

of Standing Bear but, ironically, it would have happened about 100 years ago, 1889, and I think it was in April, and they had been sent to Oklahoma. They didn't like the land. They were tricked into an agreement that they didn't understand. He wanted to come back, Chief Standing Bear, and bury his son who had requested that he be buried near the fast rushing river in Nebraska. The soldiers were ordered to gather them up and herd them back. Standing Bear did not want to go. A general named Crook did not want him to have to go but he said he was a soldier under orders and he had to do what he was ordered to do. However, he would delay as long as he could, make the journey as slow as possible, and while this was being done, he asked the editor of the then Herald to do what he could to stir up some support for Standing Bear, and there were two lawyers whose services were obtained. When they argued, to make a long story short, the lawyer for the U.S. Government said these are not people. For the purposes of the Constitution, they are wards of the United States Government, and if the government says they cannot, then they don't even have the right to breath the fresh air, and the representative stood and spoke for Standing Bear. He sought a writ of habeas corpus and Judge Dundy had to be called back from a hunting trip, Dundy County is named after him, to preside over this hearing. He listened to everything that was said and he said for the purposes of the Fourteenth Amendment to the United States Constitution the Indian is a person and, therefore, has standing to come before a federal court and seek a writ of habeas corpus, and there is a bust standing out there in that corridor. For the purposes of the Fourteenth Amendment, the Indian is a person. What LB 340 is saying that in Nebraska, where the trial of Standing Bear occurred a 100 years ago, for the purposes of according human decency and respect that is accorded to all others, the Indian is a human being, and I hope you will vote to advance this bill.

SPEAKER BARRETT: Thank you. Shall LB 340 be advanced to E & R Engrossing? Those in favor vote aye, opposed nay. Have you all voted? Please record. A record vote has been requested.

CLERK: (Read record vote. See pages 1348-49 of the Legislative Journal.) 28 ayes, 12 nays, Mr. President, on the advancement of LB 340.

SPEAKER BARRETT: The bill is advanced. The A bill, Mr. Clerk.

CLERK: Mr. President, on the A bill, LB 340A, I have no E & R