

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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FLOOR DEBATE

February 24, 2003 LB 226

CLERK: Well, Mr. President, I do have other amendments. Senator Redfield, as the principal introducer, would have the opportunity to present hers now if you'd like, Senator. Do you want to go to your AM0516? I believe that's the new amendment. Senator Redfield would move to amend with AM0516, Mr. President. (Legislative Journal page 626.)

SENATOR CUDABACK: You're recognized to open on AM0516 to LB 226.

SENATOR REDFIELD: Thank you. This amendment clearly says that an agreement between an employer and a labor organization which incorporates a subsection of this section does not violate Article XV, Section 13, of the Constitution of Nebraska if the employee has the choice to pursue independent representation for any grievance or legal action. This was suggested to us, as Bill Drafters, as being clearer language than the other one that was placed before you, and we may need to yet address this a little bit more on Select File because I'm not sure yet whether we have it framed exactly right. But what is framed exactly right is in lines 5 and 6, and that is "if the employee has a choice to pursue independent representation for any grievance or legal action." That's the wording that I want to make sure that we put here so that you all understand that the employee has a choice to go outside and get representation before they can be forced to pay this. So this was suggested to us. Actually, it came to us from a law professor at the University of Illinois and Bill Drafters has kind of streamlined and perfected his language to make it consistent with our constitution. Thank you.

SENATOR CUDABACK: Thank you, Senator Redfield. You've heard the opening on AM0516 to LB 226. Open for discussion on that. Senator Cunningham.

SENATOR CUNNINGHAM: Thank you, Senator Cudaback and members. A question for Senator Redfield again.

SENATOR CUDABACK: Would you respond, Senator?

SENATOR REDFIELD: Thank you, Senator.