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

April 4, 2005 LB 588

decisions. We'll have to live with that. But there is a separation of power, that being the policy making, and that being the enforcement of the policy we made here in the body, and the Legislature cannot and should not expect to do everything. Thank you, Mr. President.

SENATOR CUDABACK: Thank you, Senator Smith. Senator Beutler, on your amendment.

SENATOR BEUTLER: Senator Cudaback, members of the Legislature, I do want to just relate to you the course of this particular Senator Smith proposed this amendment last week. I amendment. had the Performance Audit Committee staff take a look at it. Senator Smith grabbed me on the way out the door one day and said, what do you think of my amendment? And I said, it looks pretty good, but we need to talk about it. So then on Friday, the staff delivered, hand delivered to his office a copy of the amendment, proposed amendment that I had prepared, that is the amendment before you now, which I...in my mind, represented a compromise with Senator Smith. I didn't hear from Senator Smith on Friday, Saturday, Sunday. I called him early this morning, and he wasn't in yet. I had to go to two different meetings. When I got out of those meetings, there was a message from Senator Smith that said, I'll see you on the floor. When I got up to the floor, I immediately went to Senator Smith and suggested the compromise, and he didn't like the compromise. So I will just ask you, Senator Smith, do you want me to withdraw this amendment? If this is not a true compromise, and represents nothing to you, I will withdraw it.

SENATOR CUDABACK: It is withdrawn. Mr. Clerk, anything further on the bill?

CLERK: I have nothing further on the bill, Mr. President.

SENATOR CUDABACK: Thank you. We're discussing the advancement of LB 588 itself. Anybody wishing to discuss advancement? Senator Preister, followed by Senator Smith.

SENATOR PREISTER: Thank you, honorable President, friends all. I'm not sure that the Chair interpreted what Senator Beutler was