

April 1, 1980

LB 940

the Legislative Journal.) 26 ayes, 18 nays to cease debate, Mr. President.

PRESIDENT: The motion carries and debate ceases. Before you close, Senator DeCamp, the Chair would like to introduce some guests from Senator Burrows' District, 21 Twelfth Grade students from Adams High School with their teacher, Mr. Tom McShane. The folks from Adams are up here. Would you stand up and be recognized? The Adams...welcome to the Legislature. Now, Senator DeCamp, you may close.

SENATOR DeCAMP: Mr. President and members of the Legislature, I will try to be brief. Bankruptcy, as most members of the Legislature know and certainly lawyers in this body know and my good friend, Senator Fowler, well knows, is a whole, huge body of law. There are specialists that deal just in bankruptcy. Now, as many fields of law, I can create this technical question or that technical question and ask you on the floor and there are answers to them, legal answers that the experts can give. Let's talk, for example, about the two or three questions that Senator Fowler raised. With respect to the mobile homes, there are technical questions. It depends on whether it is attached to the realty or whether it is not attached to the realty. Things like this. With respect to the veterans' benefits, no it doesn't affect those at all. Now, what I am suggesting in terms of dealing with the law and making the law changes. It is kind of a policy decision more than anything else. Do you want to cut down from the federal exemptions to a more limited exemption or a more limited area in bankruptcy? You could go back to the old Nebraska statutes, which I have given you, which give you the outline of the basic parts of them, or you could go to the in-between, and that is the kind of Senator Landis version. I think it is quite reasonable. Now, as I say, I could take the existing statutes, or the new federal ones, and every single question that Senator Fowler has raised, all these things that anybody could raise we could ask 50 dozen good technical questions that require kind of a legal opinion, but in terms of the overall bill the changes are fairly obvious, fairly well outlined, I think. I would urge you to adopt them.

PRESIDENT: The question before the House is the adoption of the amendment to LB 940. All those in favor vote aye, opposed nay. Have you all voted? Record the vote.

CLERK: 31 ayes, 9 nays on the adoption of Senator DeCamp's amendment.