

ment in the Law Enforcement Center and we certainly must maintain it but if we go back to general funds we may not. This is fair. There is just no way I can see to look at it in any other manner so I would ask you to continue what the Legislature passed and the means of enforcing and, lastly, I can't see a great deal of difference in this than where the courts add a certain amount of money for the retirement of judges. Now isn't that...that doesn't come from the general fund I don't believe because that is levied in addition. What is the difference? I'm not an attorney so I don't know but I can't see it as a lay person.

SPEAKER MARVEL: The Chair recognizes Senator Kahle.

SENATOR KAHLE: Mr. Speaker and members, most everything has been said. I am opposed to the kill motion and in favor of LB 717. I do think it is related to what we are talking about because it is a user fee in one sense of the word. Those of us that break the law occasionally and have to contribute to not only the training center but the judges retirement fund probably should. If you do abide by the law 100% and aren't apprehended you certainly shouldn't have to pay. And another thing of course is that with the system that we have today and Senator Chambers has mentioned this many times, if the arrest is not made exactly in order it is worthless. The courts throw it out so I think the training is an absolute necessity and I don't object at all if I am caught going too fast or with some other fine that I have to pay for some of that training that officer has received so he knows how to handle his job. So I am very much in favor of LB 717 in its present form with the \$2 added instead of \$3 and I certainly hope you won't kill the bill. Thank you.

SPEAKER MARVEL: Senator Nichol.

SENATOR NICHOL: Mr. President, members of the Legislature, I oppose the kill motion for two or three reasons. First of all this is not a fine or a penalty. This is the same as a court cost. Senator Cope suggested it might be called a users fee. Those who are not bucking the law, breaking the law, aren't called on to pay anything. Now what are the alternatives if we don't fund it this way? First of all, we can take it out of the general fund. I don't see anybody saying this is a ground swell out there in Nebraska that we should raise the taxes on the general public to pay for this. Secondly, the local governments could pay for it for training sheriffs, deputies, police chiefs, policemen and put the cost on the counties and cities. Do you want to do this? The money has to come from someone and we have done this ourselves. This Legislature has mandated these training courses for the various officers across the state. We, the