

March 24, 1981

LB 475

SPEAKER MARVEL: Senator Marsh.

SENATOR MARSH: Mr. Speaker and members of the Legislature, I have some real questions about our deciding someone is guilty before a case is heard. I feel that we should be very cautious about removing that kind of protective language. If someone is removed from office they obviously do not receive compensation but if a false charge is brought and it is a possibility, that salary should not be stopped, in my estimation.

SPEAKER MARVEL: Senator Landis.

SENATOR LANDIS: I will waive. The point has been made.

SPEAKER MARVEL: Senator Maresh.

SENATOR MARESH: Mr. Speaker, a question of the Clerk. Isn't this carrying out the constitutional amendment that was voted on last fall and isn't this the language that was spelled out in that constitutional amendment? That is why we are passing it in this fashion? Is that correct? I think we better study that constitutional amendment before we vote on this to make sure that we aren't going against the wishes of the people because this was voted on last fall.

SPEAKER MARVEL: Senator Haberman.

SENATOR HABERMAN: Mr. President, members of the Legislature, a question of Senator Chambers, please.

SENATOR CHAMBERS: Yes.

SENATOR HABERMAN: Senator Chambers, as I understand it, you also wish that if he is guilty he loses his pension rights and his salary, correct?

SENATOR CHAMBERS: Lose everything.

SENATOR HABERMAN: Yes, thank you.

SENATOR CHAMBERS: That would be in the case of the finding of guilty for the felony but removal could be for some infirmity so ...

SENATOR HABERMAN: And if he is removed he loses the side benefits also.

SENATOR CHAMBERS: Only if it is for conviction of a felony.