

April 18, 1980

LB 991

SENATOR BEUTLER: Senator Hoagland.

PRESIDENT: Time is up, Senator Beutler.

SENATOR BEUTLER: Mr. Speaker, I would ask unanimous consent to finish this review if I might.

PRESIDENT: Any objection to Senator Beutler just finishing his...this portion...how long will it take?

SENATOR BEUTLER: Well I hope they can respond short and briefly.

PRESIDENT: All right, go ahead.

SENATOR HOAGLAND: Mr. President and colleagues, like many of us here on the floor of the Legislature in these waning days, I have not had an opportunity to study many of the bills as carefully as I would like and I have not had an opportunity to give this particular bill a detailed constitutional analysis. That would take several hours and that would entail reading a lot of other authorities but I have reviewed the opinions of our own Attorney General, in particular the opinion that Senator Wesely passed out today and I certainly have no reason to disagree with that. The opinions sound well written. They sound good and they sound plausible and I think on the ultimate issue of constitutionality we need to look to the Attorney General of our own state who has analyzed in detail, this particular bill as being the most definitive authority we have at this time. Thank you, Mr. President.

SENATOR BEUTLER: Senator Landis.

SENATOR LANDIS: Mr. President, members of the Legislature, I would humbly offer the opinion that certain sections of the bill are unconstitutional. I would expect them to be enjoined. I would expect them to be found unconstitutional by the proper court in this state.

SENATOR BEUTLER: Senator Chambers.

SENATOR CHAMBERS: Senator Beutler, I have my light on so to facilitate things why don't I wait until my turn to speak and I won't prolong...

SENATOR BEUTLER: I would like to ask Senator Cullan. Senator Cullan is probably fresher on constitutional law than the rest of us, having I think, studied it this year. Do you have an opinion, Sam?