

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

April 4, 2006

LB 1024

is Mount Everest, and if you pass LB 1024 and all of a sudden you make our community subject to the Milliken decision, where the suburban school districts don't have any obligation any longer to participate, and when you consider how difficult the road has been this session, when under the law they have an obligation to participate, how do you expect to effect any change in subsequent legislatures?

SENATOR RAIKES: Well, let me respond this way. First off, I'm not the one that deserves, certainly, all the credit for having tried to negotiate this thing out. You've been absolutely a force in this whole thing, and you have experienced the same frustrations that I have in trying to come up with something that can be agreeable. So I am right with you there, and I will tell you also that I follow your logic. I think completely on the Milliken v. Bradley decision, I don't...I heard you state, I don't see how you can expect, say, an inner city school district...

SENATOR CUDABACK: One minute.

SENATOR RAIKES: ...to integrate.

SENATOR BOURNE: Exactly.

SENATOR RAIKES: I'm sorry.

SENATOR BOURNE: So if we're going to pass LB 1024 and take away the lever, so to speak, how, again, do you expect this Legislature or a new Legislature next year to adopt an integration proposal, when all parties today are under some sort of a legal obligation with the Milliken case? We pass LB 1024, the Milliken case goes away and wouldn't apply to our community.

SENATOR RAIKES: I'm not sure I follow you there, because right now, I think the Milliken case does apply, doesn't it, without...

SENATOR BOURNE: Well, it would apply, in that...it arguably would apply, in that the, but for the section of statute that OPS is relying on, as I understand the case. There's a section