

February 19, 1982

LB 525

SENATOR CHAMBERS: Yes, Senator Haberman.

SENATOR HABERMAN: Senator Chambers, I am inclined to agree with you. However, there are a couple of questions I would like to ask. Number one, the U. S. Attorneys Office from Omaha testified in favor of the bill.

SENATOR CHAMBERS: Yes.

SENATOR HABERMAN: And did they know at that time and were they aware at that time that this immunity would be just to the state courts and that they could still go ahead and get them on a federal rap?

SENATOR CHAMBERS: Oh, sure they know because neither jurisdiction can bind the other when they are talking about these matters.

SENATOR HABERMAN: Second question, Senator Chambers, is why have you waited until Final Reading to bring this up?

SENATOR CHAMBERS: Senator Haberman, this is one of those bills, a lot of things come out of the Judiciary Committee that I am opposed to. This is one that slipped across without me catching it and that is why I was delayed even in offering my motion.

SENATOR HABERMAN: Thank you, Senator Chambers. Fellow members of the Legislature, I believe that Senator Chambers has a very valid point. I would like to go on record and thank him for being aware and alerting us to this problem as I don't think it would be right to tell a person in the State of Nebraska if you testify you have immunity, and then you testify and walk outside and fifteen minutes later here comes a United States Federal Marshal and slaps the cuffs on you and hauls you off. So if what he is saying, and I have no reason to doubt his word, is true, then it is a bad bill and I would ask you to support Senator Chambers in his motion to return the bill to indefinitely postpone it. Thank you, Mr. President.

SPEAKER MARVEL: Senator Higgins.

SENATOR HIGGINS: Would Senator Chambers yield to a question please?

SENATOR CHAMBERS: Yes.

SENATOR HIGGINS: Senator Chambers, I am not an attorney. What about the Fifth Amendment, refusing to testify on the grounds that you may be incriminating yourself? How does