

April 7, 1992

LB 459

CLERK: LB 459, Madam President, was a bill introduced by Senator Chizek, Pirsch, Nelson, Moore, Elmer, Hillman. (Read title.) The bill was introduced on January 18 of last year, was referred to Judiciary, advanced to General File. I have committee amendments pending by the Judiciary Committee, Madam President.

PRESIDENT MOUL: Senator Abboud.

SENATOR ABOUD: Madam President, colleagues, the committee amendments are technical in nature and I will give a full explanation of the bill upon adoption of the committee amendments. I urge the adoption.

PRESIDENT MOUL: Thank you, Senator Abboud. Senator Bernard-Stevens. Senator Bernard-Stevens. Does anyone else wish to address the committee amendments? Seeing none, we will now vote on the committee amendments to LB 459. All those in favor please vote aye, opposed nay. Have you all voted on the committee amendments? Please record, Mr. Clerk.

CLERK: 25 ayes, 0 nays, Mr. President, or Madam President, excuse me, on the adoption of committee amendments.

PRESIDENT MOUL: Committee amendments are adopted. I'll recognize Senator Abboud for opening on the bill itself.

SENATOR ABOUD: Madam President, colleagues, LB 459 is a change of the drug forfeiture procedures which law enforcement must follow when forfeiting the property of drug dealers. It will allow authorities to prove by a lesser standard a preponderance of the evidence in forfeiture cases and allow forfeiture of most types of property that are either the proceeds of drug transactions or that are used in consummating the illegal drug transaction, including real estate. I would move the advancement of the bill and be happy to answer any questions.

PRESIDENT MOUL: Thank you, Senator Abboud. Amendments to the bill, Mr. Clerk.

CLERK: Madam President, Senator Baack has amendments.

SENATOR BAACK: Withdraw.

CLERK: Madam President, Senator Beyer has an amendment to the