

unconstitutional act of the Legislature, this bill would simply make that person whole; would put them, while we can't give them their reputation back which they would have lost through the criminal proceeding, we know they're generally printed in the newspaper or on the media of some sort, we can't give them their reputation back but the least we can do is put them financially back where they were before they were prosecuted under an unconstitutional bill. There were some concerns brought up, I believe by Senator Pirsch, in the committee Exec Session. Those concerns were addressed by the committee amendments. The amendments that we adopted would simply make this a discretionary award with the Supreme Court. It does not mandate that an award be made for any prosecution. It would be left up to the Supreme Court. This simply allows that someone who is prosecuted in that manner can make that application to the Supreme Court and if the Supreme Court feels that payment of costs of defense are... would be proper in that situation, the court can make a determination of an amount to be awarded to that person. I think it's a bill that certainly was a committee priority. It certainly is a priority that, if possible, we'd like to move over and hopefully get passed this session. I'd urge you to support LB 1003.

SPEAKER BARRETT: Thank you. Any other discussion? If not, any closing, Senator Elmer?

SENATOR ELMER: Just very briefly, I thank Senator Lindsay for his comments. I think that the bill is straightforward enough for everyone to understand. It's permissive. I would ask for its advancement. Thank you.

SPEAKER BARRETT: The question is the advancement of LB 1003 to E & R Initial. All in favor vote aye, opposed nay. Record, please.

CLERK: 28 ayes, 0 nays, Mr. President, on the motion to advance LB 1003.

SPEAKER BARRETT: LB 1003 is advanced. Mr. Clerk, you have a motion on the desk?

CLERK: Mr. President, Senator Langford would move to adjourn until tomorrow morning at 8:00 a.m.

SPEAKER BARRETT: Anything to read in, Mr. Clerk? The question