

March 11, 1982

LB 547

then I don't know what is. Senator Schmit is complicating a situation by saying that all of these people can know these statements they are making about the food product is false. If you go into a restaurant, they could sell you horsemeat as hamburger....

SENATOR CLARK: You have one minute left.

SENATOR CHAMBERS:and know it is false, and simply say, well, my intent was not to deceive anybody. And mere knowledge under this law is not sufficient to prove an intent to deceive because intent has been made distinct from knowledge. So I hope you will return this bill, strike that portion because it will not hurt anybody in any way but it will indeed protect the public and it will not allow those who sell, distribute and merchandise food to knowingly give false advertisements about that food product.

SENATOR CLARK: The question before the House is the return of 547 for a specific amendment. All those in favor vote aye, opposed nay.

CLERK: Senator Clark voting no.

SENATOR CLARK: Have you all voted? Record the vote. Senator Chambers.

SENATOR CHAMBERS: I would like to be sure that everybody is in our seat and then I will ask for a roll call vote.

SENATOR CLARK: Well, everyone will check in, please. We are under Call anyway. We have fourteen 4th Graders from Immanuel Lutheran School at York. I think they are in the north balcony. The teacher is Mrs. Jones. Will you stand and be recognized, please. Welcome to the Unicameral. Senator DeCamp, will you check in, please. Senator Wiitala. Senator Kremer. All right, they are all here. The Clerk will call the roll.

CLERK: (Read the roll call vote as found on page 1117 of the Legislative Journal.) 18 ayes, 29 nays, Mr. President, on the motion to return.

SENATOR CLARK: The motion lost. The Clerk will read 547.

CLERK: Mr. President, I have a second motion on the bill.

SENATOR CLARK: Read the motion.

CLERK: Senator Fowler would move to return LB 547 to Select