

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

January 25, 2005 LB 20

LB 20. Mr. Clerk, call the roll on the question, please.

CLERK: (Roll call vote taken, Legislative Journal
pages 359-360.) 1 aye, 38 nays, Mr. President, on the
amendment.

SENATOR CUDABACK: The motion was not successful. The amendment has not been adopted, and I do raise the call. Back to discussion of AM0028, offered by Senator Schrock, which is an amendment to LB 20. Further discussion? Seeing no...Senator Chambers.

SENATOR CHAMBERS: Mr. President, members of the Legislature, now that we're on Senator Schrock's amendment, there will be no confusion between it and what Senator Louden was offering. And I do want to say that my vote against Senator Louden's amendment does not mean that his has no merit whatsoever. I don't think this is an easy, clearly defined issue that we're dealing with, so we have to proceed the best that we can. What is being offered by Senator Schrock's amendment is some new language and it includes a word that is important. The existing law that Senator Schrock is amending says, at 37-524.01, "It shall be illegal to knowingly engage in, sponsor, instigate, assist, or profit from," and this is the new word, "release, killing, wounding, or attempted killing or wounding of animals of the Families," that are here. You need to look that up yourself if you want to see what they are because I don't know if this is like the Hatfields and the McCoys, so I'm going to stay out of that part. But what Senator Schrock's amendment makes clear is that what Senator Stuthman and I had been talking about briefly cannot be done without a penalty attaching. Animals cannot be released to achieve an inappropriate purpose. So I'm going to support Senator Schrock's amendment. I still have difficulty with the definition of feral swine, but I cannot come up with a better definition at this time. But when you have words such as the following, "more or less resembling," every one of those words is subject to interpretation. Senator Schrock assured us, and maybe Senator Kremer echoed that assurance to some extent, that people in the hog industry, people in the area where hog operations exist, will understand this language. The only time a piece of legislation is held to be constitutional by the