

(start belt #23)

has the transportation clause on it. The other main item on the bill is the bottle club provision which is of great benefit to the out-state people. However, the problem with LB111 is two fold. Number one, there was an Attorney General's opinion in the 71 session to the effect that the transportation problem was not a constitutional bill, or a constitutional provision. However, that isn't even the biggest problem. The problem is the inner lacing of LB111 with 366. The jeopardy comes that if lll for example gets to final reading and lets assume that it dies, then 366 is also in serious jeopardy because of the internal reference in 366 to lll. So earlier at the beginning of the afternoon session is when I had the motion to actually send or put both of these bill on E & R engrossing or return 366 from Final or back to E & R engrossing and let lll get to E & R engrossing so that they could both be coelated in such a way that if one goes down, the other one won't go down. That is the biggest problem with the bill with this bill and with 366 for that matter, however we are not debating that particular motion. We are now debating a motion of shall we adopt the transportation clause and I couldn't hear you Senator Carpenter, were you saying that you were withdrawing this motion or I couldn't understand what you were saying there just a minute ago.

SENATOR CARPENTER: Withdraw what motion?

SENATOR GOODRICH: I can't hear you.

SENATOR CARPENTER: Withdraw what motion?

SENATOR GOODRICH: You were referring to this motion after you finished discussing with Senator Proud the the, this motion that you are now proposing which is the common carrier motion is this what we are talking about now as far as the....you haven't withdrawn that, right?

SENATOR CARPENTER: That is the only thing that we are talking about, and that is the only the only thing that we are talking about and that is the only thing that the bill is being moved back for. That is what we are talking about and to be more specific, what do you think that is in this bill that should be taken out that would jeopardize 366?

SENATOR GOODRICH: The internal.....

SENATOR SIMPSON: Gentlemen I am going to cut you off on this debate, we are going to stick to the subject. I am going to recognize Senator Kelly.

SENATOR KELLY: Mr. President, members of the legislature, a question of Senator Carpenter, please.

SENATOR CARPENTER: Go ahead.

SENATOR KELLY: Senator we visited the other day regarding the liquor wholesalers would not like this amendment. But I have not received any correspondence of any kind or any reaction from liquor wholesalers against your amendment. I don't know of anybody that has, would you be kind enough to delenate for me why they would oppose your amendment.

SENATOR CARPENTER: That is hard for me to understand also. All I know is that they are. I don't know why they are. I really don't think they do either, except I presume as a general statement that they generally oppose anything that