

November 17, 1989      LB 7

CLERK:      Mr. President, the next motion I have with respect to LB 7 is a motion by Senator Haberman. Senator.

SENATOR HABERMAN:      Mr. President, and Mr. Clerk, how many motions are up before the floor on LB 7?

CLERK:      I have one additional motion after yours, Senator.

SENATOR HABERMAN:      I will withdraw my motion at this time and would like to resubmit it after the next motion.

SPEAKER BARRETT:      Thank you. It is withdrawn.

CLERK:      Mr. President,, Senator Lindsay would move to return the bill for specific amendment.

SPEAKER BARRETT:      Senator Lindsay, please.

SENATOR LINDSAY:      Mr. President, and members, the motion I have filed is to return the bill to Select File for specific amendment. The amendment is being passed around. I will...basically what the amendment does is two things. Number one, it provides that any declaratory action challenging the constitutionality of any of the bills passed in this session would have exclusive original jurisdiction in the Supreme Court. Number two, it would require that any hearing or any proceeding in the Supreme Court dealing with that constitutionality would be expedited. There has been discussion at various times during this session as far as whether these bills are constitutional. We have heard questions of what is inside the scope of the call, what is outside. We have heard questions on will this correct the problem or won't it correct the problem. Now there is a lot of questions on what we are doing and how it is going to impact as far as in the constitutional area. The purpose of this, excuse me, the purpose of this amendment is to allow a relatively quick ruling from the Supreme Court so that we know what we have done or get some idea of what we have done, and whether we have corrected the problem, whether we have exacerbated the problem, or whether we have had no impact whatsoever on the problem. I don't think it is good for government to pass bills that are of a constitutional or to have laws that are in constitutional limbo. This bill would allow a quick resolution to that problem. It would provide the possibility that we could get a decision on the