

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

April 24, 2003 LB 759

for the record? An amendment first. Mr. Clerk.

ASSISTANT CLERK: The next amendment, Mr. President, is offered by Senator Brashear. This is AM1476. (Legislative Journal page 1404.)

SENATOR CUDABACK: Senator Brashear, to open on your amendment, AM1476.

SENATOR BRASHEAR: Mr. President, thank you. Members of the body, this is my reoffering of the severability clause which was discussed with you during the first hour of debate this morning. You'll recall that Senator Janssen stood and affirmed that he was in support of it also. It would prevent any inadvertent failure of the total legislation in the event that any portion of it were to be construed as unconstitutional. I would urge the adoption of the amendment. Senator Janssen, would you care to speak to the issue? I'd yield you time.

SENATOR CUDABACK: Senator Janssen, did you wish to speak to the motion.

SENATOR JANSSEN: Thank you, Senator Brashear. Yes, I am in support of this. I don't believe that there will be a problem with that portion. There is no other case anywhere in the United States that it has been tested on, so you can't look at that. But in case something does happen, at least we will not take the whole bill down. With that, I am in support of the amendment. Thank you.

SENATOR CUDABACK: Thank you, Senator Janssen and Senator Brashear. Any further discussion? There are no lights on. Senator Brashear, do you wish to close on your motion? He waives the opportunity to close. The question before the body is adoption of AM1476 to LB 759. All in favor of the motion vote aye, opposed nay. Voting on adoption of amendment offered by Senator Brashear to LB 759. Have you all voted who care to? Record, please, Mr. Clerk.

ASSISTANT CLERK: 33 ayes, 0 nays on the adoption of Senator Brashear's amendment, Mr. President.