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FLOOR DEBATE

April 1, 2004 LB 1090

judgment against the state where they had a right to collect the money.

SENATOR MAXWELL: Okay. Thank you. Thank you, Madam President.

SENATOR SCHIMEK: Thank you, Senators Maxwell and Bromm. Senator Beutler, you are next.

SENATOR BEUTLER: Call the question.

SENATOR SCHIMEK: The question has been called. Do I see five hands? I see five hands. The question is, shall the debate cease? All in favor say aye, all opposed nay. Have you all voted? Record, Mr. Clerk.

CLERK: 25 ayes, 1 nay, Madam President, to cease debate.

SENATOR SCHIMEK: Debate ceases. Chair recognizes Senator Chamber (sic) on his amendment to the...to AM3477.

SENATOR CHAMBERS: Thank you, Madam President. I'm plural. I'm Chambers, not Chamber, but that's all right. There are other parts of me people would like to cut off it they could, but it won't work. Members of the Legislature, Senator...our youngest colleague did look at the amendment that I'm offering. For all we know, Senator Brashear's amendment may be adopted. I predicted the first day it's not going anywhere, but it's before us and I'm going to treat it as though it has a chance of being adopted. And this word "substantially" appears before the word "unaltered" on line 2 on page 2. Why do we use the word "substantially"? Because it gives wiggle room and the word is not identified, so if there are transfers of funds, there can be wide deviations, and the only way any challenge could be made is to go to court. I hear people on this floor all the time talking about trying to stop litigation, needless litigation, but usually that's said when you're talking about the interests or rights of poor people, or people who are going to be harmed by businesses, or people who might be facing the death penalty. Then you say we don't want extra litigation. But when it comes to stuff such as we have in this bill, where big shots and big interests are going to be involved, you use language which is