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LB 578

SENATOR JANSSEN: Well it...on...on page 3, line 8, or the campaign finance..."for the Campaign Financial Limitation Act has been violated". Apparently, this act gives them that power to do so. That's what it looks to me like, just reading that one sentence.

SENATOR CHAMBERS: They have to make a determination as to whether the act has been violated, sure. But they do not determine whether a prosecution would be successful. If they make a determination that the act has been violated, what are they supposed to do under the law? Forgetting this green copy.

SENATOR JANSSEN: Then...then we would...then they would have...they would have to go to...go to the county attorney, I would imagine.

SENATOR CHAMBERS: And when this material is presented to the county attorney, what decision does the county attorney make?

SENATOR JANSSEN: Well, I would imagine that he determines whether there is basis for them to proceed any further or not, if not, then they would possibly throw it out.

SENATOR CHAMBERS: And the statute says that the county attorney should have this belief that a conviction is possible.

SENATOR JANSSEN: Well, if that's the...if...

SENATOR CHAMBERS: So, why is this commission...is this commission trying to put itself in a position to make the determinations that the county attorney has the responsibility to make?

SENATOR JANSSEN: Yes, they are trying to put...putting themselves in a position, Senator Chambers, where, by hearsay, they say this is not a founded complaint or allegation.

SENATOR CHAMBERS: No, well...

SENATOR JANSSEN: That is what they're...they're doing.