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the next friend application to Judge Douglas, and that if Douglas' stay had not been vacated and his ruling had reached the court of appeals, as it would have, there was no doubt that the court of appeals would have held that the imposition of the death sentence was improper. That's what one of the appeals court judges said, had the stay not been vacated and that case returned to that appellate court, as it should have been, that appeals court would have ruled that under the law the death penalty could not have been imposed. But unfortunately the Rosenbergs were the victims of a lawyer afraid to advocate for them in a zealous manner. I mention to you the earlier case in Nebraska, and when I say earlier you'll see from the date that was a matter of months ago, in reality, where a man was put on death row whom the Attorney General said could not be put on death row. The man was removed from death row, pursuant to a law that this Legislature, showing some compassion, saw fit to enact. Had we not enacted that law, there would have been appeal after appeal after appeal of this man's death sentence. Let's say that the Nebraska Supreme Court said there is nothing in the law that prevents the execution of a mentally retarded person, and he was executed. Would anybody be safer? Would the state be better?

PRESIDENT MAURSTAD: One minute.

SENATOR CHAMBERS: Would the recognition of the value of life been upheld? What the Pope has said, and I believe his declaration carries tremendous import throughout the world, where it is possible to keep a person who has committed a murder from harming society, there is no justification for carrying out the death sentence. And shortly after he made that declaration he was in this country, made an appeal on behalf of a condemned person in Missouri, and the Governor took that man off death row. But that produced problems, because others were left there who were no more justifiably sentenced there than the one who was given the clemency.

PRESIDENT MAURSTAD: Senator Chambers, yours is the next light.

SENATOR CHAMBERS: Thank you. Mr. President, members of the Legislature, when I was fighting through the years to try to have the death penalty abolished, I had accumulated reams and