courts is concerned. Naturally we can still rescind our action through my resolution, but the point of the whole thing is that in the opinion of the Attorney General, if that resolution last year wasn't printed until after we passed the resolution, which I don't think is absolutely true, then we acted contrary to our own constitution.

CLERK: Mr. President I have another opinion from the Attorney General, under date of February 20, 1973. (read). Mr. President those will be inserted in the Journal.

SPEAKER: There is some committee reports, the Clerk will read.

CLERK: Committee Reports (read). Mr. President I would ask unanimous consent to be excused the rest of the day until I return this afternoon, Senator Kennedy.

SPEAKER: Are there any objections? If not Senator Kennedy is excused. Are there any corrections to the Journal?

CLERK: Pardon.

SPEAKER: Are there any corrections to the Journal? No corrections. Are there any petitions or memorials?

(End of Belt #1)