

March 16, 1977

LB 180, 58, 152, 190, 203,  
265, 275A, 304, 307,  
334-336, 487, 45

SPEAKER LUEDTKE: Let's have a report on the vote first before we raise the Call.

CLERK: 22 ayes, 12 nays, Mr. President.

SPEAKER LUEDTKE: Motion fails. LB 180 is still on General File. Motion by Senator Simon to raise the Call. All in favor of raising the Call. Senator Marsh.

SENATOR MARSH: Appropriations Committee will meet in 2102.

SPEAKER LUEDTKE: 2102, all right. All those in favor of raising the Call vote aye, opposed nay. Record the vote.

CLERK: 25 ayes, 0 nays.

SPEAKER LUEDTKE: The Call is raised. Proceed then, go back to, since Senator Murphy is here now, go back to LB 45.

CLERK: May I read in some reports.

SPEAKER LUEDTKE: Yes, you may read them in.

CLERK: Mr. President, your committee on Enrollment and Review reports we have examined and reviewed LB 58 and find the same correctly engrossed; 152 correctly engrossed; 190 correctly engrossed; 203 correctly engrossed; 265 correctly engrossed; 275A correctly engrossed; 304 correctly engrossed; 307 correctly engrossed; 334 correctly engrossed; 335 correctly engrossed; 336 correctly engrossed; 487 correctly engrossed. Signed Senator Cullan, Chairman. That is all, Mr. President.

SPEAKER LUEDTKE: We will proceed then with LB 45.

CLERK: LB 45. Read title.

SPEAKER LUEDTKE: The Chair recognizes Senator Murphy.

SENATOR MURPHY: Gentlemen, I am a little bit reluctant...I am a little reluctant to take anything as serious as these three bills are to you here on the floor of this Legislature when we are so shorthanded but the occasion for this legislation is the fact that the process of government in the State of Nebraska is eroding and it has gotten to the point where it is almost totally broken down in many instances. The people of this state when they adopted the Constitution authorized the formation of this government and they were very precise. In the first chapter, first section of your Constitution, they preserved to themselves the Bill of Rights and, secondly, they authorized the formation of a state government consisting of three specific agencies with very explicit powers. They provided for the legislative body to enact laws. They provided for the Executive agencies to enforce those laws, to implement them, and for a Judiciary to interpret any occasion there might be for a difference of opinion on a law. Now they were also very explicit and said that none of these agencies, no person or collection of persons should use the authority granted to one of the others and these authorities were granted very specifically in the subsequent chapters of that Constitution. I have tried to set up a collection of three bills to speak to what I believe is a very, very serious problem in this