

April 8, 1980

LB 820

that inspection of all cars in the dealer inventory would properly deal with the constitutional problems and would also allow the flexibility needed for dealers in the sale of their cars.

SENATOR KELLY: LB 946 contained this exact same language that you are inserting into LB 820?

SENATOR WESELY: No, it did not. The amendments were a result of following the hearing. After the information received at the hearing we followed up on it and put the amendments together.

SENATOR KELLY: Again, specifically what legislative input into this language has there been from the public through our standard committee and public procedures?

SENATOR WESELY: Well, there, as I said, the hearing was open on the question of dealer plates and the inspection law and everybody was welcome to come to that and as happens with the hearing when you get information you follow up with committee staff and the committee working through the process and coming up with appropriate amendments based on the information they received from the hearing and so that is basically the amendment that is before you, the result of that process.

SENATOR KELLY: Thank you very much, Senator Wesely. Mr. Speaker, members of the Legislature, it is not my intention to oppose this amendment although I do not agree with it and I am not opposing the amendment but I am trying to set into the record that there has not been any public input whatsoever on the changes of these safety stickers and the procedures and the requirements necessary to do this to "make some case in court constitutional." I believe that this Legislature should be cognizant that the Public Works Committee did hold public hearings on LB 946 and that when you are perusing the record looking for information regarding this part of the Wesely amendment you will not find it in this record and you will not find it in any record compared with 820. You will find references to this area and LB 946 which Senator Wesely and Senator Stoney have translated into their version of what the public wanted and are writing that in this amendment. It may be valid. It may be invalid but that is where you will find the information.

SPEAKER MARVEL: Senator Kennedy.

SENATOR KENNEDY: Mr. Speaker, fellow senators, just very briefly again, I disagree with Senator Kelly. I think the Public Works Committee did hear testimony on this subject.