

the principles of the constitution, and to point out that despite how fervently a Legislature may want to change the nature of a federally created activity or agency, the Legislature cannot do that. I'm not going to ask for any more time on this, but I am going to make one more point when the motion to advance is made. I'm not going to ask for a machine vote, but I have one more point to make, and I'll make it on that motion.

SENATOR CROSBY: Senator Witek.

SENATOR WITEK: Madam Chairman, members of the body, Senator Chambers, you don't ever have to worry about not having a weapon. Your tongue is as sharp as any knife I've ever used, and, Senator Withem, I really appreciate your discussing what we have in law right now. I am glad it hasn't been challenged because according to the conversation today, it probably could have been found unconstitutional. So if we don't adopt the Withem amendment, and if we go ahead and put LB 65 through, we will, and I hope this gets some votes that we haven't had previously, we'll be correcting the possible unconstitutionality of a law that was passed several years ago here in this Legislature, and I think that is something that we should do today, and I wish we had been able to do it in a timely fashion, but I will not be adopting this Select File amendment of Senator Withem's because, regardless of what he has said, I find it more plausible to believe Senator Chambers scenario of possibility of this being found unconstitutional because it does bind the United States Constitution, or at least attempts to change the purposes of the United States Constitution. So if it is ever challenged, although, you know, who has got the money to do that, I wouldn't know, but, you know, somebody might not like what Senator Kristensen is doing here today, and they might just go ahead and challenge it, and try to take it all down together. So if you want to be on the safe side, which is usually where I try to be when you are, or at least continue to try to be as I learn more, I will not be adopting the amendment just because I want LB 65 to pass. I think it's a good piece of legislation and I'm glad we're finally here on Final Reading today, and I hope to see it pass today because it has been a couple of years in coming here, and I do not want to jeopardize its constitutionality in any way by adopting this amendment. I do not feel that this is a necessary amendment. That is what I said, Senator Bernard-Stevens, not that something shouldn't be changed on Final Reading. I would feel compelled, if something