

May 16, 1977

LB 273, 518

track, all you have to do is operate from a non-profit organization and as I understand it Senator DeCamp you are right, our usury and our lottery laws are in a whale of a mess.

SPEAKER LUEDTKE: Senator Marsh. Question has been asked by Senator Marsh. All those in favor of ceasing debate vote aye...do I see five hands, I do. All those in favor of ceasing debate vote aye, opposed vote nay. Record the vote.

CLERK: 26 ayes, 5 nays.

SPEAKER LUEDTKE: Debate ceases and is there any further discussion Senator Savage?

SENATOR SAVAGE: Mr. Speaker, I'm not going to continue speaking on this except for one point that I would like to make. The State Racing Commission was satisfied as to put this into a study committee during the interim, but after that announcement was made, this thing started to grow and there is great concern by the...not only by Ak-Sar-Ben as they are trying to pin this on, but also Grand Island, Columbus, Lincoln, and other places and I move for the bill to be advanced.

SPEAKER LUEDTKE: All those in favor of advancing LB 273, vote aye, opposed vote nay. Have you all voted? Have you all voted? Record the vote.

CLERK: 25 ayes, 11 nays.

SPEAKER LUEDTKE: LB 273 is advanced to E & R for Engrossment. Motion by Senator Newell to raise the Call. All those in favor of raising the Call vote aye, those opposed vote nay. Record the vote.

CLERK: 12 ayes, 20 nays.

SPEAKER LUEDTKE: You are still under Call. We will take up LB 518.

CLERK: Read Schmit amendment regarding LB 518.

SPEAKER LUEDTKE: Senator Schmit.

SENATOR SCHMIT: Mr. President, I move the bill be returned for the specific amendment. The amendment that we have here is an amendment which was drawn because as you will recall several days ago there was some concern by myself as to Senator Maxey's amendment might have created a problem with being two subject matters in the bill. We since that time have an Attorney General's opinion which states rather plainly that he does not think there is any problem, but, as you all know in the event there are two subject matters in the bill, the court does not have any direction as to which is the legitimate matter, therefore is inclined to throw them both out. This Section 10, does give some direction to the courts as to the intent of the Legislature as to what the prime subject matter of the bill should be. It is a new attempt I suppose but it is one we think is a legitimate one and I would ask that the bill be returned for this amendment.

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