

Certainly we know from some of the past cases even here in Nebraska where at the district court level the issue was not accepted because it was not in effect. It was not until after election that it became an issue that the court would accept. The same could happen here. I'm in the opinion that there's a good possibility as the amendment now stands that the court, I think it's a likely possibility that the Supreme Court of Nebraska would accept a case as declaratory judgment basis because it would be in effect as of the date that it was certified by the Canvassing Board as having had sufficient votes and a test case then could go ahead, but I cannot overemphasize what I believe and that is that this will have a national significance in this issue. It's not a Nebraska issue and you'll have lots of folks this morning, and I was watching this for a little bit downstairs before the session, one of the channels, one that I don't have cable at home so I can't remember the numbers but whatever it was they were talking in Congress, this had something to do with a constitutional amendment at the federal level, but it was very obvious to me from that discussion, you know there are lots of places, lots of states where there are people who want to make it easy for them to get their special interests through on a ballot issue and they certainly...

SENATOR CROSBY: One minute.

SENATOR WARNER: ...are the ones that provide money for that to be done and I believe firmly that they'll be in here in Nebraska doing the exact thing if we adopt this amendment and undo the bifurcated system and you'll never be to court because they don't want it to get to court because I believe it has a good chance of being upheld by the United States Supreme Court. I hope you would turn down this amendment.

SENATOR CROSBY: Thank you, Senator Warner. Before continuing I would like to ask the senators and people in the Chamber to keep your conversations down when the senators are speaking so everybody may here. Mr. Clerk, do you have something?

CLERK: Madam President, Senator Hall would move to amend Senator Dierks' amendment. (AM1308 appears on pages 1382-84 of the Legislative Journal.)

SENATOR CROSBY: Senator Hall.