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January 23, 2004 LB 304

SENATOR CHAMBERS: I thought I saw something that said they were exempted if they had one of those processes that has in it the same thing as in this bill. But I will look through the bill...the amendment, since I just got it, and pursue it further. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Chambers. There has been a request for the question to be divided. And I've determined to rule that it is divisible. Mr. Clerk, would you read?

ASSISTANT CLERK: Mr. President, we are working on the division of AM2309. The first section would lines 1 through 22 of that amendment. Mr. President, the first portion of that divided amendment will be FA1419. (Legislative Journal page 389.)

SENATOR CUDABACK: Okay, the first, as you heard the Clerk state, the first part of the divisible question will be FA1419. Senator Synowiecki, you're recognized to open on the first part of the divided question, FA1419. You may open.

SENATOR SYNOWIECKI: Senator Cudaback, is that...would be Section 1, then, essentially, of the amendment?

SENATOR CUDABACK: That is the first portion.

SENATOR SYNOWIECKI: I'll probably just use this opportunity to go through the entire amendment, to illustrate what has been done on behalf of the Fraternal Order of Police in an effort to arrive at what is hopefully an accepted bill and a compromise in behalf of administrations and chiefs throughout the state. Section 2 of the amendment indicates that the act does not apply to a police or sheriff's department that has adopted any procedure that at a minimum provides the peace officer the same rights and protections as provided under the act with regard to such procedure. So actually, what I just informed Senator Chambers was wrong, that actually the collective bargaining agreement would have to have the tenets of LB 304 included for them to be exempted. This clause was requested by the chief...Police Chiefs Association of Nebraska. Section 3 adds several definitions, which were encouraged by the Chiefs Associations as well: Includes defining the term