

March 24, 1981

LB 253

two before my time is up, if I may. Senator Hoagland, how many prosecutions for littering are you aware of that have occurred since the implementation of the present litter law? Senator Haberman, let him talk just for a second and then I will be through with him. How many prosecutions are you aware of?

SENATOR HOAGLAND: Senator Chambers, I don't know how many there have been in the last calendar year in the State of Nebraska. I don't have that statistic.

SENATOR CHAMBERS: Could you say without fear of contradiction that there has been even one?

SENATOR HOAGLAND: I just don't know, Senator Chambers. Now Senator DeCamp might have that information. He is the sponsor of this bill.

SENATOR CHAMBERS: But you are the one who wants to amend it and make the penalty steeper. If we have....

SENATOR HOAGLAND: No, I don't...I don't want to make it steeper, I want to leave it where it is, Senator Chambers.

SENATOR CHAMBERS: But the bill as it is before us now, you want to stiffen the penalty over the bill as it is drafted before us now.

SENATOR HOAGLAND: I just want to leave current law alone. I don't see any need in changing that. I don't think Senator DeCamp has shown a need to change the current law.

SENATOR CHAMBERS: But here is what I am trying to find out. Is there evidence....Senator Hoagland, you are an attorney, right? Is there evidence existing to justify what you are trying to do?

SENATOR HOAGLAND: The evidence...the burden for change is on Senator DeCamp, Senator Chambers. He is the one that is proposing we make a change in the law. I am saying, let's leave the law the way it is. Now, I don't have the burden to show anything. He is the one who has got to come in and show why we should lessen the penalties, and I think you should address your questions to him.

SENATOR CHAMBERS: Thank you, Senator Peter Judge Jeffries Hoagland. Judge Jeffries was a famous English hanging Judge who gave people the opportunity to either hang or go as a Colonist to America and many of them