

March 9, 1979

LB 114A, 278, 312,
313, 417, 450

advanced to E & R for engrossment.

PRESIDENT: Motion is to advance LB 114A to E & R for engrossment. Any discussion? All those in favor signify by saying aye, opposed nay. LB 114A is advanced. Some reports are now to be read in. Mr. Clerk, proceed.

CLERK: Mr. President, your committee on Banking, Commerce and Insurance whose chairman is Senator DeCamp to whom was referred LB 278 instructs me to report the same back to the Legislature with the recommendation it be advanced to General File; LB 312 to General File with amendments; LB 313 to General File with amendments; LB 417 to General File with amendments. Those are signed by Senator DeCamp, Chairman.

PRESIDENT: Mr. Speaker, we have now concluded our Select File items. Would you want to revert back now then? Go back to LB 450 and the speaking list I have has Senator Nichol, Fowler, Hoagland, and Murphy, in that order, speaking on LB 450. So we would commence then with the pending item on LB 450, the motion to reconsider. The Chair recognizes Senator Nichol.

SENATOR NICHOL: Mr. Chairman, yesterday we were in the middle of the discussion of bringing back LB 450 at the request of Senator Dworak, I believe, and this has to do with expungement of criminal records where there is no conviction, in other words, just expungement of arrest records. I wanted to make a couple of things clear and straighten out one thing that Senator Vard Johnson had said and that was that this bill was poorly written due to the Judiciary Committee. As Chairman of that committee, I want to announce that we did not draw up that bill. It was done by the Civil Liberties Union, whoever they had do it for them, and that was the bill that we had. The Judiciary Committee and the Judiciary legal counsel had nothing to do with the drawing up of this bill, and if it is in lousy form, it is not our responsibility. We do, the Judiciary Committee does accommodate various groups such as the Civil Liberties Union, prison groups and so forth at various times to get bills introduced because they seem to have difficulty in doing this. Next year we probably will be looking at good time legislation which has to do with the prisons. Now let's look at who testified on this. Ordinarily in a bill of this kind where somebody is being hurt or prejudiced, ordinarily we have some specific people coming in and say, look, this law has hurt me or the way the law is now is hurting