

March 11, 1981

LB 205

is presented to an individual but we are authorizing subpoena powers in this bill, Senator Chambers.

SENATOR CHAMBERS: But if a warrant must state with specificity the article to be seized, then why don't you just issue a subpoena because you can mention the article in the subpoena?

SENATOR NEWELL: Well, Senator Chambers, I think the purpose for these amendments were to clarify and determine with greater specificity what is authorized in this area. Frankly, these are the same requirements that are required by the State Fire Marshal today in terms of the use of subpoena powers.

SENATOR CHAMBERS: Thank you, Senator Newell.

SENATOR NEWELL: We copied that directly from that statute.

SENATOR CHAMBERS: Thank you. Members of the Legislature, you can tell from the way Senator Newell answered the questions he doesn't really know the answers. He is not acquainted with the ramifications of this bill or the language contained in it and you should look very carefully at the amendment which was offered. "Such person shall in addition have been an active member of an organized fire department for a minimum of six years and shall meet the minimum qualifications and training standards established by the city for all firefighters." In this provision, what city, and it doesn't say anything about the person being paid, and I think like when we are dealing with that abortion bill and you are using languages...language that defines and the definition at one time contains certain words, and then when you are talking about the same individual, apparently, you give a definition using different words, then you have two different entities. I don't know what an organized fire department is. I don't know what the difference between an organized and paid fire department and a simply organized fire department is. But like I say, Senator Newell has indicated that I am just trying to trick you and you know everything about the bill and so does he. Well, I hope you know a little more than he knows about it and you can do with it what you will.

SPEAKER MARVEL: You have fifteen seconds.

SENATOR CHAMBERS: But it is going to be a source of mirth for me and perhaps agony for you later on.

SPEAKER MARVEL: Senator Vard Johnson.