

March 7, 1989

LB 224

PRESIDENT: Debate has ceased. Senator Lindsay, would you like to close on your motion. I would just suggest, ladies and gentlemen, will you stick around for a few moments so we can get this vote.

SENATOR LINDSAY: Again, I'd just reiterate that what the amendment does is to strip the bill of the criminal liability for violation of the act. I believe the bulk of Senator Chambers' objections have been to the criminal liability contained in the act. The argument, as far as constitutionality goes to the criminal liability, this would strip the act of that problem. It would further create the liability on the part of the agent for violations of the act so that the athlete could collect on the civil side as opposed to the criminal side. I would urge the adoption of the amendment.

PRESIDENT: Thank you. The question is the adoption of the Lindsay amendment. All those in favor vote aye, opposed nay. Record, Mr. Clerk, please.

CLERK: 25 ayes, 0 nays, Mr. President, on adoption of Senator Lindsay's amendment.

PRESIDENT: The Lindsay amendment is adopted. Back on the advancement of the bill, Senator McFarland.

SENATOR MCFARLAND: Am I the only light on?

PRESIDENT: No, there is one other. There are two others.

SENATOR MCFARLAND: I will just pass on it. Senator Chambers, please, then Senator Lindsay.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, Senator Lindsay is correct. A lot of what I had said was addressed to the fact that there was a criminal penalty in this bill, thereby converting it to a criminal statute, but there still are problems with the bill aside from that. I wanted to take the thing that was most obviously wrong with the bill and try to draw the body's attention to it. Finally, the right person offered an amendment and the body accepted it, and that took away a considerable club from the bill, but you accepted it without a dissenting vote because the right one offered the amendment. No amendment that I offered to the bill had as