

April 24, 1989

LB 330, 361, 361A

Hefner, Senator Rod Johnson, the house is under call. Senator Moore, please, report to the Chamber. While waiting, Senator Wehrbein has some guests under our south balcony from Weeping Water, Nebraska, Chuck and Marilyn Spohr. Would you folks please stand. Thank you. We're pleased that you could be with us. Senator Moore, please check in. Senators Haberman, Hefner and Rod Johnson, the house is under call. Senator Haberman, record your presence, please. Senator Hefner is on his way, may we proceed, Senator Pirsch? We've had a request for a roll call vote and the question again is the adoption of the Pirsch amendment. Mr. Clerk.

CLERK: (Roll call vote taken. (See page 1867 of the Legislative Journal.) 26 ayes, 15 nays, Mr. President.

SPEAKER BARRETT: The amendment is adopted. For the record.

CLERK: Mr. President, your Enrolling Clerk has presented to the Governor, bills read on Final Reading this morning. (Re: LB 361 and LB 361A. See page 1868 of the Legislative Journal.) That is all that I have, Mr. President.

SPEAKER BARRETT: Thank you. Next item.

CLERK: Mr. President, the next amendment I have to the bill is by Senator Chambers. Senator, this is the first amendment that you provided me. On page 9, starts out page 9, line 1. (Chambers amendment appears on page 1868 of the Legislative Journal.)

SPEAKER BARRETT: Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature...

SPEAKER BARRETT: The call is raised.

SENATOR CHAMBERS: ...the amendment that I'm offering, if that last vote is an indication, will be rejected. There is language in this bill that says that "No peace officer or law enforcement agency shall be held criminally or civilly liable for his or her actions pursuant to this section taken in good faith". And the same language appears in lines 15 and 18 on page 9 of the bill. My amendment is to strike that language. Currently, law enforcement officers have no liability if they perform their