May 7, 1981

LB 95

DeCamp made relative to the constitutionality of it. But I am trying to show you even some technical problems that exist here. And if the person should be kept under conditional release, why limit it to two years? If you think this person is going to continue to be a problem, why arbitrarily cut it off? Why not forever keep them under the scrutiny of this Board? I think this bill is a response to the hysteria abroad in this state on this particular issue. People who have not looked at the constitutional ramifications and probably don't even care are trying to get something through this Legislature to placate the public. But if the thing has gotten through and the public thinks something has been done and it turns out that it hasn't been....

SENATOR CLARK: Senator Chambers, your time is up.

SENATOR CHAMBERS:then another hoax will have been worked on the public. And Mr. Chairman....

SENATOR CLARK: Thank you.

SENATOR CHAMBERS:I am putting my light back on because I want to speak again.

SENATOR CLARK: I would like to introduce Mrs. Lyle McBride, the mother of Senator Pirsch, sitting under the south balcony. Will you stand and be recognized, please? Welcome to the Legislature. Senator Nichol is the next speaker.

SENATOR NICHOL: Mr. Chairman, just briefly, as I understand the situation, when you have a person incarcerated either civilly or criminally, I don't know that you can mix them together and keep them for some reason or another. I had always understood that once a person has served their crime, or have been cured mentally from the regional center, they have a right to go free. Now if we are going to keep them further than that, as I understand the problem here, we should have due process of law before we can continue to hold them. I certainly don't want to hold up your bill, Senator Cullan. Most of it I agree with. I do think this is one section that perhaps we ought to look at more closely.

SENATOR CLARK: Senator Chambers.

SENATOR CHAMBERS: Thank you, Mr. Chairman, and I will try to say everything I have got to say, or at least

4717