

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

March 11, 2003 LB 688

And when I take into consideration the thrust of the bill and its intent, the word "shall" is not absolutely essential to my purposes.

SENATOR BRASHEAR: So is it true, Senator Chambers, that if I were to offer an amendment, which I have ready upon the desk, to change the word "shall" to "may," that that would be acceptable to you, and in furtherance of good law as you understand it to be,...

SENATOR CUDABACK: One minute.

SENATOR BRASHEAR: ...in terms of the relationship between the Legislature and the university?

SENATOR CHAMBERS: You may do so, and I will support it.

SENATOR BRASHEAR: Thank you.

SENATOR CUDABACK: Thank you, Senator Brashear. Mr. Clerk, item on the desk?

CLERK: Mr. President, Senator Brashear would move to amend Senator Chambers' bill. (AM0759, Legislative Journal page 787.)

SENATOR CUDABACK: Senator Brashear, to open on your amendment, AM0759, to LB 688.

SENATOR BRASHEAR: Mr. President, members of the body, the colloquy which Senator Chambers and I just had was done to lay a foundation, just as all of this debate has been about making a record, to lay a foundation for this amendment, which is intended to assist and support Senator Chambers' effort. There is, in fact...there are, in fact, legal issues which can be raised when we endeavor to mandate that the university "must" or "shall" do something. And so all that this amendment, AM0759, does is to change the word "shall" to "may" in Section 4. And it's my hope that together with the "may" language previously adopted in Senator Chambers' amendment, now if we move to the fact that the university would..."may" pay a stipend, that we will be in conformance with good law, and we will also have a