

March 7, 1974

who is interested in this bill and I also know that Senator, not Senator but former member of this Legislature and is a partner of Tews and Noren are actively engaged or has been engaged and employed I am sure by either bank or trust companies in promoting this bill. Now I know Professor Gradwohl of the law college has spent considerably more time in this Legislature in the past week than he has in law school and I know that he is actively engaged in lobbying and I will give him credit for being sincere and I am not accusing the trust companies, the banks of being dishonest. I am simply stating that they are the matter of self interest interested in this bill because 354 will be the greatest impetus, the greatest promotion for the, we will create the situation and I intend to take you on a pigeon hunt somewhere along the way to show you how this is done. This is a pigeon hunters bill and they we will create the situation in this Legislature which will make it the creation of trust, a huge inducement and spur the creation of trust and those of you who are interested in corporate farming and are appalled at corporate farming I want to tell you that the biggest target of trust today are real estate out in rural Nebraska and if this bill is carried out to its true issue within a generation, the few trust companies who have the power in this state through the trust and consequent holding of real estate and control of real estate will control real estate in this state that will make corporate farming situation look like a spit in the ocean by comparison. So I am not very happy of being accused of representing special interest, I have gone to this and I have read this bill night after night after night for three or four weeks and to say that this is all the product of great study might be true but only a few weeks ago it took 117 amendments or some such matter to get this bill into shape so that it could even be presented and most of the people who endorse this bill and be sure that Senator Luedtke put out and never read this bill, they don't know anything about it and most of them say that it is a good bill, we are for it. I am not interested in that kind of statement, I am not interested in a pre-madonna endorsement anymore than the endorsement of a movie star or a football player induces me to buy a raiser blade or a popcorn popper, I am not interested just because he says that it is good, I am for it, I want to know what this bill does and this is what I am interested in and if it takes the reading of this bill section by section, I am not waiving my right to this, I will insist on it if it is not properly covered. Now Senator Luedtke I would like to ask you some questions if I may?

PRESIDENT: Will you yield Senator Luedtke?

SENATOR FRED CARSTENS: Senator Luedtke, specifically on page 21, in section 24, now there has been a misunderstanding and I want this corrected. I have had a number of the members of the Legislature tell me.....

SENATOR LUEDTKE: Section 21?

SENATOR FRED CARSTENS: Page 21, section 24.

SENATOR LUEDTKE: 21?

SENATOR FRED CARSTENS: Page 21 and section 24, that is the, now I have been told by a number of members of this Legislature in conversation with them that they believe that if you make a will or if I make a will or if anybody makes a will, for example, take subparagraph 3, if there is a surviving issue, all of whom are issue of the surviving spouse of the \$35,000 plus one half of the balance, there is a misunderstanding in this Legislature. Now is it correct that if a person makes a will that gives less than the amount specified in subparagraph 3 who is the surviving spouse that need not be accepted by the surviving spouse?

SENATOR LUEDTKE: Now you are talking here about Section 24, which is the intestacy section, of course which has nothing to do with the election. What you are referring to is the widow or the widowers, the spouses right to election, right?

SENATOR FRED CARSTENS: Can you abrogate this section by will?