

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

April 10, 2003 LB 265A

acknowledge he's not an authority on draftsmanship. I will say that I am. But it doesn't require an authority on draftsmanship to know what I'm talking about here. When a statute says the county shall do something, it's generally talking about the county board, because they are the ones who speak for and represent the county. So does this mean the county board is to maintain the listing? Nobody knows. The county board can say, we're not going to do it, because it doesn't say county board. The sheriff says, I'm not going to do it, because it says the county. The county attorney is going to say, I certainly am not going to do it; I'm not the county. How much trouble would it take to properly and correctly draft legislation when we're dealing with it? No trouble, except when we're dealing with a political bill dealing with a nonsensical notion, and the only thing wanted is something across the board that the Governor has said already he will sign, no matter what form it comes in. And as I stated before, I want to get into the record some specific problems with the bill the way it is drafted, forgetting entirely my attitude against the bill and what it attempts to do. It's just not well drafted. It has gaps. But one thing good about the way it's drafted, challenges can be made to it. And various officials who don't want to assume the cost and responsibility are free to reject it, because they are not identified in the bill as the one who has to assume this responsibility. So when somebody goes checking for this list in the county, there is nobody maintaining a list, because nobody was designated in the county to maintain it. Mr. Speaker, I'm going to withdraw that motion. Thank you.

**SPEAKER BROMM:** Thank you, Senator Chambers. It is withdrawn. We're back on LB 265A and its advancement. And Senator Thompson.

**SENATOR THOMPSON:** Thank you, Mr. Speaker, members of the body. I'm, as you know, opposed to this bill. But I also saw what happened. And I think what we need to get down to here is how workable this is. And I admit I have a bias for the counties in this. But I'm also concerned about this renewal provision, and whether \$50 is adequate, and whether maybe there's some construction problems with the bill. Senator Tyson, could I ask you a question?