

allow us to do it. It won't force us to do it, it will allow us to do it. Thank you, Mr. Speaker.

SPEAKER NICHOL: Senator DeCamp, then Senator Abboud.

SENATOR DECAMP: Mr. President and members, my good friend, Senator Johnson, says this has gone on far too long and maybe that's true. I would like to get into the record some information since it would appear that the bill is going. I would like to submit that the real purpose of this bill, the real purpose is not necessarily to...the real purpose is not to get an arbitration system or anything else. The real purpose is to get a Supreme Court test in the State of Nebraska on this issue and that if you'd ask for an Attorney General's Opinion, if he gives any responsible or honest Attorney General's Opinion, it has to say, this is unconstitutional. Let me very quickly and very briefly give you the arguments and the cases because I want it on matter of record. The arguments, elected officials are specifically elected for the specific purpose of resolving personnel conflicts of doing the management business. That is the purpose for which they were elected, and if they come up with a system by which they can duck that responsibility or turn that over to somebody else who wasn't elected for that purpose, that is an illegal delegation of power and authority, kind of almost like, well, not kind of, exactly like we have here at the state level. We can't pass a law because we're not gutsy enough to deal with the issue that turns over to some other person unelected the power and authority to, in effect, write the laws. It is an illegal delegation of authority. Cases on it, and I'll only use surrounding states because the identical issue brought by almost the identical people under almost identical laws has already been taken to court. Example: Utah case, Greeley Police v. the City of Greeley, 1765, 33 Pacific 2d 790, it's a 1976 case. City of Sioux Falls v. I.A.F.F., 1975 case. Identical issue. 234 N.W.2d 135. Salt Lake City v. I.A.F.F., 1977 case, 563 Pacific 2d 786. As I say, I want these in the record because I will seek an Attorney General's Opinion. Can you imagine any clearer situation though than the surrounding states already having heard this issue and saying, this is simply unconstitutional because it is an illegal delegation of power? You are giving away your authority, your responsibility to do these things. You are creating a complete system, simply duck it. I urge you not to advance the bill. Senator Vard Johnson and Senator