

lot of new faces, maybe some that I don't anticipate myself, but the facts are that it would be a much cleaner kind of an operation. And it's a little bit like wishing we hadn't done this and wish we hadn't done that and, I guess, I'm just going to have to oppose the amendment. And the longer we debate and the more we work at it, the more I wish that I had suggested that we adopt the committee amendments and then get 25 votes on these...each of these amendments because I think it would more accurately reflect the thinking of the Legislature and the body. I understand and respect Senator Warner's concern and he is...and respect his integrity but I just, Senator Warner, I'm not sure that I have that much confidence in the...in the legal ability of ourselves to do what we're trying to do.

SPEAKER BAACK: Thank you, Senator Schmit. Senator Hall, you have already had your three opportunities on this division. Sorry. Senator Lindsay.

SENATOR LINDSAY: I give my time to Senator Hall.

SENATOR HALL: Thanks, Senator Lindsay.

SPEAKER BAACK: Senator Hall.

SENATOR HALL: I apologize, Mr. Speaker, I didn't...I didn't realize that but I will take the opportunity. I forgot to say one thing. The...this question was addressed in the hearing on LR 219CA and Professor Lyons was very honest in his approach to this question when questioned on it because the memo that you're going to receive from me was done prior to that and I had the opportunity to take a look at it and asked him, point blank, on this issue. And if you look at what Senator Withem has handed out, it says that there is abundance of case law supporting this position and the key phrase is "in other jurisdictions", "in other jurisdictions". In Nebraska, the memo that you're going to get is the law, as it stands. And when it comes up and it gets asked, they're going to look to Nebraska and how the Nebraska Supreme Court has dealt with this issue. And, yeah, there will be arguments from the other side that lay out provisions that happened in other jurisdictions and they will argue that the cases are old and that we need to forge ahead and make new law here in this case...in this instance. But the fact of the matter is in Nebraska, and for my purposes, I want to set a record out here to say that this is what the law is and that's what the memo you receive will tell you. It lists the cases and