

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
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talking about the death penalty, we don't have confinement, we have somebody sentenced to death. And the change that we're making is life without possibility of parole, which does not lessen the existing life sentence, but underlines and underscores that there is to be no consideration of parole. So in no way does LB 509 as amended have a retroactive application. And as we proceed, I will touch more on some of the other points that I have just skimmed over here.

PRESIDENT MAURSTAD: Thank you, Senator Chambers. Members, Senator Bohlke would like to announce the following guests as visiting the Legislature. (Visitors introduced.) Discussion on the Brashear amendment to the Brashear to LB 509, Senator Tyson, followed by Senator Brown, Brashear, Matzke, Bruning, Engel and Chambers. Senator Tyson.

SENATOR TYSON: Thank you, Mr. Lieutenant Governor, members of the body. I rise in opposition to the amendment to the amendment, to the amendment itself and to the bill. This comes down to a matter of trust. It was Cato the Elder, I believe, who said, timeo Danaos et dona ferentes. I fear the Greeks when bearing gifts. I fear Senator Chambers and Senator Brashear when acting in collusion. I prefer to ignore Senator Brashear's admonition and George S. Patton's precept. I intend to take counsel of my fears. I fear among others the ever-mercurial, ever-changeable Nebraska State Supreme Court. I would prefer instead the doctrine of laissez faire, let it alone. And I ask that this body vote with me along those lines. Thank you very much.

PRESIDENT MAURSTAD: Thank you, Senator Tyson. Senator Brown.

SENATOR BROWN: Mr. President and members of the Legislature, I would like to pose a question to Senator Brashear if he would yield, please.

PRESIDENT MAURSTAD: Senator Brashear, would you yield?

SENATOR BRASHEAR: Yes, Mr. President.

SENATOR BROWN: Senator, we spent a lot of time last session talking about the death penalty and eventually ended up funding