

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

March 23, 2004      LB 1101, 1162, 1213

Sections 1 and 2 of the amendment are LB 1213, which I introduced. LB 1213 extends through April 1, 2007, the requirements that the Nebraska Commission on Law Enforcement and Criminal Justice report annually to the Governor and the Legislature on the prevalence and disposition of motor vehicle stops based upon racial profiling in Nebraska. The bill also requires law enforcement agencies in the state to continue to provide the Crime Commission with an annual summary of traffic stop data through January 1, 2007. Current law terminates these requirements on April 1, 2004, and January 1, 2004, respectively. The committee amendment contained in LB 1213, which is incorporated, amends the definition of "motor vehicle stop" found in Section 20-503 to exclude stops of trucks and other vehicles at weigh stations and to exempt these stops from the requirement to collect racial profiling data there. The weigh station stops are not discretionary, as you know, and the inclusion of the data from these stops in terms of racial profiling may unintentionally skew the statistics produced by the study in progress. The committee amendment also amends the sunset dates for the reporting of data by law enforcement agencies to the Crime Commission, and for the Crime Commission to report to the Governor and Legislature from January 1, 2007, to January 1, 2006, so it shortens that period, and from April 1, 2007, to April 1, 2006. Lastly, the committee amendment adopts a sunset of January 1, 2006, on the requirement that law enforcement officers collect racial profiling data for all motor vehicle...discretionary motor vehicle stops. LB 1213, as proposed within the amendment, was advanced by your Judiciary Committee on a vote of 6-1. Section 4 of the amendment is what would otherwise be denoted and has a committee statement denominated, LB 1101, was introduced by Senator Chambers. It would prohibit the governing body of a county containing a city of the metropolitan or primary class from establishing a law enforcement reserve force. Current law allows the governing body of a county or city other than cities of the metropolitan or primary class to establish such forces. LB 1101 was advanced by your Judiciary Committee on a vote of 5-1, with 2 members not voting. I would urge the adoption of the Judiciary Committee amendment and the advancement of the bill. Thank you.

SENATOR CUDABACK:      Thank you, Senator Brashear. Mr. Clerk, a