

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

February 9, 2006 LB 173

that the question was raised and answered. The way the amendment is drafted, it would be more restrictive if my amendment were adopted than what is intended. If my amendment were adopted, there would be no need to say "including." You could just put endowments and annuities, or something along that line. But the language as it exists in the statute now is to call attention to endowments and annuities, but on the chance that something else could come up that should be included here, the language that exists in the statute now would make that possible. What I wanted to do, and the redrafting up there, I believe, does it, is to harmonize this language with the way we draft the language for definitions. So what the amendment as redrafted would do is to say, in line 4, we would strike the words "by way of limitation," and substitute the words "limited to." Then the language would read, "including, but not limited to, endowments and annuities." And I did clear this amendment with "Wonder Woman" and Senator Mines, so when we've had the opportunity to correct the error that I made, I will then substitute the redrafted amendment for the one which appears originally on your gadget, and which is incorrectly drafted for the purposes that I had in mind. Thank you, Madam President.

SENATOR SCHIMEK: Thank you, Senator Chambers. Mr. Clerk.

CLERK: Madam President, Senator Chambers, I understand you'd like to withdraw FA427 and offer, as a substitute therefor, FA433. (Legislative Journal page 606.)

SENATOR CHAMBERS: Yes.

SENATOR SCHIMEK: Senator Chambers, would you like to open on amendment FA433?

SENATOR CHAMBERS: Yes. Madam President, since it has been discussed, there's not anything else I need to say. But since the amendment is now formally before us, I will state what it does. On page 2, in line 4, strike the words "by way of limitation," and show as stricken, and insert "limited to" and that would bring us to this construction: "including, but not limited to, endowments and annuities." So we're making the additional reference to endowments and annuities, but not