

March 30, 1989

LB 44, 777

on the other side of the line. And this bill then just simply grants the authorization to set up the same paper trail as we have for those that are already within the state and they would be allowed then to bring back into the state the liquor which they had originally shipped out of the state which was damaged and then only from the retailer that they shipped it to. I would ask for your advancement of the bill.

SPEAKER BARRETT: Any discussion? Seeing none, those in favor of the advancement of LB 777 vote aye, opposed nay. Record, please.

CLERK: 27 ayes, 0 nays, Mr. President, on the advancement of LB 777.

SPEAKER BARRETT: LB 777 is advanced. LB 44.

CLERK: Mr. President, LB 44 was introduced by Senator Bernard-Stevens. (Read title.) The bill was introduced on January 5, referred to Judiciary, advanced to General File. I have no amendments to the bill.

SPEAKER BARRETT: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you, Mr. President. Much of the bill, LB 44, really belongs to Senator Lowell Johnson who last year had a bill, I believe number 1221. Much of the idea of that bill, in fact, I would say most of the ideas of the bill came from Senator Johnson and the bill the Legislature passed last year. To give you a brief history of the bill, last year there was very little debate. There was very little, in fact, there was no opposition and the bill passed easily. The Governor was given advice and upon that advice vetoed the bill, and when the bill came up, it came up at, I guess, the wrong time in our veto override session that we had, and after the train had to come to a stop sometime, then this bill came up and we only had 27 votes on the override attempt. There will be, I suspect, a gubernatorial veto on this one as well. But I would like to explain to the body what we have and where I believe, if we have a chance to sit down with the governor, where we might be able to work this problem out. Nebraska's statute, Section 29-1823, specifically provides that the cost of a mental evaluation, precedent to a commitment, is the responsibility of the county wherein the crime is charged. That cost is part of the trial process. It is not disputed here and it should be a