

April 2, 1984

LB 744

SPEAKER NICHOL: Senator Hoagland, is it okay to withdraw that? Okay, it is withdrawn.

SENATOR HOAGLAND: Yes, Mr. President, I have a statement here prior to withdrawing that I would like to make. It will be brief, by way of legislative history and wouldn't it...now, as you know, we have received an Attorney General's Opinion concerning LB 744 which indicates that there is some ambiguity in the language of Section 7. Now that language was drafted by Senator Vard Johnson as part of an amendment which would have extended the effective date of the act two years for those political subdivision lotteries presently using video slot machines. After the amendment was defeated Senator Newell then used the same language in the form of a six month extension rather than the two year extension and that language was adopted. Now when this bill was on Select File Senator Vard Johnson clarified the intent of the language he drafted, thus addressing any ambiguity that might exist in the event of litigation. Because it is late in the session and there may prove to be an insufficient time to pass this bill with the emergency clause if we attempt to amend it today. I concur with the co-signers of this amendment that we should withdraw it and allow the bill to be read on Final Reading today. With that, Mr. Speaker, I also ask that the amendment be withdrawn. Thank you.

SPEAKER NICHOL: Nothing before us so did you wish to read the bill?

ASSISTANT CLERK: (Read LB 744 on Final Reading.)

SPEAKER NICHOL: All provision of law relative to procedure having been complied with, the question is, shall the bill pass with the emergency clause attached? All those in favor vote aye, opposed nay. Do you want to record, Senator Hoagland? Have you all voted? Record, Mr. Clerk.

CLERK: (Record vote read as found on pages 2197-2198 of the Legislative Journal.) 46 ayes, 0 nays, 2 excused and not voting, 1 present and not voting, Mr. President.