

March 17, 1980

LB 605

SENATOR VENDITTE: Thank you.

PRESIDENT: Senator Chambers, did you have your light to speak again? All right, that concludes the speakers then so we are back to Senator Haberman to close on his amendment.

SENATOR HABERMAN: Mr. President, fellow legislators, you are being passed out another handout. I know you hate paper as much as I do but I think this handout proves a point of what I am trying to say. Due to the changing of the criminal code, a man who took a bribe could not be prosecuted. Under the old criminal code according to what this newspaper story says the man could be prosecuted. It says, "Lahners refused to comment on the statute which was altered when the new criminal code became effective in 1979." Well now maybe, fellow senators, when they altered the criminal code they fixed something that wasn't broken. Maybe that happened. Possibly it did because before the criminal code was altered we had this sort of a statute and I don't recall and nobody on this floor has ever gotten up and said that the statute was abused, that the police abused it. They made the wrong judgment call. It wasn't criticized. It wasn't try to changed. It was changed when they changed all of the laws and possibly a mistake was made just as in this news article where the man could not be prosecuted due to changing something that wasn't broken, so I ask for your support in the advancement of 605.

PRESIDENT: Motion then is the adoption of the...motion to adopt the Haberman amendment to LB 605. All those in favor vote aye, opposed nay. Have you all voted? We are voting on the Haberman amendment to LB 605. Senator Haberman...all right, record the vote.

CLERK: 25 ayes, 5 nays.

PRESIDENT: Motion carries and the Haberman amendment is adopted. Any further amendments?

CLERK: I have nothing further on the bill, Mr. President.

PRESIDENT: Senator Haberman.

SENATOR HABERMAN: Advance 605 as amended.

PRESIDENT: All right, the motion now is to advance LB 605 to E & R engrossment and the Chair recognizes Senator Chambers.