

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

May 22, 2003

LB 270

to extend their period of incarceration. I have a great difficulty with that. Anyone who commits a crime, whether it's against a gay person or committing a crime against a person because of their religion or sex or any other reason, ought to suffer the consequences of having committed that crime. They ought to be prosecuted and, depending on the severity of the crime that they've committed, perhaps they ought to go to jail, for a good long time in some cases. But where I trip up on this concept of hate crimes is the idea of saying, because we know what you are thinking when you committed the crime, we're going to make you stay in prison even longer, and that's the difficulty I have with hate crimes. That's the difficulty that other senators had in 1997, when the statute was first enacted and put on our books, and there was great resistance to it. Senator Chambers led that resistance, with help from other senators. I mentioned Senator Landis and Senator Beutler as a couple of examples. Senator Chambers has warmed up to the notion of hate crimes. I don't know why, but that's...I suppose that's fair. He's been up-front about that. I wonder if Senator...is Senator Brashear on the floor? Is he departed? He's here. Thank you.

SENATOR CUDABACK: Would you yield, Senator Brashear, to a question?

SENATOR BRASHEAR: Yes, Mr. President.

SENATOR FOLEY: Senator Brashear, you were in the Legislature in 1997. I think you supported the basic bill at that time...

SENATOR BRASHEAR: Yes. Yes, Senator Foley, I did.

SENATOR FOLEY: ...and there was a lot of resistance...there was some resistance. I don't know if it was a lot. I wasn't here so I won't try to characterize how much resistance there was, but there was some. I've read the trans...

SENATOR BRASHEAR: If you're talking about votes, I recall it being...again, we're testing recollection...I recall it being adopted in a significant or substantial way, but it took more than one session to get it done, yes.