

May 1, 1979

LB 444

SENATOR COPE: I wanted to be sure of it. What I still do not understand....

SENATOR DeCAMP: That's, you are dealing with the bill itself, I think, rather than the amendment, am I right?

SENATOR COPE: I don't know.

SENATOR DeCAMP: David. Isn't he dealing with the bill itself when he is on this particular point, and, Davie, can talk to you about that. This is...

SENATOR COPE: All right, I will ask....

SENATOR DeCAMP: This is the bill itself. This is, what I am trying to do with the amendment is to deal with an issue that occurred three weeks ago in Supreme Court. The bill itself I would hope Senator Landis would deal in depth with because he is primarily I think the author of it.

SPEAKER MARVEL: We are still on the DeCamp amendment. Senator Cope, do you want to speak to that amendment?

SENATOR COPE: All right, would you clear this up with me, the amendment that DeCamp is offering, how does that deal specifically with the bill as it now stands? In other words, the bill stands now that the district court will hear the case or they will make the pronouncement upon the individuals who don't comply.

SENATOR DeCAMP: Okay, I have a little information to clear up the question you apparently have raised and I will just read it because it is from the counsel for the Business and Labor Committee and he has been pretty accurate so far. Another CIR statute says that, "to enforce a CIR order application, order, application must be made to district court. Appeals are direct to the Supreme Court." So as I read it then we are not changing that part at all. The CIR order would say, yes, you were unjustly fired in the case of my fireman we were talking about, therefore, you are reinstated. To enforce that order, they could go to the district court if they refused, go to enforce it. To appeal the whole thing, you would go directly to the Supreme Court, is that right?

SENATOR COPE: All right. Senator Landis, do you agree with that? Thank you.

SPEAKER MARVEL: The question has been called for. Do I see five hands? All those in favor of ceasing debate vote