

lature, which has taken a strong stand against abortion, and in taking that stand had rejected freedom of choice, would now use that same banner to promote a substance which in my mind results in the loss of life either through cyanide poisoning or through diversion of cancer patients to laetrile. It is ironic that Senator Venditte, who very admirably has led the charge against legalizing marijuana and who fights continually for protecting young people as far as alcohol is concerned, would now pick up the banner of freedom of choice. Senator Venditte, I agree that young people are vulnerable and sometimes need the protection of the government but are they less vulnerable than cancer patients some of whom are dying and grasping for hope anywhere. The United States Supreme Court handed down this summer a very important unanimous decision on January 18, 1979 in the case of United States vs Rutherford. The court found that laetrile was a new drug which would not, could not be introduced or delivered for introduction in interstate commerce unless approved by the Food and Drug administration. Such approval has not been granted. This means, Senator Venditte and others, that unless laetrile, the apricot pits are grown here in Nebraska and unless it is processed here in Nebraska that it cannot be imported and this bill has no effect because we cannot overrule the Supreme Court of the United States or Congress of the United States. I was shocked to learn that despite this decision promoters would again push for the passage of LB 382. The reversal of the position of my friend Senator Venditte was indeed surprising. In an AP story after the Supreme Court decision, Senator Venditte said and I quote, "It would appear to me that it would be an exercise in futility to advance the bill farther." He continued, "Should the Legislature enact it into law, it would appear to me that we would be in violation of the federal law."

SPEAKER MARVEL: You are out of time.

SENATOR CULLAN: Thank you very much, Mr. President. I urge you to join me in indefinitely postponing LB 382. At this time I would withdraw the kill motion so that we could get on to the advancement of the bill or its failure to advance.

SPEAKER MARVEL: Okay, the motion before the House is to advance the bill. Senator Labeledz, did you wish to speak?

SENATOR LABEDZ: Thank you, Mr. Speaker. Senator Cullan, in May of 1979, we talked to the Health Supervisor in the