

February 11, 1986 LB 772

SENATOR CHAMBERS: Thank you, and I am speaking rapidly to try to get as much in the record as I can.

PRESIDENT: Take your time.

SENATOR CHAMBERS: Well, I don't have that much. Remember...I have got to remember the point myself.

PRESIDENT: What was that line?

SENATOR CHAMBERS: Okay, here it is. You know what somebody not may do but will do. I have got to know that somebody will use the information I give them unlawfully. You cannot know anything in advance. You cannot know it in advance. This requires knowledge with certitude. So if I say, look, my intent when I say that Jews ought to be put in the gas chamber, and every black person should be hung from the first telephone pole you can find, my intent is not that anybody do that. I am just teaching based on my attitude toward these groups. So then a cop says, but you know that somebody is going to go out and do it, and the cop makes an arrest. The prosecutor says, this is ridiculous, you don't have enough evidence here to arrest somebody, I am not even going to file the charge. But the work that the officer intended has been done. He has placed the person under arrest. If there is a meeting he doesn't like, he has broken up the meeting, and he has put these individuals to the expense of a lawyer to defend against one of the worst bills that has come out of this Legislature. There was one before us a few years ago offered by Senator Haberman dealing with unlawful assembly and that bill was laughed, ridiculed, and mocked to scorn. Every time he tried to get an amendment offered by the state patrol, the constitutional infirmities quickly showed themselves and we did not enact that bill. We have a worse one here, but because the emotional appeal has been made, save the Jews, spare the black people, get these kind of guys who killed the talk show host, get these kind of people that you have in Arkansas who according to Mr. Ahearn had tanks, bazookas, and all other kind of weaponry that nobody has ever indicated is in Nebraska. That sounds good and it has an appeal, but when you take a heavy-handed approach and enact a bad law, you are not going to touch the ones that you supposedly are going after because they will just remove themselves from it with no trouble whatsoever and the escape hatch is there. But for the unwary people who may feel that

8610