

April 29, 1981

LB 134

germane, it doesn't relate to this law, it has nothing to do in this area, you forget worrying about professional privileges because they don't exist to begin with, and you do it the right way and then it will be done correctly. I happen to think it would be a bad amendment because I think in the end it would have an inhibiting effect not just on attorney members in here, mind you....

SENATOR NICHOL: One minute.

SENATOR V. JOHNSON:but upon anybody who is engaged in a business where that business has an ongoing clientele such as Senator Dworak's insurance business. Who wants to have to name all the people that do business with that particular enterprise? That would genuinely have a chilling effect on who decides to be a candidate for office and who does not decide to be a candidate for office. I suspect the initial language we passed back in 1976 is good language. It is the right language and I think both the Newell and Schmit amendments should be rejected.

SENATOR NICHOL: Senator Newell, did you wish to close? I have two lights on but you have spoken to it and I assume you do not wish to speak to this amendment. Thus being the case, all those in favor of the Newell amendment to the Schmit amendment please vote yes, those opposed no. Senator Newell, do you want to do anything about this or not? Senator Newell, did you want to do anything further? Record, please.

CLERK: 3 ayes, 14 nays, Mr. President, on the motion to amend.

SENATOR NICHOL: The motion lost. We are back to the Schmit amendment. Mr. Clerk.

CLERK: Mr. President, Senator DeCamp moves to amend the Schmit amendment. After the word "Act" insert "if the client waives the attorney/client privilege. Attorneys subject to this section shall inquire of each client as to whether he or she may dissolve....disclose, excuse me, such information and shall file the information which is required".

SENATOR NICHOL: Senator DeCamp, did you wish to speak to your amendment?

CLERK: I think Senator DeCamp wishes to withdraw, Mr. President.