

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

May 17, 2001

LB 172

SENATOR WICKERSHAM: We, I would say...

SENATOR BEUTLER: ...every...let me ask it this way, every change in Nebraska law that's necessitated would require separate consideration and a vote of this body and no agreement would be made that would compel us in any way to make substantial changes in our laws down the line. Is that accurate?

SENATOR WICKERSHAM: Okay, two things. One, I don't think the Legislature under any circumstances can delegate changes in substantive law to anybody, can't be done. We can't delegate that to the U.S. Congress, we can't delegate that to the Governor, we can't delegate that to the Department of Revenue, we cannot delegate that to any group that is formed under this proposal; cannot be done under the Nebraska Constitution, even if we wanted to, cannot be done and should not be done.

SENATOR BEUTLER: Well, it can be done under compact form, Senator, and I'm wondering if...

SENATOR WICKERSHAM: I don't think we can...

SENATOR BEUTLER: ...this...this is not a compact type of operation, right? This is a reciprocal agreement?

SENATOR WICKERSHAM: Yes, I don't think we can delegate changes in substantive law to a compact.

SENATOR BEUTLER: Well, we can have further discussions on...

SENATOR WICKERSHAM: Well, I think the power...

SENATOR BEUTLER: ...on that. But I...I think I understand what you're saying.

SENATOR WICKERSHAM: I think the...the...the legislative power is exclusively the power of the Legislature. I...we can, to my knowledge, we...I mean that, to my knowledge we cannot delegate that to anyone.