

possessing in your pockets, powder, sugar or salt, and are stopped and are arrested, and it turns out that that is powder, sugar, or salt, you are not guilty of anything except possessing powder, or sugar, or salt. It is not an offense in terms of this act. If you walk down the street and sell something to somebody else and say that this is a drug, and it turns out not to be at the present time you are not guilty of anything. But, you have participated in the stream of criminal commercial activities, and I am amazed at Senator Chambers representing the district that is probably affected worse than any other area in the state by the evils of drug traffic, I'm surprised that he doesn't see the advantage that comes from this simple bill. Lets not get mixed up in this. This is not going to convict an innocent person, it is going to help convict someone who intends to engage in criminal activities. That is all that it does. If you vote to kill this bill, you are stopping and preventing legitimate law enforcement. If you vote to keep this bill and pass it on, you are helping to stop the illegal drug traffic which we all think is bad.

PRESIDENT: Are you all through discussing the motion then? Senator Cavanaugh, do you care to close on your motion? Senator Cavanaugh is now closing on his motion to indefinitely postpone LB747 on Select File.

SENATOR CAVANAUGH: Mr. President, members of the legislature, I perhaps understated the case to say that this was a frivolous bill. It is frivolous in the expression of Senator Fellman that it is a legitimate law enforcement bill to deal with a serious law enforcement problem. The drug business is probably the dirtiest business in the world, and we all agree with that. I think that my position, since I have been in this legislature and supporting strong drug legislation can be unquestioned, as is Senator Chambers. The point is that it is a dirty business, it is a dirty business in its transactions on the street and it is a dirty business in the entailment of law enforcement. The law enforcement officials of this state who have to deal in the drug traffic business and drug prevention have a dirty job to do and very often they have to resort to dirty methods to do it. For example and I know that Senator Fellman knows this well and I'm sure that Senator Luedtke knows this well that the law enforcement officers of this state very often hire individuals who try or are intimately involved in the drug traffic and who remain involved in the drug traffic. They hire addicts, they hire people who deal in drugs regularly and they hire them on the basis of arrest or conviction. This means that they can have or hire a drug addict to act as a part-time undercover agent. He is compensated on the basis of the number of people that he turns over to them in legitimate arrests. What has happened very often, and I know of cases and I know that Senator Fellman knows of cases where upon an individual is enticed or solicited by one of these part-time half way in and half way out primarily in undercover agents to meet a certain arrest quota. They will entice individuals into the drug business for the purpose of meeting that quota and receiving their compensation. Now what this bill does, and very often in those occasions you will have found that in a case in Omaha not too long ago where in fact the police did end up with a bag of sugar after a liable or reliable tip from one of these such individuals. The individuals who were arrested on that basis may in fact have been regular members of the drug traffic or they may have in fact been innocent individuals taken in and set up by such a part-time