

March 17, 1980

LB 741

SENATOR HOAGLAND: Well what this amendment does is it takes out the repealer of the authority of townships to levy a partial mill to support a band.

SENATOR DE CAMP: Okay, as I understand it this is a repealer statute. You've got a variety of bills you are repealing, or laws.

SENATOR HOAGLAND: We have a variety of laws and the common denominator is that the Legislature feels they are obsolete.

SENATOR DE CAMP: When they put 25 votes up there they say they are obsolete and obsolete is merely a state of mind or a subject. It is not a legal definition by any standards. These laws are on the books right now. They are laws of the State of Nebraska. Aren't they?

SENATOR HOAGLAND: They are laws which are not being used anywhere in the state as far as we know.

SENATOR DE CAMP: Well they are laws of the state. We have a law on the book I think, that says, "children under 18 aren't allowed to smoke" but I think we all know that they do it. It is a law but the degree of enforcement is another question, but it is a law, the same as the law, "you shall not drink until you are nineteen" or whatever the latest mood is. It is a law that is just...legally it is a law on the books. Isn't it?

SENATOR HOAGLAND: Senator DeCamp, if you take a look at all these statutes that this bill would repeal, they were all passed in the late nineteenth or early twentieth century and to our knowledge, none of them are being used and...

SENATOR DE CAMP: They are laws of the State of Nebraska.

SENATOR HOAGLAND: That are obsolete.

SENATOR DE CAMP: And we are repealing them.

SENATOR HOAGLAND: Obsolete laws we are repealing, that is right.

SENATOR DE CAMP: You think they are obsolete though?

SENATOR HOAGLAND: It is my intent as the introducer of this bill and I believe the intent of the Judiciary Committee in voting this bill out unanimously to repeal laws