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

March 23, 2006 LB 188

SPEAKER BRASHEAR: Thank you. I cannot believe that these colleagues, these people who I value, and you know it if you watch me be here day to day, wrote a law that has a procedure where I can file the complaint just like Christopher John Beutler did, I can file the complaint but I don't get to know what's going on inside the Accountability and Disclosure Commission and it's a secret proceeding. You'd think it was North Korea. And that from people I consider to be liberal. And I heard all these wonderful speeches about freedom of speech with regard to another bill very recently. But no, we have a secret proceeding inside the Accountability and Disclosure Commission. And I'm telling you, I have to conclude and I stand by my conclusion, it depends sometimes who's whispering in whose They can move extremely quickly sometimes and then sometimes there is no justifiable excuse for not honoring a complaint in which an incumbent officeholder who violated a law in the last controversial campaign for the Board of Regents has not been brought to task when his penalty under the Brashear amendment earlier adopted on this bill would be \$17,000. But justice delayed isn't justice denied if you're trying to get one guy and you're trying to protect the other guy. Now does that alone make this case? No, it's the four reasons that I suggest to you. You've got a law that's unconstitutional in terms of the United States Constitution. I think you know it. There's nothing voluntary about these expenditure limitations. We aren't applying them in a grand and noble experiment. We're applying them to a couple offices. Number two, it's unconstitutional and your Attorney General has told you so. And unless he's wrong on the law, he just doesn't choose to enforce it or do anything about it. You're diverting money you shouldn't use to fund the scheme. Number three, it hasn't worked. You either have to submit to it or you just throw money at it. It actually has promoted spending that should not have to occur for people to fairly compete. And fourth, it is not equitably, fairly, impartially administered. It depends on whose agenda, who's pursuing whom for what reason, who's opposed It's very personal and it's been personal. I urge you...I'm not going to take a lot more of your time. Senator Beutler and I have agreed that this is the process we'd engage in. I'm expecting to lose. I'd sing about it but I can't sing. (Laugh) Senator Chambers sang you a song last time. I've enjoyed