

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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LB 76

SENATOR BRASHEAR: This proportionality review, that would be a part of the moratorium, is a beginning to gather the facts to implement what this body has said, since 1973, is the law in the state of Nebraska. I respectfully submit we either ought to make the law meaningful, or we ought to have the courage to take out all those good and noble things we say about how the death penalty should be applied. Thank you.

PRESIDENT MAURSTAD: Thank you, Senator Brashear. Further discussion on the motion to bracket LB 76? Senator Hilgert. Senator Hilgert. Other discussion? Senator Bruning, you're recognized to close on your motion to bracket LB 76.

SENATOR BRUNING: Mr. President, as I begin my close, I would like to ask for a call of the house, please.

PRESIDENT MAURSTAD: The question is, shall the house go under call? Those in favor vote aye, those opposed nay. Please record.

CLERK: 10 ayes, 0 nays to place the house under call, Mr. President.

PRESIDENT MAURSTAD: The house is under call. Would unauthorized personnel please leave the floor. Would those members not excused please return to the Chamber and record your presence. The house is under call. Members, please record your presence. The house is under call.

SENATOR BRUNING: Mr. President, members of the Legislature, I'll begin my brief closing. This bracket motion is up because I believe this bill is the first step to repealing the death penalty. And I also believe that this...that studying the death penalty and how it is administered can be done without a moratorium. You've heard Senator Brashear say that the innocence of these ten men is not in doubt. You've heard him say that their sentences will not be modified. If that's the case, what does the moratorium do? A vote for the bracket would strike down a moratorium, would force a different compromise. This study can be done by order of the Executive Board, it can be funded as a resolution; it doesn't need to be done in