

May 1, 1991

LB 413, 503, 503A, 727, 836, 836A

CLERK: I do, Madam President. The first is a request from Senator Wesely to expedite LB 836 and LB 836A.

PRESIDENT MOUL: If there are no objections, it will be so ordered.

CLERK: Madam President, Senator Hall has amendments to be printed to LB 727; Enrollment and Review reports LB 503 and LB 503A to Select File. That's all that I have. (See pages 1902-03 of the Legislative Journal.)

PRESIDENT MOUL: Thank you, Mr. Clerk, we will proceed again with General File, LB 413.

CLERK: Madam President, LB 413 was introduced by Speaker Baack. (Read title.) The bill was introduced on January 18 and referred to Judiciary. The bill was advanced to General File. I do have committee amendments pending by the Judiciary Committee.

PRESIDENT MOUL: We need to have someone present the Judiciary Committee amendments. Senator Nelson, or Senator Wickersham. Senator Pirsch, as vice chair, would you be able to do the committee amendments? Senator Pirsch, we have committee amendments on LB 413. Speaker Baack.

SPEAKER BAACK: Yes, Madam President and colleagues, I think I can handle the committee amendments. The committee amendments are not real substantive in nature. All the committee amendments do is, what we are doing in LB 413 is changing the provisions that we have as far as violations of environmental law in the State of Nebraska. We've had in our statutes in the years past we've had in our statute, it said that it is a misdemeanor with a fine of \$10,000 and up to five years imprisonment if there is a violation in environmental law. Well, those provisions, the amount of fine that goes with that really fits a felony provision, a Class IV felony more than it does a misdemeanor provision. So what the bill actually does is change it from a misdemeanor to a Class IV felony as to if you have a violation of environmental law, and then a Class IV felony provides from zero to five years of imprisonment. What the committee amendments do is they say that in order to fall more in line with the EPA standards as to a violation of environmental law, they say that the maximum imprisonment for a