

be rectified. And, our job is to produce rectitude with these political subdivisions and the subdivisions of those subdivisions. So, back to what Senator Beutler is offering, the provision ought not to be adopted. His amendment should not be adopted. Whether you are charged under an ordinance or a state statute, the expense can very well be the same and, as I stated earlier, it may be even greater when you're dealing with the ordinance. So, we're not talking about the length of the punishment or the severity of the punishment that can be imposed by an ordinance as opposed to a state statute. We're not even talking about the seriousness of the offense that would be involved. We're talking about a citizen being charged with a criminal violation, hailed into court, compelled to pay the expense of defending himself or herself against an ordinance that had no authority under the Constitution, should never have been enacted, should never have been the basis for a criminal charge. We are saying that any city council which enacts such an ordinance is going to have to pay the expenses of the person who unconstitutionally is charged but who has the wherewithal to appeal it all the way to the State Supreme Court and have it declared unconstitutional. That person and that person alone will recover. And, I do believe that Senator Haberman and others are casting these little towns in the role of the Hooterville School Board who know nothing.

SPEAKER BAACK: One minute.

SENATOR CHAMBERS: You just got a bunch of bumpkins and dunderheads who not...they didn't fall off the truck yesterday, Senator Hillman, they got run over by the truck. They didn't know how to get out of the street. I think it would be a mistake for us to remove these cities on the theory that the people who serve on these city councils are so either unmindful of the requirements of the Constitution or too dumb to appreciate the significance of what it is they do in these ordinances. But, whatever the circumstances that result in such ordinances, a statute like this will make every such legislating body a lot more careful about the conduct of the citizens that will be criminalized. That's what we're talking about, criminalization of citizen's conduct.

SPEAKER BAACK: Thank you, Senator Chambers. Before we proceed to the next speaker, I'd like to introduce some more guests to the Legislature. First, a guest of Senator Warner is Glen Kroese, from Firth, Nebraska, and also...and he's under the