

March 13, 1980

LB 696

SPEAKER MARVELL: The motion is carried. The bill is advanced. Next bill, 696.

CLERK: Mr. President, LB 696 was introduced originally by the Judiciary Committee and signed by its members. (Read title.) The bill was first read on January 10. It was referred to the Judiciary Committee for a public hearing. The bill was advanced to General File. The committee amendments at that time were adopted by the body on February 4. It was then returned to the Judiciary Committee for a further public hearing. I now have pending, Mr. President, I believe six separate sets of committee amendments and Senator Nichol wishes to vote on them individually.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, you will recall that 696 came before the body several days ago and was referred back to the committee for changes and recommendations. Now, Mr. Chairman, I suggest that since there are four parts to this, we take them one at a time and vote on them one at a time so that one section, if it is objectionable to the group will not jeopardize the entire bill. Mr. Clerk, is this...? All right. Well since it is a Judiciary bill that picks up four specific items that are not related to each other, I would think it would be advantageous to do this. Now to start with, I have passed out a book to you similar to this one which is called Drugs of Abuse which is put out by the United States Department of Justice and I received these through the State Patrol and as far as we are concerned, we relied quite heavily on this document. Secondly, I passed out, too, two pieces of literature, one having to do with felonies that is now in the criminal code so that you can see at a glance what a Class I felony is, what a Class V felony, Misdemeanor I, so forth, so that in case you have questions as we go along on this item you can see what it does. Then the other handout that I have given you has to do with the Request #2142, 2143 and how they relate to each other. In other words, at the left column you will see what the present law is and in the middle you will find out what the delivery situation is and at the right hand column you will find out what the amendments do in the way of change so that you can refer to that as we go along. All right, the public hearing on the committee amendments was held February 13, 1980, because there is controversy surrounding the drug amendments and to LB 696. We are taking these up one at a time. The committee amendments become the major operative portions of LB 696. As you will also recall the original draft of 696 merged two sections of the current law regarding use of motor vehicle to avoid arrest. The committee then substantially amended