

April 15, 1980

LB 847, 847A, 848

SENATOR CLARK: The motion is withdrawn. Read the bill. There is nothing before the House. I don't think you were.

CLERK: Read LB 847.

SENATOR CLARK: All provisions of law having been complied with, the question is, shall the bill pass. All those in favor vote aye, those opposed vote nay. Have you all voted? Have you all voted? I'll give you time to vote. Have you all voted? Record the vote.

ASSISTANT CLERK: 33 ayes, 11 nays, 3 excused and not voting, 2 present and not voting. (Vote appears on page 1936 of the Legislative Journal).

SPEAKER MARVEL: The bill is declared passed on Final Reading. The Clerk will now read on Final Reading LB 847A.

ASSISTANT CLERK: Read LB 847A.

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass. Those in favor vote aye, those opposed vote no. LB 847A. Have you all voted? Record the vote.

ASSISTANT CLERK: 33 ayes, 10 nays, 3 excused and not voting, 3 present and not voting. (Vote appears on page 1937 of the Legislative Journal).

SPEAKER MARVEL: Bill is declared passed on Final Reading. Next bill on Final Reading, LB 848.

CLERK: Mr. President, I have a motion. Senator...first of all I had one from Senator Lewis to return the bill to strike the enacting clause, he wanted to withdraw that. Senator Beutler moves to return the bill, Mr. President, for a specific amendment. The amendment being to strike new section 23. That is found on page 1760 of the Journal.

SPEAKER MARVEL: Senator Beutler.

SENATOR BEUTLER: Mr. Speaker and members of the Legislature, this is another bill that is perhaps a good bill but it has one section, Section 23 which is, in my opinion, clearly unconstitutional. I know you have heard the argument many times this year about the constitutionality versus the unconstitutionality of the various provisions. Perhaps the only thing that I can say is that this is the most unconstitutional provision that I have seen this year. Now the bill generally deals with Section 53 of the statutes, the liquor licensing