

SPEAKER NICHOL: Senator Chambers, your...(gavel). Just a moment, Senator Chambers. (Gavel.) Ladies and gentlemen, may I have your attention. (Gavel.) We are continuing on. Hold it down would you please. Senator Chambers.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, the amendment that I am offering, if you turn to the committee amendments on page 247 you'll see in the first portion, or the first of the committee amendments, the words "negotiable instruments or securities." That group of words appears twice in that amendment. I'm asking that those words be stricken. For those of you who can find it possible to come back to a mundane issue, such as this one, the committee amendment, without what I am offering, would say that anything...I mean money, negotiable instruments or securities could be forfeited if found near these drugs. Basically that is what it says. I don't know what all is meant by negotiable instruments or securities. I don't think most people in the Legislature know. I don't believe police officers would know, and furthermore Senator Hoagland, who is offering the amendment, has acknowledged that there are no cases in Nebraska where negotiable instruments and securities were involved in any of these transactions. Remember, we are not talking about a transaction itself. We are talking about something being close to another item. Let's say that there is a kid who comes from a relatively well to do family and he's been dealing, and the family does have negotiable instruments and securities. If these securities and negotiable instruments are found near, or in close proximity, or whatever the terminology is that the bill employs, they could be forfeited. But I don't even think that is likely to happen. I think this is excess, unnecessary verbiage and it ought to be stricken. So I am asking that you adopt the amendment and strike these words from the committee amendment.

SPEAKER NICHOL: Senator Pirsch, please.

SENATOR PIRSCH: Thank you, Mr. President. These are the committee amendments. They did add them to our original bill and took into account, I believe, what other states have done. I just wanted to assure you that there is, in our law, definite definitions of negotiable instruments, in 3-104 and also in 8-1101 in the Uniform Commercial Code and under the banks and banking terms defined. I guess it is a