

April 30, 1981

LB 76

borrow somebody else's car because in most cases they don't own the car anyway. If you say you will take their license from them or suspend it, that is not going to help because that is why they run in the first place because they have a suspended license. So that is aggravating the problem without going to the source of it. We need more capable, more professional law enforcement activity especially in the area of high-speed chases and I am reminding you that the judge, in the case of the youngster who pleaded guilty to manslaughter in the death of the trooper, the judge stated that the officers who chased that young person and fired at him were partly responsible for the death of the trooper. If current policies result in these types of unnecessary deaths and these kind of statements from judges, certainly the Legislature has an obligation to face up to the matter. I hope that you will return the bill. I hope you will adopt the amendment.

PRESIDENT: The motion before the House is the return of LB 76 for a specific amendment by Senator Chambers. All those in favor vote aye, opposed nay. I'd remind everybody we are on Final Reading so everybody should be at your desks. Have you all voted? Record vote has been called for. Record the vote and give us a record vote, Mr. Clerk.

CLERK: (Record vote read. See pages 1650 and 1651, Legislative Journal.) 9 ayes, 22 nays, Mr. President, on the motion to return the bill.

PRESIDENT: Motion fails. Any further motions on the...?

CLERK: Mr. President, Senator Beutler and Wesely move to return LB 276 (sic) to Select File for specific amendment. (Read Beutler-Wesely amendment found on page 1651, Legislative Journal.)

PRESIDENT: The Chair recognizes Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, members of the Legislature, I will try to be very quick about this. This is an amendment which I think Senator DeCamp has some sympathy towards. It deals with the provisions of the bill and only with the provisions of the bill having to do with the seizure of property and the holding of property and the sale of property. I have requested an Attorney General's opinion on those provisions because I feel that the odds are that they would be declared unconstitutional and that it is a very high risk that they would be declared unconstitutional. That opinion will not be ready for a couple of days but at Senator DeCamp's urging I am going ahead with the amendment because I think we