

February 5, 1991 LB 69

presence. Senator Conway, please record your presence. Senator Elmer, please record your presence. Senator Hillman. Senator Morrissey, please record your presence. We are still looking for Senator Pirsch. Please report to your seats, please. We are under call. Senator Hefner.

SENATOR HEFNER: A roll call vote, please.

SPEAKER BAACK: We have a request for a roll call vote. Mr. Clerk, proceed.

CLERK: (Roll call vote taken. See pages 549-50 of the Legislative Journal.) 10 ayes, 22 ayes, Mr. President.

SPEAKER BAACK: Senator Hefner's amendment fails. Before we proceed to the next amendment, I would like to announce our doctor of the day, who is from Senator Rod Johnson's district, and it's Dr. Lynne Holz from Aurora, Nebraska. She is seated under the north balcony. Welcome. Raise the call. Mr. Clerk.

CLERK: Mr. President, the next amendment I have is by Senator Beutler. (See FA13 on page 550 of the Legislative Journal.)

SPEAKER BAACK: Senator Beutler, on your amendment.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, what I have done with the bill, just to give you a general concept, is to try to take out, and I think I have, in fact, taken out the NCAA and the relationship of the university to the NCAA, out of the bill, along with the felony provisions that are in the bill relating to NCAA and University of Nebraska activities. So what you would have left in the bill is the essence of the bill. You would have the simple eloquent statement with regard to discrimination, the prohibition against making rules and regulations that discriminate. You would have left in the bill the provision leaving the enforcement to the Attorney General, broad enforcement powers to the Attorney General, and you would have left in the bill the ability of the student to bring a civil action against the university in the event that the university violated Section 2 of the bill, which is the basic rule stated in the bill. What is eliminated from the bill is Sections 5 through 10, and those are the sections that, well, you can read them, but, basically, they deal with the NCAA and those kinds of matters. In my view, what we should do is simply govern the University of Nebraska in the sense of