

February 5, 1996 LB 754

SENATOR CHAMBERS: Senator Bernard-Stevens, before even discussing your amendment, I would like to change it so that it would read, if a felony or misdemeanor found in any criminal history check is not a felony or misdemeanor under the laws of the state of Nebraska, or something like that, instead of saying that the felony or misdemeanor is not against the law.

SENATOR BERNARD-STEVENS: I would be agree...

SENATOR CHAMBERS: Just for the terminology.

SENATOR BERNARD-STEVENS: I would be agreeable to that change, it makes it much clearer.

SENATOR CROSBY: Senator Chambers, are you finished?

SENATOR CHAMBERS: Madam President and members of the Legislature, what I'd like to do is yield my time to Senator Bernard-Stevens so that he can give some rationale for his amendment while I draft this amendment to his.

SENATOR CROSBY: Senator Bernard-Stevens.

SENATOR BERNARD-STEVENS: Thank you, Senator Chambers.

SENATOR CROSBY: You have about four minutes.

SENATOR BERNARD-STEVENS: Thank you. I should be able to, to use that time wisely, I hope. Under the bill that we have now, which is the committee amendments, and if you're reading along on your bill book, it'll be amendment 2897. The bill now states that a criminal background check will be done on people outside of the state coming in if they have not been a resident of the state for five years, which I'm always intrigued of why we just wanted to do them rather than all people in Nebraska, but that's another argument for later on. What this amendment would do is simply say that if a strike comes back or a hit comes back on a misdemeanor or a felony in another state, but that is not a misdemeanor or felony in the state of Nebraska, that the certification would not be denied. And the rationale is simple, we, the Legislature, pass the laws for the state of Nebraska; we, the Legislature, have our hearings and have the laws or what we feel are against the law and the crimes and penalties that we