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FLOOR DEBATE

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and provides a specific definition of the term. The language outlining the factors a court may consider when determining if two parties are involved in an intimate or sexual relationship is also stricken. The purpose of those changes was to provide additional guidance to the courts in interpreting this language, and to avoid potential vagueness challenges to the statute. Fourth, the amendment added language to Section 4 to clarify that peace officers are not required to arrest an individual found to have committed domestic assault in all cases, and that the issuance of a citation does not require the defendant to be brought before a magistrate for the determination of bail and the conditions of release. The remainder of the amendment was purely technical on the part of your Judiciary Committee. And I think Senator Mossey mentioned that LB 850, which is now the sum and substance of AM3325, was advanced unanimously by the Judiciary Committee. And I speak in support of Senator Mossey's amendment, and would urge the advancement of the bill. Thank you.

SENATOR CUDABACK: Thank you, Senator Brashear. Senator Foley, on the Mossey amendment.

SENATOR FOLEY: Thank you, Mr. President. I'd ask for a ruling on germaneness of the amendment.

SENATOR CUDABACK: Senator Foley, would you state why you think the amendment is not germane.

SENATOR FOLEY: Yes, Mr. President. The underlying bill, LB 613, opens up Chapter 29, regarding court procedures. The amendment opens up Chapter 28, to create a new criminal offense--clearly not germane.

SENATOR CUDABACK: Senator Mossey, to respond to Senator Foley's germaneness issue.

SENATOR MOSSEY: Yes, I would disagree. Both bills have to do with the issue of domestic violence at hand and both go, go hand-in-hand with one another. And I would also...in LB 850, it's to amend Sections 29 and Sections 28. So as far as just amending one section, it actually amends Section 28 and 29, as