

May 26, 1981

LB 552

SENATOR CLARK: Senator Kilgarin, E & R amendments to 552.

SENATOR KILGARIN: I move we adopt the E & R amendment to LB 552.

SENATOR CLARK: You heard the motion. All those in favor say aye, all opposed. The E & R amendments are adopted.

CLERK: Mr. President, I now have an amendment from Senator Hefner. (Read Hefner amendment as found on page 2265 of the Legislative Journal.)

SENATOR CLARK: Senator Hefner.

SENATOR HEFNER: Mr. Chairman, members of the body, I offer this amendment which was suggested by the Attorney General's opinion that we received, I believe it was last Friday. The Attorney General's opinion is on page 2231 in our Journal if you want to follow along with me a little bit. That is page 2231. The question that I asked was, whenever the Supreme Court is redistricted, the judges serving prior to the redistricting shall continue in office and the law providing for such redistricting shall, where necessary, specify the newly established districts which they shall represent for the balance of their terms. And of course with the plan that we now have going across the board in 552 it does redistrict two Supreme Court judges out of their particular district. And of course, here was the Attorney General's, it was quite a lengthy letter and here is what he would suggest. "Toward this end we would suggest that you simply add after the present language for the balance of his or her term the language or so long as he or she shall be retained in office." And so this is what we are doing with this amendment and I am sure that this will answer some of the questions that have been asked of me and also other members of the committee. I would, therefore, ask you to support this amendment.

SENATOR CLARK: Senator Koch, did you want to talk to this amendment? Is there any discussion on the amendment? If not, all those in favor of the Hefner amendment vote aye. All those opposed vote nay.

CLERK: Senator Clark voting yes.

SENATOR CLARK: Have you all voted on the Hefner amendment? Record the vote.

CLERK: 29 ayes, 0 nays on adoption of the Hefner amendment, Mr. President.