

April 9, 1990

LB 1141
LR 239

am supporting the Conway amendment. I will be supporting LR 239 and hope it passes. I also will be supporting the amendment to LB 1141 and will be supporting that particular constitutional amendment.

PRESIDENT: Thank you. Senator Hefner, followed by Senator McFarland, then Senator Wesely.

SENATOR HEFNER: Mr. President, and members of the body, I rise to oppose this. Here we are down to just about the 12th hour, 12th hour, we want to suspend the rules, add another amendment, and then go from there. Senator Withem says we have been studying this for umpteen years and we know what we are doing. Well, if we are knowing what we are doing, how come we are suspending the rules at the 12th hour here? I can't figure it out. It is hard for me to believe that we are doing this. This reminds me of several years ago when we put the constitutional amendment before the people on how do we want to value ag land, shall we go with earning capacity or income producing, and we passed that, and the people voted for it. But do you know what happened? It was ruled by the Supreme Court that the wording wasn't quite right. We should have put in "to" instead of "and" or something and I am afraid this is what is going to happen in this particular bill. If everything had been worked out by the higher education people and the Education Committee and other people that are interested, how come we are coming up here at the last hour to add an amendment. I don't believe it is fair. I think this is a poor way to legislate, and I realize the Governor won't have a chance to take a look at it, or at least her aides won't, because this would go on a ballot just by merely our Legislature passing this. I don't know whether the people will vote it in or not. I'd say it is a 50-50 chance. Also, we have a substitute bill, LB 1041, or whatever it is, I forget now, but...LB 1141, okay...but if LR 239 is so perfect, why do we have to have a backup? So I'd say to you this morning, at the 12th hour, let's not do any more amending on LR 239. Let's not suspend the rules and allow us to do this. Thank you.

PRESIDENT: Thank you. Senator McFarland, followed by Senator Wesely and Senator Lamb.

SENATOR MCFARLAND: Thank you. I would like to respond and question whether we have any ability to pass two constitutional amendment proposals that may be in conflict, and then the