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wasn't a cost-savings, based on the appeals, all the attorneys involved, and most times it would cost more to have capital punishment. But what this study did say was that you probably couldn't make any determination about justice for society. And when I hear what Senator Matzke just described to us, I have to admit it shakes me up. I have a two-year-old daughter, and if someone did that to my daughter, I'm not sure there's any way that I could ever feel a sense of justice unless that person suffered the death penalty. And I hate to say that, but I'm human and that's what I'd feel. This same study concluded, incidentally, on the race issue, and this is a big part of the reason we're talking about this today is whether the death penalty is disproportionately applied to nonwhites as opposed to whites. The study concluded, your own Judiciary Committee, in 1997, concluded that despite evidence from other states of lack of proportionality and of racial injustice, inadequate representation and execution of innocent persons, there is insufficient objective evidence to draw firm conclusions about such in Nebraska. It's been studied, and here in Nebraska those conclusions couldn't be reached. In my mind society demands this justice. I couldn't sleep at night knowing that someone was on this earth that did that to another person, what's happened today in Colorado. And so that's why I'm going to oppose this bill as strongly as I can. Thank you, Mr. President.

PRESIDENT MAURSTAD: Thank you, Senator Bruning. Further discussion? Senator Brashear.

SENATOR BRASHEAR: Mr. President, members of the body, I'm going to continue to focus on the work at hand. This is not about repealing the death penalty in the state of Nebraska. This is about this body examining the facts and the issues with regard to whether or not we are justly administering the law, and your committee has brought forward...I'm not trying to water it down, nothing more than a methodology to gather the facts in order that we can be certain that we have done our duty and done it justly. I'm going to engage now in a review of some cases. I did not go dredge these up. I am not trying to be sensational, and I do not lightly spread them on the record. But I do believe the point has to be made that proportionality means do we have due process of law? Is there equal protection of the