

does not say the following. I emphasize, it does not say that anyone in the pre...in the district could petition on, it simply says the two election of certificate holders are on and anyone who has been added to the district could petition on. If the body chooses to go against the amendment and go the way LB 9 is, then you need to understand what that process would be. That would say that the certificate of elections are somehow invalid and I'm not sure quite how the Legislature does that, I assume that would have to be some decision a court would make, I don't know about that. But somehow we would be saying those certificates that they have are not valid, they will not appear on the general election as their certificate says that they're going to and we're saying that anyone would be able to petition for the ballot, even a candidate who previously ran and lost.

SPEAKER BAACK: One minute.

SENATOR BERNARD-STEVENS: And that is setting up a very interesting precedent as well. And I'm thinking next year if we begin to make some other changes or...and years that we make changes and there have been a very close election and it might be an election where people lost very closely in an election and they didn't like the two winners, boy, if they could find a way to have that redone again, wouldn't that be an interesting way to do so. So either way there are very interesting and I would say very dangerous legal precedents on the petition side that will be presented before us. The way before us now has some potholes that we could hit and certainly the way that LB 9 is in has some legal potholes as well. We need to be very careful what we do.

SPEAKER BAACK: Thank you, Senator Bernard-Stevens. Senator Conway.

SENATOR CONWAY: Thank you, Mr. Speaker, and members, I would like to reiterate at this point that the confusion and the lot of discussion that's going on is in conjunction with the amendment not philosophically and that's what I agreed to was philosophically but the way that it was drafted since there was a previous amendment that was adopted, it is not drafted in a way that meshes with that particular amendment and, therefore, that's what's creating all the conflict. If, in fact, you want to eliminate most of the conflict that Senator Bernard-Stevens was discussing and put ourselves into a situation where any district that is changed, then it is open for the petition