

March 20, 1973

Senator Carstens, do you object? Hearing no objections then, the Amendment is withdrawn. Do we have other Amendments to the Bill?

CLERK: None further on the desk Mr. President.

PRESIDENT: Thank-you. We're back then, now to the original Bill. Senator Carpenter, for what purpose do you rise?

SENATOR CARPENTER: To speak in the Bill.

PRESIDENT: All right. Back to the original debate then of LB 268, the Chair recognizes Senator Carpenter.

SENATOR CARPENTER: A Mr. President, I hope I get the attention of the chairman of the Judiciary Committee, and others. As I recall, the Attorney General told the Judiciary Committee, who isn't getting told, he advises. That is was necessary to pass Senator Chambers Bill pertaining to the something which is similar to this. The Chairman of the Judiciary Committee can explain better than I what his reasoning was. So if we pass Senator Chambers Bill, which eliminates anything pertaining to the subjects and then if we don't pass Senator Rasmussen's Bill, then we don't have anything on the books in order to curtail anybody from attempting whatever they want to do, within their judgement of what the penalties may or may not be. What I'm trying to say, speaking only for myself, and I'm willing to accept the Attorney Generals opinion in this specific case because he's the man who has to provide the protection of the State, but he advocates and so do I the passing of Senator Chamber's Bill. Which is now on its way to final reading, and I think if thats in viewpoint, then we have automatically wiped anything off from the books, as I can understand it, pertaining to the Death Penalty. Now if you want to leave it that way, I think you ought to do it, understanding what your doing, if you don't pass Senator Rasmussen's Bill.

PRESIDENT: Chair next recognizes Senator Stahmer.

SENATOR STAHMER: Mr. President, members of the body, I wonder if Senator Luedtke could explain to me on the top of page 5, that offers, I believe three options for different types of, of panels or judges who may or may not, preside, and make determinations. I just wonder, who makes the determination whether its sub-section 1 is found on line 5, a sub-section 2, line 6 or sub-section 3, found on line 10. It isn't clear to me there, perhaps in your hearing that was brought out.

PRESIDENT: Senator Luedtke, do you care to respond? Senator Luedtke, while your taking a look at that, maybe the Chair could break in here for some introductions, would you mind?

SENATOR LUEDTKE: Go right ahead.

PRESIDENT: Would you yield the floor for a few minutes? A the Chair this morning while the, Senator Luedtke is looking over the technical question thats been asked of him. We're pleased to announce that there are 15 students from the Senior High Class of McCook High School, McCook Nebraska. They of course are from Senator Richard Lewis's District. I imagine that he'll get up to the balcony there, to say hello to them before to long. Their in the North balcony. Their instructor is Mrs. Dorothy Hart, and Mr. Gerald Mayo. Then like wise we have packed balconies this morning because also in the North balcony, we have 55 juniors from Bellevue Public School, their instructors are Mr. Dunn and Mr. Mayo, hmmm, Mr. Mayo can't hardly be, yes excuse me. Well all right. Gerald Mayo, also. They're from Senator Lewis's District. Then we have 80 Government students from Westside, of Omaha. They're