

February 27, 1981

LB 76, 83

as amended to E & R for review. All those in favor vote aye, opposed vote no. Senator Higgins.

SENATOR HIGGINS: I wanted to add an amendment to it, Mr. President. Evidently I am too late.

SPEAKER MARVEL: The easiest way to do it is a Select File amendment. When it gets to Select File, put the amendment on.

SENATOR HIGGINS: Thank you, sir.

SPEAKER MARVEL: Have you all voted? Clerk, record the vote.

CLERK: 30 ayes, 0 nays on the advancement of the bill, Mr. President.

SPEAKER MARVEL: The motion is carried. The bill is advanced. The next bill is LB 83.

CLERK: Mr. President, LB 83. (Title read.) The bill was read on January 12. It was referred to the Judiciary Committee. The bill was advanced to General File. There are committee amendments pending by the Judiciary Committee, Mr. President.

SPEAKER MARVEL: Senator Chambers, do you want to take up the committee amendments?

SENATOR CHAMBERS: Mr. Chairman, I was not present when this bill was heard so I am going to ask that you look in your book at LB 83 and I would like to ask Senator Stoney to yield to a question. Senator Stoney, are these your amendments? Did you offer them?

SENATOR STONEY: Senator Chambers, the amendments that are to the bill were offered and adopted by the Judiciary Committee. They are not mine. Yes, I would. Mr. Speaker, members of the Legislature, the committee amendments to LB 83 accomplish just one thing. They are more definitive than the bill was in its original form. The bill would provide for adding to Nebraska statutes a charge of felony arson and the committee amendments in defining this would indicate that these items are; when a burglary is committed; a robbery is committed; or felony criminal mischief. Now I have circulated to help you in better understanding what criminal mischief is a memorandum which is directed to my attention and it explains exactly what criminal mischief is, and if you will take the time to read that, I think it is fairly simplistic. I now have been provided with an aid by the Judiciary staff counsel and I will read for your edification more specifically what this amendment accomplishes.