

January 23, 1989 LB 35

SENATOR LINDSAY: Mr. President, I would move for the adoption of the E & R amendments to LB 35.

SPEAKER BARRETT: You have heard the motion to adopt the E & R amendments. All in favor say aye. Opposed no. Carried. They are adopted. Mr. Clerk.

CLERK: Mr. President, Senator Rod Johnson would move to amend the bill.

SPEAKER BARRETT: Senator Johnson.

SENATOR R. JOHNSON: Mr. Speaker, members, this bill deals with the Grain Dealers' Act and expands or, more specifically, enumerates those who might be liable for violation under the Grain Dealers' Act. It defines what a liable person might be, including partner, officer or agent. There were some members of the Ag Committee that had some concerns that this was an overly broad and vague language and this amendment simply tightens that to ensure that only intentionally...or intentional violations will be prosecuted by the Public Service Commission. We want to make sure that those individuals who had no knowledge of violating the Grain Buyers...or Grain Dealers' Act would be prosecuted, only those individuals that the Public Service Commission felt had violated the law would be prosecuted. This, more specifically, defines that, tightens the language and that's the purpose of the amendment.

SPEAKER BARRETT: Thank you. Discussion on the Johnson amendment. If not, those in favor of the adoption of the amendment please vote aye, opposed nay. Please record.

CLERK: 27 ayes, 0 nays, Mr. President, on adoption of Senator Johnson's amendment.

SPEAKER BARRETT: The amendment is adopted. Back to the bill as amended.

CLERK: I have nothing further on the bill, Senator Lindsay.

SPEAKER BARRETT: Senator Lindsay.

SENATOR LINDSAY: Mr. President, I move that LB 35 be advanced as amended.