

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE
Transcriber's Office
FLOOR DEBATE

February 24, 2003 LB 226

think that we have an obligation to pass clear statutes. I don't believe this is. And Senator Redfield herself stated that she was unsure of the language. I believe that if the union is going to represent its members, let them do it. According to the...according to Senator Bourne, the shoddy thing that I sent around...and in the future, Senator Bourne gets his copy on parchment written with a quill pen. But according to this...and this...I gave you the genesis of this, and you have a copy of it. This came also from the National Right to Work Council, and I've been familiar with that group for 35 or 40 years. I believe that this is a correct statement of the law. As I said, Senator Pederson, you're in much better position, because of your background and your experience, to tell me whether that is so or not.

SENATOR CUDABACK: One minute.

SENATOR D. PEDERSON: Senator Tyson, I have not made a legal study of the issue involved. I'm...in that regard, I'm like you or the others in the Legislature. I'm trying to look at this on its face. And on its face, as I said, it appears to be very clear that this is just a fairness issue, but I do detect a great deal of apprehension that there are underlying things. As Senator Vrtiska said, there's a "camel's nose under the tent" sort of approach, and that we are a right-to-work state, and there's a very deep concern, I know, that to do even something like this could jeopardize that right-to-work proposal. Thank you.

SENATOR CUDABACK: Thank you, Senator Pederson. Senator Cunningham, followed by Senators Kruse and Redfield.

SENATOR CUNNINGHAM: Thank you, Senator Cudaback and members. Obviously, there's still a lot of unanswered questions with this bill, so at this point I do rise up in support of Senator Tyson's IPP motion. But very simply, the way I look at it, a nonunion member has absolutely no say in the contract negotiations. And if that same nonunion member has a grievance with the contract, they could hire their own counsel. But that...the decision or anything that counsel came up with would mean nothing unless the union counsel went through and finalized