

provide requirements for distribution agreements, to provide for arbitration of disagreements, to provide for applicability, to provide for the enforcement of agreements, to harmonize provisions, to provide severability, and to repeal the original section and declare an emergency. Article III, Article III, Section 27 of the Nebraska Constitution provides for the issue of an emergency clause and it is on page 14 of the Constitution, as it is laid out in your black book, and it says that no act shall take effect until three calendar months after the adjournment of the session at which it passed, unless in case of emergency, to be expressed in the preamble or the body of the act, the Legislature shall, by a vote of two-thirds of all members elected otherwise direct. And then it goes on to say that all laws shall be published in such manner as the Legislature may provide. The issue here is one of where is the emergency and I would hope that the body would carefully consider the fact that LB 371 has the emergency clause and question the need for it. There is a good reason for having emergency clause. We do it at times because of problems that arise, bills that we've passed that had unforeseen implications because of a problem that we're facing down the road, or the ability to get something to prevent a problem from occurring and that is why the emergency clause is there. It makes good sense to have it, but it should be something that is used rarely and used only in the case of an emergency. LB 371, first of all, you know in my opinion, I don't feel it's necessary. I don't think a very good case other than the case made by the lobby has been made to advance the bill and the tack that I have taken today with regard to the amendments, I hope at least I have raised some concern. It clearly hasn't raised enough to feel that the bill needs to be amended, but hopefully that discussion will take place between now and Select File. But there clearly is no emergency with regard to this. There is no emergency and no need to pass LB 371 with the emergency clause, and if there is, it wasn't stated at the public hearing. It hasn't been stated today and I would urge the body to strike that emergency clause and protect that piece of the legislative process that I think should be protected and kept for special situations. LB 371 is clearly not a special situation. It's not one that we need to rush into. If the decision of the body is to advance it, fine, and to pass it, fine, but show me where the emergency exists. Show me the burning controversy over whether or not it's an oral or a written agreement; show me the burning controversy over whether or not it can be passed to one family member in a different manner than it is passed to someone who is