

February 12, 1992 LB 946

the residency requirement for the length of their term. It's been generally argued in the past that the constitutional language only applied to odd or even numbered districts when the redistricting was done, because of the necessity, from time to time, to adjust for population of changing districts dramatically across the State of Nebraska. And that's happened fairly regularly. It's, I believe, clear that there is a specific exemption included in that for the residency requirement because of the fact that if you have...you shall have removed, it says a person moved out of their district.

SENATOR WARNER: I wonder if that...Thank you, Senator Coordsen. I would have assumed that the provision was to be a resident of the district, whether you moved or the district moved. But maybe there is a fine line of interpretation. May I ask one other question. Has there been an Attorney General's Opinion requested as to how 946 would be interpreted? I would not want to vote on this and find out next July that...that the interpretation that would be given would be different than what numerous people have indicated. You said numerous people, that means numerous ideas also.

SENATOR COORDSEN: Yeah. There are...there are a great number of interpretations. It is my understanding that the language in 946 is that language written by the Attorney General's Office.

SENATOR WARNER: And it's your...

SENATOR COORDSEN: But I have no opinion.

SENATOR WARNER: Well maybe an opinion should be requested. I recall...

SPEAKER BAACK: One minute.

SENATOR WARNER: ...a bill that I had introduced, many years ago, which in fact was written by the Attorney General's Office at that time, and six months after we adjourned I had a letter from the Attorney General's Office saying they hadn't the vaguest idea what that language meant. (Laughter.)

SENATOR COORDSEN: Well I certainly have no objection...

SENATOR WARNER: And so I'm a little gun shy in the absence of an opinion is all.