

would like to see no amendments added to the original bill, also, but from the mood of the body and the things that have happened, it is clear that an amendment is going to be attached and it is going to be Senator Hefner's amendment. Since Senator Coordsen and Senator Kristensen can see that this amendment is not going to change the standard of proof or alter this amendment from its conformity that they feel it has with the federal requirements, I still ask that you adopt it. Since that language about the employment relationship is going to be retained, this language that I am offering will focus it in a way that I think will make clearer than what exists there now. What I think I have to make clear to Senator Morrissey is that they have two statements here separated by the disjunctive word "or". There can be possession or use on the work site, that is one category, or use or possession that affects the employment relationship, and that use or possession can occur away from the work site, but as a result of that use away from the work site, the employer can say it affects the employment relationship. That is why I am trying to get the language so that if there is use or possession away from the work site, and that is to be used as a basis for denying these benefits after the person has been terminated, then the only way to deny the benefits is to show that the use or possession affected what that person did when they returned to the work site. So I hope you will adopt what I call explanatory language.

SPEAKER BARRETT: Senator Hefner.

SENATOR HEFNER: Mr. President, and members of the body, Senator Chambers, you have done a good job of explaining that, and you have assured me that this would be in state and federal requirements, and so I will go ahead and support the amendment.

SPEAKER BARRETT: Senator Abboud. Thank you, that won't be necessary. Senator Chambers, would you like to close? Thank you. The question before the body is the adoption of the Chambers amendment to the Hefner amendment to LB 315. Those in favor of that motion please vote aye, opposed nay. Record, please.

CLERK: 18 ayes, 0 nays, Mr. President, on adoption of Senator Chambers' amendment to Senator Hefner's amendment.

SPEAKER BARRETT: The amendment is adopted.