

August 12, 1992 LB 7, 9

that hold certificate of elections cease to hold those and they are invalid. We did not say that anywhere in LB 9. It is not there. That gives us a whole new area of legal dilemma in an election process of which we will be asking people to get petitions signed in two weeks and one day after the Governor signs it, two weeks and a day. The due process alone, unfairness alone is a major issue.

SPEAKER BAACK PRESIDING

SPEAKER BAACK: One minute.

SENATOR BERNARD-STEVENS: It is too bad we did not discuss in more detail the constitutional amendment Senator Beutler had because that is also a major thing that we should be doing. I would hope that the body makes a very difficult decision, and this has not been fun, mind you getting up and taking these positions. It would have been easier to sit down and say it is not my area, just go home. I would hope the body would say this bill, as it is drafted with its companion bill, is more difficulty for us legally than doing nothing at all. And, remember please, colleagues, the district court ruled that Madison County must be a district but the only sections of 614 that were unconstitutional were Districts 40 and 18. They do not have elections now. There is no rush to do it now.

SPEAKER BAACK: Time.

SENATOR BERNARD-STEVENS: And so by doing nothing, the process of the election and the election certificates will not be damaged, and we will fight the court battles where they are. But to go in this direction will put us further behind than we need to be.

SPEAKER BAACK: You have heard the closing on the motion to return LB 7 to Select File. We will now vote on that motion. Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: I withdraw the motion at this time.

SPEAKER BAACK: The motion is withdrawn.

CLERK: Mr. President, Senator Schimek would move to return the bill.