

my legal training or with my common sense, and we should remember always, that liquor has been held up to the young people as a desirable substance. The second thing Senator Stoney said that if a child is going to behave as an adult treat that child like an adult or minor. We have a whole juvenile court system which flies in the face of that philosophy. It might be convenient, it might be self-satisfying if you want to punish somebody to say that you make no distinctions based on age, understanding, education or background or the circumstances that may have brought a person into a particular set of situations. What this law in America is supposed to do is look at each individual as an individual. That doesn't mean that you excuse people of culpable conduct but you look at the circumstances involved and although the act itself may be the same, in essence it is a different act because you look at the intention, there may be provocation. . .

PRESIDENT: One minute, Senator Chambers.

SENATOR CHAMBERS: . . .there could be all kinds of mitigating circumstances. So although we look at the same object we see something different and it goes like this and I guess it is the way ever defendant ought to be looked at. If you look up and I look down upon the tallest man in town, you see his knees and his feet and toes. I see his head and ears and nose. Though it is one man we see, you swear it is A and I swear it is B. The court has to make, take into consideration differing circumstances. This bill for a multitude of reasons in addition to the ones that I have given is not wise public policy. For those reasons, I am asking that it be indefinitely postponed.

PRESIDENT: The question then is the motion to indefinitely postpone LB 869. All those in favor vote aye, opposed vote nay. Everything on Select File requires 25 votes to indefinitely postpone at this stage. Seven are excused, Senator Chambers, so you know where we are. Have you all voted? Senator Chambers, what do you want to do? Senator Chambers. All right, we will have a record vote. Record the vote and a record vote has been requested so a record vote.

CLERK: 7 ayes, 21 nays, 14 present and not voting, 7 excused and not voting. (Vote appears on page 1321 of the Legislative Journal.)

PRESIDENT: Motion fails. Do we have any other motions on the bill?