

LB112

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SENATOR MURPHY: No sir, I think, ah, five minutes is probably long enough, if I've been discriminated against, I know it and if I'm going to feel that there is any recourse I think I'd have that feeling immediately, and I'm allowing twenty four hours and I say that this is the only defense that a man in a gas station, an inkeeper, a man in a restaurant, whoever he might be, a man on the street, where is he going to get supporting testimony to defend himself, when a charge can be brought not by the individual but by the state already?

SENATOR CHAMBERS: That's all the questions, thanks Senator Murphy. I'm opposed to Senator Murphy's amendment as being unduly restrictive and I would ask that you defeat his amendment. If you think that ninety days is too long, some of you have had experiences, and experience and matters of this nature, you know that there are situations where twenty four hours does not allow enough time to file a grievance. I think that if the ninety days is felt to be excessive, you could reduce it to forty five, and the reason I say it, their provisions in this bill is weak and watered down as it is, which completely turned me off and make me feel it's ineffective and just a sop and not designed to solve the problems which will arise that it's designed to solve. However, they're provisions in the bill which allow time for negotiations, chit chat, before any legal action of substance can be taken, but I didn't see Senator Murphy or anybody object to that. So in the interest of being consistent, if they're going to allow all of this time to negotiate and discuss and everything else to arrive at a solution before you bring a man to book for what he has done to somebody else, I think you ought to allow forty five days for the filing of the complaint. That is cutting the amount of time in half. I think his amendment ought to be defeated, and if it is and the ninety days is not acceptable, than you could reduce it somewhat, but I don't think to twenty four hours.

SPEAKER: Senator Cavanaugh.

SENATOR CAVANAUGH: Mr. President, I wonder if Senator Murphy would yield to a question?

SPEAKER: Senator Murphy.

SENATOR MURPHY: I double that reservation.

SENATOR CAVANAUGH: Senator Murphy, if an individual was limited to twenty four hours, for example, what would happen if he were discriminated on a Saturday afternoon? Of course the state office, who would he file the complaint with, he couldn't file a complaint, is that correct?

SENATOR MURPHY: That's why I doubled the reservation I knew that attorney would come up with something. I would be amenable to possibly three days, but I still maintain that a man who is operating a public establishment to recall with any certainty the people present at that time is a severe handicap. The longer the time, the more severe the handicap, and inasmuch as he is subject to very serious, not only the exposure of the charge, but actual financial or loss or incarceration, I think I will yield to the fair haired Senator and go for three days.

SPEAKER: In that case Senator Murphy, is it the Chair's understanding that you are asking unanimous consent to -

SENATOR MURPHY: Amend the motion.

SPEAKER: Well we can do it easy unless somebody has an objection to withdraw your amendment and substitute a requirement of three days.